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**Anastasia Island Lighthouse Reservation, Fla.** **AN ACT** To amend the Act entitled "An Act to authorize the Secretary of Commerce to dispose of certain portions of Anastasia Island Lighthouse Reservation, Florida, and for other purposes", approved August 27, 1935, and for other purposes.

**Coast Guard, ordnance property purchases.** **AN ACT** To enable Coast Guard officers to purchase articles of ordnance property for use in the public service in the same manner as such property may be purchased by officers of the Army, Navy, and Marine Corps.

**Oakland, Calif., public building.** **AN ACT** Authorizing and empowering the Secretary of the Treasury to sell the old post-office building at Oakland, California, and to convey to the city of Oakland portions of the site for street-widening purposes in accordance with the provisions of public Act approved August 26, 1935 (49 Stat. 800).

**Pennsylvania, issue of duplicate check.** **AN ACT** For the relief of the State of Pennsylvania.

**Postage rates on matter for the blind.** **AN ACT** To provide special rates of postage on matter for the blind.

**Coast Guard Academy, instruction staff.** **AN ACT** To authorize the establishment of a permanent instruction staff at the United States Coast Guard Academy.

**Quapaw Indians, Okla.** **AN ACT** To amend the last two provisos, section 26, Act of Congress approved March 3, 1921 (41 Stat. L. 1225-1248).

**Boy Scouts of America, loan of Army equipment.** **AN ACT** To authorize the Secretary of War to lend War Department equipment for use at the World Jamboree to the Boy Scouts of America; and to authorize the Commissioner of Internal Revenue to remit the tax on steamship tickets; and further to authorize the Secretary of State to issue passports to bona-fide Scouts and Scouters without fee for the application or the issuance of said passports.

**District of Columbia, vocational rehabilitation.** **AN ACT** To amend an Act entitled "An Act to provide for vocational rehabilitation of disabled residents of the District of Columbia, and for other purposes" (Public, Numbered 801, Seventieth Congress).

**Santa Rosa Band of Mission Indians, Calif.** **AN ACT** To authorize the acquisition of six hundred and forty acres of land for the use and benefit of the Santa Rosa Band of Mission Indians, State of California.

**Los Angeles, Calif., exchange of land.** **AN ACT** To authorize the Secretary of the Interior to exchange certain lands and water rights in Inyo and Mono Counties, California, with the city of Los Angeles, and for other purposes.

**National Housing Act, amendment.** **AN ACT** To amend the National Housing Act.

**Postmasters, third- and fourth-class offices, ad interim service.** **AN ACT** For payment of compensation to persons serving as postmaster at third- and fourth-class post offices.

**Capitan Grande Band of Mission Indians, land reservation.** **AN ACT** To reserve certain public domain in California for the benefit of the Capitan Grande Band of Mission Indians.

**Books, etc., for adult blind.** **AN ACT** To authorize an increase in the annual appropriation for books for the adult blind.

**Bituminous Coal Act of 1937.** **AN ACT** To regulate interstate commerce in bituminous coal, and for other purposes.

**Deteriorated ammunition, use for agricultural purposes.** **AN ACT** To repeal an Act of March 3, 1933, entitled "An Act to provide for the transfer of powder and other explosive materials from deteriorated and unserviceable ammunition under the control of the War Department to the Department of Agriculture for use in land clearing, drainage, road building, and other agricultural purposes."

**Bridge, Mississippi River.** **AN ACT** To extend the times for commencing and completing the construction of a free highway bridge across the Mississippi River at or near La Crescent, Wisconsin.
Flood Control Act of 1936, amendment. AN ACT To amend an Act entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes", approved June 22, 1936.

Springsfield Armory, Mass., right-of-way. AN ACT To authorize the Secretary of War to release a certain right-of-way no longer needed for military purposes at the Springfield Armory, Massachusetts.

Central Heating Plant, D. C., service extension. AN ACT To authorize the furnishing of steam from the Central Heating Plant to the District of Columbia.

Appropriations, Navy Department, etc., fiscal year 1938. AN ACT Making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1938, and for other purposes.

Postage rates, bills, etc., produced by mechanical process. AN ACT Relative to the classification of bills or statements of account produced by photostatic or mechanical process.


Simplification of accounting. AN ACT To simplify accounting.

District of Columbia, prevention of blindness in infants. AN ACT To provide for the prevention of blindness in infants born in the District of Columbia.

Insect pest and plant disease control, appropriation. JOINT RESOLUTION Making an appropriation for the control of outbreaks of insect pests.

Neutrality Act of 1935, amendments. JOINT RESOLUTION To amend the joint resolution entitled "Joint resolution providing for the prohibition of the export of arms, ammunition, and implements of war to belligerent countries; the prohibition of the transportation of arms, ammunition, and implements of war by vessels of the United States for the use of belligerent states; the registration and licensing of persons engaged in the business of manufacturing, exporting, or importing arms, ammunition, or implements of war; and restricting travel by American citizens on belligerent ships during war", approved August 31, 1935, as amended.

Fort Niagara, N. Y., reconstruction. AN ACT To authorize an appropriation for reconstruction at Fort Niagara, New York, to replace loss by fire.

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Netherlands, payment. AN ACT Authorizing an appropriation for payment to the Government of the Netherlands for the account of the family of Miguel Paula.

France, payment. AN ACT Authorizing an appropriation for payment to the French Government for the account of Henry Borday, a citizen of France.

Great Britain, payment. AN ACT Authorizing an appropriation for payment to the Government of Great Britain for the account of the Shanghai Electric Construction Company, Limited.

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Be Benton, Ill., term of court. AN ACT To provide for a term of court at Benton, Illinois.

Shawnee, Okla., court accommodations. AN ACT Relating to the accommodations for holding court at Shawnee, Oklahoma.

District of Columbia, age of consent for marriage, etc. AN ACT To increase the age of consent for marriage in the District of Columbia to eighteen years of age in the case of males and sixteen years of age in the case of females.

District of Columbia, protection of potato buyers. AN ACT To protect the buyers of potatoes in the District of Columbia.

Narcotic laws, violations. AN ACT To increase the punishment of second, third, and subsequent offenders against the narcotic laws.

District of Columbia, offenses against property. AN ACT To amend subchapter 2 of chapter 19 of the Code of Law for the District of Columbia relating to offenses against property.

Missouri River. AN ACT To legalize a dike in the Missouri River six and nine-tenths miles downstream from the South Dakota State highway bridge at Pierre, South Dakota.

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Lake Sabine. AN ACT To extend the times for commencing and completing the construction of a bridge over Lake Sabine at or near Port Arthur, Texas.

National safety and accident prevention. AN ACT To advance a program of national safety and accident prevention.

Bridge, Mississippi River. AN ACT To extend the times for commencing and completing the construction of a bridge across the Mississippi River between New Orleans and Gretna, Louisiana.

Bridge, Saint Lawrence River. AN ACT To extend the times for commencing and completing the construction of a bridge across the Saint Lawrence River at or near Ogdensburg, New York.

Hawaii, lighthouse sites, etc. AN ACT To authorize the Secretary of Commerce to transfer the two unused lighthouse sites in Kahului Townsite, Island of Maui, Territory of Hawaii, in exchange for two plots of land located in the same townsite and now occupied for lighthouse purposes under permission from the respective owners, the Kahului Railroad Company and the Hawaiian Commercial and Sugar Company, Limited.

Burr Creek, Conn. AN ACT To declare Burr Creek, from Fairfield Avenue southward to Yacht Street in the city of Bridgeport, Connecticut, a nonnavigable stream.

Bridge, Cambridge Creek, Md. AN ACT Authorizing the State Roads Commission of the State of Maryland to construct, maintain, and operate a free highway bridge across Cambridge Creek, in or near Cambridge, Dorchester County, Maryland, to replace a bridge already in existence.

Interstate minimum wage, etc., compact. JOINT RESOLUTION Granting the consent of Congress to the minimum-wage compact ratified by the Legislatures of Massachusetts, New Hampshire, and Rhode Island.

Utah, exchange of land. AN ACT To authorize the Secretary of the Interior to accept from the State of Utah title to a certain State-owned section of land and to patent other land to the State in lieu thereof, and for other purposes.

Cabinet Gorge power project. AN ACT To provide for studies and plans for the development of a hydroelectric power project at Cabinet Gorge, on the Clark Fork of the Columbia River, for irrigation pumping or other uses, and for other purposes.

 Customs, entry of vessels. AN ACT To amend the Tariff Act of 1930 to exempt vessels arriving for the purpose of taking on ship's stores and certain sea stores from the requirement of formal entry.

Kentucky, transfer of land. AN ACT To authorize the transfer of a certain piece of land in Breckinridge County, Kentucky, to the Commonwealth of Kentucky.
Alaska fisheries. AN ACT Making further provision for the fisheries of Alaska. 

Fort Myers, Fla., Coast Guard station. AN ACT To provide for the establishment of a Coast Guard station in the vicinity of Fort Myers, Florida. 

Oaths of office, executive departments, etc. AN ACT To dispense with unnecessary renewals of oaths of office by civilian employees of the executive departments and independent establishments. 

Dauphin Island, Ala., Coast Guard station. AN ACT To provide for the establishment of a Coast Guard station on the coast of Alabama at or near Dauphin Island, Alabama. 

Federal-aid highways, toll bridges. AN ACT To aid the several States in making, or for having made, certain toll bridges on the system of Federal-aid highways free bridges, and for other purposes. 

U. S. employees in foreign countries. AN ACT To amend the Act approved March 26, 1934. 

Adjusted Compensation Payment Act, 1936, amendment. AN ACT To amend the Adjusted Compensation Payment Act, 1936, to provide for the escheat to the United States of certain amounts. 

Bridge, Ohio River. AN ACT Creating the Owensboro Bridge Commission; defining the authority, power, and duties of said Commission; and authorizing said Commission to construct, maintain, and operate a bridge across the Ohio River at or near Owensboro, Kentucky. 

U. S. Courts, jurors' fees. AN ACT To restore the per diem fee of $1 for service of jurors in Federal courts. 

Miner coin metal fund. AN ACT To amend section 3528 of the Revised Statutes relating to the purchase of metal for minor coins of the United States. 

Railway Mail Service, stenographic grade. AN ACT To provide for a stenographic grade in the office of chief clerks and superintendents in the Railway Mail Service. 

James Reuel Smith, bequests. JOINT RESOLUTION To authorize the acceptance on behalf of the United States of certain bequests of James Reuel Smith, late of the city of Yonkers, State of New York. 

Columbia River, navigation facilities. AN ACT To authorize improvement of navigation facilities on the Columbia River, and for other purposes. 

Farm Island, S. Dak., recreational, etc., facilities. AN ACT To authorize the city of Pierre, South Dakota, to construct, equip, maintain, and operate on Farm Island, South Dakota, certain amusement and recreational facilities; to charge for the use thereof; and for other purposes. 

Bayou Savage, New Orleans, La. AN ACT Declaring Bayou Savage, also styled Bayou Chantilly, in the city of New Orleans, Louisiana, a nonnavigable stream. 

Five Civilized Tribes of Indians, claims. AN ACT To authorize the Five Civilized Tribes, in suits heretofore filed under their original Jurisdictional Acts, to present claims to the United States Court of Claims by amended petitions to conform to the evidence; and to authorize said court to adjudicate such claims upon their merits as though filed within the time limitation fixed in said original Jurisdictional Acts. 

Postal service, substitutes in motor-vehicle service. AN ACT To provide time credits for substitutes in the motor-vehicle service. 

Postal service, watchmen and messengers. AN ACT To extend the provisions of the forty-hour law for postal employees to watchmen and messengers in the Postal Service. 

Tuscumbia, Ala. AN ACT To quiet title and possession with respect to certain lands in Tuscumbia, Alabama. 

Hunting Island Lighthouse Reservation, S. C. AN ACT To provide for the conveyance by the United States to the county of Beaufort, South Carolina, of the Hunting Island Lighthouse Reservation. 

Sitka Cold Storage Company. AN ACT Authorizing the Territory of Alaska to transfer a certain tract of land to Sitka Cold Storage Company, a corporation. 

Bankruptcy Act of 1898, amendments. AN ACT To amend an Act entitled "An Act to establish a uniform system of bankruptcy throughout the United States", approved July 1, 1898, and Acts amendatory thereto.
Gaithersburg, Md., acceptance of land. AN ACT Authorizing the Secretary of Commerce to accept title to a certain parcel of land at Gaithersburg, Maryland.

World War veterans, service-connected benefits. AN ACT To liberalize the provisions of existing laws governing service-connected benefits for World War veterans and their dependents, and for other purposes.

District of Columbia, vending machines, etc. AN ACT To prohibit in the District of Columbia the operation of any automatic merchandising vending machine, turnstile, coin-box telephone, or other legal receptacle designed to receive or be operated by lawful coin of the United States of America, or a token provided by the person entitled to the coin contents of such receptacle in connection with the sale, use, or enjoyment of property or service by means of slugs, spurious coins, tricks, or devices not authorized by the person entitled to the coin contents thereof; and to prohibit in the District of Columbia the manufacture, sale, offering for sale, advertising for sale, distribution, or possession for such use of any token, slug, false or counterfeit coin, or any device or substance whatsoever except tokens authorized by the person entitled to the coin contents of such receptacle; and providing a penalty for violation thereof.

District of Columbia, public works. AN ACT To authorize the Secretary of the Navy to proceed with the construction of certain public works in or in the vicinity of the District of Columbia, and for other purposes.

Alaska unicameral legislature. AN ACT To provide for a referendum in the Territory of Alaska as to the establishment of a one-house legislature, and for other purposes.

Labor standards for apprentices. AN ACT To enable the Department of Labor to formulate and promote the furtherance of labor standards necessary to safeguard the welfare of apprentices and to cooperate with the States in the promotion of such standards.

State of Washington, lands for highways. AN ACT To authorize the Secretary of Commerce to grant and convey to the State of Washington fee title to certain lands of the United States in Jefferson County, Washington, for highway purposes.

Lighthouse Service, marking wrecks, etc. AN ACT To provide more effectively for the marking of wrecked and sunken craft for the protection of navigation, to improve the efficiency of the Lighthouse Service, and for other purposes.

Thomas Jefferson's Birthday. JOINT RESOLUTION Authorizing the President of the United States of America to proclaim the 13th day of April of each year Thomas Jefferson's Birthday.

New York World's Fair 1939, free entry of exhibits. JOINT RESOLUTION To permit articles imported from foreign countries for the purpose of exhibition at the New York World's Fair 1939, New York City, New York, to be admitted without payment of tariff, and for other purposes.

Cape Hatteras National Seashore, N. C. AN ACT To provide for the establishment of the Cape Hatteras National Seashore in the State of North Carolina, and for other purposes.

North Carolina judicial districts. AN ACT To provide for the transfer of Scotland County to the middle judicial district of North Carolina.

Puerto Rico, land for roadway. AN ACT Authorizing and directing the Secretary of Commerce to transfer to the Government of Puerto Rico a portion of land within the Catano Range Rear Lighthouse Reservation, Puerto Rico, and for other purposes.

District of Columbia Revenue Act of 1937. AN ACT To provide additional revenue for the District of Columbia, and for other purposes.

Guana Lighthouse Reservation, P. R. AN ACT To authorize the Secretary of Commerce to exchange with the people of Puerto Rico the Guanica Lighthouse Reservation for two adjacent plots of insular forest land under the jurisdiction of the commissioner, department of agriculture and commerce, and for other purposes.

Charles Carroll of Carrollton Bicentenary Commission. JOINT RESOLUTION Relating to the employment of personnel and expenditures made by the Charles Carroll of Carrollton Bicentenary Commission.
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<td>Lighthouse keepers, classification and pay. AN ACT To authorize the Secretary of Commerce to continue the existing system of classification and pay of positions of lighthouse keepers.</td>
<td>August 26, 1937</td>
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<td>Clackamas County, Oreg., lands for park purposes. AN ACT To convey certain lands to Clackamas County, Oregon, for public-park purposes.</td>
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<td>Reclamation laws, small storage reservoirs. AN ACT To authorize an appropriation for the construction of small reservoirs under the Federal reclamation laws.</td>
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<td>General Leasing Act, prospecting permits extension. AN ACT To provide for the extension of certain prospecting permits, and for other purposes</td>
<td>August 26, 1937</td>
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<td>Grover, N. C., post-office lease. AN ACT To continue in effect a certain lease for the quarters of the post office at Grover, North Carolina, and for other purposes.</td>
<td>August 26, 1937</td>
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<td>Lake of the Woods, damage claims. AN ACT To fulfill certain treaty obligations with respect to water levels of the Lake of the Woods</td>
<td>August 26, 1937</td>
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<td>Puerto Rico, civil government, etc. AN ACT To amend section 3 of the Act entitled &quot;An Act to provide a civil government for Puerto Rico, and for other purposes&quot;; increasing borrowing margin of municipality of Mayaguez</td>
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<td>Rivers and harbors, improvements. AN ACT Authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes.</td>
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<td>New Cumberland General Depot, Pa., exchange of lands. AN ACT To authorize an exchange of lands at the New Cumberland General Depot, Pennsylvania</td>
<td>August 26, 1937</td>
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<td>Military posts, construction, etc. AN ACT To authorize appropriations for construction and rehabilitation at military posts, and for other purposes.</td>
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<td>Arizona, restoration of Indian lands to tribal ownership. AN ACT To amend section 3 of the Act of June 18, 1934 (48 Stat. 984-988), relating to Indian Lands in Arizona</td>
<td>August 28, 1937</td>
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<td>Rio Grande, etc., watersheds, surveys. AN ACT To provide for preliminary examinations and surveys for run-off and water-flow retardation and soil-erosion prevention on the watersheds of the Rio Grande and Pecos Rivers</td>
<td>August 28, 1937</td>
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<td>Blackfeet Indians, Mont., relinquishment of lands. AN ACT To authorize the Secretary of the Interior to relinquish in favor of the Blackfeet Tribe of the Blackfeet Indian Reservation, Montana, the interest in certain land acquired by the United States under the Federal Reclamation Laws</td>
<td>August 28, 1937</td>
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<td>Pymatuning Lake, interstate compact concerning. AN ACT To approve a compact or agreement between the State of Ohio and the Commonwealth of Pennsylvania relating to Pymatuning Lake</td>
<td>August 28, 1937</td>
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<td>Conservation in arid and semiarid areas. AN ACT To promote conservation in the arid and semiarid areas of the United States by aiding in the development of facilities for water storage and utilization, and for other purposes</td>
<td>August 28, 1937</td>
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<td>Puerto Rico, steamship tickets to, tax exemption. AN ACT To amend the Revenue Act of 1926, as amended, to exempt persons traveling between Puerto Rico and the continental United States from the payment of a stamp tax on steamship tickets</td>
<td>August 28, 1937</td>
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<td>Federal Subsistence Homesteads Corporations. AN ACT For the relief of former employees of the Federal Subsistence Homesteads Corporations</td>
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<td>Mammoth Cave National Park, Ky., addition. AN ACT To make available for national-park purposes certain lands within the area of the proposed Mammoth Cave National Park, Kentucky.</td>
<td>August 28, 1937</td>
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<td>Klamath Indians, Oreg., revolving loan fund. AN ACT Authorizing the establishment of a revolving loan fund for the Klamath Indians, Oregon, and for other purposes</td>
<td>August 28, 1937</td>
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<td>Metlakatla Indians of Alaska, trust funds. AN ACT Making further provisions with respect to the funds of the Metlakatla Indians of Alaska</td>
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Revested Oregon and California Railroad, etc., grant lands. AN ACT Relating to the revested Oregon and California Railroad and reconveyed Coos Bay Wagon Road grant lands situated in the State of Oregon. August 28, 1937 874

Flood Control Act of 1936, amendments. AN ACT To amend an Act entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes", approved June 22, 1936. August 28, 1937 876

Puerto Rico, cooperative State agricultural extension work. AN ACT To extend the benefits of section 21 of the Bankhead-Jones Act to Puerto Rico. August 28, 1937 881

Fort Donelson National Military Park, Tenn., addition. AN ACT To provide for the addition of certain lands to the Fort Donelson National Military Park in the State of Tennessee, and for other purposes. August 30, 1937 881

Unemployment, etc., census. AN ACT To provide for the taking of a census of partial employment, unemployment, and occupations, and for other purposes. August 30, 1937 883

Crow Indian Reservation, Mont., boundaries. AN ACT Relating to certain lands within the boundaries of the Crow Reservation, Montana. August 31, 1937 884

Potomac Valley conservancy district. JOINT RESOLUTION To permit the States of Maryland, Virginia, West Virginia, Pennsylvania, and the District of Columbia to enter into a compact or agreement respecting the creation of a Potomac Valley conservancy district for the prevention or abatement of harmful pollution of the waters thereof. August 31, 1937 884

Helium gas. AN ACT Authorizing the conservation, production, exploitation, and sale of helium gas, a mineral resource pertaining to the national defense and to the development of commercial aeronautics, authorizing the acquisition, by purchase or otherwise, by the United States of properties for the production of helium gas, and for other purposes. September 1, 1937 885

U. S. Housing Act of 1937. AN ACT To provide financial assistance to the States and political subdivisions thereof for the elimination of unsafe and insanitary housing conditions, for the eradication of slums, for the provision of decent, safe, and sanitary dwellings for families of low income, and for the reduction of unemployment and the stimulation of business activity, to create a United States Housing Authority, and for other purposes. September 1, 1937 888

Alaska, reindeer industry. AN ACT To provide subsistence for the Eskimos and other natives of Alaska by establishing for them a permanent and self-sustaining economy; to encourage and develop native activity in all branches of the reindeer industry; and for other purposes. September 1, 1937 900

Sugar Act of 1937. AN ACT To regulate commerce among the several States, with the Territories and possessions of the United States, and with foreign countries; to protect the welfare of consumers of sugars and of those engaged in the domestic sugar-producing industry; to promote the export trade of the United States; to raise revenue; and for other purposes. September 1, 1937 903

Wildlife-restoration projects. AN ACT To provide that the United States shall aid the States in wildlife-restoration projects, and for other purposes. September 2, 1937 917
CHAPTER 1

JOINT RESOLUTION

To prohibit the exportation of arms, ammunition, and implements of war from the United States to Spain.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That during the existence of the state of civil strife now obtaining in Spain it shall, from and after the approval of this Resolution be unlawful to export arms, ammunition, or implements of war from any place in the United States, or possessions of the United States, to Spain or to any other foreign country for transshipment to Spain or for use of either of the opposing forces in Spain. Arms, ammunition, or implements of war, the exportation of which is prohibited by this Resolution, are those enumerated in the President's Proclamation No. 2163 of April 10, 1936.

Licenses heretofore issued under existing law for the exportation of arms, ammunition, or implements of war to Spain shall, as to all future exportations thereunder, ipso facto be deemed to be cancelled.

Whoever in violation of any of the provisions of this Resolution shall export, or attempt to export, or cause to be exported either directly or indirectly, arms, ammunition, or implements of war from the United States or any of its possessions, shall be fined not more than ten thousand dollars or imprisoned not more than five years, or both.

When in the judgment of the President the conditions described in this Resolution have ceased to exist, he shall proclaim such fact, and the provisions hereof shall thereupon cease to apply.

Approved, January 8, 1937, at 12.30 p.m.
[CHAPTER 2] JOINT RESOLUTION

To provide for the quartering, in certain public buildings in the District of Columbia, of troops participating in the inaugural ceremonies.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to allocate such space in any public building under his care and supervision as he deems necessary for the purposes of quartering troops participating in the inaugural ceremonies to be held on January 20, 1937, but such use shall not continue after January 22, 1937. Authority granted by this resolution may be exercised notwithstanding the provisions of the Legislative, Executive, and Judicial Appropriation Act for the fiscal year ending June 30, 1903, approved April 28, 1902, prohibiting the use of public buildings in connection with inaugural ceremonies.

Approved, January 14, 1937.

[CHAPTER 4] JOINT RESOLUTION

To exempt from the tax on admissions amounts paid for admission tickets sold by authority of the Committee on Inaugural Ceremonies on the occasion of the inauguration of the President-elect in January 1937.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That all amounts paid for admission tickets sold by authority of the Committee on Inaugural Ceremonies of the Inauguration of the President-elect in January 1937, said committee to be appointed with the approval of the President-elect, shall be exempt from the tax on admissions imposed by section 500 of the Revenue Act of 1926, as amended, all the net proceeds from the sale of said tickets to be donated by the said committee to charity.

Approved, January 18, 1937.

[CHAPTER 5] AN ACT

To extend the time within which the powers relating to the stabilization fund and alteration of the weight of the dollar may be exercised.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (c) of section 10 of the Gold Reserve Act of 1934, approved January 30, 1934, is amended to read as follows:

"(c) All the powers conferred by this section shall expire June 30, 1939, unless the President shall sooner declare the existing emergency ended and the operation of the stabilization fund terminated."

Sec. 2. The second sentence added to paragraph (b) (2) of section 48, title III, of the Act approved May 12, 1933, by section 12 of said Gold Reserve Act of 1934 is amended to read as follows: "The powers of the President specified in this paragraph shall be deemed to be separate, distinct, and continuing powers, and may be exercised by him, from time to time, severally or together, whenever and as the expressed objects of this section in his judgment may require; except that such powers shall expire June 30, 1939, unless the President shall sooner declare the existing emergency ended."

Approved, January 23, 1937, 2 p. m.
Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding any other provision of law, until the close of business on June 30, 1939, the Reconstruction Finance Corporation is hereby authorized to continue to perform all functions which it is authorized to perform under law, and the liquidation and winding up of the Corporation's affairs as provided for by section 13 of the Reconstruction Finance Corporation Act, as amended, are hereby postponed during the period that functions of the Corporation are continued pursuant to this Act: Provided, That in order to facilitate the withdrawal of the credit activities of the Corporation when from time to time during such period the President finds, upon a report of the Board of Directors of the Corporation or otherwise, that credit for any class of borrowers to which the Corporation is authorized to lend is sufficiently available from private sources to meet legitimate demands upon fair terms and rates, the President may authorize the directors to suspend the exercise by the Corporation of any such lending authority for such time or times as he may deem advisable.

SEC. 2. (a) Section 7 of the Act approved January 31, 1935 (Public, Numbered 1, Seventy-fourth Congress), is hereby amended by striking from the first sentence thereof "April 1, 1937" and inserting in lieu thereof "the close of business on June 30, 1939"; section 1 of the Act approved March 31, 1936 (Public, Numbered 484, Seventy-fourth Congress), is hereby amended by striking from the first sentence thereof "February 1, 1937" and inserting in lieu thereof "the close of business on June 30, 1939"; section 9 of the Act approved January 31, 1935 (Public, Numbered 1, Seventy-fourth Congress), is hereby amended by striking from the first sentence thereof "June 16, 1937" and inserting in lieu thereof "the close of business on June 30, 1939".

(b) The agencies referred to in the Acts referred to in subdivision (a) of this section, and the RFC Mortgage Company, shall be deemed to be established by or pursuant to law within the meaning of section 7 (a) of the First Deficiency Appropriation Act, fiscal year 1936.

Approved, January 26, 1937.

[CHAPTER 7]

AN ACT

To provide for loans to farmers for crop production and harvesting during the year 1937, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Governor of the Farm Credit Administration, hereinafter in this Act referred to as the Governor, is hereby authorized to make loans to farmers in the United States (including Hawaii and Puerto Rico), for fallowing, for planting, for cultivation, for production of crops, for harvesting of crops, for supplies incident and necessary to such production or harvesting, and for feed for livestock, or for any of such purposes. Such loans shall be made and collected through such agencies, upon such terms and conditions, and subject to such regulations, as the Governor may prescribe.
Sec. 2. (a) No loan shall be made under this Act to any applicant who shall not have first established to the satisfaction of the proper officer or employee of the Farm Credit Administration, under such regulations as the Governor may prescribe, that such applicant is unable to procure from other sources a loan in an amount reasonably adequate to meet his needs for the purposes for which loans may be made under this Act; and preference shall be given to the applications of farmers whose cash requirements are small.

(b) There shall be required as security for any such loan a first lien, or an agreement to give a first lien, upon all crops of which the production or harvesting, or both, is to be financed, in whole or in part, with the proceeds of such loan; or, in case of any loan, for the purchase or production of feed for livestock, a first lien upon the livestock to be fed.

(c) No loan made under the provisions of this Act to any borrower shall exceed $400, nor shall a loan be so made in any calendar year which, together with the unpaid principal of prior loans so made to such borrower in that year, shall exceed $400 in amount:

Provided, however, That in any area certified by the President of the United States to the Governor as a distressed emergency area, the Governor may make loans without regard to the foregoing limitations as to amount, under such regulations, with such maturities, and in such amounts as he may prescribe.

Sec. 3. The proceeds of each loan made by the Governor under the provisions of this Act shall be impressed with a trust for the purposes for which loans may be made under this Act, and may be used only for the purposes stated in the application therefor, and such trust shall continue, and the proceeds shall be free from garnishment, attachment, or the levy of an execution, until such proceeds have been used by the borrower for such purposes.

Sec. 4. (a) Fees for recording, filing, registration, and examination of records (including certificates) shall not exceed 75 cents per loan, and may be paid from the proceeds of the loan.

(b) No fees for releasing liens given to secure loans made pursuant to this Act, nor any other fee not specified herein, shall be paid from the funds herein authorized to be appropriated.

Sec. 5. (a) The Governor shall have power, without regard to the provisions of other laws applicable to the employment and compensation of officers and employees of the United States, to employ and fix the compensation and duties of such agents, officers, and employees as may be necessary to carry out the purposes of this Act; but the compensation of such officers and employees shall correspond, so far as the Governor deems practicable, to the rates established by the Classification Act of 1923, as amended.

(b) Such agents, officers, and employees, or any of them, and the agents, officers, employees, and facilities of the Farm Credit Administration available for use in connection with loans made under the provisions of this Act or of prior crop production, seed, and feed loan Acts of the same general character, may be used by the Governor to perform services for any institution operating under the supervision of the Farm Credit Administration, upon such terms and conditions as the Governor may determine; and such institutions are hereby expressly empowered to enter into agreements with the Governor for such purpose.

(c) For the purpose of carrying out the provisions of this Act, and for collecting loans made under other Acts of the same general character, including loans made by the Governor with funds appro-
priated by the Emergency Appropriation Act, fiscal year 1935, or the Emergency Relief Appropriation Act of 1935, the Governor is authorized also to use the facilities and services of any agency or corporation operating under the supervision of the Farm Credit Administration, and of any officer or employee of any such agency or institution, or of the Farm Credit Administration, and may pay for such services and the use of such facilities from the funds made available for the payment of necessary administrative expenses, and such agencies and institutions are hereby expressly empowered to enter into agreements with the Governor for the accomplishment of such purposes and to perform the services provided for therein.

SEC. 6. (a) Except with the written permission of the Governor or his duly authorized representative, it shall be unlawful for any borrower to willfully use the proceeds of any loan:

(1) For any purpose other than that specified in the application therefor; or

(2) For the purpose of fallowing, or for the planting, production, or harvesting of any crops on, any land other than that described in his application for such loan.

(b) It shall be unlawful for any person to make any material false representation for the purpose of obtaining, or assisting another to obtain, a loan under the provisions of this Act; or willfully to dispose of, or assist in disposing of, except for the account of the Governor, any crops or other property upon which there exists a lien securing a loan made under the provisions of this Act.

(c) It shall be unlawful for any person to charge or accept a fee for preparing or assisting in the preparation of any papers of an applicant for a loan under the provisions of this Act.

(d) Any person violating any provision of this section of this Act shall, upon conviction thereof, be punished by a fine of not more than $1,000, or by imprisonment for not more than six months, or both.

SEC. 7. (a) There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $50,000,000 for the purpose of enabling the Governor to carry out the provisions of this Act.

(b) The moneys appropriated in pursuance of subsection (a) of this section, any amounts collected for services rendered under section 5 (b), and all collections of principal and interest of loans made under this Act may be used by the Governor for making loans under this Act, and for all necessary administrative expenses incurred in connection with the making and collection of such loans.

(c) Expenditures for printing and binding necessary in carrying out the provisions of this Act may be made without regard to the provisions of section 3709 of the Revised Statutes.

Approved, January 29, 1937.

[CHAPTER 8]

JOINT RESOLUTION

To create a joint congressional committee on Government organization.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) there is hereby established a joint congressional committee to be known as the Joint Committee on Government Organization (hereinafter referred to as the joint committee).

(b) The joint committee shall be composed of nine Members of the Senate, appointed by the President of the Senate, and nine Members of the House of Representatives, appointed by the Speaker of the House of Representatives,
Sec. 2. It shall be the duty of the joint committee—
(a) To investigate the organization and activities of the departments, independent establishments, bureaus, boards, commissions, divisions, services, offices, and other agencies of the Government, with the view to determining whether, in the interest of simplification, efficiency, or economy, or in order to eliminate conflicting or overlapping activities, any of such organizations or units should be coordinated or consolidated with any other organization or unit, reorganized, or abolished, or the personnel thereof reduced; and
(b) To report, from time to time, to the Senate and the House of Representatives, the results of its investigations together with such recommendations as it deems advisable.

Sec. 3. The joint committee, or any subcommittee thereof, shall have power to hold hearings and to sit and act at such places and times, to require by subpoena or otherwise the attendance of such witnesses and the production of such books, papers, and documents, to administer such oaths, to take such testimony, and to make such expenditures, as it deems advisable. Subpoenas shall be issued under the signature of the chairman of said joint committee, and shall be served by any person designated by him. Amounts appropriated for the expenses of the joint committee shall be disbursed one-half by the Secretary of the Senate and one-half by the Clerk of the House.

Sec. 4. The joint committee shall have power to employ and fix the compensation of such officers, experts, and employees as it deems necessary for the performance of its duties, but the compensation so fixed shall not exceed the compensation fixed under the Classification Act of 1923, as amended, for comparable duties. Officers and employees of the Government shall be detailed to the service of the joint committee, on its request, without additional compensation, and such officers and employees shall be paid from the appropriations regularly available for their salaries.

Approved, February 3, 1937.
For expenses of inquiries and investigations ordered by the Senate, including compensation to stenographers of committees, at such rate as may be fixed by the Committee to Audit and Control the Contingent Expenses of the Senate, but not exceeding 25 cents per hundred words, fiscal year 1937, $125,000: Provided, That no part of this appropriation shall be expended for per diem and subsistence expenses except in accordance with the Subsistence Expense Act of 1926, approved June 3, 1926, as amended: Provided further, That the rate of compensation for any position under the appropriations now available for, or herein or hereafter made for, expenses of inquiries and investigations of the Senate or expenses of special and select committees of the House of Representatives shall not exceed the rates fixed under the Classification Act of 1923, as amended, for positions with comparable duties; and the salary limitations of $3,600 attached to appropriations heretofore made for expenses of inquiries and investigations of the Senate or for expenses of special and select committees of the House of Representatives are hereby repealed.

Office of Sergeant at Arms and Doorkeeper: For two laborers, from February 1 to June 30, 1937, at the rate of $1,260 per annum each, $1,050.

HOUSE OF REPRESENTATIVES

For payment to the widow of Glover H. Cary, late a Representative from the State of Kentucky, $10,000.
For payment to the widow of Warren J. Duffey, late a Representative from the State of Ohio, $10,000.
For payment to the widow of William V. Gregory, late a Representative from the State of Kentucky, $10,000.
For payment to the widow of Bernhard M. Jacobsen, late a Representative from the State of Iowa, $10,000.
For payment to the widow of Andrew J. Montague, late a Representative from the State of Virginia, $10,000.
For payment to the widow of John J. McSwain, late a Representative from the State of South Carolina, $10,000.
For payment to the widow of Marion A. Zioncheck, late a Representative from the State of Washington, $10,000.

The foregoing appropriations to be disbursed by the Sergeant at Arms of the House.

Contingent Expenses: For telegraph and telephone service, exclusive of personal services, fiscal year 1936, $7,500.
For the procurement of a portrait of Honorable Joseph W. Byrns, Speaker of the House of Representatives of the Seventy-fourth Congress, $2,500; and for the procurement of a portrait of Honorable William B. Bankhead, Speaker of the House of Representatives of the Seventy-fourth and Seventy-fifth Congresses, $2,500; in all, $5,000, to be disbursed by the Clerk of the House under the direction of the Speaker of the Seventy-fifth Congress.

JOINT COMMITTEE ON GOVERNMENT ORGANIZATION

For the payment of the salaries and other expenses of the Joint Committee on Government Organization as authorized by law, fiscal year 1937, to remain available during the fiscal year 1938, $30,000, one-half of such amount to be disbursed by the Secretary of the Senate and one-half by the Clerk of the House of Representatives.

OFFICE OF ARCHITECT OF THE CAPITOL

Availability.

Executive.

Independent offices.

Emergency relief.

Relief and work relief.

49 Stat. 1608.

Proviso. Legislative investigating committees. Details to, limitation.

Effective date.


49 Stat. 1516.

Cooperation with Maryland.

District of Columbia Airport Commission. Expense.

49 Stat. 1236.


48 Stat. 22.
1937, $95,000,000, to be expended under the direction of the President and to be available until June 30, 1937, for the same purposes and objects as those specified under this head in the First Deficiency Appropriation Act, fiscal year 1936.

**FARM CREDIT ADMINISTRATION**

Crop production and harvesting loans: To enable the Governor of the Farm Credit Administration to carry into effect the provisions of the Act entitled "An Act to provide for loans to farmers for crop production and harvesting during the year 1937, and for other purposes", approved January 29, 1937, including personal services and rent in the District of Columbia and elsewhere; traveling expenses; paper, printing, and binding; supplies and services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate involved does not exceed $50, and such other expenses as may be necessary, fiscal year 1937, to remain available until June 30, 1938, $50,000,000.

**FEDERAL COMMUNICATIONS COMMISSION**

For an additional amount for all authorized expenditures of the Federal Communications Commission, including personal services in the District of Columbia and elsewhere, in completing the investigation and reporting to Congress on matters with respect to the American Telephone and Telegraph Company and all other companies engaged directly or indirectly in telephone communication in interstate commerce, as authorized and directed in Public Resolution Numbered 8, Seventy-fourth Congress, approved March 15, 1935 (49 Stat. 43), $350,000, to continue available until June 30, 1938.

**VETERANS' ADMINISTRATION**

Adjusted service and dependent pay: For an additional amount for "Adjusted-service and dependent pay, Veterans' Administration", and for reimbursing the adjusted-service certificate fund in the amount of disbursements heretofore made therefrom and properly chargeable to the appropriation "Adjusted-service and dependent pay", $1,000,000, to remain available until June 30, 1938.

**DISTRICT OF COLUMBIA**

**GENERAL EXPENSES**

Boiler Inspection and Regulation: For personal services, equipment, instruments, supplies, transportation, and other contingent expenses necessary for the enforcement of the Act entitled "An Act to provide for the inspection, control, and regulation of steam boilers and unfired pressure vessels in the District of Columbia", approved June 25, 1936 (49 Stat., 1917), fiscal year 1937, $3,000.

Employees' Compensation Fund: For an additional amount for carrying out the provisions of section 11 of the District of Columbia Appropriation Act, approved July 11, 1919, extending to the employees of the government of the District of Columbia the provisions of the Act entitled "An Act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes", approved September 7, 1916, fiscal year 1937, $10,000.

Office of Register of Wills: For an additional amount for miscellaneous and contingent expenses, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1937, $3,000.
CONTINGENT AND MISCELLANEOUS EXPENSES

Postage: For an additional amount for postage for strictly official mail matter, including the rental of postage-meter equipment, fiscal year 1937, $3,000.

Printing and Binding: For an additional amount for printing and binding, including the same limitations and provisions under this heading in the District of Columbia Appropriation Act for the fiscal year 1937, $5,000.

FIRE DEPARTMENT

The appropriation, contained in the 1937 District of Columbia Appropriation Act, approved June 23, 1936 (49 Stat. 1872), reading “For three aerial hook and ladder trucks, four combination hose wagons, and two pumping engines, triple combination, all motor driven, $92,000”, is hereby changed to read as follows: “For additional fire-fighting apparatus, $92,000”.

DIVISION OF EXPENSES

The foregoing sums for the District of Columbia shall be paid out of the revenues of the District of Columbia and the Treasury of the United States in the manner prescribed by the District of Columbia Appropriation Acts for the respective fiscal years for which such sums are provided.

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

Fighting and preventing forest fires: For an additional amount for fighting and preventing forest fires, including the same objects specified under this head in the Agricultural Appropriation Act for the fiscal year 1937, $2,045,000.

ENFORCEMENT OF THE COMMODITY EXCHANGE ACT

For carrying into effect the provisions of the Commodity Exchange Act (U. S. C., Supp. II, title 7, secs. 1-17(a)) including the employment of persons and means in the District of Columbia and elsewhere, fiscal year 1937, $100,000.

DEPARTMENT OF THE INTERIOR

WAR MINERALS RELIEF COMMISSION

Administrative expenses: For an additional amount for administrative expenses of the War Minerals Relief Commission for the fiscal year 1937, including the same objects specified under this head in the Interior Department Appropriation Act for the fiscal year 1937, $6,400.

DEPARTMENT OF JUSTICE

OFFICE OF THE ATTORNEY GENERAL

Salaries: For an additional amount for salaries, Department of Justice, including the same objects specified under this head in the Department of Justice Appropriation Act, 1937, $10,450.
75TH CONGRESS, 1ST SESSION—CH. 9—FEBRUARY 9, 1937

MISCELLANEOUS OBJECTS, DEPARTMENT OF JUSTICE

Preparation of Rules in Actions at Law: For an additional amount for preparation of rules in actions at law, including the same objects specified under this head in the First Deficiency Appropriation Act, fiscal year 1935, $23,500, to remain available until June 30, 1938.

UNITED STATES SUPREME COURT

Miscellaneous Expenses: For an additional amount for miscellaneous expenses, United States Supreme Court, including the same objects specified under this head in the First Deficiency Appropriation Act, fiscal year 1936, $25,000, to remain available until June 30, 1938.

DEPARTMENT OF LABOR

OFFICE OF THE SECRETARY

Division of Public Contracts: For personal services in the District of Columbia and elsewhere, in performing the duties imposed by the Act entitled “An Act to provide conditions for the purchase of supplies and the making of contracts by the United States, and for other purposes”, approved June 30, 1936 (49 Stat. 2035), including supplies, stationery, printing and binding, telephone service, telegrams, furniture, office equipment, traveling expenses, contract stenographic reporting services, and other necessary expenses, fiscal year 1937, $50,000.

Transporting Filipinos to the Philippine Islands: For all authorized expenditures in the fiscal year 1937 and to and including December 31, 1937, necessary to enable the Secretary of Labor to administer the provisions of the Act entitled “An Act to provide means by which certain Filipinos can emigrate from the United States”, approved July 10, 1935 (49 Stat. 478), as amended by the Act approved June 4, 1936 (49 Stat., 1462), $150,000, together with the unexpended balance of the appropriation for this purpose contained in the Supplemental Appropriation Act, fiscal year 1936.

NAVI DEPARTMENT

OFFICE OF THE SECRETARY

Claims for damages by collision with naval vessels: To pay claims for damages adjusted and determined by the Secretary of the Navy under the provisions of the Act entitled “An Act to amend the Act authorizing the Secretary of the Navy to settle claims for damages to private property arising from collisions with naval vessels”, approved December 28, 1922, as fully set forth in House Document Numbered 110 Seventy-fifth Congress, $1,285.83.

POST OFFICE DEPARTMENT

OUT OF THE POSTAL REVENUES

OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

Contract Air Mail Service: For an additional amount for the inland transportation of mail by aircraft, including the same objects specified under this head in the Post Office Department Appropriation Act for the fiscal year 1937, $984,000.
Payments to Federal land banks on account of reductions in interest rate on mortgages: For an additional amount for payments to each Federal land bank of such amount as the Land Bank Commissioner certifies to the Secretary of the Treasury is equal to the amount by which interest payments on mortgages held by such bank have been reduced during the fiscal year beginning July 1, 1936, in accordance with the provisions of paragraph "Twelfth" of section 12 of the Federal Farm Loan Act, as amended, to supplement the amount made available for this purpose for the fiscal year 1937 in one fund by the "First Deficiency Appropriation Act, fiscal year 1936", $6,000,000.

Contingent expenses, public moneys: For an additional amount for contingent expenses, public moneys, including the same objects, specified under this head in the Treasury Department Appropriation Act, 1937, $75,000.

Printing and binding: Not to exceed $5,000 of the appropriation for salaries and expenses, Bureau of the Budget, fiscal year 1937, may be transferred to the appropriation for printing and binding, Bureau of the Budget, fiscal year 1937.

Contingent expenses: For an additional amount for contingent expenses, Coast Guard, including the same objects specified under this head in the Treasury Department Appropriation Act, 1937, $25,000.

Salaries and expenses: For an additional amount for salaries and expenses, Bureau of Engraving and Printing, including the same objects specified under this head in the Treasury Department Appropriation Act, 1937, $1,400,000, to remain available until June 30, 1938.

Los Angeles, California, post office and courthouse, and so forth: The limit of cost authorized under the provisions of the Second Deficiency Appropriation Act, fiscal year 1935, for the construction of a post office and courthouse building in Los Angeles, California, is hereby increased from $6,250,000 to $7,280,000; and the Secretary of the Treasury is authorized to enter into contracts for said building at a cost of not to exceed the latter amount.

Peoria, Illinois, post office and courthouse: The limit of cost authorized under the provisions of the Second Deficiency Appropriation Act, fiscal year 1935, for the construction of a post office and courthouse building in Peoria, Illinois, is hereby increased from $1,000,000 to $1,200,000; and the Secretary of the Treasury is authorized to enter into contracts for said building at a cost of not to exceed the latter amount.

Springerville, Arizona, forestry and post office building: The limit of cost authorized under the provisions of the Second Deficiency Appropriation Act, fiscal year 1935, for the construction of a post office and courthouse building in Springerville, Arizona, is hereby increased from $75,000 to $100,000; and the Secretary of the Treasury is authorized to enter into contracts for said building at a cost of not to exceed the latter amount.

So in original.
Appropriation Act, fiscal year 1935, for the construction of a post office and forestry building in Springerville, Arizona, is hereby increased from $75,000 to $105,000; and the Secretary of the Treasury is authorized to enter into contracts for said building at a cost of not to exceed the latter amount.

WAR DEPARTMENT
OFFICE OF THE SECRETARY OF WAR

Claims for damages by collision with river and harbor vessels: To pay claims for damages by collision with river and harbor vessels adjusted and determined by the War Department under the provision of section 9 of the River and Harbor Act, approved June 5, 1920 (U. S. C., title 33, sec. 561), as set forth in House Document Numbered 120, Seventy-fifth Congress, $2,087.20.

QUARTERMASTER CORPS

Regular supplies of the Army: There is hereby transferred to the appropriation "Regular Supplies of the Army, 1937", the following amounts from the following appropriations: "Travel of the Army, 1937", $240,000; "Pay of the Army, 1937", $180,000; "Medical and Hospital Department, 1937", $15,000; and "Ordnance Services and Supplies, 1937", $7,000; in all, $440,000.

TITLE II—JUDGMENTS AND AUTHORIZED CLAIMS

PROPERTY DAMAGE CLAIMS

SECTION 1. For the payment of claims for damages to or losses of privately owned property, adjusted and determined by the following respective departments and independent offices, under the provisions of the Act entitled "An Act to provide a method for the settlement of claims arising against the Government of the United States in the sums not exceeding $1,000 in any one case", approved December 28, 1922 (U. S. C., title 31, secs. 215-217), as fully set forth in House Document Numbered 114 of the Seventy-fifth Congress, as follows:

Works Progress Administration, $10,340.22;
Department of Commerce, $291.05;
Department of the Interior, $165.56;
Navy Department, $61.66;
Treasury Department, $1,220.40;
War Department, $21,051.22;
Post Office Department (payable from postal revenues), $743.81;
In all, $33,873.92.

JUDGMENTS, UNITED STATES COURTS

SEC. 2. (a) For payment of the final judgments and decrees, including costs of suits, which have been rendered under the provisions of the Act of March 3, 1887, entitled "An Act to provide for the bringing of suits against the Government of the United States", as amended by the Judicial Code, approved March 3, 1911 (U. S. C., title 28, sec. 41, par. 20; sec. 258; secs. 761-765), certified to the Seventy-fifth Congress in House Document Numbered 114 of the Seventy-fifth Congress, as follows:

Department of Agriculture, $59.25;
Department of Commerce, $291.05;
Department of the Interior, $165.56;
Post Office Department, $600;
Treasury Department, $1,749.86;
War Department, $23,914.89;

United States courts, judgments.

Payment of.

24 Stat. 505.
par. 20; § 258; §§ 761-765.
In all, $25,904, together with such additional sum as may be necessary to pay interest as specified in such judgments or as provided by law.

(b) For the payment of judgments, including costs of suits, rendered against the Government of the United States by United States District Courts under the provisions of an Act entitled "An Act authorizing suits against the United States in admiralty for damages caused by and salvage services rendered to public vessels belonging to the United States, and for other purposes", approved March 3, 1925 (U. S. C., title 46, secs 781-789), certified to the Seventy-fifth Congress in House Document Numbered 117, under the following departments, namely:

Navy Department, $6,013.83;
Treasury Department, $11,468.70;
War Department, $6,656.64;

In all, $24,139.17, together with such additional sum as may be necessary to pay interest as specified in such judgments or as provided by law.

(c) None of the judgments contained under this caption shall be paid until the right of appeal shall have expired except such as have become final and conclusive against the United States by failure of the parties to appeal or otherwise.

(d) Payment of interest wherever provided for judgments contained in this Act shall not in any case continue for more than thirty days after the date of approval of the Act.

JUDGMENTS, COURT OF CLAIMS

SEC. 3. (a) For payment of the judgments rendered by the Court of Claims and reported to the Seventy-fifth Congress in House Document Numbered 115, under the following departments and establishments, namely:

Architect of the Capitol, $1,662.50;
United States Shipping Board, Emergency Fleet Corporation, $194,500.50;
Veterans' Administration, $1,660;
Department of Commerce, $12,914.01;
Navy Department, $12,668.74;
Treasury Department, $3,787.73;
War Department, $132,414.87;

In all, $366,528.35, together with such additional sum as may be necessary to pay interest as and where specified in such judgments.

(b) None of the judgments contained under this caption shall be paid until the right of appeal shall have expired except such as have become final and conclusive against the United States by failure of the parties to appeal or otherwise.

AUDITED CLAIMS

SEC. 4 (a). For the payment of the following claims, certified to be due by the General Accounting Office under appropriations the balances of which have been carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (U. S. C., title 31, sec. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1934 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), as fully set forth in House Document Numbered 113, Seventy-fifth Congress, there is appropriated as follows:
Independent offices: For salaries and expenses, Veterans’ Administration, $897.05.

Department of Commerce: For increase of compensation, Department of Commerce, $76.73.
   For air-navigation facilities, $4,347.63.
   For salaries and expenses, Bureau of the Census, 45 cents.
   For promoting commerce in Europe and other areas, $41.91.
   For transportation of families and effects of officers and employees, Bureau of Foreign and Domestic Commerce, $46.49.
   For general expenses, lighthouse service, $650.28.
   For salaries, lighthouse vessels, $123.13.
   For surveying expenses, Coast and Geodetic Survey, $290.

Navy Department: For pay, subsistence, and transportation, Navy, $1,113.83.
   For increased compensation, Marine Corps, $29.50.
   For prizes and bounty for destruction of enemy’s vessels, $22.15.
   For prizes to captors, Spanish War, $85.62.

Treasury Department: For salaries, Office of Chief Clerk and Superintendent, $32.40.
   For collecting the revenue from customs, $83.11.
   For Coast Guard, $217.97.
   For pay and allowances, Coast Guard, $1,362.41.
   For contingent expenses, Coast Guard, $6.09.
   For fuel and water, Coast Guard, $83.46.
   For rebuilding and repairing stations, and so forth, Coast Guard, $223.
   For retired pay, former life-saving service, $1,858.19.
   For collecting the internal revenue, $32.48.
   For enforcement of Narcotic and National Prohibition Acts, $6.24.
   For salaries and expenses, Bureau of Narcotics, $26.07.
   For suppression of counterfeiting and other crimes, $4.16.
   For pay of other employees, Public Health Service, $68.17.
   For pay of personnel and maintenance of hospitals, Public Health Service, $610.58.
   For collecting the war revenue, $87.50.
   For increase of compensation, Treasury Department, $14.

War Department: For pay, and so forth, of the Army, $13,262.53.
   For pay of the Army, $256.59.
   For general appropriations, Quartermaster Corps, $182.32.
   For clothing and equipment, $72.90.
   For subsistence of the Army, 80 cents.
   For National Guard, $2,249.06.
   For Ordnance service and supplies, Army, $150.

Post Office Department—Postal Service (out of the postal revenues): For carfare and bicycle allowance, $90.
   For city-delivery carriers, $234.32.
   For clerks, first- and second-class post offices, $1,095.90.
   For clerks, third-class post offices, $479.21.
   For compensation to postmasters, $9,791.26.
   For compensation to assistant postmasters, $48.72.
For foreign-mail transportation, $1,512.
For freight, express, or motor transportation of equipment, and so forth, $45.12.
For indemnities, domestic mail, $379.40.
For indemnities, international mail, $406.73.
For labor-saving devices, $8.
For miscellaneous items, first- and second-class post offices $257.33.
For operating force, public buildings, Post Office Department, $278.24.
For operating supplies for public buildings, Post Office Department, $477.77.
For post-office equipment and supplies, $874.99.
For railroad transportation and mail messenger service, $1,765.82.
For Railway Mail Service, miscellaneous expenses, $3,722.36.
For Railway Mail Service, salaries, $28.67.
For rent, light, and fuel, $10,523.46.
For Rural Delivery Service, $487.56.
For separating mails, $58.19.
For special delivery fees, $28.80.
For star-route service, $890.16.
For unusual conditions at post offices, $38.50.
For vehicle service, $969.76.
For village delivery service, $68.40.

Total, audited claims, section 4(a), $63,853.16, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency as specified in certain of the settlements of the General Accounting Office.

SEC. 5. Judgments against collectors of customs: For the payment of claims allowed by the General Accounting Office covering judgments rendered by United States District Court for the Southern District of New York against collectors of customs, where certificates of probable cause have been issued as provided for under section 989, Revised Statutes (U. S. C., title 28, sec. 842), and certified to the Seventy-fifth Congress in House Document Numbered 112, under the Department of Labor, $65,954.49.

SEC. 6. For the payment of claims allowed by the General Accounting Office pursuant to Public Act Numbered 436 of the Seventy-fourth Congress, which have been certified to Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), in House Document Numbered 116, Seventy-fifth Congress, under the War Department, $1,353.01.

SEC. 7. For the payment of a claim allowed by the General Accounting Office pursuant to Private Act Numbered 524 of the Seventieth Congress, which has been certified to Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), in House Document Numbered 121, Seventy-fifth Congress, under the War Department, $141.

SEC. 8. Interest withheld from claimants: For payment of interest on amounts withheld from claimants by the Comptroller General of the United States, Act of March 3, 1873, as amended by section 13 of the Act of March 3, 1933 (47 Stat., 1516), as allowed by the General Accounting Office, and certified to the Seventy-fifth Congress in House Document Numbered 118, under the Post Office Department, $391.20, and under the Treasury Department, $8,406.14; in all, $8,797.34.

SEC. 9. Payment of interest on judgments against collector of customs: For payment of interest in certain cases where the original judgments in favor of the Transatlantica Italiana made no provision.
for the payment of interest, but where interest was subsequently
ordered by the United States District Court for the Southern Dis-
trict of New York, as certified to the Seventy-fifth Congress in
House Document Numbered 111, under the Department of Labor,
§551.42.

Sec. 10. This Act may be cited as the First Deficiency Appropri-
ation Act, fiscal year 1937.

Approved, February 9, 1937.

[C H A P T E R 1 0 ]

A N A C T

To provide for loans made necessary by floods or other catastrophes in the
year 1937.

Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled, That there is hereby
created a Disaster Loan Corporation with nonassessable capital stock
in an amount not to exceed $20,000,000. The Reconstruction Finance
Corporation is authorized and directed to subscribe for such stock and
to make payment therefor from time to time as called, out of the
unexpended balance of the $50,000,000 which the Reconstruction
Finance Corporation was authorized to lend for catastrophe relief by
section 1 of the Act of April 17, 1936 (Public, Numbered 525, Seventy-
fourth Congress). Such Disaster Loan Corporation shall be managed
by officers and agents to be appointed by the Reconstruction Finance
Corporation under such rules and regulations as its board of directors
may prescribe.

Such Disaster Loan Corporation shall be empowered to make, upon
such terms and conditions and in such manner as it may prescribe,
such loans as it may determine to be necessary or appropriate because
of floods or other catastrophes in the year 1937. Such Disaster Loan
Corporation may use all its assets, including capital and net earnings
therefrom, in the exercise of its functions.

The Disaster Loan Corporation shall have succession until dis-
solved by Act of Congress; shall have power to sue and be sued in
any court, to adopt and use a corporate seal, to make contracts, and
to acquire, hold, and dispose of real and personal property neces-
sary and incident to the conduct of its business; and shall have such
other powers as may be necessary and incident to carrying out its
powers and duties under this Act.

Approved, February 11, 1937.

[C H A P T E R 1 1 ]

J O I N T R E S O L U T I O N

Authorizing the President to invite the Pan American Republics and the Do-
mination of Canada to participate in the proposed Greater Texas and Pan
American Exposition.

Resolved by the Senate and House of Representatives of the
United States of America in Congress assembled, That the President
of the United States is authorized and requested, by proclamation
or in such manner as he may deem proper, to invite the Pan Ameri-
can Republics and the Dominion of Canada to participate in the
proposed Greater Texas and Pan American Exposition, to be held
in the city of Dallas in the State of Texas during the year 1937.

Approved, February 12, 1937.
February 19, 1937

Federal Housing Administration. Guaranty of debentures of, extended.

February 20, 1937
[Pub. No. 6]

Capital Auditorium Commission; creation, composition, etc.
Authority to investigate sites.
Ascertainment of cost of site and construction thereof.
Report to Congress.

February 24, 1937
[Pub. No. 7]

White River. Barry County, Mo., may bridge, at Eagle Rock.
Construction. 48 Stat. 84. 33 U. S. C. §§ 491-496.
Amendment.
CHAPTER 16

AN ACT

To extend the time for completing the construction of a bridge across the Delaware River near Trenton, New Jersey.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for completing the construction of the bridge authorized by Act of Congress approved August 24, 1912, to be built by the Pennsylvania Railroad Company and the Pennsylvania and Newark Railroad Company across the Delaware River near the city of Trenton, New Jersey, which has heretofore been extended by Congress to August 24, 1937, is hereby extended for a further period of three years from the last-named date: Provided, That it shall not be lawful to complete or commence the completion of said bridge until plans thereof shall again be submitted to and approved by the Chief of Engineers and by the Secretary of War.

Sec. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 24, 1937.

CHAPTER 17

JOINT RESOLUTION

To make funds available for health and sanitation activities in the areas recently stricken by floods.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is hereby authorized to allocate funds to the United States Public Health Service for health and sanitation activities in the areas recently stricken by floods from the appropriation made in the Emergency Relief Appropriation Act of 1936, as supplemented by the appropriation for relief and work relief in the First Deficiency Appropriation Act, fiscal year 1937, for the following purposes: (1) Grants to States for the purpose of aiding such States, or any county, health district, or other political subdivision thereof, in establishing and maintaining adequate public health services in the prevention and control of diseases in the areas recently stricken by floods, under regulations prescribed by the Surgeon General of the United States Public Health Service; (2) the employment of personnel in the city of Washington and elsewhere, without regard to the civil-service laws and regulations and the Classification Act of 1923, as amended, to replace commissioned officers and other employees of such Public Health Service detailed to such areas; (3) reimbursement of appropriations of such Service for expenditures made from such appropriations for emergency work in such areas; and (4) the purchase of supplies and equipment to replace articles furnished from stock on hand for the care, support, and maintenance of flood refugees and in rendering assistance to health authorities.

The allocations made by authority of this joint resolution shall not be exclusive but shall be in addition to those which otherwise may be made under the provisions of such Emergency Relief Appropriation Act of 1936, as supplemented.

Approved, February 24, 1937.
[CHAPTER 18] JOINT RESOLUTION


Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That in addition to the authority heretofore granted by the joint resolution, approved April 10, 1936, relating to the participation by the United States in the International Exposition of Paris, 1937, the Commissioner General and the Commissioner are hereby authorized to make such expenditures as may be necessary for the purpose of purchasing, constructing, or renovating exhibits, for the proper housing of exhibits (including the decoration, operation, and maintenance of buildings by contract without regard to the provisions of section 3709, Revised Statutes, or otherwise, and the payment of any obligations heretofore or hereafter incurred in connection with the employment of architects and engineers and reimbursement of their necessary travel expenses), and for the transportation of material and exhibits from the United States to France, and from France to the United States after the close of such exposition.

SEC. 2. Notwithstanding the provisions of section 3 of such resolution of April 10, 1936, the Commissioner General is authorized, without regard to the civil-service laws, to appoint, and without regard to the Classification Act of 1923, as amended, to fix the reasonable compensation of such officers and employees as may be necessary to carry out the purposes of this resolution and of such resolution of April 10, 1936. This section shall be effective as of April 10, 1936.

SEC. 3. (a) Any functions granted to the Commissioner General and the Commissioner jointly may be exercised by either of them, and any authority herein granted to the Commissioner General may be delegated to the Commissioner or to any other person that the Commissioner General may designate for the purpose.

(b) The approval and certification of expenditures under this resolution, and the submission of accounts and vouchers, shall be made in the manner prescribed in section 4 of such resolution of April 10, 1936, except that any functions of the Secretary of State under such section may, in his discretion, be delegated, without release of responsibility, to any person he may designate for the purpose.

(c) Nothing in this resolution shall be construed to permit any indebtedness to be incurred in excess of the amount herein authorized to be appropriated.

SEC. 4. There is hereby appropriated, out of any money in the Treasury not otherwise appropriated, for carrying out the purposes of this resolution and of such resolution of April 10, 1936, the sum of $150,000, and the unexpended and unobligated balance of any sums heretofore appropriated pursuant to the authorization contained in such resolution of April 10, 1936, shall also be available for the purposes of this resolution.

SEC. 5. The Commissioner General and the Commissioner are, with the approval of the Secretary of State, authorized to make available to any governmental agency such part of the sums herebefore or hereafter appropriated for the purposes of this resolution and of such resolution of April 10, 1936, as may be effectively used by such agency to aid in carrying out such purposes.

SEC. 6. At the close of the exposition or when the connection of the Government of the United States therewith ceases, the Commissioner General and the Commissioner shall return all borrowed property and exhibits to their points of origin and shall dispose of any portion of the material contributed as may be unused or any...
property purchased in such manner as the Secretary of State may direct in the best interests of the Government, and account therefor.

Approved, February 25, 1937.

[CHAPTER 19]

JOINT RESOLUTION

To amend the Act entitled "An Act to levy an excise tax upon carriers and an income tax upon their employees, and for other purposes", approved August 29, 1935.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 12 of the Act entitled "An Act to levy an excise tax upon carriers and an income tax upon their employees, and for other purposes", approved August 29, 1935, is amended by striking out "February 28, 1937" and inserting in lieu thereof "June 30, 1938".

Approved, February 27, 1937, 12 noon.

[CHAPTER 20]

AN ACT

To extend the period during which direct obligations of the United States may be used as collateral security for Federal Reserve notes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second paragraph of section 16 of the Federal Reserve Act, as amended, is amended to read as follows:

"Any Federal Reserve bank may make application to the local Federal Reserve agent for such amount of the Federal Reserve notes hereinbefore provided for as it may require. Such application shall be accompanied with a tender to the local Federal Reserve agent of collateral in amount equal to the sum of the Federal Reserve notes thus applied for and issued pursuant to such application. The collateral security thus offered shall be notes, drafts, bills of exchange, or acceptances acquired under the provisions of section 13 of this Act, or bills of exchange endorsed by a member bank of any Federal Reserve district and purchased under the provisions of section 14 of this Act, or bankers' acceptances purchased under the provisions of said section 14, or gold certificates: Provided, however, That until June 30, 1939, the Board of Governors of the Federal Reserve System may, should it deem it in the public interest, upon the affirmative vote of not less than a majority of its members, authorize the Federal Reserve banks to offer, and the Federal Reserve agents to accept, as such collateral security, direct obligations of the United States. At the close of business on such date, or sooner should the Board of Governors of the Federal Reserve System so decide, such authorization shall terminate and such obligations of the United States be retired as security for Federal Reserve notes. In no event shall such collateral security be less than the amount of Federal Reserve notes applied for. The Federal Reserve agent shall each day notify the Board of Governors of the Federal Reserve System of all issues and withdrawals of Federal Reserve notes to and by the Federal Reserve bank to which he is accredited. The said Board of Governors of the Federal Reserve System may at any time call upon a Federal Reserve bank for additional security to protect the Federal Reserve notes issued to it."

Approved, March 1, 1937.
75th CONGRESS, 1st SESSION—CHS. 21, 22, 24, 25—MARCH 1, 2, 4, 1937

[CHAPTER 21]  
AN ACT
To provide for retirement of Justices of the Supreme Court.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Justices of the Supreme Court are hereby granted the same rights and privileges with regard to retiring, instead of resigning, granted to judges other than Justices of the Supreme Court by section 260 of the Judicial Code (U. S. C., title 28, sec. 375), and the President shall be authorized to appoint a successor to any such Justice of the Supreme Court so retiring from regular active service on the bench, but such Justice of the Supreme Court so retired may nevertheless be called upon by the Chief Justice and be by him authorized to perform such judicial duties, in any judicial circuit, including those of a circuit justice in such circuit, as such retired Justice may be willing to undertake.

Approved, March 1, 1937.

[CHAPTER 22]  
JOINT RESOLUTION
To extend the authority of the President under section 350 of the Tariff Act of 1930, as amended.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the period during which the President is authorized to enter into foreign-trade agreements under section 350 of the Tariff Act of 1930, as amended by the Act (Public, Numbered 316, Seventy-third Congress) approved June 12, 1934, is hereby extended for a further period of three years from June 12, 1937.

Approved, March 1, 1937.

[CHAPTER 24]  
JOINT RESOLUTION
To authorize the Postmaster General to withhold the awarding of star-route contracts for a period of sixty days.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Postmaster General is authorized and directed to withhold the awarding of star-route contracts for which bids have been received in the first contract section for a period of sixty days after March 1, 1937.

Approved, March 2, 1937.

[CHAPTER 25]  
AN ACT
To extend the times for commencing and completing the construction of a free highway bridge across the Missouri River at or near Atchison, Kansas.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of the free highway bridge, and approaches thereto, across the Missouri River, at a point suitable to the interests of navigation, at or near the city of Atchison, Kansas, authorized to be built by the city of Atchison, Kansas, and the county of Buchanan, Missouri, or either of them, or the States of Kansas and Missouri, or either of them, or the highway departments of such States, acting jointly or severally, by an Act of Congress approved June 18, 1934, are hereby extended one and three years, respectively, from June 18, 1937.

March 4, 1937
[Public, No. 11]  
Missouri River.  
Time extended for bridging, at Atchison, Kans.

48 Stat. 991.
AN ACT
Authorizing the Secretary of the Navy to accept gifts and bequests for the benefit of the Office of Naval Records and Library, Navy Department.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy is hereby authorized to accept, receive, hold, and administer gifts and bequests of personal property, and loans of personal property other than money, from individuals or others for the benefit of the Office of Naval Records and Library, Navy Department, its collection or its services. Gifts or bequests of money shall be deposited in the Treasury of the United States as trust funds under the title “Office of Naval Records and Library Fund.”

Sec. 2. Gifts or bequests for the benefit of the Office of Naval Records and Library, Navy Department, its collection or its services shall be exempt from all Federal taxes.

Sec. 3. The Secretary of the Treasury is authorized, upon the request of the Secretary of the Navy, to invest or reinvest the trust funds, or any part thereof, deposited in the Treasury pursuant to section 1 of this Act in securities of the United States Government or in securities guaranteed by the United States Government. The interest accruing from such securities shall be deposited to the credit of the Office of Naval Records and Library Fund.

Approved, March 4, 1937.

SAN DIEGO, CA.
Exchange of certain lands authorized.

AN ACT
To authorize the acceptance of certain lands in the city of San Diego, California, by the United States, and the transfer by the Secretary of the Navy of certain other lands to said city of San Diego.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy be, and he is hereby, authorized on behalf of the United States to accept from the city of San Diego, California, free from all encumbrances and without cost to the United States, all right, title, and interest in and to the lands contained within the following described area: Beginning at the intersection of the southeasterly line of Harasthy Street with mean high-tide line of the Bay of San Diego, as said mean high-tide line was established by that certain superior court action numbered 35473; thence southwesterly along the said mean high-tide line of the Bay of San Diego, a distance of one hundred and fifty-nine and sixty-six one-hundredths feet to an intersection with the northeasterly Marine Base boundary line; thence north sixty degrees thirty-four minutes fifty-nine seconds west along the said Marine Base boundary line a distance of one thousand nine hundred and twenty-nine and eleven one-hundredths feet to its intersection with the said mean high-tide line of the Bay of San Diego; thence in a general southeasterly direction, following along the said mean high-tide line to the point or place of beginning, containing five and twenty-four-hundred-and-seventy-four ten-thousandths acres of land; also approximately five hundred and forty-four acres of pueblo lands, owned by the city of San Diego, more particularly described as follows: The easterly half of pueblo lot
26

70th Congress, 1st Session—CHS. 27, 28—March 4, 1937

1300; all of pueblo lot 1309; all of pueblo lot 1310; all of that portion of pueblo lot 1311 lying easterly of Pacific Highway and southerly of Miramar Road; all of that portion of pueblo lot 1314 lying southerly of Miramar Road; all of that portion of pueblo lot 1315 lying southerly of Miramar Road; all of that portion of the westerly half of pueblo lot 1316 lying southerly of Miramar Road; said pueblo lands being according to the map thereof made by James Pascue in 1870, a certified copy of which map is filed as miscellaneous map numbered 36 in the office of the county recorder of San Diego County, California; said lands being desired by the Navy Department for national defense, and particularly for the purpose of establishing and maintaining thereon a rifle range, together with barracks and other structures incident thereto.

The said Secretary of the Navy is also authorized hereby to transfer to the city of San Diego, California, free from all encumbrances and without cost to said city of San Diego, all rights, title, and interest of the United States in and to the lands contained within that part of the Marine Corps Base, San Diego, California, containing sixty and sixteen-hundred-and-five ten-thousandths acres more particularly described as follows: Beginning at the point of intersection of the southwesterly prolongation of the northwesterly line of Bean Street with the combined United States pierhead and bulkhead line, as said combined United States pierhead and bulkhead line was established in 1928; thence north eighty-three degrees west a distance of seven hundred and twenty-nine and sixty-two one-hundredths feet along the said combined pierhead and bulkhead line to an intersection with the southwesterly prolongation of the southeasterly line of Harasthy Street; thence north twenty-eight degrees forty-nine minutes forty seconds east along the southwesterly prolongation of the southeasterly line of Harasthy Street; thence north twenty-eight degrees forty-nine minutes forty seconds east along the southwesterly prolongation of the southeasterly line of Harasthy Street; thence north eighty-three degrees west a distance of seven hundred and twenty-nine and sixty-two one-hundredths feet along the said combined pierhead and bulkhead line to an intersection with the southwesterly prolongation of the southeasterly line of Harasthy Street; thence north twenty-eight degrees forty-nine minutes forty seconds east along the southwesterly prolongation of the southeasterly line of Harasthy Street; thence north twenty-eight degrees forty-nine minutes forty seconds east along the said Marine Base boundary line a distance of six hundred and seventy-seven and eighty-eight one-hundredths feet to an intersection with the southwesterly prolongation of the northwesterly line of Bean Street; thence south twenty-eight degrees fifty minutes ten seconds west along the southwesterly prolongation of the northwesterly line of Bean Street a distance of three thousand seven hundred and thirty and two one-hundredths feet to the point or place of beginning, containing sixty and sixteen-hundred-and-five ten-thousandths acres of bay area.

Approved, March 4, 1937.

[CHAPTER 28] AN ACT

To provide a preliminary examination and survey of the Snake River and tributaries in the States of Idaho, Washington, and Oregon, with a view to control of flood waters.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination and survey to be made of the Snake River and tributaries in the States of Idaho, Washington, and Oregon with a view to control of its floods, in accordance with the provisions of the Flood Control Act approved June 22, 1936, the cost thereof to be paid from appropriations heretofore or hereafter made for such purposes.

Approved, March 4, 1937.
Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $2,000,000 for the purpose of enabling the Federal Surplus Commodities Corporation to divert surplus fish (including shellfish) and the products thereof from the normal channels of trade and commerce by acquiring them and providing for their distribution through Federal, State, and private relief agencies. No commodities shall be acquired under this Act after ninety days after the date of its enactment: Provided, however, That distribution thereof may extend beyond said period. The provisions of law relating to the acquisition of materials or supplies for the United States shall not apply to the acquisition of commodities under this Act.

Approved, March 5, 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for completing the construction of a bridge across the Columbia River near The Dalles, Oregon, authorized to be built by The Dalles Bridge Company, a Washington corporation, by an Act of Congress approved March 4, 1933, heretofore extended by Act of Congress approved April 30, 1934, is hereby further extended three years from March 4, 1937.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 10, 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the State of Alabama, or Etowah County, or both, to construct, maintain, and operate a free highway bridge and approaches thereto across the Coosa River at a point suitable to the interests of navigation, at or near Gilberts Ferry in Etowah County, Alabama, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 10, 1937.
[CHAPTER 34]

AN ACT
To extend the times for commencing and completing the construction of a bridge across the Savannah River at or near Lincolnton, Georgia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Savannah River at or near Lincolnton, Georgia, authorized to be built by the State of Georgia by an Act of Congress approved February 24, 1933, heretofore extended by an Act of Congress approved August 30, 1935, are hereby further extended one and three years, respectively, from February 24, 1937.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 10, 1937.

[CHAPTER 35]

AN ACT
To extend the times for commencing and completing the construction of a bridge across the Missouri River at or near Brownville, Nebraska.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of the bridge across the Missouri River, at or near Brownville, Nebraska, authorized to be built by the county of Atchison, State of Missouri, and the county of Nemaha, State of Nebraska, singly or jointly, by section 18 of the Act of Congress approved August 30, 1935, heretofore extended by Act of Congress approved June 19, 1936, are hereby extended one and three years, respectively, from June 19, 1937.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 10, 1937.

[CHAPTER 36]

AN ACT
Declaring Turtle Bay and Turtle Bayou, Chambers County, Texas, to be non-navigable waterways.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Turtle Bay and Turtle Bayou, in Chambers County, in the State of Texas, be, and the same are hereby, declared to be nonnavigable waterways within the meaning of the Constitution and laws of the United States of America.

SEC. 2. That the existing project for Turtle Bayou, Texas, authorized by the Rivers and Harbors Act approved June 25, 1910, be, and the same is hereby, abandoned.

SEC. 3. That the right of Congress to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 10, 1937.
[CHAPTER 40]

JOINT RESOLUTION

Authorizing the Commissioner of Internal Revenue to grant further extensions of time for filing returns under title III of the Revenue Act of 1936.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Commissioner of Internal Revenue be, and he is hereby, authorized to grant additional reasonable extensions of time for filing returns under title III of the Revenue Act of 1936 for the calendar year 1935 and any fiscal year ending on or before August 31, 1936: Provided, That, except in the case of taxpayers who are abroad, no such extension shall be made beyond June 15, 1937.

Approved, March 13, 1937, 11 a.m.

[CHAPTER 41]

JOINT RESOLUTION

To aid in defraying the expenses of the International Labor Office incident to holding its Technical Tripartite Textile Conference.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $15,000 to aid in defraying the extraordinary expenses of the International Labor Office incident to holding its Technical Tripartite Textile Conference in Washington, District of Columbia, in April 1937: Provided, That $10,000 of this appropriation shall be available for contribution for such purposes to the International Labor Organization, and not to exceed $5,000 shall be available for expenditure by the Secretary of Labor for expenses incident to holding such conference in Washington, including personal services in the District of Columbia, communication services, stenographic and other services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), local transportation, stationery, supplies, repairs and alterations, and such other expenses as the Secretary of Labor may deem necessary.

Approved, March 15, 1937.

[CHAPTER 43]

AN ACT

To regulate the sales of goods in the District of Columbia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That on and after July 1, 1937, all sales of goods in the District of Columbia shall be made under and in accordance with the following provisions of law:

PART I

FORMATION OF THE CONTRACT

SECTION 1. CONTRACTS TO SELL AND SALES.—(1) A contract to sell goods is a contract whereby the seller agrees to transfer the property in goods to the buyer for a consideration called the “price.”

(2) A sale of goods is an agreement whereby the seller transfers the property in goods to the buyer for a consideration called the “price.”

(3) A contract to sell or a sale may be absolute or conditional.
(4) There may be a contract to sell or a sale between one part owner and another.

SEC. 2. CAPACITY—LIABILITIES FOR NECESSARIES.—Capacity to buy and sell is regulated by the general law concerning capacity to contract, and to transfer and acquire property. Where necessaries are sold and delivered to an infant, or to a person who by reason of mental incapacity or drunkenness is incompetent to contract, he must pay a reasonable price therefor. “Necessaries” in this section means goods suitable to the condition in life of such infant or other person, and to his actual requirements at the time of delivery.

FORMALITIES OF THE CONTRACT

SEC. 3. FORM OF CONTRACT OR SALE.—Subject to the provisions of this Act and of any statute in that behalf, a contract to sell or a sale may be made in writing (either with or without seal), or by word of mouth, or partly in writing and partly by word of mouth or may be inferred from the conduct of the parties.

SEC. 4. STATUTE OF FRAUDS.—(1) A contract to sell or a sale of any goods or choses in action of the value of $500 or upwards shall not be enforceable by action unless the buyer shall accept part of the goods or choses in action so contracted to be sold or sold, and actually receive the same, or give something in earnest to bind the contract, or in part payment, or unless some note or memorandum in writing of the contract or sale be signed by the party to be charged or his agent in that behalf.

(2) The provisions of this section apply to every such contract or sale, notwithstanding that the goods may be intended to be delivered at some future time or may not at the time of such contract or sale be actually made, procured, or provided, or fit or ready for delivery, or some act may be requisite for the making or completing thereof, or rendering the same fit for delivery; but if the goods are to be manufactured by the seller especially for the buyer and are not suitable for sale to others in the ordinary course of the seller’s business, the provisions of this section shall not apply.

(3) There is an acceptance of goods within the meaning of this section when the buyer, either before or after delivery of the goods, expresses by words or conduct his assent to becoming the owner of those specific goods.

SUBJECT MATTER OF CONTRACT

SEC. 5. EXISTING AND FUTURE GOODS.—(1) The goods which form the subject of a contract to sell may be either existing goods, owned or possessed by the seller, or goods to be manufactured or acquired by the seller after the making of the contract to sell, in this Act called future goods.

(2) There may be a contract to sell goods, the acquisition of which by the seller depends upon a contingency which may or may not happen.

(3) Where the parties purport to effect a present sale of future goods, the agreement operates as a contract to sell the goods.

SEC. 6. UNDIVIDED SHARES.—(1) There may be a contract to sell or a sale of an undivided share of goods. If the parties intend to effect a present sale, the buyer, by force of the agreement, becomes an owner in common with the owner or owners of the remaining shares.

(2) In the case of fungible goods, there may be a sale of an undivided share of a specific mass, though the seller purports to sell
and the buyer to buy a definite number, weight, or measure of the goods in the mass, and though the number, weight, or measure of the goods in the mass is undetermined. By such a sale the buyer becomes owner in common of such a share of the mass as the number, weight, or measure bought bears to the number, weight, or measure of the mass. If the mass contains less than the number, weight, or measure bought, the buyer becomes the owner of the whole mass and the seller is bound to make good the deficiency from similar goods unless a contrary intent appears.

**SEC. 7. DESTRUCTION OF GOODS SOLD.**—(1) Where the parties purport to sell specific goods, and the goods without the knowledge of the seller have wholly perished at the time when the agreement is made, the agreement is void.

(2) Where the parties purport to sell specific goods, and the goods without the knowledge of the seller have perished in part or have wholly or in a material part so deteriorated in quality as to be substantially changed in character, the buyer may at his option treat the sale—

(a) As avoided; or

(b) As transferring the property in all of the existing goods or in so much thereof as have not deteriorated, and as binding the buyer to pay the full agreed price if the sale was indivisible, or to pay the agreed price for the goods in which the property passes if the sale was divisible.

**SEC. 8. DESTRUCTION OF GOODS CONTRACTED TO BE SOLD.**—(1) Where there is a contract to sell specific goods, and subsequently, but before the risk passes to the buyer, without any fault on the part of the seller or the buyer, the goods wholly perish, the contract is thereby voided.

(2) Where there is a contract to sell specific goods, and subsequently, but before the risk passes to the buyer, without any fault of the seller or the buyer, part of the goods perish or the whole or a material part of the goods so deteriorate in quality as to be substantially changed in character, the buyer may at his option treat the contract—

(a) As avoided; or

(b) As binding the seller to transfer the property in all of the existing goods or in so much thereof as have not deteriorated, and as binding the buyer to pay the full agreed price if the contract was indivisible, or to pay the agreed price for so much of the goods as the seller, by the buyer's option, is bound to transfer if the contract was divisible.

**THE PRICE**

**SEC. 9. DEFINITION AND ASCERTAINMENT OF PRICE.**—(1) The price may be fixed by the contract, or may be left to be fixed in such manner as may be agreed, or it may be determined by the course of dealing between the parties.

(2) The price may be made payable in any personal property.

(3) Where transferring or promising to transfer any interest in real estate constitutes the whole or part of the consideration for transferring or for promising to transfer the property in goods, this Act shall not apply.

(4) Where the price is not determined in accordance with the foregoing provisions, the buyer must pay a reasonable price. What is a reasonable price is a question of fact dependent on the circumstances of each particular case.

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1 So in original.
SEC. 10. SALE AT A VALUATION.—(1) Where there is a contract to sell or a sale of goods at a price or on terms to be fixed by a third person, and such third person without fault of the seller or the buyer cannot or does not fix the price or terms, the contract or the sale is thereby avoided; but if the goods or any part thereof have been delivered to and appropriated by the buyer he must pay a reasonable price therefor.

(2) Where such third person is prevented from fixing the price or terms by fault of the seller or the buyer, the party not in fault may have such remedies against the party in fault as are allowed by parts IV and V of this Act.

SEC. 11. EFFECT OF CONDITIONS.—(1) Where the obligation of either party to a contract to sell or a sale is subject to any condition which is not performed, such party may refuse to proceed with the contract or sale or he may waive performance of the condition. If the other party has promised that the condition should happen or be performed, such first-mentioned party may also treat the nonperformance of the condition as a breach of warranty.

(2) Where the property in the goods has not passed, the buyer may treat the fulfillment by the seller of his obligations to furnish goods as described and as warranted expressly or by implication in the contract to sell as a condition of the obligation of the buyer to perform his promise to accept and pay for the goods.

SEC. 12. DEFINITION OF EXPRESS WARRANTY.—Any affirmation of fact or any promise by the seller relating to the goods is an express warranty if the natural tendency of such affirmation or promise is to induce the buyer to purchase the goods, and if the buyer purchases the goods relying thereon. No affirmation of the value of the goods, nor any statement purporting to be a statement of the seller’s opinion only shall be construed as a warranty.

SEC. 13. IMPLIED WARRANTIES OF TITLE.—In a contract to sell or a sale, unless a contrary intention appears, there is—

(1) An implied warranty on the part of the seller that in case of a sale he has a right to sell the goods, and that in case of a contract to sell he will have a right to sell the goods at the time when the property is to pass;

(2) An implied warranty that the buyer shall have and enjoy quiet possession of the goods as against any lawful claims existing at the time of the sale;

(3) An implied warranty that the goods shall be free at the time of the sale from any charge or encumbrance in favor of any third person, not declared or known to the buyer before or at the time when the contract or sale is made.

(4) This section shall not, however, be held to render liable a sheriff, auctioneer, mortgagee, or other person professing to sell by virtue of authority in fact or law, goods in which a third person has a legal or equitable interest.

SEC. 14. IMPLIED WARRANTY IN SALE BY DESCRIPTION.—Where there is a contract to sell or a sale of goods by description, there is an implied warranty that the goods shall correspond with the description and if the contract or sale be by sample, as well as by description, it is not sufficient that the bulk of the goods corresponds with the sample if the goods do not also correspond with the description.

SEC. 15. IMPLIED WARRANTIES OF QUALITY.—Subject to the provisions of this act and of any statute in that behalf, there is no implied

3 So in original.
warranty or condition as to the quality or fitness for any particular purpose of goods supplied under a contract to sell or a sale, except as follows:

(1) Where the buyer, expressly or by implication, makes known to the seller the particular purpose for which the goods are required, and it appears that the buyer relies on the seller's skill or judgment (whether he be the grower or manufacturer or not), there is an implied warranty that the goods shall be reasonably fit for such purpose.

(2) Where the goods are bought by description from a seller who deals in goods of that description (whether he be the grower or manufacturer or not), there is an implied warranty that the goods shall be merchantable quality.

(3) If the buyer has examined the goods, there is no implied warranty as regards defects which such examination ought to have revealed.

(4) In the case of a contract to sell or a sale of a specified article under its patent or other trade name, there is no implied warranty as to its fitness for any particular purpose.

(5) An implied warranty or condition as to the quality or fitness for a particular purpose may be annexed by the usage of trade.

(6) An express warranty or condition does not negative a warranty or condition implied under this Act unless inconsistent therewith.

SALE BY SAMPLE

SEC. 16. IMPLIED WARRANTIES IN SALE BY SAMPLE.—In the case of a contract to sell or a sale by sample—

(a) There is an implied warranty that the bulk shall correspond with the sample in quality.

(b) There is an implied warranty that the buyer shall have a reasonable opportunity of comparing the bulk with the sample, except so far as otherwise provided in section 47 (3).

(c) If the seller is a dealer in goods of that kind, there is an implied warranty that the goods shall be free from any defect rendering them unmerchantable which would not be apparent on reasonable examination of the sample.

PART II

TRANSFER OF PROPERTY AS BETWEEN SELLER AND BUYER

SEC. 17. NO PROPERTY PASSES UNTIL GOODS ARE ASCERTAINED.—Where there is a contract to sell unascertained goods no property in the goods is transferred to the buyer unless and until the goods are ascertained, but property in an undivided share of ascertained goods may be transferred as provided in section 6.

SEC. 18. PROPERTY IN SPECIFIC GOODS PASSES WHEN PARTIES SO INTEND.—(1) Where there is a contract to sell specific or ascertained goods, the property in them is transferred to the buyer at such time as the parties to the contract intend it to be transferred.

(2) For the purpose of ascertaining the intention of the parties, regard shall be had to the terms of the contract, the conduct of the parties, usages of trade, and the circumstances of the case.

SEC. 19. RULES FOR ASCERTAINING INTENTION.—Unless a different intention appears, the following are rules for ascertaining the intention of the parties as to the time at which the property in the goods is to pass to the buyer:

Rule 1. Where there is an unconditional contract to sell specific goods, in a deliverable state, the property in the goods passes to the buyer when the contract is made and it is immaterial whether the time of payment, or the time of delivery, or both, be postponed.
Rule 2. Where there is a contract to sell specific goods and the seller is bound to do something to the goods, for the purpose of putting them into a deliverable state, the property does not pass until such thing is done.

Rule 3. (1) When goods are delivered to the buyer "on sale or return", or on other terms indicating an intention to make a present sale, but to give the buyer an option to return the goods instead of paying the price, the property passes to the buyer on delivery, but he may revest the property in the seller by returning or tendering the goods within the time fixed in the contract, or, if no time has been fixed, within a reasonable time.

(2) When goods are delivered to the buyer on approval or on trial or on satisfaction, or other similar terms, the property therein passes to the buyer—
   (a) When he signifies his approval or acceptance to the seller or does any other act adopting the transaction;
   (b) If he does not signify his approval or acceptance to the seller, but retains the goods without giving notice of rejection, then if a time has been fixed for the return of the goods, on the expiration of such time, and, if no time has been fixed, on the expiration of a reasonable time. What is a reasonable time is a question of fact.

Rule 4. (1) Where there is a contract to sell unascertained or future goods by description, and goods of that description and in a deliverable state are unconditionally appropriated to the contract, either by the seller with the assent of the buyer, or by the buyer with the assent of the seller, the property in the goods thereupon passes to the buyer. Such assent may be expressed or implied, and may be given either before or after the appropriation is made.

(2) Where, in pursuance of a contract to sell, the seller delivers the goods to the buyer, or to a carrier or other bailee (whether named by the buyer or not) for the purpose of transmission to or holding for the buyer, he is presumed to have unconditionally appropriated the goods to the contract, except in the cases provided for in the next rule and in section 20. This presumption is applicable, although by the terms of the contract, the buyer is to pay the price before receiving delivery of the goods, and the goods are marked with the words "collect on delivery" or their equivalents.

Rule 5. If the contract to sell requires the seller to deliver the goods to the buyer, or at a particular place, or to pay the freight or cost of transportation to the buyer, or to a particular place, the property does not pass until the goods have been delivered to the buyer or reached the place agreed upon.

SEC. 20. RESERVATION OF RIGHT OF POSSESSION OR PROPERTY WHEN GOODS ARE SHIPPED. (1) Where there is a contract to sell specific goods, or where goods are subsequently appropriated to the contract, the seller may, by the terms of the contract or appropriation, reserve the right of possession or property in the goods until certain conditions have been fulfilled. The right of possession or property may be thus reserved notwithstanding the delivery of the goods to the buyer or to a carrier or other bailee for the purpose of transmission to the buyer.

(2) Where goods are shipped, and by the bill of lading the goods are deliverable to the seller or his agent, or to the order of the seller or of his agent, the seller thereby reserves the property in the goods. But if, except for the form of the bill of lading, the property would have passed to the buyer on shipment of the goods, the seller's property in the goods shall be deemed to be only for the purpose of
securing performance by the buyer of his obligations under the contract.

(3) Where goods are shipped, and by the bill of lading the goods are deliverable to the order of the buyer or of his agent, but possession of the bill of lading is retained by the seller or his agent, the seller thereby reserves a right to the possession of the goods as against the buyer.

(4) Where the seller of goods draws on the buyer for the price and transmits the bill of exchange and bill of lading together to the buyer to secure acceptance or payment of the bill of exchange, the buyer is bound to return the bill of lading if he does not honor the bill of exchange, and if he wrongfully retains the bill of lading he acquires no added right thereby. If, however, the bill of lading provides that the goods are deliverable to the buyer or to the order of the buyer, or is endorsed in blank, or to the buyer by the consignee named therein, one who purchases in good faith, for value, the bill of lading, or goods from the buyer will obtain the property in the goods, although the bill of exchange has not been honored, provided that such purchaser has received delivery of the bill of lading endorsed by the consignee named therein, or of the goods, without notice of the facts, making the transfer wrongful.

SEC. 21. SALE BY AUCTION.—In the case of a sale by auction—

(1) Where goods are put up for sale by auction in lots, each lot is the subject of a separate contract of sale.

(2) A sale by auction is complete when the auctioneer announces its completion by the fall of the hammer, or in other customary manner. Until such announcement is made, any bidder may retract his bid; and the auctioneer may withdraw the goods from sale unless the auction has been announced to be without reserve.

(3) A right to bid may be reserved expressly by or on behalf of the seller.

(4) Where notice has not been given that a sale by auction is subject to a right to bid on behalf of the seller, it shall not be lawful for the seller to bid himself or to employ or induce any person to bid at such sale on his behalf, or for the auctioneer to employ or induce any person to bid at such sale on behalf of the seller or knowingly to take any bid from the seller or any person employed by him. Any sale contravening this rule may be treated as fraudulent by the buyer.

SEC. 22. RISK OF LOSS.—Unless otherwise agreed, the goods remain at the seller's risk until the property therein is transferred to the buyer, but when the property therein is transferred to the buyer the goods are at the buyer's risk whether delivery has been made or not, except that—

(a) Where delivery of the goods has been made to the buyer or to a bailee for the buyer, in pursuance of the contract and the property in the goods has been retained by the seller merely to secure performance by the buyer of his obligations under the contract, the goods are at the buyer's risk from the time of such delivery.

(b) Where delivery has been delayed through the fault of either the buyer or seller the goods are at the risk of the party in fault as regards any loss which might not have occurred but for such fault.

TRANSFER OF TITLE

SEC. 23. SALE BY A PERSON NOT THE OWNER.—(1) Subject to the provisions of this Act, where goods are sold by a person who is not the owner thereof, and who does not sell them under the authority or with the consent of the owner, the buyer acquires no better title.
Provisions not affected.

Sale by one having a voidable title.

Sale by seller in possession of goods already sold.

Creditors' rights against sold goods in seller's possession.

Definition of negotiable documents of title.

Negotiation of negotiable documents by delivery.

By endorsement.

Provisions not affected.

(2) Nothing in this Act, however, shall affect—

(a) The provisions of any factors' acts, recording acts, or any enactment enabling the apparent owner of goods to dispose of them as if he were the true owner thereof.

(b) The validity of any contract to sell or sale under any special common law or statutory power of sale or under the order of a court of competent jurisdiction.

SEC. 24. SALE BY ONE HAVING A VOIDABLE TITLE.—Where the seller of goods has a voidable title thereto, but his title has not been voided at the time of the sale, the buyer acquires a good title to the goods, provided he buys them in good faith, for value, and without notice of the seller's defect of title.

SEC. 25. SALE BY SELLER IN POSSESSION OF GOODS ALREADY SOLD.—Where a person having sold goods continues in possession of the goods, or of negotiable documents of title to the goods, the delivery or transfer by that person, or by an agent acting for him, of the goods or documents of title under any sale, pledge, or other disposition thereof, to any person receiving and paying value for the same in good faith and without notice of the previous sale, shall have the same effect as if the person making the delivery or transfer were expressly authorized by the owner of the goods to make the same.

SEC. 26. CREDITORS' RIGHTS AGAINST SOLD GOODS IN SELLER'S POSSESSION.—Where a person having sold goods continues in possession of the goods, or of negotiable documents of title to the goods and such retention of possession is fraudulent in fact or is deemed fraudulent under any rule of law, a creditor or creditors of the seller may treat the sale as void.

SEC. 27. DEFINITION OF NEGOTIABLE DOCUMENTS OF TITLE.—A document of title in which it is stated that the goods referred to therein will be delivered to the bearer, or to the order of any person named in such document is a negotiable document of title within the meaning of this Act.

SEC. 28. NEGOTIATION OF NEGOTIABLE DOCUMENTS BY DELIVERY.—A negotiable document of title may be negotiated by delivery—

(a) Where by the terms of the document the carrier, warehouseman, or other bailee issuing the same undertakes to deliver the goods to the bearer; or

(b) Where by the terms of the document the carrier, warehouseman, or other bailee issuing the same, undertakes to deliver the goods to the order of a specified person, and such person or a subsequent endorsee of the document has endorsed it in blank or to the bearer.

Where by the terms of a negotiable document of title the goods are deliverable to bearer or where a negotiable document of title has been endorsed in blank or to bearer, any holder may endorse the same to himself or to any specified person, and in such case the document shall thereafter be negotiated only by the endorsement of such endorsee.

SEC. 29. NEGOTIATION OF NEGOTIABLE DOCUMENTS BY ENDORSEMENT.—A negotiable document of title may be negotiated by the endorsement of the person to whose offer the goods are by the terms of the document deliverable. Such endorsement may be in blank, to bearer, or to a specified person. If endorsed to a specified person, it may be again negotiated by the endorsement of such person in blank, to bearer, or to another specified person. Subsequent negotiations may be made in like manner.

2 So in original.
SEC. 30. NEGOTIABLE DOCUMENTS OF TITLE MARKED "NOT NEGOTIABLE".—If a document of title which contains an undertaking by a carrier, warehouseman, or other bailee to deliver the goods to the bearer, to a specified person or order, or to the order of a specified person, or which contains words of like import, has placed upon it the words "not negotiable", "nonnegotiable", or the like, such a document may nevertheless be negotiated by the holder and is a negotiable document of title within the meaning of this Act. But nothing in this Act contained shall be construed as limiting or defining the effect upon the obligations of the carrier, warehouseman, or other bailee issuing a document of title or placing thereon the words "not negotiable", "nonnegotiable", or the like.

SEC. 31. TRANSFER OF NONNEGOTIABLE DOCUMENTS.—A document of title which is not in such form that it can be negotiated by delivery may be transferred by the holder by delivery to a purchaser or donee. A nonnegotiable document cannot be negotiated and the endorsement of such a document gives the transferee no additional right.

SEC. 32. WHO MAY NEGOTIATE A DOCUMENT.—A negotiable document may be negotiated by any person in possession of the same, however such possession may have been acquired if, by the terms of the document, the bailee issuing it undertakes to deliver the goods to the order of such person, or if at the time of negotiation the document is in such form that it may be negotiated by delivery.

SEC. 33. RIGHTS OF PERSON TO WHOM DOCUMENT HAS BEEN NEGOTIATED.—A person to whom a negotiable document of title has been duly negotiated acquires thereby—

(a) Such title to the goods as the person negotiating the document to him had or had ability to convey to a purchaser in good faith for value and also such title to the goods as the person to whose order the goods were to be delivered by the terms of the document had or had ability to convey to a purchaser in good faith for value; and

(b) The direct obligation of the bailee issuing the document to hold possession of the goods for him according to the terms of the document as fully as if such bailee had contracted directly with him.

SEC. 34. RIGHTS OF PERSON TO WHOM DOCUMENT HAS BEEN TRANSFERRED.—A person to whom a document of title has been transferred, but not negotiated, acquires thereby, as against the transferor, the title to the goods, subject to the terms of any agreement with the transferor.

If the document is nonnegotiable, such person also acquires the right to notify the bailee who issued the document of the transfer thereof, and thereby to acquire the direct obligation of such bailee to hold possession of the goods for him according to the terms of the document.

Prior to the notification of such bailee by the transferor or transferee of a nonnegotiable document of title, the title of the transferee to the goods and the right to acquire the obligation of such bailee may be defeated by the levy of an attachment or execution upon the goods by a creditor of the transferor, or by a notification to such bailee by the transferor or a subsequent purchaser from the transferor of a subsequent sale of the goods by the transferor.

SEC. 35. TRANSFER OF NEGOTIABLE DOCUMENT WITHOUT ENDORSEMENT.—Where a negotiable document of title is transferred for value by delivery, and the endorsement of the transferor is essential for negotiation, the transferee acquires a right against the transferor to compel him to endorse the document unless a contrary intention appears. The negotiation shall take effect as of the time when the endorsement is actually made.
Sec. 36. Warranties on sale of document.—A person who for value negotiates or transfers a document of title by endorsement or delivery, including one who assigns for value a claim secured by a document of title unless a contrary intention appears, warrants:
(a) That the document is genuine;
(b) That he has a legal right to negotiate or transfer it;
(c) That he has knowledge of no fact which would impair the validity or worth of the document; and
(d) That he has a right to transfer the title to the goods and that the goods are merchantable or fit for a particular purpose, whenever such warranties would have been implied if the contract of the parties had been to transfer without a document of title the goods represented thereby.

Sec. 37. Endorser not a guarantor.—The endorsement of a document of title shall not make the endorser liable for any failure on the part of the bailee who issued the document or previous endorsers thereof to fulfill their respective obligations.

Sec. 38. When negotiation not impaired by fraud, mistake, or duress.—The validity of the negotiation of a negotiable document of title is not impaired by the fact that the negotiation was a breach of duty on the part of the person making the negotiation, or by the fact that the owner of the document was deprived of the possession of the same by loss, theft, fraud, accident, mistake, duress, or conversion, if the person to whom the document was negotiated or a person to whom the document was subsequently negotiated paid value therefor in good faith without notice of the breach of duty, or loss, theft, fraud, accident, mistake, duress, or conversion.

Sec. 39. Attachment or levy upon goods for which a negotiable document has been issued.—If goods are delivered to a bailee by the owner or by a person whose act in conveying the title to them to a purchaser in good faith for value would bind the owner and a negotiable document of title is issued for them, they cannot thereafter, while in the possession of such bailee, be attached by garnishment or otherwise or be levied upon under an execution unless the document be first surrendered to the bailee or its negotiation enjoined. The bailee shall in no case be compelled to deliver up the actual possession of the goods until the document is surrendered to him or impounded by the court.

Sec. 40. Creditors’ remedies to reach negotiable documents.—A creditor whose debtor is the owner of a negotiable document of title shall be entitled to such aid from courts of appropriate jurisdiction by injunction and otherwise in attaching such document or in satisfying the claim by means thereof as is allowed at law or in equity in regard to property which cannot readily be attached or levied upon by ordinary legal process.

Part III

Performance of the contract

Sec. 41. Seller must deliver and buyer accept goods.—It is the duty of the seller to deliver the goods, and of the buyer to accept and pay for them, in accordance with the terms of the contract to sell or sale.

Sec. 42. Delivery and payment are concurrent conditions.—Unless otherwise agreed, delivery of the goods and payment of the price are concurrent conditions; that is to say, the seller must be ready and willing to give possession of the goods to the buyer in exchange for the price and the buyer must be ready and willing to pay the price in exchange for possession of the goods.
SEC. 43. PLACE, TIME, AND MANNER OF DELIVERY.—(1) Whether it is for the buyer to take possession of the goods or for the seller to send them to the buyer is a question depending in each case on the contract, express or implied, between the parties. Apart from any such contract, express or implied, or usage of trade to the contrary, the place of delivery is the seller’s place of business if he have one, and if not his residence; but in case of a contract to sell or a sale of specific goods, which to the knowledge of the parties when the contract or the sale was made were in some other place, then that place is the place of delivery.

(2) Where by a contract to sell or a sale the seller is bound to send the goods to the buyer, but no time for sending them is fixed, the seller is bound to send them within a reasonable time.

(3) Where the goods at the time of sale are in the possession of a third person, the seller has not fulfilled his obligation to deliver to the buyer unless and until such third person acknowledges to the buyer that he holds the goods on the buyer’s behalf; but as against all others than the seller the buyer shall be regarded as having received delivery from the time when such third person first has notice of the sale. Nothing in this section, however, shall affect the operation of the issue or transfer of any document of title to goods.

(4) Demand or tender of delivery may be treated as ineffectual unless made at a reasonable hour. What is a reasonable hour is a question of fact.

(5) Unless otherwise agreed, the expenses of and incidental to putting the goods into a deliverable state must be borne by the seller.

SEC. 44. DELIVERY OF WRONG QUANTITY.—(1) Where the seller delivers to the buyer a quantity of goods less than he contracted to sell, the buyer may reject them, but if the buyer accepts or retains the goods so delivered, knowing that the seller is not going to perform the contract in full, he must pay for them at the contract rate. If, however, the buyer has used or disposed of the goods delivered before he knows that the seller is not going to perform his contract in full, the buyer shall not be liable for more than the fair value to him of the goods so received.

(2) Where the seller delivers to the buyer a quantity of goods larger than he contracted to sell, the buyer may accept the goods included in the contract and reject the rest, or he may reject the whole. If the buyer accepts the whole of the goods so delivered he must pay for them at the contract rate.

(3) Where the seller delivers to the buyer the goods he contracted to sell mixed with goods of a different description not included in the contract, the buyer may accept the goods which are in accordance with the contract and reject the rest; or he may reject the whole.

(4) The provisions of this section are subject to any usage of trade, special agreement, or course of dealing between the parties.

SEC. 45. DELIVERY IN INSTALLMENTS.—(1) Unless otherwise agreed, the buyer of goods is not bound to accept delivery thereof by installments.

(2) Where there is a contract to sell goods to be delivered by stated installments, which are to be separately paid for, and the seller makes defective deliveries in respect of one or more installments, or the buyer neglects or refuses to make delivery of or pay for one or more installments, it depends in each case on the terms of the contract and the circumstances of the case, whether the breach of contract is so material as to justify the injured party in refusing to proceed further and suing for damages for breach of the entire...
sec. 46. delivery to a carrier on behalf of the buyer.—(1) Where, in pursuance of a contract to sell or a sale, the seller is authorized or required to send the goods to the buyer, delivery of the goods to a carrier, whether named by the buyer or not, for the purpose of transmission to the buyer is deemed to be a delivery of the goods to the buyer, except in the cases provided for in section 19, rule 5, or unless a contrary intent appears.

(2) Unless otherwise authorized by the buyer, the seller must make such contract with the carrier on behalf of the buyer as may be reasonable, having regard to the nature of the goods and the other circumstances of the case. If the seller omit so to do, and the goods are lost or damaged in course of transit, the buyer may decline to treat the delivery to the carrier as a delivery to himself, or may hold the seller responsible in damages.

(3) Unless otherwise agreed, where goods are sent by the seller to the buyer under circumstances in which the seller knows or ought to know that it is usual to insure, the seller must give such notice to the buyer as may enable him to insure them during their transit, and, if the seller fails to do so, the goods shall be deemed to be at his risk during such transit.

sec. 47. right to examine the goods.—(1) Where goods are delivered to the buyer which he has not previously examined, he is not deemed to have accepted them unless and until he has had a reasonable opportunity of examining them for the purpose of ascertaining whether they are in conformity with the contract.

(2) Unless otherwise agreed, when the seller tenders delivery of goods to the buyer, he is bound, on request, to afford the buyer a reasonable opportunity of examining the goods for the purpose of ascertaining whether they are in conformity with the contract.

(3) Where goods are delivered to a carrier by the seller, in accordance with an order from or agreement with the buyer, upon the terms that the goods shall not be delivered by the carrier to the buyer until he has paid the price, whether such terms are indicated by marking the goods with the words "collect on delivery", or otherwise, the buyer is not entitled to examine the goods before payment of the price in the absence of agreement permitting such examination.

sec. 48. what constitutes acceptance.—The buyer is deemed to have accepted the goods when he intimates to the seller that he has accepted them, or when the goods have been delivered to him, and he does any act in relation to them which is inconsistent with the ownership of the seller, or when, after the lapse of a reasonable time, he retains the goods without intimating to the seller that he has rejected them.

sec. 49. acceptance does not bar action for damages.—In the absence of express or implied agreement of the parties, acceptance of the goods by the buyer shall not discharge the seller from liability in damages or other legal remedy for breach of any promise or warranty in the contract to sell or the sale. But, if, after acceptance of the goods, the buyer fail to give notice to the seller of the breach of any promise or warranty within a reasonable time after the buyer knows, or ought to know of such breach, the seller shall not be liable therefor.

sec. 50. buyer is not bound to return goods wrongly delivered.—Unless otherwise agreed, where goods are delivered to the buyer, and he refused to accept them, having the right so to do, he
is not bound to return them to the seller, but it is sufficient if he notifies the seller that he refuses to accept them.

SEC. 51. BUYER'S LIABILITY FOR FAILING TO ACCEPT DELIVERY.—When the seller is ready and willing to deliver the goods, and requests the buyer to take delivery, and the buyer does not within a reasonable time after such request take delivery of the goods, he is liable to the seller for any loss occasioned by his neglect or refusal to take delivery, and also for a reasonable charge for the care and custody of the goods. If the neglect or refusal of the buyer to take delivery amounts to a repudiation or breach of the entire contract, the seller shall have the right against the goods and on the contract hereinafter provided in favor of the seller when the buyer is in default.

PART IV

RIGHTS OF UNPAID SELLER AGAINST THE GOODS

SEC. 52. DEFINITION OF UNPAID SELLER.—(1) The seller of goods is deemed to be an unpaid seller within the meaning of this Act—

(a) When the whole of the price has not been paid or tendered.

(b) When a bill of exchange or other negotiable instrument has been received as conditional payment, and the condition on which it was received has been broken by reason of the dishonor of the instrument, the insolvency of the buyer, or otherwise.

(2) In this part of this Act the term "seller" includes an agent of the seller to whom the bill of lading has been endorsed, or a consignor or agent who has himself paid, or is directly responsible for, the price, or any other person who is in the position of a seller.

SEC. 53. REMEDIES OF AN UNPAID SELLER.—(1) Subject to the provisions of this Act, notwithstanding that the property in the goods may have passed to the buyer, the unpaid seller of goods, as such has—

(a) A lien on the goods or right to retain them for the price while he is in possession of them;

(b) In case of insolvency of the buyer, the right of stopping the goods in transitu after he has parted with the possession of them;

(c) A right of resale as limited by this Act; and

(d) A right to rescind the sale as limited by this Act.

(2) Where the property in goods has not passed to the buyer, the unpaid seller has, in addition to his other remedies, a right of withholding delivery similar to and coextensive with his rights of lien and stoppage in transitu where the property has passed to the buyer.

UNPAID SELLER’S LIEN

SEC. 54. WHEN RIGHT OF LIEN MAY BE EXERCISED.—(1) Subject to the provisions of this Act, the unpaid seller of goods who is in possession of them is entitled to retain possession of them until payment or tender of the price in the following cases, namely—

(a) Where the goods have been sold without any stipulation as to credit;

(b) Where the goods have been sold on credit, but the term of credit has expired; and

(c) Where the buyer becomes insolvent.

(2) The seller may exercise his right of lien, notwithstanding that he is in possession of the goods as agent or bailee for the buyer.

SEC. 55. LIEN AFTER PART DELIVERY.—Where an unpaid seller has made part delivery of the goods, he may exercise his right of lien on the remainder, unless such part delivery has been made under such
When lien is lost.

Sec. 56. When lien is lost.—(1) The unpaid seller of goods loses his lien thereon—
   (a) When he delivers the goods to a carrier or other bailee for the purpose of transmission to the buyer without reserving the property in the goods or the right to the possession thereof;
   (b) When the buyer or his agent lawfully obtains possession of the goods; and
   (c) By waiver thereof.
   (2) The unpaid seller of goods, having a lien thereon, does not lose his lien by reason only that he has obtained judgment or decree for the price of the goods.

Stoppage in transit.

Sec. 57. Seller may stop goods on buyer's insolvency.—Subject to the provisions of this Act, when the buyer of goods is or becomes insolvent, the unpaid seller who has parted with the possession of the goods has the right of stopping them in transitu; that is to say, he may resume possession of the goods at any time while they are in transit, and he will then become entitled to the same rights in regard to the goods as he would have had if he had never parted with the possession.

When goods are in transit.

Sec. 58. When goods are in transit.—(1) Goods are in transit within the meaning of section 57—
   (a) From the time when they are delivered to a carrier by land or water, or other bailee for the purpose of transmission to the buyer, until the buyer, or his agent in that behalf, takes delivery of them from such carrier or other bailee; and
   (b) If the goods are rejected by the buyer, and the carrier or other bailee continues in possession of them, even if the seller has refused to receive them back.
   (2) Goods are no longer in transit within the meaning of section 57—
      (a) If the buyer, or his agent in that behalf, obtains delivery of the goods before their arrival at the appointed destination;
      (b) If, after the arrival of the goods at the appointed destination, the carrier or other bailee acknowledges to the buyer or his agent that he holds the goods on his behalf and continues in possession of them as bailee for the buyer or his agent; and it is immaterial that a further destination for the goods may have been indicated by the buyer; and
      (c) If the carrier or other bailee wrongfully refuses to deliver the goods to the buyer or his agent in that behalf.
   (3) If goods are delivered to a ship chartered by the buyer, it is a question depending on the circumstances of the particular case, whether they are in the possession of the master as a carrier or as agent of the buyer.
   (4) If part delivery of the goods has been made to the buyer, or his agent in that behalf, the remainder of the goods may be stopped in transitu, unless such part delivery has been made under such circumstances as to show an agreement with the buyer to give up possession of the whole of the goods.

When no longer in transit.

Sec. 59. Ways of exercising the right to stop.—(1) The unpaid seller may exercise his right of stoppage in transit either by obtaining actual possession of the goods or by giving notice of his claim to the carrier or other bailee in whose possession the goods are. Such notice may be given either to the person in actual possession of the goods, or to the person in whose custody the goods are.
goods or to his principal. In the latter case the notice, to be effectual, must be given at such time and under such circumstances that the principal, by the exercise of reasonable diligence, may prevent a delivery to the buyer.

(2) When notice of stoppage in transitu is given by the seller to the carrier, or other bailee in possession of the goods, he must deliver the goods to, or according to the directions of, the seller. The expenses of such delivery must be borne by the seller. If, however, a negotiable document of title representing the goods has been issued by the carrier or other bailee, he shall not be obliged to deliver or justified in delivering the goods to the seller unless such document is first surrendered for cancellation.

RESALE BY THE SELLER

SEC. 60. WHEN AND HOW RESALE MAY BE MADE.—(1) Where the goods are of perishable nature, or where the seller expressly reserves the right of resale in case the buyer should make default, or where the buyer has been in default in the payment of the price an unreasonable time, an unpaid seller having a right of lien or having stopped the goods in transitu may resell the goods. He shall not thereafter be liable to the original buyer upon the contract to sell or the sale or for any profit made by such resale, but may recover from the buyer damages for any loss occasioned by the breach of the contract or the sale.

(2) Where a resale is made, as authorized in this section, the buyer acquires a good title as against the original buyer.

(3) It is not essential to the validity of a resale that notice of an intention to resell the goods be given by the seller to the original buyer. But where the right to resell is not based on the perishable nature of the goods or upon an express provision of the contract or the sale, the giving or failure to give such notice shall be relevant in any issue involving the question whether the buyer had been in default an unreasonable time before the resale was made.

(4) It is not essential to the validity of a resale that notice of the time and place of such resale should be given by the seller to the original buyer.

(5) The seller is bound to exercise reasonable care and judgment in making a resale, and subject to this requirement may make a resale either by public or private sale.

RESCISSION BY THE SELLER

SEC. 61. WHEN AND HOW THE SELLER MAY RESCIND THE SALE.—(1) An unpaid seller having the right of lien or having stopped the goods in transitu, may rescind the transfer of title and resume the property in the goods, where he expressly reserved the right to do so in case the buyer should make default, or where the buyer has been in default in the payment of the price an unreasonable time. The seller shall not thereafter be liable to the buyer upon the contract to sell or the sale, but may recover from the buyer damages for any loss occasioned by the breach of the contract or the sale.

(2) The transfer of title shall not be held to have been rescinded by an unpaid seller until he has manifested by notice to the buyer or by some other overt act an intention to rescind. It is not necessary that such overt act should be communicated to the buyer, but the giving or failure to give notice to the buyer of the intention to rescind shall be relevant in any issue involving the question whether the buyer had been in default an unreasonable time before the right of rescission was asserted.
SEC. 62. EFFECT OF SALE OF GOODS SUBJECT TO LIEN OR STOPPAGE IN TRANSITU.—Subject to the provisions of this Act, the unpaid seller's right of lien or stoppage in transitu is not affected by any sale, or other disposition of the goods which the buyer may have made, unless the seller has assented thereto.

If, however, a negotiable document of title has been issued for goods, no seller's lien or right of stoppage in transitu shall defeat the right of any purchaser for value in good faith to whom such document has been negotiated, whether such negotiations be prior or subsequent to the notification to the carrier, or other bailee who issued such document, of the seller's claim to a lien or right of stoppage in transitu.

PART V

ACTION FOR BREACH OF THE CONTRACT; REMEDIES OF THE SELLER

SEC. 63. ACTION FOR THE PRICE.—(1) Where, under a contract to sell or a sale, the property in the goods has passed to the buyer, and the buyer wrongfully neglects or refuses to pay for the goods according to the terms of the contract or the sale, the seller may maintain an action against him for the price of the goods.

(2) Where, under a contract to sell or a sale, the price is payable on a day certain, irrespective of delivery or of transfer of title, and the buyer wrongfully neglects or refuses to pay such price, the seller may maintain an action for the price, although the property in the goods has not passed, and the goods have not been appropriated to the contract. But it shall be a defense to such an action that the seller at any time before judgment in such action has manifested an inability to perform the contract or the sale on his part or an intention not to perform it.

(3) Although the property in the goods has not passed, if they cannot readily be resold for a reasonable price, and if the provisions of section 64 (4) are not applicable, the seller may offer to deliver the goods to the buyer, and, if the buyer refuses to receive them, may notify the buyer that the goods are thereafter held by the seller as bailee for the buyer. Thereafter the seller may treat the goods as the buyer's and may maintain an action for the price.

SEC. 64. ACTION FOR DAMAGES FOR NONACCEPTANCE OF THE GOODS.—(1) Where the buyer wrongfully neglects or refuses to accept and pay for the goods, the seller may maintain an action against him for damages for nonacceptance.

(2) The measure of damages is the estimated loss directly and naturally resulting, in the ordinary course of events, from the buyer's breach of contract.

(3) Where there is an available market for the goods in question, the measure of damages is, in the absence of special circumstances, showing proximate damage of a greater amount, the difference between the contract price and the market or current price at the time or times when the goods ought to have been accepted, or, if no time was fixed for acceptance, then at the time of the refusal to accept.

(4) If, while labor or expense of material amount are necessary on the part of the seller to enable him to fulfill his obligations under the contract to sell or the sale, the buyer repudiates the contract or the sale, or notifies the seller to proceed no further therewith, the buyer shall be liable to the seller for no greater damages than the seller would have suffered if he did nothing toward carrying out the contract or the sale after receiving notice of the buyer's repudiation or countermand. The profit the seller would have made if the contract or the sale had been fully performed shall be considered in estimating such damages.
SEC. 65. WHEN SELLER MAY RESCIND CONTRACT OR SALE.—Where the goods have not been delivered to the buyer, and the buyer has repudiated the contract to sell or sale, or has manifested his inability to perform his obligations thereunder, or has committed a material breach thereof, the seller may totally rescind the contract or the sale by giving notice of his election so to do to the buyer.

REMEDIES OF THE BUYER

SEC. 66. ACTION FOR CONVERTING OR DETAINING GOODS.—Where the property in the goods has passed to the buyer and the seller wrongfully neglects or refuses to deliver the goods, the buyer may maintain any action allowed by law to the owner of goods of similar kind when wrongfully converted or withheld.

SEC. 67. ACTION FOR FAILING TO DELIVER GOODS.—(1) Where the property in the goods has not passed to the buyer, and the seller wrongfully neglects or refuses to deliver the goods, the buyer may maintain an action against the seller for damages for nondelivery.

(2) The measure of damages is the loss directly and naturally resulting in the ordinary course of events, from the seller's breach of contract.

(3) Where there is an available market for the goods in question, the measure of damages, in the absence of special circumstances showing proximate damages of a greater amount, is the difference between the contract price and the market or current price of the goods at the time or times when they ought to have been delivered or if no time was fixed, then at the time of the refusal to deliver.

SEC. 68. SPECIFIC PERFORMANCE.—Where the seller has broken a contract to deliver specific or ascertained goods, a court having the powers of a court of equity may, if it thinks fit, on the application of the buyer, by its judgment or decree direct that the contract shall be performed specifically, without, giving the seller the option of retaining the goods on payment of damages. The judgment or decree may be unconditional or upon such terms and conditions as to damages, payment of the price, and otherwise, as to the court may seem just.

SEC. 69. REMEDIES FOR BREACH OF WARRANTY.—(1) Where there is a breach of warranty by the seller, the buyer may, at his election—

(a) Accept or keep the goods and set up against the seller the breach of warranty by way of recoupment in diminution or extinction of the price;

(b) Accept or keep the goods and maintain an action against the seller for damages for the breach of warranty;

(c) Refuse to accept the goods, if the property therein has not passed, and maintain an action against the seller for damages for the breach of warranty; and

(d) Rescind the contract to sell, or the sale, and refuse to receive the goods; or if the goods have already been received return them or offer to return them to the seller and recover the price or any part thereof which has been paid.

(2) When the buyer has claimed and has been granted a remedy in any one of these ways, no other remedy can thereafter be granted.

(3) Where the goods have been delivered to the buyer, he cannot rescind the sale if he knew of the breach of warranty when he accepted the goods, or if he fails to notify the seller within a reasonable time of the election to rescind, or if he fails to return or to offer to return the goods to the seller in substantially as good condition as they were in at the time the property was transferred to the buyer. But if deterioration or injury of the goods is due to the breach of
warranty, such deterioration or injury shall not prevent the buyer from returning or offering to return the goods to the seller and rescinding the sale.

(4) Where the buyer is entitled to rescind the sale and elects to do so, the buyer shall cease to be liable for the price upon returning or offering to return the goods. If the price or any part thereof has already been paid, the seller shall be liable to repay so much thereof as has been paid, concurrently with the return of the goods, or immediately after an offer to return the goods in exchange for repayment of the price.

(5) Where the buyer is entitled to rescind the sale and elects to do so, if the seller refuses to accept an offer of the buyer to return the goods, the buyer shall thereafter be deemed to hold the goods as bailee for the seller, but subject to a lien to secure the repayment of any portion of the price which has been paid, and with the remedies for the enforcement of such lien allowed to an unpaid seller by section 53.

(6) The measure of damages for breach of warranty is the loss directly and naturally resulting, in the ordinary course of events, from the breach of warranty.

(7) In the case of breach of warranty of quality, such loss, in the absence of special circumstances showing proximate damage of a greater amount, is the difference between the value of the goods at the time of delivery to the buyer and the value they would have had if they had answered to the warranty.

**Part VI.**

**Interpretation.**

**Sec. 71. Variation of implied obligations:** Where any right, duty, or liability would arise under a contract to sell or a sale by implication of law, it may be negatived or varied by express agreement or by the course of dealing between the parties, or by custom, if the custom be such as to bind both parties to the contract or the sale.

**Sec. 72. Rights may be enforced by action:** Where any right, duty, or liability is declared by this Act, it may, unless otherwise by this Act provided, be enforced by action.

**Sec. 73. Rule for cases not herein provided for:** In any case not provided for in this Act, the rules of law and equity, including the law merchant, and in particular the rules relating to the law of principal and agent and to the effect of fraud, misrepresentation, duress or coercion, mistake, bankruptcy, or other invalidating cause, shall continue to apply to contracts to sell and to sales of goods.

**Sec. 74. Interpretation shall give effect to purpose of uniformity:** This Act shall be so interpreted and construed as to effectuate its general purpose to make uniform the laws of those States which enact it.

**Sec. 75. Provisions not applicable to mortgages:** The provisions of this Act relating to contracts to sell and to sales do not apply, unless so stated, to any transaction in the form of a contract to sell or a sale which is intended to operate by way of mortgage, pledge, charge, or other security.
 SEC. 76. DEFINITIONS.—(1) In this Act, unless the context or subject matter otherwise requires—

“Action” includes counterclaim, set-off, and suit in equity.

“Buyer” means a person who buys or agrees to buy goods or any legal successor in interest of such person.

“Defendant” includes a plaintiff against whom a right of set-off or counterclaim is asserted.

“Delivery” means voluntary transfer of possession from one person to another.

“Divisible contract to sell or sale” means a contract to sell or a sale in which by its term the price for a portion or portions of the goods less than the whole is fixed or ascertainable by computation.

“Document of title to goods” includes any bill of lading, dock warrant, warehouse receipt or order for the delivery of goods, or any other document used in the ordinary course of business in the sale or transfer of goods, as proof of the possession or control of the goods, or authorizing or purporting to authorize the possessor of the document to transfer or receive, either by endorsement or by delivery, goods represented by such document.

“Fault” means wrongful act or default.

“Fungible goods” means goods of which any unit is from its nature or by mercantile usage treated as the equivalent of any other unit.

“Future goods” means goods to be manufactured or acquired by the seller after the making of the contract of sale.

“Goods” include all chattels personal other than things in action and money. The term includes emblements, industrial growing crops, and things attached to or forming part of the land which are agreed to be severed before sale or under the contract of sale.

“Order” in sections of this Act relating to documents of title means an order by endorsement on the documents.

“Person” includes a corporation or partnership or two or more persons having a joint or common interest.

“Plaintiff” includes defendant asserting a right of set-off or counterclaim.

“Property” means the general property in goods, and not merely a special property.

“Purchaser” includes mortgagee and pledgee.

“Purchases” includes taking as a mortgagee or as a pledgee.

“Quality of goods” includes their state or condition.

“Sale” includes a bargain and sale as well as a sale and delivery.

“Seller” means a person who sells or agrees to sell goods, or any legal successor in the interest of such person.

“Specific goods” means goods identified and agreed upon at the time a contract to sell or a sale is made.

“Value” is any consideration sufficient to support a simple contract. An antecedent or preexisting claim, whether for money or not, constitutes value where goods or documents of title are taken either in satisfaction thereof or as security therefor.

(2) A thing is done “in good faith” within the meaning of this Act when it is in fact done honestly, whether it be done negligently or not.

(3) A person is insolvent within the meaning of this Act who either has ceased to pay his debts in the ordinary course of business or cannot pay his debts as they become due, whether he has committed an act of bankruptcy or not, and whether he is insolvent within the meaning of the Federal bankruptcy law or not.

(4) Goods are in a “deliverable state” within the meaning of this Act when they are in such a state that the buyer would, under the contract, be bound to take delivery of them.
SEC. 76a. ACT DOES NOT APPLY TO THE EXISTING SALES OR CONTRACTS TO SELL.—None of the provisions of this Act shall apply to any sale, or to any contract to sell, made prior to the taking effect of this Act.

SEC. 77. INCONSISTENT LEGISLATION REPEALED.—All Acts or parts of Acts inconsistent with this Act are hereby repealed.

SEC. 78. TIME WHEN THE ACT TAKES EFFECT.—This Act shall take effect on the 1st day of July, 1937.

SEC. 79. NAME OF ACT.—This Act may be cited as the “Uniform Sales Act”.

Approved, March 17, 1937.

[CHAPTER 46] AN ACT

To further extend the times for commencing and completing the construction of a bridge across the Missouri River at or near Garrison, North Dakota.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Missouri River, at or near Garrison, North Dakota, authorized to be built by the State of North Dakota, by the Acts of Congress approved February 10, 1932, and heretofore extended by Acts of Congress approved February 14, 1933, and June 12, 1934, May 24, 1935, and June 5, 1936, are hereby further extended one and three years, respectively, from June 12, 1937.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 24, 1937.

[CHAPTER 47] AN ACT

To further extend the times for commencing and completing the construction of a bridge across the Missouri River between the towns of Decatur, Nebraska, and Onawa, Iowa.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Missouri River, between the towns of Decatur, Nebraska, and Onawa, Iowa, authorized to be built by the county of Burt, State of Nebraska, by section 29 of the Act of Congress approved August 30, 1935, heretofore extended by Act of Congress approved June 19, 1936, are hereby further extended one and three years, respectively, from August 30, 1937.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 24, 1937.

[CHAPTER 48] AN ACT

To further extend the times for commencing and completing the construction of a bridge across the Missouri River at or near the cities of South Sioux City, Nebraska, and Sioux City, Iowa.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of the bridge across the Missouri River, at or near the cities of South Sioux City, 1

1 So in original.
AN ACT


Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4551 of the Revised Statutes of the United States, as amended (U. S. C., 1934 ed., Supp. II, title 46, sec. 643), is amended to read as follows:

"SEC. 4551. (a) Every seaman upon a merchant vessel of the United States of the burden of one hundred gross tons or upward, except vessels employed exclusively in trade on the navigable rivers of the United States, shall be furnished, at the option of the seaman, with a book to be known as a continuous discharge book or with a certificate of identification, which book or certificate shall be retained by the seaman and shall contain the signature of the seaman to whom it is so furnished and a statement of his nationality, age, personal description, photograph, thumbprint, and home address. Such books or certificates shall be issued by the shipping commissioners, or, at ports where no shipping commissioners have been appointed, by collectors or deputy collectors of customs or United States local inspectors of steam vessels, in such manner and form as the Director of the Bureau of Marine Inspection and Navigation, subject to the approval of the Secretary of Commerce, shall determine. Any individual, firm, partnership, corporation, or association which shall issue any such book or certificate, or make any statement or endorsement therein, except as authorized by the provisions of this section, or issue any imitation of any such book or certificate, shall be deemed guilty of a misdemeanor and shall be imprisoned not less than one month nor more than three months, in the discretion of the court.

"(b) Any person applying for such book or certificate and claiming to be a citizen of the United States shall furnish satisfactory evidence of such citizenship.

"(c) No seaman shall be employed on any vessel to which this section applies until he has exhibited a certificate of identification, or a continuous discharge book to the shipping commissioner, or in cases where seamen are not signed on before the shipping commissioner, to the master of the vessel: Provided, That the provisions of this subsection shall not apply to the employment of seamen at a foreign port or place, in which case seamen so employed shall be furnished a continuous discharge book or a certificate of identification, in accordance with the provisions of subsection (a) of this section, at the first port of entry in the United States or its territories at which the vessel arrives after such seamen are so employed.

"(d) Upon the discharge of any seaman and the payment of his wages, the shipping commissioner shall enter in the continuous discharge book of such seaman, if the seaman carries such a book, the name and official number of the vessel, the nature of the voyage (foreign, intercoastal, or coastwise), the class to which the vessel
belongs (steam, motor, sail, or barge), the date and place of the shipment and of the discharge of such seaman, the rating (capacity in which employed) then held by such seaman, and the signature of the person making such entries and nothing more.

“(e) For the purpose of furnishing evidence of sea service in the case of seamen preferring the certificate of identification instead of the continuous discharge book, the Bureau of Marine Inspection and Navigation shall provide a certificate of discharge, printed on durable paper, in such form as to specify the name and citizenship of the seaman to whom it is issued, the serial number of his certificate of identification, the name and official number of the vessel, the nature of the voyage (foreign, intercoastal, or coastwise), the class to which the vessel belongs (steam, motor, sail, or barge), the date and place of the shipment and of the discharge of such seaman, and the rating (capacity in which employed) then held by such seaman.

Records of service entered in either continuous discharge books or certificates of discharge shall contain no reference to the character or ability of the seaman. The shipping commissioner shall issue such certificate of discharge and make the proper entries therein, which certificate shall be signed by the seaman to whom it is issued and the master of the vessel and shall be witnessed by such shipping commissioner.

“(f) There shall be maintained in the Bureau of Marine Inspection and Navigation in Washington, District of Columbia, a record kept by the Bureau of Marine Inspection and Navigation; records to be kept by the shipping commissioner or other person making such entries in accordance with the provisions of this section. Records so maintained shall not be open for general or public use or inspection.

“(g) Any person, partnership, company, or corporation who shall require any seaman employed or applying for employment to possess, produce, or carry a continuous discharge book, if and when such seaman possesses or carries an identification certificate, or to carry an identification certificate, if and when such seaman possesses and carries a continuous discharge book, or who shall exchange or give to any other person, partnership, company, or corporation information to cause discrimination against a seaman for electing to carry either an identification certificate or a continuous discharge book, or to prevent a seaman from obtaining employment on that account, shall be deemed guilty of a misdemeanor; and, on conviction thereof, shall be punishable by a fine of not more than $1,000 or imprisonment for not more than one year, at the discretion of the court.

“Seamen shall apply for certificates of identification or continuous discharge books hereunder; and if any application contains any statement known by the applicant to be false, he shall be deemed guilty of a misdemeanor and, on conviction thereof in any district court of the United States, shall be fined not more than $1,000 or imprisoned for not more than one year, in the discretion of the court.

“(h) In case of the loss of a continuous discharge book, a certificate of identification, or of any certificate of discharge by shipwreck or other casualty, the seaman shall be supplied with a duplicate of such continuous discharge book, certificate of identification, or certificate of discharge in which shall be entered all data that may be
available from the copies of records kept by the Bureau of Marine Inspection and Navigation. In other cases of loss the seaman may obtain a duplicate of such continuous discharge book, certificate of identification, or certificates of discharge, containing the same entries, upon a payment of a sum equivalent to the cost thereof to the Government to be determined from time to time by the Secretary of Commerce.

"(i) The provisions of this section shall not apply to fishing or whaling vessels or yachts.

"(j) The Secretary of Commerce shall enforce this section as to all vessels of the United States subject to the provisions hereof through collectors of customs and other Government officers acting under the direction of the Bureau of Marine Inspection and Navigation, and shall make such rules and regulations as he may deem necessary to carry out the provisions of this section.

"(k) Where vessels are required to sign on and discharge the crew before a shipping commissioner and no shipping commissioner is appointed or is available the functions and duties required by subsections (d) and (e) of this section to be performed by such shipping commissioner may be performed by a collector or deputy collector of customs; and where vessels are not required to sign on and discharge the crew before a shipping commissioner the duties and functions required by subsections (d) and (e) of this section to be performed by the shipping commissioner shall be performed by the master of such vessel. Any master who shall fail to perform such duties or functions shall be fined in the sum of $50 for each offense."

SEC. 2. This Act shall take effect as to vessels within the provisions of section 4551 of the Revised Statutes, as amended, as follows: (a) Upon its enactment in the case of such vessels engaged in foreign or intercoastal voyages, and (b) on June 25, 1937, in the case of all other such vessels: Provided, That, until June 25, 1937, the Secretary of Commerce is hereby authorized, pending the issuance of permanent certificates of identification and permanent certificates of discharge under such section, to provide for temporary certificates of identification and temporary certificates of discharge, which shall have the same force and effect as the permanent certificates.

Approved, March 24, 1937.

[ CHAPTER 50 ]

JOINT RESOLUTION

Providing for the construction and maintenance of a National Gallery of Art.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the area bounded by Seventh Street, Constitution Avenue, Fourth Street, and North Mall Drive, Northwest, in the District of Columbia, is hereby appropriated to the Smithsonian Institution as a site for a National Gallery of Art. The Smithsonian Institution is authorized to permit the A. W. Mellon Educational and Charitable Trust (hereinafter referred to as the donor) to construct on said site for the Smithsonian Institution a building to be designated the National Gallery of Art, and to remove any existing structure and landscape the grounds within said area. The adjoining area bounded by Fourth Street, Pennsylvania Avenue, Third Street, and North Mall Drive, Northwest, in the District of Columbia, is hereby reserved as a site

March 24, 1937

[ H. J. Res. 217 ]


National Gallery of Art Site.

Construction; donor.

Future additions.
for future additions to the National Gallery of Art. The project
shall be in accordance with plans and specifications approved by the
Commission of Fine Arts.

Sec. 2. (a) There is hereby established in the Smithsonian Institu-
tion a bureau, which shall be directed by a board to be known as the
Trustees of the National Gallery of Art, whose duty it shall be to
maintain and administer the National Gallery of Art and site thereof
and to execute such other functions as are vested in the board by
this Act. The board shall be composed as follows: The Chief Justice
of the United States, the Secretary of State, the Secretary of the
Treasury, and the Secretary of the Smithsonian Institution, ex officio;
and five general trustees who shall be citizens of the United States,
to be chosen as hereinafter provided. No officer or employee of the
Federal Government shall be eligible to be chosen as a general trustee.

(b) The general trustees first taking office shall be chosen by the
Board of Regents of the Smithsonian Institution, subject to the
approval of the donor, and shall have terms expiring one each on
July 1 of 1939, 1941, 1943, 1945, and 1947, as designated by the Board
of Regents. A successor shall be chosen by a majority vote of the
general trustees and shall have a term expiring ten years from the
date of the expiration of the term for which his predecessor was
chosen, except that a successor chosen to fill a vacancy occurring
prior to the expiration of such term shall be chosen only for the
remainder of such term.

Sec. 3. Upon completion of the National Gallery of Art, the board
shall accept for the Smithsonian Institution as a gift from the donor
a collection of works of art which shall be housed and exhibited
in the National Gallery of Art.

Sec. 4. (a) The faith of the United States is pledged that, on
completion of the National Gallery of Art by the donor in accordance
with the terms of this Act and the acquisition from the donor of
the collection of works of art, the United States will provide such
funds as may be necessary for the upkeep of the National Gallery
of Art and the administrative expenses and costs of operation
thereof, including the protection and care of works of art acquired
by the board, so that the National Gallery of Art shall be at all
times properly maintained and the works of art contained therein
shall be exhibited regularly to the general public free of charge.
For these purposes there are hereby authorized to be appropriated
such sums as may be necessary.

(b) The board is authorized to accept for the Smithsonian Institu-
tion and to hold and administer gifts, bequests, or devises of
money, securities, or other property of whatsoever character for
the benefit of the National Gallery of Art. Unless otherwise
restricted by the terms of the gift, bequest, or devise, the board is
authorized to sell or exchange and to invest or reinvest in such
investments as it may determine from time to time the moneys,
securities, or other property composing trust funds given, bequeathed,
or devised to or for the benefit of the National Gallery of Art. The
income as and when collected shall be placed in such depositaries
as the board shall determine and shall be subject to expenditure
by the board.

(c) The board shall appoint and fix the compensation and duties
of a director, an assistant director, a secretary, and a chief curator
of the National Gallery of Art, and of such other officers and
employees of the National Gallery of Art as may be necessary for
the efficient administration of the functions of the board. Such director, assistant director, secretary, and chief curator shall be compensated from trust funds available to the board for the purpose, and their appointment and salaries shall not be subject to the civil-service laws or the Classification Act of 1923, as amended. The director, assistant director, secretary, and chief curator shall be well qualified by experience and training to perform the duties of their office and the original appointment to each such office shall be subject to the approval of the donor.

(d) The actions of the board, including any payment made or directed to be made by it from any trust funds, shall not be subject to review by any officer or agency other than a court of law.

Sec. 5. (a) The board is authorized to adopt an official seal which shall be judicially noticed and to make such bylaws, rules, and regulations, as it deems necessary for the administration of its functions under this Act, including, among other matters, bylaws, rules, and regulations relating to the acquisition, exhibition, and loan of works of art, the administration of its trust funds, and the organization and procedure of the board. The board may function notwithstanding vacancies, and three members of the board shall constitute a quorum for the transaction of business.

(b) In order that the collection of the National Gallery of Art shall always be maintained at a high standard and in order to prevent the introduction therein of inferior works of art, no work of art shall be included in the permanent collection of the National Gallery of Art unless it be of similar high standard of quality to those in the collection acquired from the donor.

(c) The board shall have all the usual powers and obligations of a trustee in respect of all trust funds administered by it and all works of art acquired by it.

(d) The board shall submit to the Smithsonian Institution an annual report of its operations under this Act, including a detailed statement of all acquisitions and loans of works of art and of all public and private moneys received and disbursed.

Sec. 6. (a) The Commissioners of the District of Columbia are hereby authorized and directed to close Sixth Street, Northwest, within the boundaries of the site for the National Gallery of Art. The National Capital Park and Planning Commission shall determine the building lines and approve the plan of approaches for said gallery, and shall also make recommendations for the widening and adjustment of Third, Seventh, Ninth, and such other streets in the vicinity as may be necessary and desirable to provide for the traffic which would otherwise use Sixth Street.

(b) Section 10 of the Public Building Act, approved March 4, 1913 (37 Stat. L. p. 881), relating to the George Washington Memorial Building, and all provisions of law amendatory thereof, are hereby repealed.

(c) The existing bureau of the Smithsonian Institution now designated as a national gallery of art shall hereafter be known as the National Collection of Fine Arts.

(d) The fifth paragraph under the heading “Smithsonian Institution” in the Independent Offices Appropriation Act for the fiscal year 1924, approved February 13, 1923 (42 Stat. L. 1235), relating to the erection of a national gallery of art, is hereby repealed.

Approved, March 24, 1937.
March 24, 1937

HEN. J. Res. 272

[CHAPTER 511

75TH CONGRESS, 1ST SESSION—CH. 51—MARCH 24, 1937

JOINT RESOLUTION

To authorize the Administrator of Veterans' Affairs to accept title for the United States to certain real property to be donated by Mr. Henry Ford and wife for Veterans' Administration facility purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of Veterans' Affairs be, and he is hereby, authorized and directed to accept on behalf of the United States title to a triangular tract of land bounded by Southfield Road, Snow or Pepper Road and Outer Drive, in Ecorse Township, Wayne County, State of Michigan, containing approximately thirty-eight acres, to be donated by Mr. Henry Ford and Clara J. Ford, his wife, upon the condition that such property be used for the purpose of constructing, operating, and maintaining what is now designated as a Veterans' Administration facility or which may hereafter be so designated or similarly designated by or in accordance with law, which may include domiciliary, hospital, regional office, and such other activities essential to the functioning of the facility, and when no longer used for this purpose the property donated to revert to the grantors, their heirs, executors or assigns, the said tract of land being described as follows:

Lands lying in private claim 31, Ecorse Township, Wayne County, Michigan, and described more particularly as follows:

Commencing at the point of intersection of the easterly line of Southfield (formerly known as Town Line) Road, of two hundred and four foot width and the northerly line of Outer Drive of one hundred and fifty foot width; thence easterly along the northerly line of said Outer Drive one hundred and ninety-three and forty-eight one-hundredths feet along the arc of a curve of radius two hundred and seventy-four and twenty one-hundredths feet to a point which is south seventy-eight degrees nineteen minutes thirty seconds east one hundred and eighty-nine and forty-five one-hundredths feet from the last previously mentioned point; thence north eighty-one degrees twenty-seven minutes fifty seconds east one thousand seven hundred and ninety and sixty-four one-hundredths feet along the said northerly line of Outer Drive; thence easterly one hundred and fifty-six and eighty-nine one-hundredths feet measured along the arc of a curve of five hundred and seventy-five and fifty-four one-hundredths feet radius to a point on the center line of Snow (formerly Pepper) Road, which bears north eighty-one degrees twenty-seven minutes fifty seconds east one thousand seven hundred and ninety and sixty-four one-hundredths feet along the said northerly line of Outer Drive; thence easterly one hundred and fifty-six and eighty-nine one-hundredths feet measured along the arc of a curve of five hundred and seventy-five and fifty-four one-hundredths feet radius to a point on the center line of Snow Road, north thirty-seven degrees four minutes ten seconds west two hundred and fifty-three and sixty-one one-hundredths feet from the last previously mentioned point; thence northwesterly along the center line of said Snow Road, north thirty-seven degrees four minutes ten seconds west two thousand and three one-thousandths acres, more or less.

Approved, March 24, 1937.

1 So in original.
Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That all articles which shall be imported from foreign countries for the purpose of exhibition at the international exposition to be held at Dallas, Texas, beginning in June 1937, by the Greater Texas and Pan-American Exposition, a corporation, or for use in constructing, installing, or maintaining foreign buildings or exhibits at the said exhibition, upon which articles there shall be a tariff or customs duty, shall be admitted without payment of such tariff, customs duty, fees, or charges under such regulations as the Secretary of the Treasury shall prescribe; but it shall be lawful at any time during or within three months after the close of the said exposition to sell within the area of the exposition any articles provided for herein, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury shall prescribe:

Provided, That all such articles, when withdrawn for consumption or use in the United States, shall be subject to the duties, if any, imposed upon such articles by the revenue laws in force at the date of their withdrawal; and on such articles which have suffered diminution or deterioration from incidental handling or exposure, the duties, if payable, shall be assessed according to the appraised value at the time of withdrawal from entry hereunder for consumption or entry under the general tariff law:

Provided further, That imported articles provided for herein shall not be subject to any marking requirements of the general tariff laws, except when such articles are withdrawn for consumption or use in the United States in which case they shall not be released from customs custody until properly marked, but no additional duty shall be assessed because such articles were not sufficiently marked when imported into the United States:

Provided further, That at any time during or within three months after the close of the exposition, any article entered hereunder may be abandoned to the Government or destroyed under customs supervision, whereupon any duties on such article shall be remitted:

Provided further, That articles which have been admitted without payment of duty for exhibition under any tariff law and which have remained in continuous customs custody or under a customs exhibition bond and imported articles in bonded warehouses under the general tariff law may be accorded the privilege of transfer to and entry for exhibition at the said exposition under such regulations as the Secretary of the Treasury shall prescribe:

And provided further, That the Greater Texas and Pan-American Exposition shall be deemed, for customs purposes only, to be the sole consignee of all merchandise imported under the provisions of this Act, and that the actual and necessary customs charges for labor, services, and other expenses in connection with the entry, examination, appraisement, release, or custody, together with the necessary charges for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for, articles imported under the provisions of this Act, shall be reimbursed by the Greater Texas and Pan-American Exposition to the Government of the United States under regulations to be prescribed by the Secretary of the Treasury, and that receipts from such reimbursements shall be deposited as refunds to the appropriation from which paid, in the manner provided for in section 524, Tariff Act of 1930.

Approved, March 27, 1937.
[CHAPTER 58]

To amend section 318 of the Communications Act of 1934.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 318 of the Communications Act of 1934 is hereby amended to read as follows:

"Sec. 318. The actual operation of all transmitting apparatus in any radio station for which a station license is required by this Act shall be carried on only by a person holding an operator's license issued hereunder, and no person shall operate any such apparatus in such station except under and in accordance with an operator's license issued to him by the Commission: Provided, however, That the Commission if it shall find that the public interest, convenience, or necessity will be served thereby may waive or modify the foregoing provisions of this section for the operation of any station except (1) stations for which licensed operators are required by international agreement, (2) stations for which licensed operators are required for safety purposes, (3) stations engaged in broadcasting, and (4) stations operated as common carriers on frequencies below thirty thousand kilocycles: Provided further, That the Commission shall have power to make special regulations governing the granting of licenses for the use of automatic radio devices and for the operation of such devices."

Approved, March 29, 1937.

[CHAPTER 59]

JOINT RESOLUTION

To amend Public Law Numbered 780, Seventy-fourth Congress, to authorize the acquisition of lands in the city of Alameda, county of Alameda, State of California, as a site for a naval air station and to authorize the construction and installation of a naval air station thereon, for the purpose of making a correction therein.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of Public Law Numbered 780, entitled "An Act to authorize the acquisition of lands in the city of Alameda, county of Alameda, State of California, as a site for a naval air station and to authorize the construction and installation of a naval air station thereon", approved June 24, 1936, is amended by inserting after the words "free from all", before the colon and preceding the proviso, the word "encumbrances".

Approved, March 29, 1937.

[CHAPTER 60]

JOINT RESOLUTION

For the payment of certain employees of the United States Government in the District of Columbia and employees of the District of Columbia for January 20, 1937.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the employees of the United States Government in the District of Columbia and the employees of the District of Columbia who come within the provisions of the Act approved June 18, 1888, and who, under the provisions of said Act, did not work on Wednesday, January 20, 1937, due to the closing of their places of employment on account of the holiday, shall be entitled to pay for said holiday.

Approved, March 29, 1937.
[CHAPTER 61]

JOINT RESOLUTION

Declaring Joseph P. Kennedy eligible for appointment as a member of the United States Maritime Commission.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the provisions of Section 201 (b) of the Merchant Marine Act, 1936, approved June 29, 1936, Joseph P. Kennedy is declared to be eligible for appointment as a member of the United States Maritime Commission.

Approved, March 30, 1937.

[CHAPTER 64]

AN ACT


Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 704 of the Merchant Marine Act of 1936 (49 U. S. Stat. L. 2008-2009) be amended to read as follows:

"Sec. 704. All vessels transferred to or otherwise acquired by the Commission in any manner may be chartered or sold by the Commission pursuant to the further provisions of this Act. All vessels transferred to the Commission by this Act and now being operated by private operators on lines in foreign commerce of the United States shall be temporarily operated by the Commission for its account by private operators until such time and upon such operating agreements as the Commission may deem advantageous, but the Commission shall arrange as soon as practicable to offer all such lines of vessels for charter as hereinafter provided, preference to be given to present operators, and all operation of the Commission's vessels by private operators under such operating agreements shall be discontinued within one year after the passage of this Act: Provided, That nothing herein contained shall prevent private operators, under such operating agreements, commencing voyages prior to said expiration date and completing them thereafter: Provided further, That nothing contained herein shall be construed as limiting or affecting the power of sale under provisions of section 705 of this Act."

Approved, April 1, 1937.

[CHAPTER 69]

JOINT RESOLUTION

Making funds available for the control of incipient or emergency outbreaks of insect pests or plant diseases, including grasshoppers, Mormon crickets, and chinch bugs.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That for the application of such methods of control of incipient or emergency outbreaks of insect pests or plant diseases, including grasshoppers, Mormon crickets, and chinch bugs, as, in the judgment of the Secretary of Agriculture, may be necessary, in cooperation with such authorities of the States concerned, organizations or individuals as the Secretary may deem necessary to accomplish such purposes, including the employment of persons and means in the District of Columbia and elsewhere, printing, rent outside of the District of Columbia, and for...
other purposes, the sum of $2,000,000 is hereby authorized to be appropriated, to be made immediately available and remain available until expended; and there are hereby authorized to be appropriated such additional sums as may be necessary to replenish the fund to its original amount at the beginning of each fiscal year: Provided, That such appropriations shall be administered by the Bureau of Entomology and Plant Quarantine and shall be used for expenditures of general administration and supervision, surveys, purchase, transportation, and application of poison baits or materials and equipment for control of insect pests or plant diseases, including grasshoppers, Mormon crickets, and chinch bugs, or for the preparation of such materials for application, and such other expenses as in the discretion of the Secretary of Agriculture may be deemed necessary: And provided further, That no part of such appropriations shall be used to pay the cost or value of farm animals, farm crops, or other property injured or destroyed.

Approved, April 6, 1937.

[CHAPTER 72]

JOINT RESOLUTION

Providing for the participation by the United States in the Greater Texas and Pan American Exposition to be held in the State of Texas during the year 1937.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby established a Commission, to be known as the United States Greater Texas and Pan American Exposition Commission (hereinafter referred to as the Commission) to be composed of the Vice President, the Secretary of State, the Secretary of Agriculture, and the Secretary of Commerce; which Commission shall serve without additional compensation and shall represent the United States in connection with the holding of the Greater Texas and Pan American Exposition in the State of Texas during the year 1937.

Sec. 2. There is hereby created a United States Commissioner General for such exposition, to be appointed by the President, by and with the advice and consent of the Senate, who shall serve without compensation. The expenses of said Commissioner General and the salary and expenses of such staff as he may require shall be paid out of the funds made available by this joint resolution for a period of time covering the duration of the exposition and not to exceed a six months' period following the closing thereof, and for such period prior to the opening of the exposition as the Commission shall determine.

Sec. 3. The Commission shall prescribe the duties of said Commissioner General and shall delegate such powers and functions to him as it shall deem advisable, in order that there may be exhibited at such exposition by the Government of the United States, its executive departments, independent offices, and establishments such articles and materials and documents as will best tend to illustrate the functions and administrative faculty of the Government in the advancement of industry, science, invention, agriculture, the arts, and peace, and demonstrate the nature of our institutions, particularly as regards their adaptation to the needs of the people.

Sec. 4. The Commissioner General is authorized to appoint such clerks, stenographers, and other assistants as may be necessary and to fix their salaries in accordance with the Classification Act of 1923, as amended, purchase such materials, and contract for such labor and other services as are necessary, and exercise such powers as are delegated to him by the Commission.
Sec. 5. The heads of the various executive departments, independent offices, and establishments of the Government are authorized to cooperate with the said Commissioner General in the procurement, installation, and display of exhibits, and to lend to the Commission such articles, specimens, and exhibits which said Commission shall deem to be in the interest of the United States and in keeping with the purposes of such exposition, to contract for such labor or other services as shall be deemed necessary, and to designate officials or employees of their departments, independent offices, and establishments to assist said Commissioner General. At the close of the exposition, or when the connection of the Government of the United States therewith ceases, said Commissioner General shall cause all such property to be returned to the respective departments, independent offices, and establishments from which taken, and any expenses incident to the restoration, modification, and revision of such property to a condition which will permit its use at subsequent expositions, fairs, and other celebrations, and for the continued employment of personnel necessary to close out the fiscal and other records and prepare the required reports of the participating organizations, may be paid from the funds made available herein; and if the return of such property is not feasible, he may, with the consent of the department, independent office, or establishment from which it was taken, make such disposition thereof as he may deem advisable and account therefor.

Sec. 6. The Commission is authorized to make any expenditures or allotments deemed necessary by it to fulfill properly the purposes of this joint resolution. The Commission is further authorized to rent such space as it may deem adequate to carry out effectively the provisions of this joint resolution; and to provide for the decoration of buildings or structures, for the proper maintenance of buildings or structures, site, and grounds occupied by the United States during the period of the exposition. The funds made available herein may be used for the operation of such building or buildings, structure or structures, including light, heat, water, gas, janitor, and other required services; for the selection, purchase, preparation, assembling, transportation, installation, arrangement, safekeeping, exhibition, demonstration, and return of such articles and materials as the Commission may decide shall be included in such Government exhibit; for the payment of all necessary expenses of such Commissioner General, and for the compensation of other officers and employees of the Commission in the District of Columbia and elsewhere; for the payment of salaries of officers and employees of the Government employed by or detailed for duty with the Commission, and for actual traveling expenses, including travel by air, and for per diem in lieu of actual subsistence at not to exceed $6 per day: Provided, That no such Government official or employee so designated shall receive a salary in excess of the amount which he has been receiving in the department, independent office, or establishment where employed, plus such reasonable allowance for travel, including travel by air, and subsistence expenses as may be deemed proper by the Commissioner General; for telephone service, purchase or rental of furniture and equipment, stationery and supplies, typewriting, adding, duplicating, and computing machines, their accessories and repairs, books of reference and periodicals, uniforms, maps, reports, documents, plans, specifications, manuscripts, newspapers and all other appropriate publications, and ice and drinking water for office purposes: Provided further, That payment for telephone service, rents, subscriptions to newspapers and periodicals, and other similar purposes may be made in advance; for the purchase and hire of passenger-carrying automobiles, their maintenance,
Printing and binding.

Supervision of expenditures.

Delegation of powers.

Allotment of funds to executive departments, etc.

Approval of vouchers.

Prevailing wages for construction work.


Acceptance of contributions.

Disposal of material, etc.

Proviso. Public sale.

Transfer of certain contracts.

49 Stat. 1136.

Transfer of functions, funds, etc.

Use of balances.

Disposition of monuments, etc.

repair, and operation, for the official use of said Commissioner General in the District of Columbia or elsewhere as required; for printing and binding; for entertainment of distinguished visitors; and for all other expenses as may be deemed necessary by the Commission to fulfill properly the purposes of this joint resolution. All purchases, expenditures, and disbursements of any moneys made available by authority of this joint resolution shall be made under the direction of the Commission: Provided further, That the Commission, without release of responsibility as hereinbefore stipulated, may delegate these powers and functions to said Commissioner General, and said Commissioner General, with the consent of the Commission, may subdelegate them: Provided further, That the Commission or its delegated representative may allot funds made available herein to any executive department, independent office, or establishment of the Government with the consent of the heads thereof, for direct expenditure by such executive department, independent office, or establishment, for the purpose of defraying any expenditure which may be incurred by such executive department, independent office, or establishment in executing the duties and functions delegated by the Commission. All accounts and vouchers covering expenditures shall be approved by the said Commissioner General, or by such assistants as he may designate, except for such allotments as may be made to the various executive departments, independent offices and establishments for direct expenditure; but these provisions shall not be construed to waive the submission of accounts and vouchers to the General Accounting Office for audit, or permit any obligations to be incurred in excess of the amount authorized herein: And provided further, That in the construction of exhibits requiring skilled and unskilled labor, the prevailing rate of wages, as provided in the Act of March 3, 1931, shall be paid.

Sec. 7. The Commissioner General, with the approval of the Commission, may receive contributions from any source to aid in carrying out the purposes of this joint resolution, but such contributions shall be expended and accounted for in the same manner as the funds made available by this joint resolution. The Commissioner General is also authorized to receive contributions of material, or to borrow materials or exhibits, and to accept the services of any skilled and unskilled labor that may be available through State or Federal relief organizations, to aid in carrying out the general purposes of this joint resolution. At the close of the exposition or when the connection of the Government of the United States therewith ceases, the Commissioner General shall dispose of any such portion of the material contributed as may be unused, and return such borrowed property: Provided, That all disposition of such materials and property shall be at public sale to the highest bidder, and the proceeds thereof shall be covered into the Treasury of the United States.

Sec. 8. The rights and liabilities under existing contracts entered into by the United States Texas Centennial Commission under the authority granted to it by Public Resolution Numbered 69, Seventy-fourth Congress, approved February 11, 1936, shall be transferred to and assumed by the Commission established by this joint resolution. All authority, powers, and duties of the United States Texas Centennial Commission under such Public Resolution Numbered 69, and all unexpended balances of appropriations available to said commission, shall be transferred to the United States Greater Texas and Pan American Exposition Commission to carry out the provisions of this joint resolution. Such unexpended balances of appropriations shall remain available until expended. Any monuments, statues, markers, buildings, and other structures, erected or constructed, and any lands, historic papers, and paintings purchased,
by the United States Texas Centennial Commission directly under
contract shall be transferred to the Commission established by this
joint resolution, and any such property may be assigned by such
latter Commission in the manner prescribed by section 2 of such
Public Resolution Numbered 69. This section shall take effect on
the date of the submission to the Congress of the final report of the
United States Texas Centennial Commission as provided by section
9 of Public Resolution Numbered 37, Seventy-fourth Congress,
approved June 28, 1935.

SEC. 9. Any funds allocated by the United States Texas Centennial
Commission to the Commission of Control for Texas Centennial
Celebrations under the provisions of such Public Resolution Numbered
69 may be transferred in the discretion of the Commission upon
the enactment of this joint resolution to said Commission of Control for
Texas Centennial Celebrations to carry out the purposes for which
such funds were so allocated.

Sec. 10. It shall be the duty of the Commission to transmit to
Congress, within six months after the close of the exposition, a
detailed statement of all expenditures, and such other reports as
may be deemed proper, which reports shall be prepared and arranged
with a view to concise statement and convenient reference. Upon
the transmission of such report to Congress the Commission estab-
lished by and all appointments made under the authority of this
joint resolution shall terminate.

Approved, April 9, 1937.

[CHAPTER 73]

JOINT RESOLUTION

To make funds available to carry out the provisions of existing law authorizing
the purchase and distribution of products of the fishing industry.

Resolved by the Senate and House of Representatives of the
United States of America in Congress assembled, That not to exceed
$1,000,000 of the funds available to the Federal Surplus Commodities
Corporation may be used by such Corporation for the purpose of
diverting surplus fish (including shellfish) and the products thereof
from the normal channels of trade and commerce by the acquisition
and distribution thereof in accordance with the provisions of the
Act entitled "An Act to authorize the purchase and distribution of
products of the fishing industry", approved March 5, 1937.

Approved, April 12, 1937.

[CHAPTER 74]

JOINT RESOLUTION

Providing for a continuance of the participation of the United States in the
Great Lakes Exposition in the State of Ohio in 1937, and for other
purposes.

Resolved by the Senate and House of Representatives of the United
States of America in Congress assembled, That the United States
continue its participation in the Great Lakes Exposition in the State
of Ohio during the year 1937.

Sec. 2. The provisions of the joint resolution entitled "Joint resolu-
tion providing for the participation of the United States in the Great
Lakes Exposition to be held in the State of Ohio during the year
1936, and authorizing the President to invite the Dominion of Canada
to participate therein, and for other purposes", approved April 25,
1936, are hereby extended and made applicable to the continuance of
the participation of the United States in such exposition in 1937.
SEC. 3. For the purposes of this resolution, there is hereby authorized to be appropriated the sum of $175,000, which shall be in addition to the unexpended balance of the sum heretofore appropriated for carrying out the provisions of such joint resolution of April 25, 1936.

Approved, April 12, 1937.

[CHAPTER 75]

AN ACT

Authorizing the Secretary of Agriculture to provide for the classification of cotton, to furnish information on market supply, demand, location, condition, and market prices for cotton, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act authorizing the Secretary of Agriculture to collect and publish statistics of the grade and staple length of cotton", approved March 3, 1927, is amended by inserting between sections 3 and 4 thereof the following new sections:

"Sec. 3a. The Secretary of Agriculture, upon request in writing from any group of producers organized to promote the improvement of cotton who comply with such regulations as he may prescribe, is authorized and directed to determine and to make promptly available to such producers, the classification, in accordance with the official cotton standards of the United States, of any cotton produced by them. The Secretary of Agriculture is further authorized to pay the transportation charges and to furnish tags and containers for the samples of cotton submitted for classification under this section, and all samples of cotton so classified shall become the property of the Government, and the proceeds of any sales thereof after classification shall be covered into the Treasury of the United States as miscellaneous receipts.

"Sec. 3b. The Secretary of Agriculture is also authorized and directed to collect, authenticate, publish, and distribute, by telegraph, radio, mail, or otherwise, timely information on the market supply, demand, location, condition, and market prices for cotton, and to cause to be prepared regularly and distributed for posting at gins, in post offices, or in other public or conspicuous places in cotton-growing communities, information on prices for the various grades and staple lengths of cotton.

"Sec. 3c. The Secretary of Agriculture is further authorized to make such rules and regulations as he may deem necessary to effectuate the purposes of this Act."

Approved, April 13, 1937.

[CHAPTER 76]

JOINT RESOLUTION

Authorizing the President of the United States of America to proclaim October 11, 1937, General Pulaski's Memorial Day for the observance and commemoration of the death of Brigadier General Casimir Pulaski.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is authorized and directed to issue a proclamation calling upon officials of the Government to display the flag of the United States on all governmental buildings on October 11, 1937, and inviting the people of the United States to observe the day in schools and churches or other suitable places, with appropriate ceremonies in commemoration of the death of General Casimir Pulaski.

Approved, April 13, 1937.
[CHAPTER 77] JOINT RESOLUTION

To amend section 7 of the Act entitled "An Act making appropriations to provide for the government of the District of Columbia for the fiscal year ending June 30, 1903, and for other purposes", approved July 1, 1902, as amended.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph 21 of section 7 of the Act entitled "An Act making appropriations to provide for the government of the District of Columbia for the fiscal year ending June 30, 1903, and for other purposes", as amended, be amended by striking out the period at the end of the paragraph, inserting a colon, and adding the following words: "Provided, however, That bowling-alley establishments licensed under this section shall be closed at midnight on Saturday night and shall remain closed until 2 o'clock postmeridian."

Approved, April 14, 1937.

[CHAPTER 78] AN ACT

To amend an Act entitled "An Act making appropriations for the naval service for the fiscal year ending June thirtieth, nineteen hundred and ten, and for other purposes", approved March 3, 1909, to extend commissary privileges to widows of officers and enlisted men of the Navy, Marine Corps, and Coast Guard and also to officers of the Foreign Service of the United States at foreign stations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That that part of the Act of March 3, 1909 (35 Stat. 768; U. S. C., title 34, sec. 533), which provides "That after such stores as the Secretary of the Navy may designate may be procured and sold to officers and enlisted men of the Navy and Marine Corps, also to civilian employees at naval stations beyond the continental limits of the United States and in Alaska, under such regulations as the Secretary of the Navy may prescribe", is hereby amended to read as follows: "That hereafter such stores as the Secretary of the Navy may designate may be procured and sold to officers and enlisted men of the Navy, Marine Corps and Coast Guard; to the widows of such officers and enlisted men; to civilian employees of the Navy Department and to officers of the Foreign Service of the United States at naval stations beyond the continental limits of the United States and in Alaska, under such regulations as the Secretary of the Navy may prescribe".

Approved, April 14, 1937.

[CHAPTER 79] AN ACT

To amend that provision of the Act approved March 3, 1879 (20 Stat. L. 412), relating to issue of arms and ammunition for the protection of public money and property.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provision relating to issue by the Secretary of War of arms and ammunition for protection of public money and property, contained in the Act of March 3, 1879 (20 Stat. L. 412), be, and the same is hereby, amended to read as follows: "That upon the request of the head of any department or independent agency of the Government, the Secretary of War be, and he is hereby, authorized to issue arms, suitable accouterments for use
Delivery and accounting.

Return.

Proviso.

Transfer of funds for incidental costs.

April 14, 1937

[Public, No. 31]

Ninth judicial circuit.

Appointment of two additional judges authorized.

April 15, 1937

[Public, No. 32]

Government departments.

Certain equipment exchanges permitted.

April 15, 1937

[Public, No. 33]

Anastasia Island Lighthouse Reservation, Fla.

Quitclaim deed of conveyance extended to heirs or assigns of holders of record title thereto.

49 Stat. 896.

therewith, and ammunition whenever they may be required for the protection of the public money and property, and they may be delivered to any officer of the department or independent agency designated by the head of such department or independent agency, to be accounted for to the Secretary of War, and to be returned when the necessity for their use has expired: Provided, however, That hereafter the cost of all ammunition issued, the cost of replacing borrowed arms and accouterments which are lost or destroyed or are irreparable, the cost of repairing arms and accouterments returned to the War Department, and the cost to the War Department of making and receiving shipments under the authority of this Act shall be covered by transfer of funds from the department or independent agency concerned to the credit of War Department funds.”

Approved, April 14, 1937.

[CHAPTER 80] AN ACT

To provide for the appointment of two additional circuit judges for the ninth judicial circuit.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is hereby authorized to appoint, by and with the consent of the Senate, two additional circuit judges for the ninth judicial circuit.

Approved, April 14, 1937.

[CHAPTER 95] AN ACT

To authorize any Government department to exchange used parts of certain types of equipment for new or reconditioned parts of the same equipment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any Government department is authorized to exchange used parts of mechanical refrigerators, hermetically sealed refrigerating units, temperature control devices, and watchmen’s clocks as payment, in full or in part, for new or reconditioned parts to be used for the same purpose as those proposed to be exchanged.

Approved, April 15, 1937.

[CHAPTER 100] AN ACT

To amend the Act entitled “An Act to authorize the Secretary of Commerce to dispose of certain portions of Anastasia Island Lighthouse Reservation, Florida, and for other purposes”, approved August 27, 1935, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act entitled “An Act to authorize the Secretary of Commerce to dispose of certain portions of Anastasia Island Lighthouse Reservation, Florida, and for other purposes”, approved August 27, 1935, is amended (1) by inserting immediately after the words “holders of record title thereto” a comma and the following: “their heirs or assigns”; and (2) by striking out “to Southern Real Estate Corporation, lots 4 to 7, block B, 3 to 7, block C, all of blocks D and E, Seaside Heights;”. 
SEC. 2. The Secretary of Commerce is authorized to convey by quitclaim deed to the city of Saint Augustine, Florida, to be used for public park purposes, that property authorized to be conveyed by such Act of August 27, 1935, to such Southern Real Estate Corporation, reserving unto the United States of America a perpetual easement for beams of light across any part of said lands that may be between the lighthouse and the sea.

Approved, April 15, 1937.

[CHAPTER 101]

AN ACT

To enable Coast Guard officers to purchase articles of ordnance property for use in the public service in the same manner as such property may be purchased by officers of the Army, Navy, and Marine Corps.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of March 3, 1909 (35 Stat. 732, 751; U. S. C., 1934 ed., title 34, sec. 540), is hereby amended by inserting in line 15 of page 751 of volume 35 of the Statutes at Large of the United States, after the words "Marine Corps", the words "and Coast Guard".

Approved, April 15, 1937.

[CHAPTER 102]

AN ACT

Authorizing and empowering the Secretary of the Treasury to sell the old post-office building at Oakland, California, and to convey to the city of Oakland portions of the site for street-widening purposes in accordance with the provisions of public Act approved August 26, 1935 (49 Stat. 800).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act approved April 11, 1386 (49 Stat. 1202), to amend the Act entitled "An Act to provide for the construction of certain public buildings, and for other purposes", approved May 25, 1926, authorizing and empowering the Secretary of the Treasury to dispose of the old post-office building and to sell all of the site thereof at Oakland, California, is hereby amended by canceling the second sentence thereof and substituting the following: "The Secretary of the Treasury is hereby further authorized to sell the old post-office site situated at Broadway, Seventeenth, and Franklin Streets, in Oakland, California, at such time, for such price, and upon such terms and conditions as he may deem to be to the best interest of the United States, and to convey such property to the purchaser thereof by the usual quitclaim deed, the proceeds of said sale to be covered into the Treasury as miscellaneous receipts: Provided, That nothing herein shall prevent the Secretary of the Treasury from favorably considering an application of the city of Oakland for the conveyance to said city of such portion or portions of the site as the Secretary may agree are necessary for street-widening purposes in accordance with the provisions of public Act approved August 26, 1935 (49 Stat. 800; U. S. C., title 40, sec. 345b)."

Approved, April 15, 1937.
[CHAPTER 103]  
AN ACT  
For the relief of the State of Pennsylvania.  

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the provisions of section 3646, as amended, of the Revised Statutes of the United States, the chief disbursing officer of the Treasury Department is authorized and directed to issue, without the requirement of an indemnity bond, a duplicate of original check numbered 63451, symbol number 79088, drawn January 25, 1935, in favor of "State Treasurer of Pennsylvania, trust fund", for $11,315.93 and lost, stolen, or miscarried in the mails.

Approved, April 15, 1937.

[CHAPTER 104]  
AN ACT  
To provide special rates of postage on matter for the blind.  

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That magazines, periodicals, and other regularly issued publications in raised characters, whether prepared by hand or printed, or on sound-reproduction records (for the use of the blind), which contain no advertisements, when furnished by an organization, institution, or association not conducted for private profit, to a blind person, at a price not greater than the cost price thereof, shall be transmitted in the United States mails at the postage rate of 1 cent for each pound or fraction thereof, under such regulations as the Postmaster General may prescribe.

Approved, April 15, 1937.

[CHAPTER 107]  
AN ACT  
To authorize the establishment of a permanent instruction staff at the United States Coast Guard Academy.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is authorized, by and with the advice and consent of the Senate to appoint not to exceed five professors to the United States Coast Guard as heads of the departments of instruction at the Coast Guard Academy. An original appointment as professor not made from a civilian instructor or regular commissioned officer in the United States Coast Guard shall be a temporary appointment; but a professor so appointed, after completion of a satisfactory probationary period of two years, may be regularly appointed as professor to rank from the date of his original appointment: Provided, That any person who has served as a civilian instructor in the Coast Guard Academy for fifteen years or more may be appointed to the office of professor in the Coast Guard Academy pursuant to this section without physical examination.

Sec. 2. A professor in the Coast Guard shall be a commissioned officer with rank not above that of commander and shall receive the pay and allowances of a commissioned officer of the same rank and length of service. When any such professor is commissioned with rank less than that of commander, he shall be promoted through the successive ranks to a rank not above that of commander under
such regulations as the President shall prescribe. A professor shall exercise command only in the academic department of the Coast Guard Academy.

Sec. 3. The Secretary of the Treasury is authorized to appoint in the Coast Guard, subject to the competitive provisions of the civil-service laws and regulations, not to exceed three civilian instructors, and the compensation of such appointees shall be fixed in accordance with the Classification Act of 1923, as amended.

Sec. 4. Service as a civilian instructor or professor at the Coast Guard Academy or as a commissioned officer in the Coast Guard (regular or temporary), rendered prior to an appointment as a professor pursuant to the provisions of this Act, shall be credited in computing length of service as a professor for purposes of pay and allowance.

Sec. 5. Professors in the Coast Guard shall be on the same footing as to retirement from active service for any cause as other commissioned officers of the Coast Guard: Provided, That service as a civilian instructor or professor at the Coast Guard Academy or as a commissioned officer in the Coast Guard (regular or temporary), rendered prior to an appointment as a professor pursuant to the provisions of this Act, shall be credited in computing length of service for retirement purposes: Provided further, That the provisions of law relating to retirement for disability in line of duty shall not apply in the case of a professor until he shall have served fifteen years in the Coast Guard.

Sec. 6. The Secretary of the Treasury is authorized to appoint an advisory committee of the Coast Guard Academy which shall consist of not to exceed five persons of distinction in the field of education who shall serve without pay. The members so appointed shall visit the Coast Guard Academy at least once during the academic year on the call of the chairman and may convene once each year at headquarters on the call of the commandant, for the purpose of examining the course of instruction and advising the Secretary of the Treasury relative thereto. The actual expenses of the members of the committee while engaged in these duties, including their actual expense of travel, shall be defrayed under Government travel regulations from any appropriation available for the authorized work of the United States Coast Guard.

Sec. 7. In addition to the advisory board there shall be appointed in January of each year a Board of Visitors to the Coast Guard, which shall consist of two Senators and three Members of the House of Representatives appointed by the chairmen of the committees of the Senate and the House of Representatives, respectively, having cognizance of legislation pertaining to the Coast Guard Academy. The chairman of each committee shall be ex-officio members of the Board.

(b) Such Board shall visit the Coast Guard Academy annually on a date to be fixed by the Secretary of the Treasury. Each member of the Board shall be reimbursed under Government travel regulations for the actual expense incurred by him while engaged upon duties as a member of such Board.

Sec. 8. Nothing in this Act shall be construed to prevent the Secretary of the Treasury from assigning any commissioned officer, chief warrant officer, warrant officer, or enlisted man to appropriate instruction duty at the Coast Guard Academy.

Sec. 9. Any appropriation which is now or may hereafter be available for the payment of expenses for the authorized work of the Coast Guard shall be available to carry out the purposes of this Act.
Sec. 10. Section 4 of an Act entitled "An Act to promote the efficiency of the Revenue Cutter Service", approved June 23, 1906 (34 Stat. 453; U. S. C., 1934 ed., title 14, sec. 124), as amended by the Act of July 1, 1918 (40 Stat. 640), is hereby repealed, but such repeal shall not be construed to affect existing appointments: Provided, That no appointee, appointed prior to the enactment of this Act, may be retained as an instructor in the Coast Guard Academy without appropriate civil-service status for a period longer than six months from the effective date of this Act.

Approved, April 16, 1937.

[CHAPTER 108] AN ACT
To amend the last two provisos, section 26, Act of Congress approved March 3, 1921 (41 Stat. L. 1225-1248).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the last two provisos in section 26 of the Act of Congress approved March 3, 1921 (41 Stat. L. 1225-1248), be, and the same are hereby, amended to read as follows: "That the State of Oklahoma is authorized, from and after the passage of this amendment, to levy and collect a gross production tax upon all lead and zinc produced on said lands in an amount not to exceed the present rate of three-fourths of 1 per centum on the gross value thereof. In accordance with the uniform policy of the United States Government to hold the lands of the Quapaw Indians while restricted and the income therefrom free from State taxation of whatsoever nature, except as said immunity is expressly waived, and, in pursuance of said fixed policy, it is herein expressly provided that the waiver of tax immunity herein provided shall be in lieu of all other State taxes of whatsoever nature on said restricted lands or the income therefrom, and the Secretary of the Interior is hereby authorized and directed to cause to be paid out of the individual Indian funds held under his supervision, belonging to the Indian owner of the land, the gross production tax so assessed against the royalty interest of the respective Indian owner in an amount not to exceed the rate hereinabove set forth: Provided, however, That such tax shall not become a lien or charge of any kind or character against the land or other property of said Indian owner."

Approved, April 17, 1937.

[CHAPTER 109] AN ACT
To authorize the Secretary of War to lend War Department equipment for use at the World Jamboree to the Boy Scouts of America; and to authorize the Commissioner of Internal Revenue to remit the tax on steamship tickets; and further to authorize the Secretary of State to issue passports to bona-fide Scouts and Scouters without fee for the application or the issuance of said passports.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to lend, at his discretion, to the National Council, Boy Scouts of America, for use at the World Jamboree, Boy Scouts, to be held in the Netherlands, in the months of July and August 1937, one thousand two hundred cots, four thousand five hundred blankets, tentage for one thousand two hundred Scouts, twenty-five fire cranes, twenty-five sets commissary storage shelves, one hundred pot chains, one hundred cook pots, twenty-five United States parade-size flags, fifty fry pans, fifty bake
 pans, fifty reflector ovens, two hundred water pails, two hundred and fifty tin serving pans, two hundred and fifty pitchers: Provided, That no expense shall be caused the United States Government by the delivery and return of said property, the same to be delivered at such time prior to the holding of the said convention as may be agreed upon by the Secretary of War and the National Council, Boy Scouts of America: Provided further, That the Secretary of War before delivering said property shall take from the said Boy Scouts of America a good and sufficient bond for the safe return of said property in good order and condition, and the whole without expense to the United States. That the Commissioner of Internal Revenue be, and he is hereby, authorized under such rules and regulations as he shall promulgate to remit the tax on steamship tickets to bona-fide Scouts and Scouters certified by the National Council, Boy Scouts of America, attending this Jamboree. That, under such regulations as he may prescribe, the Secretary of State be, and he is hereby, authorized to issue passports to bona-fide Scouts and Scouters of the Boy Scouts of America who are citizens of the United States or, if not citizens of the United States, who owe permanent allegiance to the United States upon certification by the National Council, Boy Scouts of America, as to their qualification to attend this Jamboree as representing the National Council, Boy Scouts of America, without fee for the application or the issuance of said passports.

Approved, April 17, 1937.

[CHAPTER 110] AN ACT

To amend an Act entitled “An Act to provide for vocational rehabilitation of disabled residents of the District of Columbia, and for other purposes” (Public, Numbered 801, Seventieth Congress).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of the Act entitled “An Act to provide for the vocational rehabilitation of disabled residents of the District of Columbia, and for other purposes”, approved February 23, 1929 (Public, Numbered 801, Seventieth Congress), be, and it is hereby, amended by striking out “$15,000” wherever it appears and inserting in lieu thereof “$25,000, to be immediately available”: Provided, That no such additional appropriation shall be available for expenditure except when matched by equal appropriations of District of Columbia funds, which are hereby authorized.

Approved, April 17, 1937.

[CHAPTER 111] AN ACT

To authorize the acquisition of six hundred and forty acres of land for the use and benefit of the Santa Rosa Band of Mission Indians, State of California.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized to purchase in the name of the United States of America in trust for the Santa Rosa Band of Mission Indians six hundred and forty acres of land described as section 36, township 7 south, range 4 east, San Bernardino meridian, California, and for that purpose there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, not to exceed the sum of $500.

Approved, April 17, 1937.
AN ACT

To authorize the Secretary of the Interior to exchange certain lands and water rights in Inyo and Mono Counties, California, with the city of Los Angeles, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized, in his discretion, to accept title on behalf of the United States to lands and water rights now owned and held by the city of Los Angeles in the counties of Inyo and Mono, State of California, if, in his judgment, the interests of the Indians in said counties will be benefited thereby; and in consideration therefor the said Secretary may issue a patent or patents to the said city of Los Angeles for lands, water rights, and buildings now held by the United States for the benefit of the Indians, provided that the lands, water rights, and buildings covered by the patent or patents shall not exceed in value the lands and water rights conveyed by the said city of Los Angeles to the United States: Provided, That the said Secretary may reserve the minerals of the lands conveyed to the said city and the said Secretary is authorized to accept conveyance by the said city of the lands and water rights, subject to a similar reservation in the city of the minerals of such lands, and in determining the relative value of the lands and water rights to be exchanged, consideration shall be given to any reservation made by either or both parties of any minerals or easements in the lands that may be exchanged.

Sec. 2. No allotted or other lands covered by trust patent or other instrument containing restriction against alienation by the allottee shall be involved in any such exchange except with the consent of the allottees or their heirs. Any such allottees or their heirs are hereby authorized to relinquish to the United States any lands covered by such patents or other instruments and accept in lieu thereof assignments of land within the new Indian reservations which are hereby authorized to be established by the Secretary of the Interior out of any lands accepted by him pursuant to section 1 hereof: Provided, That any such Indian may receive an area of equal value to the area of the allotment relinquished by him and receive similar title to that relinquished should any of the lands accepted by the said Secretary be outside of the boundaries of the new reservations.

Sec. 3. No tribal lands shall be involved in any such exchange except with the consent of a majority of the adult Indians entitled to the use thereof. All lands acquired pursuant to this Act, other than land to which title may be held by or in trust for individual Indians, shall be held by the United States in trust for the Indian tribe, band, or group concerned.

Approved, April 20, 1937.
ing and loan associations, installment lending companies, and other such financial institutions, heretofore or hereafter approved by the Administrator as eligible for credit insurance, against losses which they may sustain as a result of loans and advances of credit, and purchases of obligations representing loans and advances of credit, made by them subsequent to the date this section takes effect and prior to July 1, 1939, or such earlier date as the President may fix by proclamation upon his determination that the emergency no longer exists, for the purpose of financing, by the owners of real property or by lessees thereof under a lease for a period of not less than one year, the restoration, rehabilitation, rebuilding, and replacement of improvements on such real property and equipment and machinery thereon which were damaged or destroyed by earthquake, conflagration, tornado, cyclone, hurricane, flood, or other catastrophe in the years 1935, 1936, 1937, 1938, or 1939, either on the same site or on a new site in the same locality where the damaged or destroyed property was located. The Administrator is authorized to grant insurance under this section, as amended, to any such financial institution up to 20 per centum of the total amount of loans, advances of credit, and purchases made by such financial institution for such purposes, and any insurance reserve accumulated by any such financial institution under section 2 of this title shall be applicable to the payment of any losses sustained by it as a result of loans, advances of credit, or purchases insured under this section.  

Sec. 2. The third sentence of subsection (a) of section 2 of the National Housing Act, as amended, is amended to read as follows: "The total liability incurred by the Administrator for all insurance heretofore and hereafter granted under this section and section 6, as amended, shall not exceed in the aggregate $100,000,000."  

Approved, April 22, 1937.

[CHAPTER 122]  
AN ACT  
Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the proviso, following the appropriation for compensation to postmasters, contained in the Act approved March 1, 1921 (41 Stat., p. 1151; U. S. C., title 39, sec. 39), is hereby amended by adding after the words "unnecessary delay" at the end thereof the following: "A person who, upon the occurrence of a vacancy and pending the appointment of a postmaster or the designation of an acting postmaster, assumes and properly performs the duties of postmaster at any third- or fourth-class post office shall be allowed compensation as postmaster for the period of such service: Provided, That the Comptroller General of the United States, in the settlement and adjustment of accounts and claims for compensation for service heretofore rendered, but subsequent to June 30, 1930, is hereby authorized and directed to allow compensation as postmaster for service rendered under the circumstances and conditions hereinafter prescribed."  

Approved, April 22, 1937.
[CHAPTER 123]

AN ACT

To reserve certain public domain in California for the benefit of the Capitan Grande Band of Mission Indians.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following-described public domain be, and it is hereby, withdrawn from entry, sale, or other disposition and set aside as an addition to the Barona Ranch, a tract of land purchased for the Capitan Grande Band of Mission Indians under authority contained in the Act of May 4, 1932 (47 Stat. L. 146): Lots 1 and 2 of section 23, township 14 south, range 1 east, San Bernardino meridian, California, containing twelve and nineteen one-hundredths acres: Provided, That said withdrawal shall not affect any valid rights initiated prior to approval hereof.

Approved, April 22, 1937.

[CHAPTER 125]

AN ACT

To authorize an increase in the annual appropriation for books for the adult blind.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1, as amended, of the Act entitled "An Act to provide books for the adult blind", approved March 3, 1931 (U. S. C., 1934 ed., Supp. II, title 2, sec. 135a), is amended to read as follows:

"That there is hereby authorized to be appropriated annually to the Library of Congress, in addition to appropriations otherwise made to said Library, the sum of $275,000, which sum shall be expended under the direction of the Librarian of Congress to provide books published either in raised characters, on sound-reproduction records, or in any other form, for the use of the adult blind residents of the United States, including the several States, Territories, insular possessions, and the District of Columbia: Provided, That of said annual appropriation of $275,000, not exceeding $100,000 thereof shall be expended for books in raised characters, and not exceeding $175,000 thereof shall be expended for sound-reproduction records."

Sec. 2. This Act shall be applicable with respect to the fiscal year ending June 30, 1938, and for each fiscal year thereafter.

Approved, April 23, 1937.

[CHAPTER 127]

AN ACT

To regulate interstate commerce in bituminous coal, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That regulation of the sale and distribution in interstate commerce of bituminous coal is imperative for the protection of such commerce; that there exist practices and methods of distribution and marketing of such coal that waste the coal resources of the Nation and disorganize, burden, and obstruct interstate commerce in bituminous coal, with the result that regulation of the prices thereof and of unfair methods of competition therein is necessary to promote interstate commerce in bituminous coal and to remove burdens and obstructions therefrom.

NATIONAL BITUMINOUS COAL COMMISSION

Sec. 2. (a) There is hereby established in the Department of the Interior a National Bituminous Coal Commission (herein referred to as Commission), which shall be composed of seven members
appointed by the President, by and with the advice and consent of
the Senate, for a term of four years. The Commission shall annually
designate its chairman, and shall have a seal which shall be judicially
recognized. Any person appointed to fill a vacancy shall be
appointed only for the unexpired term of his predecessor in office.
The Commission shall have an office in the city of Washington, Dis-
trict of Columbia, and shall convene at such times and places as the
majority of the Commission shall determine. Two members of the
Commission shall have been experienced bituminous coal mine
workers, two shall have had previous experience as producers, but
none of the members shall have any financial interest, direct or indi-
ext, in the mining, transportation, or sale of, or manufacture of
equipment for, coal (whether or not bituminous coal), oil, or gas,
or in the generation, transmission, or sale of hydro-electric power,
or in the manufacture of equipment for the use thereof, and shall
not actively engage in any other business, vocation, or employment.
Not more than one commissioner shall be a resident of any one State,
and not more than one commissioner shall be a resident of any one
of the districts hereinafter established, but a change in any of the
boundaries of the districts, made by the Commission as hereinafter
provided, shall not affect the tenure of office of any commissioner
then serving. Any commissioner may be removed by the President
for inefficiency, neglect of duty, or malfeasance in office. The Com-
mision is authorized to appoint and fix the compensation and duties
of a secretary and necessary professional, clerical, and other assist-
ants. With the exception of the secretary, a clerk to each commis-
ioner, the attorneys, the managers and employees of the statistical
bureaus hereinafter provided for, and such special agents, technical
experts, and examiners as the Commission may require, all employees
of the Commission shall be appointed and their compensation fixed
in accordance with the provisions of the civil-service laws and the
Classification Act of 1923, as amended. No person appointed with-
out regard to the provisions of the civil-service laws shall be related
to any member of the Commission by marriage or within the third
degree by blood. The Commission is authorized to accept and utilize
voluntary and uncompensated services of any person or of any official
of a State or political subdivision thereof. The members of the
Commission shall each receive compensation at the rate of $10,000
per year and necessary traveling expenses. Such Commission shall
have the power to make and promulgate all reasonable rules and regu-
lations for carrying out the provisions of this Act and shall annually
make full report of its activities to the Secretary of the Interior for
transmission to Congress. A majority of the Commission shall con-
stitute a quorum for the transaction of business, and a vacancy in the
Commission shall not impair the right of the remaining members to
exercise all the power of the Commission. No order which is sub-
ject to judicial review under section 6, and no rule or regulation
which has the force and effect of law, shall be made or prescribed by
the Commission, unless it has given reasonable public notice of a
hearing, and unless it has afforded to interested parties an oppor-
tunity to be heard, and unless it has made findings of fact. Such
findings, if supported by substantial evidence shall be conclusive upon
review thereof by any court of the United States. The Commission
may establish divisions, each of which divisions shall consist of not
less than three of its members, as it may deem necessary for the
proper dispatch of its business. Each such division shall exercise
all the powers and authority of the Commission in the premises:
Provided, That any person in interest may, upon written petition,
secure a review by the Commission of the report, finding, or order

Chairman; official
seal.

Vacancies.

Principal office.

Qualifications of
members.

Geographical limi-
tations.

Removal.

Secretary and other
personnel.

51, U. S. C. §§ 631-f, 52,
661-674.

Kinship provisions.

Voluntary, etc.,
services.

Member’s compen-
sation.

Administrative
rules, etc.

Quorum.

Orders subject to
judicial review or rules
having effect of law.

Post, p. 83.

Establishment of
divisions; powers, etc.

Precede.

Review upon writ-
ten petition.
of such division. The Commission may by its order assign or refer any matter within its jurisdiction under this Act to an individual Commissioner, to a board composed of employees of the Commission, or to an examiner, to be designated by such order, for hearing and the recommendation of an appropriate order in the premises. Each individual Commissioner, board, or examiner, when so directed by order of the Commission, shall have power to administer oaths and affirmations, to examine witnesses, and receive evidence. The Commission is authorized to make contracts for personal services in the District of Columbia and elsewhere and to establish and maintain such offices throughout the United States as it deems necessary for the effective administration of this Act, but shall maintain its principal office in the District of Columbia.

The Commission is hereby authorized to initiate, promote, and conduct research designed to improve standards and methods used in the mining, preparation, conservation, distribution, and utilization of coal and the discovery of additional uses for coal, and for such purposes shall have authority to assist educational, governmental, and other research institutions in conducting research in coal, and to do such other acts and things as it deems necessary and proper to promote the use of coal and its derivatives.

(b) (1) There is hereby established an office in the Department of the Interior to be known as the office of the consumers' counsel of the National Bituminous Coal Commission. The office shall be in charge of a counsel to be appointed by the President, by and with the advice and consent of the Senate. The counsel shall have no financial interest, direct or indirect, in the mining, transportation, or sale of, or the manufacture of equipment for, coal (whether or not bituminous coal), oil, or gas, or in the generation, transmission, or sale of hydroelectric power, or in the manufacture of equipment for the use thereof, and shall not actively engage in any other business, vocation, or employment. The counsel shall receive compensation, at the rate of $10,000 per year and necessary traveling expenses.

(2) It shall be the duty of the counsel to appear in the interest of the consuming public in any proceeding before the Commission and to conduct such independent investigation of matters relative to the coal industry and the administration of this Act as he may deem necessary to enable him properly to represent the consuming public in any proceeding before the Commission. In any such proceeding before the Commission, the counsel shall have the right to offer any relevant testimony and argument, oral or written, and to examine and cross-examine witnesses and parties to the proceeding, and shall have the right to have subpoena or other process of the Commission issue in his behalf. Whenever the counsel finds that it is in the interest of the consuming public to have the Commission furnish any information at its command or conduct any investigation as to any matter within its authority, the counsel shall so certify to the Commission, specifying in the certificate the information or investigation desired. Thereupon the Commission shall promptly furnish to the counsel the information or promptly conduct the investigation and place the results thereof at the disposal of the counsel.

(3) The counsel is authorized to appoint and fix the compensation and duties of necessary professional, clerical, and other assistants. With the exception of a clerk to the counsel, the attorneys, and such special agents and experts as the counsel may from time to time find necessary for the conduct of his work, all employees of the counsel shall be appointed and their compensation fixed in accordance with the civil-service laws and the Classification Act of 1923, as amended.
The counsel is authorized to make such expenditures as may be necessary for the performance of the duties vested in him.

(4) The counsel shall annually make a full report of the activities of his office directly to the Congress.

**TAX ON COAL**

SEC. 3. (a) There is hereby imposed upon the sale or other disposal of bituminous coal produced within the United States when sold or otherwise disposed of by the producer thereof an excise tax of 1 cent per ton of two thousand pounds.

The term "disposal" as used in this section includes consumption or use (whether in the production of coke or fuel, or otherwise) by a producer, and any transfer of title by the producer other than by sale.

(b) In addition to the tax imposed by subsection (a) of this section, there is hereby imposed upon the sale or other disposal of bituminous coal produced within the United States, when sold or otherwise disposed of by the producer thereof, which would be subject to the application of the conditions and provisions of the code provided for in section 4, or of the provisions of section 4-A, an excise tax in an amount equal to 19 1/2 per centum of the sale price at the mine in the case of coal disposed of by sale at the mine, or in the case of coal disposed of otherwise than by sale at the mine, and coal sold otherwise than through an arms' length transaction, 19 1/2 per centum of the fair market value of such coal at the time of such disposal or sale. In the case of any producer who is a code member as provided in section 4 and is so certified to the Commissioner of Internal Revenue by the Commission, the sale or disposal by such producer during the continuance of his membership in the code of coal produced by him shall be exempt from the tax imposed by this subsection.

(c) The taxes imposed by this section shall be paid to the United States by the producer, and shall be payable monthly for each calendar month on or before the first business day of the second succeeding month under such regulations and in such manner as shall be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury.

(d) In the case of coal disposed of otherwise than by sale at the mine, and coal sold otherwise than through an arms' length transaction, the Commissioner of Internal Revenue shall determine the market value thereof. Such market value shall equal the current market price at the mine of coal of a comparable kind, quality, and size produced for market in the locality where the coal so disposed of is produced.

(e) The tax imposed by subsection (a) of this section shall not apply in the case of a sale of coal for the exclusive use of the United States or of any State or Territory of the United States or the District of Columbia, or any political subdivision of any of them, for use in the performance of governmental functions. Under regulations prescribed by the Commissioner of Internal Revenue with the approval of the Secretary of the Treasury, a credit against the tax imposed by subsection (a) of this section or a refund may be allowed or made to any producer of coal in the amount of such tax paid with respect to the sale of coal to any vendee, if the producer has in his possession such evidence as the regulations may prescribe that such coal was resold by any person for the exclusive use of the United States or of any State, Territory of the United States, or the District of Columbia, or any political subdivision
of any of them, for use in the performance of governmental functions.

(f) No producer shall, by reason of his acceptance of the code provided for in section 4, or of the exemption from the tax provided in subsection (b) in this section, be held to be precluded or estopped from contesting the constitutionality of any provision of this Act or of the code, or the validity or application of either to him or to any part of the coal produced by him.

BITUMINOUS COAL CODE

SEC. 4. The provisions of this section shall be promulgated by the Commission as the “Bituminous Coal Code”, and are herein referred to as the code.

Producers accepting membership in the code as provided in section 5 (a) shall be, and are herein referred to as, code members, and the provisions of such code shall apply only to such code members, except as otherwise provided by subsection (h) of part II of this section.

For the purpose of carrying out the declared policy of this Act, the code shall contain the following conditions and provisions, which are intended to regulate interstate commerce in bituminous coal and which shall be applicable only to matters and transactions in or directly affecting interstate commerce in bituminous coal:

PART I—ORGANIZATION

(a) Twenty-three district boards of code members shall be organized. Each district board shall consist of not less than three nor more than seventeen members. The number of members of the district board shall, subject to the approval of the Commission, be determined by the majority vote of the district tonnage during the calendar year 1936 represented at a meeting of the code members of the district called for the purpose of such determination and for the election of such district board; and all code members within the district shall be given notice of the time and place of the meeting. All but one of the members of the district board shall be code members or representatives of code members truly representative of all the mines of the district. The number of such producer members shall be an even number. One-half of such producer members shall be elected by the majority in number of the code members of the district represented at the aforesaid meeting. The other producer members shall be elected by votes cast in the proportion of the annual tonnage output of the code members in the district, for the calendar year preceding the date of the election: Provided, That not more than one officer or employee of any code member within a district shall be a member of the district board at the same time. The remaining member of each district board shall be selected by the organization of employees representing the preponderant number of employees in the industry of the district in question. The term of district board members shall be two years and until their successors are elected. The Commission shall have power to remove any member of any district board upon its finding, after due notice and hearing, that said member is guilty of inefficiency, willful neglect of duty, or malfeasance in office.

The district boards shall have power to adopt bylaws and rules of procedure, subject to approval of the Commission, and to appoint officers from within or without their own membership, to fix their terms and compensation, to provide for reports, and to employ such committees, employees, arbitrators, and other persons necessary to
effectuate their purposes. Members of the district board shall serve, as such, without compensation but may be reimbursed for their reasonable expenses. The territorial boundaries or limits of the twenty-three districts are set forth in the schedule entitled “Schedule of Districts” and annexed to this Act.

Whenever the Commission upon investigation instituted upon its own motion or upon petition of any code member, district board, State or political subdivision thereof, or the consumers’ counsel, after hearing finds that the territorial boundaries or limits of any district or minimum-price area are such as to make it substantially impracticable to establish minimum prices in accordance with all the standards set forth in subsections (a) and (b) of part II of this section, and that a change in such territorial boundaries or limits or a division or consolidation of such districts or minimum-price areas would render the establishment of minimum prices in accordance with all such standards more practicable, it shall by order make such changes, divisions, and consolidations as it finds will substantially aid in such establishment of minimum prices.

(b) The expense of administering the code by the respective district boards shall be borne by the code members in the respective districts, each paying his proportionate share, as assessed, computed on a tonnage basis, in accordance with regulations prescribed by such boards with the approval of the Commission. Such assessments may be collected by the district board by action in any court of competent jurisdiction.

c) Nothing contained in this Act shall constitute the members of a district board partners for any purpose. Nor shall any member of a district board or officer thereof be liable in any manner to anyone for any act of any other member, officer, agent, or employee of the district board. Nor shall any member or officer of a district board, exercising reasonable diligence in the conduct of his duties under this Act, be liable to anyone for any action or omission to act under this Act except for his own willful misfeasance or for nonfeasance involving moral turpitude.

(d) No action complying with the provisions of this section taken while this Act is in effect, or within sixty days thereafter, by any code member or by any district board, or officer thereof, shall be construed to be within the prohibitions of the antitrust laws of the United States.

PART II—MARKETING

The Commission shall have power to prescribe for code members minimum and maximum prices, and marketing rules and regulations, as follows:

(a) All code members shall report all spot orders to such statistical bureau hereinafter provided for as may be designated by the Commission and shall file with it copies of all contracts for the sale of coal, copies of all invoices, copies of all credit memoranda, and such other information concerning the preparation, cost, sale, and distribution of coal as the Commission may authorize or require. All such records shall be held by the statistical bureau as the confidential records of the code member filing such information.

For each district there shall be established by the Commission a statistical bureau which shall be operated and maintained as an agency of the Commission. Each statistical bureau shall be under the direction of a manager, who shall be appointed by the Commission. No producer, employee, or representative of a producer, and, except as the Commission may specifically approve, no member of a
Minimum prices proposed.

Each district board shall, from time to time on its own motion or when directed by the Commission, propose minimum prices free on board transportation facilities at the mines for kinds, qualities, and sizes of coal produced in said district, and classification of coal and price variations as to mines, consuming market areas, values as to uses and seasonal demand. Said prices shall be proposed so as to yield a return per net ton for each district in a minimum price area, as such districts are identified and such area is defined in the subjoined table designated “minimum-price-area table”, equal as nearly as may be to the weighted average of the total costs, per net ton, determined as hereinafter provided, of the tonnage of such minimum price area. The computation of the total costs shall include the cost of labor, supplies, power, taxes, insurance, workmen's compensation, royalties, depreciation and depletion (as determined by the Bureau of Internal Revenue in the computation of the Federal income tax) and all other direct expenses of production, coal operators' association dues, district board assessments for Board operating expenses only levied under the code, and reasonable costs of selling and the cost of administration.

Computation of total costs.

Factors in determining minimum prices.

The minimum prices so proposed shall reflect, as nearly as possible, the relative market value of the various kinds, qualities, and sizes of coal, shall be just and equitable as between producers within the district, and shall have due regard to the interests of the consuming public. The procedure for proposal of minimum prices shall be in accordance with rules and regulations to be approved by the Commission.

Submission of schedule of proposed prices to Commission.

A schedule of such proposed minimum prices, together with the data upon which they are computed, including, but without limitation, the factors considered in determining the price relationship, shall be submitted by the district board to the Commission, which may approve, disapprove, or modify such proposed minimum prices to conform to the requirements of this subsection, which shall serve as the basis for the coordination provided for in the succeeding subsection (b): Provided, That all minimum prices proposed for any kind, quality, or size of coal for shipment into any consuming market area shall be just and equitable as between producers within the dis-
strict: And provided further, That no minimum price shall be proposed that permits dumping.

As soon as possible after its creation, each district board shall determine, from cost data submitted by the proper statistical bureau of the Commission, the weighted average of the total costs of the ascertainable tonnage produced in the district in the calendar year 1936. The district board shall adjust the average costs so determined, as may be necessary to give effect to any changes in wage rates, hours of employment, or other factors substantially affecting costs, exclusive of seasonal changes, so as to reflect as accurately as possible any change or changes which may have been established since January 1, 1936. Such determination and the computations upon which it is based shall be promptly submitted to the Commission by each district board in the respective minimum-price area. The Commission shall thereupon determine the weighted average of the total costs of the tonnage for each minimum-price area in the calendar year 1936, adjusted as aforesaid, and transmit it to all the district boards within such minimum-price area. Said weighted average of the total costs shall be taken as the basis, to be effective until changed by the Commission, for the proposal and establishment of minimum prices. Thereafter, upon satisfactory proof made at any time by any district board of a change in excess of 2 cents per net ton of two thousand pounds in the weighted average of the total costs in the minimum-price area, exclusive of seasonal changes, the Commission shall increase or decrease the minimum prices accordingly. The weighted average figures of total cost determined as aforesaid shall be available to the public.

Each district board shall, on its own motion or when directed by the Commission, propose reasonable rules and regulations incidental to the sale and distribution, by code members within the district, of coal. Such rules and regulations shall not be inconsistent with the requirements of this section and shall conform to the standards of fair competition hereinafter established. Such rules and regulations shall be submitted by the district board to the Commission with a statement of the reasons therefor, and the Commission may approve, disapprove, or modify the same, for the purpose of coordination.

(b) District boards shall, under rules and regulations established by the Commission, coordinate in common consuming market areas upon a fair competitive basis the minimum prices and the rules and regulations proposed by them, respectively, under subsection (a) hereof. Such coordination, among other factors, but without limitation, shall take into account the various kinds, qualities, and sizes of coal, and transportation charges upon coal. All minimum prices proposed for any kind, quality, or size of coal for shipment into any common consuming market area shall be just and equitable, and not unduly prejudicial or preferential, as between and among districts, shall reflect, as nearly as possible, the relative market values, at points of delivery in each common consuming market area, of the various kinds, qualities, and sizes of coal produced in the various districts, taking into account values as to uses, seasonal demand, transportation methods and charges and their effect upon a reasonable opportunity to compete on a fair basis, and the competitive relationships between coal and other forms of fuel and energy; and shall preserve as nearly as may be existing fair competitive opportunities. The minimum prices proposed as a result of such coordination shall not, as to any district, reduce or increase the return per net ton upon all the coal produced therein below or above the minimum return as provided in subsection (a) of this section by an amount greater than necessary to accomplish

Antidumping provision.

Determination of costs of tonnage produced in 1936 by district boards.

Determination of weighted average of total costs.

Submission of determination to Commission.

Availability of figures.

Rules respecting sale and distribution.

Action by Commission.

Coordination of minimum prices and rules in market areas.

Requirements of minimum prices.

Effect of coordinated minimum prices.
such coordination, to the end that the return per net ton upon the entire tonnage of the minimum price area shall approximate the weighted average of the total cost per net ton of the tonnage of such minimum price area. Such coordinated prices and rules and regulations, together with the data upon which they are predicated, shall be submitted to the Commission. The Commission shall thereupon establish, and from time to time, upon complaint or upon its own motion, review and revise the effective minimum prices and rules and regulations in accordance with the standards set forth in subsections (a) and (b) of part II of this section.

(c) When, in the public interest, the Commission deems it necessary to establish maximum prices for coal in order to protect the consumer of coal against unreasonably high prices thereof, the Commission shall have the power to establish maximum prices free on board transportation facilities for coal in any district. Such maximum prices shall be established at a uniform increase above the minimum prices in effect within the district at the time, so that in the aggregate the maximum prices shall yield a reasonable return above the weighted average total cost of the district: Provided, That no maximum price shall be established for any mine which shall not yield a fair return on the fair value of the property.

(d) If any code member or district board or member thereof, or any State or political subdivision of a State, or the consumers' counsel, shall be dissatisfied with such coordination of prices or rules and regulations, or by a failure to establish such coordination of prices or rules and regulations, or by any minimum or maximum prices established pursuant to subsections (b) or (c) of part II of this section, he or it shall have the right, by petition, to make complaint to the Commission, and the Commission shall, under rules and regulations established by it, and after notice and hearing, make such order as may be required to effectuate the purpose of subsections (b) and (c) of part II of this section. Pending final disposition of such petition, and upon reasonable showing of necessity therefor, the Commission may make such preliminary or temporary order as in its judgment may be appropriate, and not inconsistent with the provisions of this Act.

(e) No coal subject to the provisions of this section shall be sold or delivered or offered for sale at a price below the minimum or above the maximum therefor established by the Commission, and the sale or delivery or offer for sale of coal at a price below such minimum or above such maximum shall constitute a violation of the code: Provided, That the provisions of this paragraph shall not apply to a lawful and bona fide written contract entered into prior to June 16, 1933.

The making of a contract for the sale of coal at a price below the minimum or above the maximum therefor established by the Commission at the time of the making of the contract shall constitute a violation of the code, and such contract shall be invalid and unenforceable.

From and after the date of approval of this Act, until prices shall have been established pursuant to subsections (a) and (b) of part II of this section, no contract for the sale of coal shall be made providing for delivery for a period longer than thirty days from the date of the contract.

No contract shall be made for the sale of coal for delivery after the expiration date of this Act at a price below the minimum or above the maximum therefor established by the Commission and in effect at the time of making the contract.
The minimum prices established in accordance with the provisions of this section shall not apply to coal sold and shipped outside the domestic market. The domestic market shall include all points within the continental United States and Canada, and car-ferry shipments to the island of Cuba. Bunker coal delivered to steamships for consumption thereon shall be regarded as shipped within the domestic market. Maximum prices established in accordance with the provisions of this section shall not apply to coal sold and shipped outside the continental United States.

(f) All data, reports, and other information in the possession of any agency of the United States in relation to coal shall be available to the Commission and to the office of the consumers’ counsel for the administration of this Act.

(g) The price provisions of this Act shall not be evaded or violated by or through the use of docks or other storage facilities or transportation facilities, or by or through the use of subsidiaries, affiliated sales or transportation companies or other intermediaries or instrumentalities, or by or through the absorption, directly or indirectly, of any transportation or incidental charge of whatsoever kind or character, or any part thereof. The Commission is hereby authorized, after investigation and hearing, and upon notice to the interested parties, to make and issue rules and regulations to make this subsection effective.

(h) The Commission shall, by order, prescribe due and reasonable maximum discounts or price allowances that may be made by code members to persons (whether or not code members), herein referred to as “distributors”, who purchase coal for resale and resell it in not less than cargo or railroad carload lots; and shall require the maintenance and observance by such persons, in the resale of such coal, of the prices and marketing rules and regulations established under this section.

UNFAIR METHODS OF COMPETITION

(i) The following practices with respect to coal shall be unfair methods of competition and shall constitute violations of the code:

1. The consignment of unordered coal, or the forwarding of coal which has not actually been sold, consigned to the producer or his agent: Provided, however, That coal which has not actually been sold may be forwarded, consigned to the producer or his agent at rail or track yards, tidewater ports, river ports, or lake ports, or docks beyond such ports, when for application to any of the following classes: Bunker coal, coal applicable against existing contracts, coal for storage (other than in railroad cars) by the producer or his agent in rail or track yards or on docks, wharves, or other yards for resale by the producer or his agent.

2. The adjustment of claims with purchasers of coal in such manner as to grant secret allowances, secret rebates, or secret concessions, or other price discrimination.

3. The prepayment of freight charges with intent to or having the effect of granting a discriminatory credit allowance.

4. The granting in any form of adjustments, allowances, discounts, credits, or refunds to purchasers or sellers of coal, for the purposes or with the effect of altering retroactively a price previously agreed upon, in such manner as to create price discrimination.

5. The predating or postdating of any invoice or contract for the purchase or sale of coal, except to conform to a bona-fide agreement for the purchase or sale entered into on the predate.
6. The payment or allowance in any form or by any device of rebates, refunds, credits, or unearned discounts, or the extension to certain purchasers of services or privileges not extended to all purchasers under like terms and conditions, or under similar circumstances.

7. The attempt to purchase business, or to obtain information concerning a competitor's business by concession, gifts, or bribes.

8. The intentional misrepresentation of any analysis or of analyses, or of sizes, or the intentional making, causing, or permitting to be made, or publishing, of any false, untrue, misleading, or deceptive statement by way of advertising, invoicing, or otherwise concerning the size, quality, character, nature, preparation, or origin of any coal bought, sold, or consigned.

9. The unauthorized use, whether in written or oral form, of trademarks, trade names, slogans, or advertising matter already adopted by a competitor, or any deceptive approximation thereof.

10. Inducing or attempting to induce, by any means or device whatsoever, a breach of contract between a competitor and his customer during the term of such contract.

11. Splitting or dividing commissions, brokers' fees, or brokerage discounts, or otherwise in any manner directly or indirectly using brokerage commissions or jobbers' arrangements or sales agencies for making discounts, allowances, or rebates, or prices other than those determined under this Act, to any industrial consumer or to any retailers, or to others, whether of a like or different class.

12. Selling to, or through, any broker, jobber, commission account, or sales agency, which is in fact or in effect an agency or an instrumentality of a retailer or an industrial consumer or of an organization of retailers or industrial consumers, whereby they are any of them secure either directly or indirectly a discount, dividend, allowance, or rebates, or a price other than that determined in the manner prescribed by this Act.

13. Employing any person or appointing any sales agent, at a compensation obviously disproportionate to the ordinary value of the service or services rendered, and whose employment or appointment is made with the primary intention and purpose of securing preferment with a purchaser or purchasers of coal.

It shall not be an unfair method of competition or a violation of the code or any requirement of this Act (1) to sell to or through any bona-fide and legitimate farmers' cooperative organization duly organized under the laws of any State, Territory, the District of Columbia, or the United States whether or not such organization grants rebates, discounts, patronage dividends, or other similar benefits to its members; (2) to sell through any intervening agency to any such cooperative organization; or (3) to pay or allow to any such cooperative organization or to any such intervening agency any discount, commission, rebate, or dividend ordinarily paid or allowed, or permitted by the code to be paid or allowed, to other purchasers for purchases in wholesale or middleman quantities.

(j) The Commission shall have jurisdiction to hear and determine written complaints made by any code member, district board, or member thereof, State or political subdivision of a State, or the consumers' counsel, which charge any violation of the code specified in part II of this section. It shall make and publish rules and regulations for the consideration and hearing of any such complaint, and all interested parties shall be required to conform thereto. The Commission shall make due effort toward adjustment of such complaints and shall endeavor to compose the differences of the parties, and

1So in original.
shall make such order or orders in the premises, from time to time, as the facts and the circumstances warrant. Any such order shall be subject to review as are other orders of the Commission.

(k) In the investigation of any complaint or violation of the code, or of any rule or regulation the observance of which is required under the terms thereof, the Commission shall have power by order to require such reports from, and shall be given access to inspect the books and records of, code members to the extent deemed necessary for the purpose of determining the complaint. Any such order shall be subject to review as are other orders of the Commission.

(l) The provisions of this section shall not apply to coal consumed by the producer or to coal transported by the producer to himself for consumption by him.

SEC. 4-A. Whenever the Commission upon investigation instituted upon its own motion or upon petition of any code member, district board, State or political subdivision thereof, or the consumers' counsel, after hearing finds that transactions in coal in intrastate commerce by any person or in any locality cause any undue or unreasonable advantage, preference, or prejudice as between persons and localities in such commerce on the one hand and interstate commerce in coal on the other hand, or any undue, unreasonable, or unjust discrimination against interstate commerce in coal, or in any manner directly affect interstate commerce in coal, the Commission shall by order so declare and thereafter coal sold, delivered or offered for sale in such intrastate commerce shall be subject to the provisions of section 4.

Any producer believing that any commerce in coal is not subject to the provisions of section 4 or to the provisions of the first paragraph of this section may file with the Commission an application, verified by oath or affirmation for exemption, setting forth the facts upon which such claim is based. The filing of such application in good faith shall exempt the applicant, beginning with the third day following the filing of the application, from any obligation, duty or liability imposed by section 4 with respect to the commerce covered by the application until such time as the Commission shall act upon the application. If the Commission has reason to believe that such exemption during the period prior to action upon the application is likely to permit evasion of the Act with respect to commerce in coal properly subject to the provisions of section 4 or of the first paragraph of this section, it may suspend the exemption for a period not to exceed ten days. Within a reasonable time after the receipt of any application for exemption the Commission shall enter an order granting, or, after notice and opportunity for hearing, denying or otherwise disposing of such application. As a condition to the entry of and as a part of any order granting such application, the Commission may require the applicant to apply periodically for renewals of such order and to file such periodic reports as the Commission may find necessary or appropriate to enable it to determine whether the conditions supporting the exemption continue to exist. Any applicant aggrieved by an order denying or otherwise disposing of an application for exemption by the Commission may obtain a review of such order in the manner provided in subsection (b) of section 6.

ORGANIZATION OF THE CODE

SEC. 5 (a) Upon the appointment of the Commission it shall at once promulgate said code and assist in the organization of the district boards as provided for in section 4, and shall prepare and
supply to all coal producers forms of acceptance for membership therein. Such forms of acceptances, when executed, shall be acknowledged before any official authorized to take acknowledgments.

(b) The membership of any such coal producer in such code and his right to an exemption from the taxes imposed by section 3 (b) of this Act, may be revoked by the Commission upon written complaint by any code member or district board, or any State or political subdivision of a State, or the consumers' counsel, after a hearing, with thirty days' written notice to the member, upon proof that such member has willfully violated any provision of the code or any regulation made thereunder; and in such a hearing any code member or district board, or any State or political subdivision of a State, or the consumers' counsel, or any consumer or employee, and the Commissioner of Internal Revenue, shall be entitled to present evidence and be heard: Provided, That the Commission, in its discretion, may in such case make an order directing the code member to cease and desist from violations of the code and regulations made thereunder and upon failure of the code member to comply with such order the Commission may apply to a circuit court of appeals to enforce such order in accordance with the provisions of subsection (c) of section 6 or may reopen the case upon ten days' notice to the code member affected and proceed in the hearing thereof as above provided.

The Commission shall keep a record of the evidence heard by it in any proceeding to cancel or revoke the membership of any code member and its findings of fact, if supported by substantial evidence, shall be conclusive upon any proceeding to review the action and order of the Commission in any court of the United States.

In making an order revoking membership in the code as in this subsection provided, the Commission shall specifically find (1) the day or days on which the violations occurred; (2) the quantity of coal sold or otherwise disposed of in violation of the code or regulations thereunder; (3) the sales price at the mine or the market value at the mine if disposed of otherwise than by sale at the mine, or if sold otherwise than through an arms' length transaction, of the coal sold or otherwise disposed of by such code member in violation of the code or regulations thereunder; (4) the minimum price established by the Commission for such coal and in effect at the time of such sale or other disposal; (5) the amount of tax required to be paid by the code member as a condition to reinstatement to membership in the code as in subsection (c) hereof provided.

(c) Any producer whose membership in the code and whose right to an exemption from the tax imposed by section 3 (b) of this Act shall have been revoked and canceled may apply to the Commission and shall have the right to have his membership in the code restored upon payment by him to the United States of double the amount of the tax provided in section 3 (b) upon the sales price at the mine, or the market value at the mine if disposed of otherwise than by sale at the mine, or if sold otherwise than through an arms' length transaction, of the coal sold or disposed of by the code member in violation of the code or regulations thereunder, (but in no case shall such sales price or market value be taken to be less than the minimum price established by the Commission for such coal and in effect at the time of such sale or other disposal), as found by the Commission under subsection (b) hereof. The Commission shall thereupon certify to the Commissioner of Internal Revenue and to the collector of internal revenue for the internal revenue collection district in which the producer resides the amount of the required payment as found under clause (5) of subsection (b), and upon payment of such amount
to the Commissioner or the collector such officer shall notify the Commission thereof.

(d) Any code member who shall be injured in his business or property by any other code member by reason of the doing of any act which is forbidden or the failure to do any act which is required by this Act or by the code or any regulation made thereunder, may sue therefor in any court of competent jurisdiction where the defendant resides, or is found or has an agent or a place of business, without respect to the amount in controversy, and shall recover threefold damages by him sustained, and the cost of suit, including a reasonable attorney's fee.

Sec. 6. (a) All rules, regulations, determinations, and promulgations of any district board shall be subject to review by the Commission upon appeal by any producer and upon just cause shown shall be amenable to the order of the Commission; and appeal to the Commission shall be a matter of right in all cases to every producer and to all parties in interest, including any State or any political subdivision thereof. In the event that a district board shall fail, for any reason, to take action authorized or required by this Act, then the Commission may take such action in lieu of the district board. The Commission may also provide rules for the determination of controversies arising under this Act by voluntary submission thereof to arbitration, which determination shall be final and conclusive.

(b) Any person aggrieved by an order issued by the Commission in a proceeding to which such person is a party may obtain a review of such order in the Circuit Court of Appeals of the United States, within any circuit wherein such person resides or has his principal place of business, or in the United States Court of Appeals for the District of Columbia, by filing in such court, within sixty days after the entry of such order, a written petition praying that the order of the Commission be modified or set aside in whole or in part. A copy of such petition shall be forthwith served upon any member of the Commission and thereupon the Commission shall certify and file in the court a transcript of the record upon which the order complained of was entered. Upon the filing of such transcript such court shall have exclusive jurisdiction to affirm, modify, and enforce or set aside such order, in whole or in part. No objection to the order of the Commission shall be considered by the court unless such objection shall have been urged below. The finding of the Commission as to the facts, if supported by substantial evidence, shall be conclusive. If either party shall apply to the court for leave to adduce additional evidence, and shall show to the satisfaction of the court that such additional evidence is material and that there were reasonable grounds for failure to adduce such evidence in the hearing before the Commission, the court may order such additional evidence to be taken before the Commission and to be adduced upon the hearing in such manner and upon such terms and conditions as to the court may seem proper. The Commission may modify its findings as to the facts, by reason of the additional evidence so taken, and it shall file such modified or new findings, which, if supported by substantial evidence, shall be conclusive, and its recommendation, if any, for the modification or setting aside of the original order. The judgment and decree of the court, affirming, modifying, and enforcing or setting aside, in whole or in part, any such order of the Commission shall be final, subject to review by the Supreme Court of the United States upon certiorari or certification as provided in sections 230 and 240 of the Judicial Code, as amended (U. S. C., title 28, secs. 349 and 347).
The commencement of proceedings under this subsection shall not, unless specifically ordered by the court, operate as a stay of the Commission's order.

(c) If any code member fails or neglects to obey any order of the Commission while the same is in effect, the Commission in its discretion may apply to the Circuit Court of Appeals of the United States within any circuit where such code member resides or carries on business, for the enforcement of its order, and shall certify and file with its application a transcript of the entire record in the proceeding, including all the testimony taken and the report and order of the Commission. Upon such filing of the application and transcript the court shall cause notice thereof to be served upon such code member and thereupon shall have jurisdiction of the proceeding and of the question determined therein, and shall have power to make and enter upon the pleadings, testimony, and proceedings set forth in such transcript a decree affirming, modifying, or setting aside the order of the Commission. The findings of the Commission as to facts, if supported by substantial evidence, shall be conclusive. If either party shall apply to the court for leave to adduce additional evidence, and shall show to the satisfaction of the court that such additional evidence is material and that there were reasonable grounds for the failure to adduce such evidence in the proceeding before the Commission, the court may order such additional evidence to be taken before the Commission and to be adduced upon the hearing in such manner and upon such terms and conditions as to the court may seem proper.

The Commission may modify its findings as to the facts or make new findings, by reason of the additional evidence so taken, and it shall file such modified or new findings, which if supported by substantial evidence shall be conclusive, and its recommendation, if any, for the modification or setting aside of its original order, with the return of such additional evidence. The judgment and decree of the court shall be final, except that the same shall be subject to review by the Supreme Court upon certiorari or certification as provided in sections 239 and 240 of the Judicial Code, as amended (U. S. C., title 28, secs. 346 and 347).

(d) The jurisdiction of the Circuit Court of Appeals of the United States or the United States Court of Appeals for the District of Columbia, as the case may be, to enforce, set aside, or modify orders of the Commission shall be exclusive.

Sec. 7. All provisions of law, including penalties and refunds, applicable in respect of the taxes imposed by Title IV of the Revenue Act of 1932, as amended, shall, insofar as applicable and not inconsistent with the provisions of this Act, be applicable with respect to taxes imposed under this Act.

Sec. 8. (a) The members of the Commission are authorized to administer oaths to witnesses appearing before the Commission and to authorize the taking of depositions in any proceedings; and, for the purpose of conducting its investigations, said Commission shall have full power to issue subpoenas and subpoenas duces tecum, which shall be as nearly as may be in the form of subpoenas issued by district courts of the United States. In case of contumacy by or refusal to obey a subpoena issued to any person, the Commission may invoke the aid of any court of the United States within the jurisdiction of which such investigation or proceeding is carried on, or where such person resides or carries on business, in requiring the attendance and testimony of witnesses and the production of books, papers, correspondence, memoranda, and other records. Upon the filing of the
application for such aid with the clerk of the court the court shall, 
either in term time or vacation, forthwith enter an order of record, 
requiring such person to appear before such court at a time stated 
in the order not more than ten days from the entry of the order 
(unless for good cause shown such time is extended), and show 
cause why he should not be required to obey such subpena, and upon 
his failure to show cause it shall be the duty of the court to order 
such witness to appear before the said Commission and give such 
testimony or produce such evidence as may be lawfully required by 
said Commission. The district court, either in term time or vaca-
tion, shall have full power to punish for contempt as in other cases 
of refusal to obey the process and order of such court. Witnesses 
summoned before the Commission or when depositions are taken 
on order of the Commission, shall be paid the same fees and mile-
age as are paid witnesses in the courts of the United States, and 
officers taking such depositions shall be paid the same fees as are 
paid for like services in courts of the United States.

(b) No person shall be excused from attending and testifying or 
from producing books, papers, contracts, agreements, and other 
records and documents before the Commission, or in obedience to 
the subpena of the Commission or any member thereof or any officer 
designated by it, or in any cause or proceeding instituted by the 
Commission, on the ground that the testimony or evidence, docu-
mentary or otherwise, required of him may tend to incriminate him 
or subject him to a penalty or forfeiture; but no individual shall be 
prosecuted or subject to any penalty or forfeiture for or on account 
of any transaction, matter, or thing concerning which he is com-
pelled, after having claimed his privilege against self-incrimination, 
to testify or produce evidence, documentary or otherwise, except that 
such individual so testifying shall not be exempt from prosecution 
and punishment for perjury committed in so testifying.

Sec. 9. (a) It is hereby declared to be the public policy of the 
United States that—

(1) Employees of producers of coal shall have the right to organ-
ize and to bargain collectively with respect to their hours of labor, 
wages, and working conditions through representatives of their own 
choosing, without restraint, coercion, or interference on the part of 
the producers.

(2) No producer shall interfere with, restrain, or coerce employees 
in the exercise of their said rights, nor discharge or discriminate 
against any employee for the exercise of such rights.

(3) No employee of any producer and no one seeking employment 
with him or it shall be required as a condition of employment to 
join any association of employees for collective bargaining in the 
management of which the producer has any share of direction or 
control.

(b) No coal (except coal with respect to which no bid is required 
by law prior to purchase thereof) shall be purchased by the United 
States, or by any department or agency thereof, produced at any 
mine where the producer failed at the time of the production of such 
coal to accord to his or its employees the rights set forth in subsection 
(a) of this section.

(c) On the complaint of any employee of a producer of coal, or 
other interested party, the Commission may hold a hearing to deter-
mine whether any producer supplying coal for the use of the United 
States or any agency thereof, is complying with the provisions of 
subsection (a) of this section. If the Commission shall find that such 
producer is not complying with such provisions, it shall certify its
Termination of contract.

Designated Acts not affected.

Information considered confidential.

Penalty for violation.

Failure to file report; penalty.

Recovery of fine by civil suit.

Duties of district attorneys.

State laws.

Combination creating marketing agency for disposal of competitive coals in interstate commerce.

Cooperative marketing provisions.

findings to the department or agency concerned. Such department or agency shall thereupon declare the contract for the supply of the coal of such producer to be canceled and terminated.

(d) Nothing contained in this Act or section shall be construed to repeal or modify the provisions of the Act of March 22, 1932 (ch. 90, 47 Stat. 70), or of the Act of July 5, 1935 (ch. 372, 49 Stat. 449), known as the National Labor Relations Act, or of any other Act of Congress regarding labor relations or rights of employees to organize or bargain collectively, or of the Act of June 30, 1936 (ch. 881, 49 Stat. 2036).

Sec. 10. (a) The Commission may require reports from producers and may use such other sources of information available as it deems advisable, and may require producers to maintain a uniform system of accounting of costs, wages, operations, sales, profits, losses, and such other matters as may be required in the administration of this Act. No information obtained from a producer disclosing costs of production or sales realization shall be made public without the consent of the producer from whom the same shall have been obtained, except where such disclosure is made in evidence in any hearing before the Commission or any court and except that such information may be compiled in composite form in such manner as shall not be injurious to the interests of any producer and, as so compiled, may be published by the Commission.

(b) Any officer or employee of the Commission or of any district board who shall, in violation of the provisions of subsection (a), make public any information obtained by the Commission or the district board, without its authority, unless directed by a court, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine not exceeding $500, or by imprisonment not exceeding six months, or by both fine and imprisonment, in the discretion of the court.

(c) If any producer required by this Act or the code or regulation made thereunder to file a report shall fail to do so within the time fixed for filing the same, and such failure shall continue for fifteen days after notice of such default, the producer shall forfeit to the United States the sum of $50 for each and every day of the continuance of such failure, which forfeiture shall be payable into the Treasury of the United States, and shall be recoverable in a civil suit in the name of the United States, brought in the district where the producer has his principal office or in any district in which he shall do business. It shall be the duty of the various district attorneys, under the direction of the Attorney General of the United States, to prosecute for the recovery of forfeiture.

Sec. 11. State laws regulating the mining of coal not inconsistent herewith are not affected by this Act.

Sec. 12. Any combination between producers creating a marketing agency for the disposal of competitive coals in interstate commerce or in intrastate commerce directly affecting interstate commerce in coal at prices to be determined by such agency, or by the agreement of the producers operating through such agency, shall, after promulgation of the code provided for in section 4, be unlawful as a restraint of interstate trade and commerce within the provisions of the Act of Congress of July 2, 1890, known as the Sherman Act, and Acts amendatory and supplemental thereto, unless such producers have accepted the code provided for in section 4 and shall comply with its provisions.

Subject to the approval of the Commission, a marketing agency may, as to its members, or such marketing agencies may, as between
and among themselves, provide for the cooperative marketing of their coal, at prices not below the effective minimum prices nor above the effective maximum prices prescribed in accordance with section 4:

Provided, That no such approval shall be granted by the Commission unless it shall find that the agreement under which such agency or agencies propose to function (1) will not unreasonably restrict the supply of coal in interstate commerce, (2) will not prevent the public from receiving coal at fair and reasonable prices, (3) will not operate against the public interest, and (4) that each such agency and its members have agreed to observe the effective marketing regulations and minimum and maximum prices from time to time established by the Commission and otherwise to conduct the business and operations of the agency in conformity with reasonable regulations for the protection of the public interest, to be prescribed by the Commission.

The Commission may, by order, upon complaint of any code member, district board, or member thereof, any State or political subdivision thereof, the consumers' counsel or any other interested person, or on its own motion, suspend or revoke its prior approval of any such marketing agency agreement upon finding that the regulations and orders of the Commission or the requirements of this section have been violated. Unless and until the approval of the Commission is suspended or revoked, neither the agreement creating such marketing agency nor any agreement between such agencies, which has been approved by the Commission, nor any act done in pursuance thereof, by such agency or agencies, or the members thereof, and not in violation of the terms of the Commission's approval, shall be construed to be within the prohibitions of the antitrust laws of the United States.

Sec. 13. If any provision of this Act or the code provided herein, or any section, subsection, paragraph, or proviso, or the application thereof to any person or circumstances, is held invalid, the remainder of this Act or code, and the application thereof to other persons or circumstances, shall not be affected thereby; and if either or any of the provisions of this Act or code relating to prices or unfair methods of competition shall be found to be invalid, they shall be held separable from other provisions not in themselves found to be invalid.

OTHER DUTIES OF THE COMMISSION

Sec. 14. (a) The Commission shall study and investigate the matter of increasing the uses of coal and the problems of its importation and exportation; and shall further investigate—

(1) The economic operations of mines with the view to the conservation of the national coal resources.

(2) The safe operation of mines for the purpose of minimizing working hazards, and for such purpose shall be authorized to utilize the services of the Bureau of Mines.

(3) The problem of marketing to lower distributing costs for the benefit of consumers.

(4) The Commission shall, as soon as reasonably possible after its appointment, investigate the necessity for the control of production of coal and methods of such control, including allotment of output to districts and producers within such districts and shall hold hearings thereon.

(b) The Commission shall annually report the results of its investigations under this section, together with its recommendations, to the Secretary of the Interior for transmission by him to Congress.
Sec. 15. Upon substantial complaint that coal prices are excessive, and oppressive of consumers, or that any district board, or producers' marketing agency, is operating against the public interest, or in violation of this Act, the Commission may hear such complaint, and its findings shall be made public; and the Commission shall make proper orders within the purview of this Act so as to correct such abuses. The Commission may institute proceedings under this section, and complaints may be made by any State or political subdivision of a State or by the consumers' counsel.

Sec. 16. To safeguard the interests of those concerned in the mining, transportation, selling, and consumption of coal, the Commission or the office of consumers' counsel is hereby vested with authority to make complaint to the Interstate Commerce Commission with respect to rates, charges, tariffs, and practices relating to the transportation of coal, and to prosecute the same. Before proceeding to hear and dispose of any complaint filed by another than the Commission, involving the transportation of coal, the Interstate Commerce Commission shall cause the Commission and the office of consumers' counsel to be notified of the proceeding and, upon application to the Interstate Commerce Commission, shall permit the Commission and consumers' counsel to appear and be heard. The Interstate Commerce Commission is authorized to avail itself of the cooperation, services, records, and facilities of the Commission.

Sec. 17. As used in this Act—

(a) The term "coal" means bituminous coal.

(b) The term "bituminous coal" includes all bituminous, semibituminous, and subbituminous coal and shall exclude lignite, which is defined as a lignitic coal having calorific value in British thermal units of less than seven thousand six hundred per pound and having a natural moisture content in place in the mine of 30 per centum or more.

(c) The term "producer" includes all individuals, firms, associations, corporations, trustees, and receivers engaged in the business of mining coal.

(d) The term "interstate commerce" means commerce among the several States and Territories, with foreign nations, and with the District of Columbia.

(e) The term "United States" when used in a geographical sense includes only the States, the Territories of Alaska and Hawaii, and the District of Columbia.

Sec. 18. Section 3 of this Act shall become effective on the first day of the second calendar month after the enactment of this Act, unless the Commission shall not at that time have promulgated the code and forms of acceptance for membership therein, in which event section 3 of this Act shall become effective from and after the date when the Commission shall have promulgated the code and such forms of acceptance, which date shall be promulgated by Executive order of the President of the United States. All other sections, except section 20 (a), of this Act shall become effective on the day of the approval of this Act.

Sec. 19. This Act shall cease to be in effect (except as provided in section 13 of the Revised Statutes) and any agencies or offices established thereunder shall cease to exist on and after four years from the date of the approval of this Act.

Sec. 20. (a) The Bituminous Coal Conservation Act of 1935 is hereby repealed, but such repeal shall not be effective until the consumers' counsel and a majority of the members of the Commission have been appointed.
(b) There is hereby authorized to be appropriated from time to time such sums as may be necessary for the administration of this Act. All sums heretofore or hereafter appropriated or made available to the National Bituminous Coal Commission and to the consumers' counsel of the National Bituminous Coal Commission established under the Bituminous Coal Conservation Act of 1935 are hereby transferred and made available for the uses and during the periods for which appropriated, in the administration of this Act by the National Bituminous Coal Commission and the office of the consumers' counsel herein created.

(c) The records, property, and equipment of the National Bituminous Coal Commission and the consumers' counsel, respectively, established under the Bituminous Coal Conservation Act of 1935 are hereby transferred to the Commission and the consumers' counsel, respectively, established under this Act.

Sec. 21. This Act may be cited as the Bituminous Coal Act of 1937.

ANNEX TO ACT—SCHEDULE OF DISTRICTS

EASTERN PENNSYLVANIA

District 1. The following counties in Pennsylvania: Bedford, Blair, Bradford, Cambria, Cameron, Centre, Clarion, Clearfield, Clinton, Elk, Forest, Fulton, Huntingdon, Jefferson, Lycoming, McKean, Mifflin, Potter, Somerset, Tioga.

Armstrong County, including mines served by the P. & S. R. R. on the west bank of the Allegheny River, and north of the Conemaugh division of the Pennsylvania Railroad.

Fayette County, all mines on and east of the line of Indian Creek Valley branch of the Baltimore and Ohio Railroad.

Indiana County, north of but excluding the Saltsburg branch of the Pennsylvania Railroad between Edri and Blairsville, both exclusive.

Westmoreland County, including all mines served by the Pennsylvania Railroad, Torrance, and east.

All coal-producing counties in the State of Maryland.

The following counties in West Virginia: Grant, Mineral, and Tucker.

WESTERN PENNSYLVANIA

District 2. The following counties in Pennsylvania: Allegheny, Beaver, Butler, Greene, Lawrence, Mercer, Venango, Washington.

Armstrong County, west of the Allegheny River and exclusive of mines served by the P. & S. R. R.

Indiana County, including all mines served on the Saltsburg branch of the Pennsylvania Railroad north of Conemaugh River.

Fayette County, except all mines on and east of the line of Indian Creek Valley branch of the Baltimore and Ohio Railroad.

Westmoreland County, including all mines except those served by the Pennsylvania Railroad from Torrance, east.

NORTHERN WEST VIRGINIA

District 3. The following counties in West Virginia: Barbour, Braxton, Calhoun, Doddridge, Gilmer, Harrison, Jackson, Lewis, Marion, Monongalia, Pleasants, Preston, Randolph, Ritchie, Roane, Taylor, Tyler, Upshur, Webster, Wetzel, Wirt, Wood.

That part of Nicholas County including mines served by the Baltimore and Ohio Railroad and north.
Ohio.
District 4. All coal-producing counties in Ohio.

Michigan.
District 5. All coal-producing counties in Michigan.

Panhandle.
District 6. The following counties in West Virginia: Brooke, Hancock, Marshall, and Ohio.

Southern Numbered 1

District 7. The following counties in West Virginia: Greenbrier, Mercer, Monroe, Pocahontas, Summers.

Fayette County, east of Gauley River and including the Gauley River branch of the Chesapeake and Ohio Railroad and mines served by the Virginian Railway.

McDowell County, that portion served by the Dry Fork branch of the Norfolk and Western Railroad and east thereof.

Raleigh County, excluding all mines on the Coal River branch of the Chesapeake and Ohio Railroad.

Wyoming County, that portion served by the Gilbert Branch of the Virginian Railway lying east of the mouth of Skin Fork of Guyandot River and that portion served by the main line and the Glen Rogers branch of the Virginian Railway.

The following counties in Virginia: Montgomery, Pulaski, Wythe, Giles, Craig.

Tazewell County, that portion served by the Dry Fork branch to Cedar Bluff and from Bluestone Junction to Boissevain branch of the Norfolk and Western Railroad and Richlands-Jewell Ridge branch of the Norfolk and Western Railroad.

Buchanan County, that portion served by the Richlands-Jewell Ridge branch of the Norfolk and Western Railroad and that portion of said county on the headwaters of Dismal Creek, east of Lynn Camp Creek (a tributary of Dismal Creek).

Southern Numbered 2

District 8. The following counties in West Virginia: Boone, Clay, Kanawha, Lincoln, Logan, Mason, Mingo, Putnam, Wayne, Cabell.

Fayette County, west of, but not including mines of the Gauley River branch of the Chesapeake and Ohio Railroad.

McDowell County, that portion not served by and lying west of the Dry Fork branch of the Norfolk and Western Railroad.

Raleigh County, all mines on the Coal River branch of the Chesapeake and Ohio Railroad and north thereof.

Nicholas County, that part south of and not served by the Baltimore and Ohio Railroad.

Wyoming County, that portion served by Gilbert branch of the Virginian Railway lying west of the mouth of Skin Fork of Guyandot River.

The following counties in Virginia: Dickinson, Lee, Russell, Scott, Wise.

All of Buchanan County, except that portion on the headwaters of Dismal Creek, east of Lynn Camp Creek (tributary of Dismal Creek) and that portion served by the Richlands-Jewell Ridge branch of the Norfolk and Western Railroad.

Tazewell County, except portions served by the Dry Fork branch of Norfolk and Western Railroad and branch from Bluestone Junc-
tion to Boissevain of Norfolk and Western Railroad and Richmond-Jewell Ridge branch of the Norfolk and Western Railroad.

The following counties in Kentucky: Bell, Boyd, Breathitt, Carter, Clay, Elliott, Floyd, Greenup, Harlan, Jackson, Johnson, Knott, Knox, Laurel, Lawrence, Lee, Leslie, Letcher, Magoffin, Martin, Morgan, Owsley, Perry, Pike, Rockcastle, Wayne, Whitley.

The following counties in Tennessee: Anderson, Campbell, Claiborne, Cumberland, Fentress, Morgan, Overton, Roane, Scott.

The following counties in North Carolina: Lee, Chatham, Moore.

WEST KENTUCKY


ILLINOIS

District 10. All coal-producing counties in Illinois.

INDIANA

District 11. All coal-producing counties in Indiana.

IOWA

District 12. All coal-producing counties in Iowa.

SOUTHEASTERN

District 13. All coal-producing counties in Alabama.

The following counties in Tennessee: Marion, Grundy, Hamilton, Bledsoe, Sequatchie, White, Van Buren, Warren, McMinn, Rhea.

ARKANSAS-OKLAHOMA

District 14. The following counties in Arkansas: All counties in the State.

The following counties in Oklahoma: Haskell, Le Flore, Sequoyah.

SOUTHWESTERN

District 15. All coal-producing counties in Kansas. All coal-producing counties in Texas. All coal-producing counties in Missouri.

The following counties in Oklahoma: Coal, Craig, Latimer, Muskogee, Okmulgee, Pittsburg, Rogers, Tulsa, Wagoner.

NORTHERN COLORADO


SOUTHERN COLORADO

District 17. The following counties in Colorado: All counties not included in northern Colorado district.

The following counties in New Mexico: All coal-producing counties in the State of New Mexico, except those included in the New Mexico district.

NEW MEXICO

District 18. The following counties in New Mexico: Grant, Lincoln, McKinley, Rio Arriba, Sandoval, San Juan, San Miguel, Santa Fe, Socorro.
The following counties in Arizona: Pinal, Navajo, Graham, Apache, Coconino.

All coal-producing counties in California.

**Wyoming**

District 19. All coal-producing counties in Wyoming.

The following counties in Idaho: Fremont, Jefferson, Madison, Teton, Bonneville, Bingham, Bannock, Power, Caribou, Oneida, Franklin, Bear Lake.

**Utah**

District 20. All coal-producing counties in Utah.

**North Dakota-South Dakota**

District 21. All coal-producing counties in North Dakota. All coal-producing counties in South Dakota.

**Montana**

District 22. All coal-producing counties in Montana.

**Washington**

District 23. All coal-producing counties in Washington. All coal-producing counties in Oregon.

The Territory of Alaska.

Approved, April 26, 1937.
AN ACT
To amend an Act entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes", approved June 22, 1936.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 of the Act entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes", approved June 22, 1936, is hereby amended by revising the first paragraph under the heading "Ohio River Basin" to read as follows:

"Reservoir system for the protection of Pittsburgh: Construction of reservoirs for the Allegheny-Monongahela Basin as in comprehensive plan for the protection of Pittsburgh and for the reduction of flood heights in the Ohio Valley generally, as set forth in House Document Numbered 306, Seventy-Fourth Congress, first session, and in the report on the Allegheny-Monongahela Rivers and tributaries on record in the Office of the Chief of Engineers, with such revisions or modifications as may be found advisable by the Chief of Engineers upon further investigation; estimated construction cost, $20,646,000; estimated cost of lands and damages, $34,569,000."

Approved, April 27, 1937.

AN ACT
To authorize the Secretary of War to release a certain right-of-way no longer needed for military purposes at the Springfield Armory, Massachusetts.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to release and quitclaim the easement or interest acquired by the United States from Edward Ingersoll and wife, by deed dated May 14, 1859, for a right-of-way in connection with Springfield Armory, Springfield, Massachusetts, upon payment of a reasonable compensation to be fixed by the Secretary of War and to execute any instrument or instruments necessary to quiet title in the purchaser thereof, the said right-of-way being no longer used or necessary for military purposes.

Approved, April 27, 1937.

AN ACT
To authorize the furnishing of steam from the Central Heating Plant to the District of Columbia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior, through the National Park Service, be, and he is hereby, authorized to furnish steam from the Central Heating Plant to such buildings as may be erected by the District of Columbia on the property bounded by Fourth and Fifth Streets, and D and G Streets, Northwest, in the District of Columbia, and known as Judiciary Square: Provided, That the District of Columbia agrees to pay for the steam furnished at reasonable rates, not less than cost, as may be determined by the Secretary of the Interior; And provided further, That the District of Columbia agrees to provide all necessary connections with the Government mains at its own expense, and in a manner satisfactory to the Secretary of the Interior.

Approved, April 27, 1937.
April 27, 1937
[8. B. 5232]
[Public, No. 54]

[CHAPTER 140] AN ACT

Making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1938, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Navy Department and the naval service for the fiscal year ending June 30, 1938, namely:

NAVAL ESTABLISHMENT

OFFICE OF THE SECRETARY

MISCELLANEOUS EXPENSES

For traveling expenses of civilian employees, including not to exceed $5,000 for the expenses of attendance, at home and abroad, upon meetings of technical, professional, scientific, and other similar organizations when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Navy Department; not to exceed $2,000 for the part-time or intermittent employment in the District of Columbia or elsewhere of such experts and at such rates of compensation as may be contracted for by and in the discretion of the Secretary of the Navy; expenses of courts martial, purchase of law and reference books, expenses of prisoners and prisons, courts of inquiry, boards of investigation, examining boards, clerical assistance; witnesses' fees and traveling expenses; not to exceed $15,000 for promoting accident prevention and safety in shore establishments of the Navy, to be expended in the discretion of the Secretary of the Navy; newspapers and periodicals for the naval service; all advertising of the Navy Department and its bureaus (except advertising for recruits for the Bureau of Navigation); costs of suits; relief of vessels in distress; recovery of valuables from shipwrecks; maintenance of attaches abroad, including office rental and pay of employees, and not to exceed $12,000 in the aggregate or $900 for any one person for allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a); the collection and classification of information; not to exceed $195,000 for telephone, telegraph, and teletype rentals and tolls, telegrams, radiograms, and cablegrams; postage, foreign and domestic, and post-office box rentals; necessary expenses for interned persons and prisoners of war under the jurisdiction of the Navy Department, including funeral expenses for such interned persons or prisoners of war as may die while under such jurisdiction; payment of claims for damages as provided in the Act making appropriations for the naval service for the fiscal year 1920, approved July 11, 1919 (U. S. C., title 34, sec. 600); and other necessary and incidental expenses; in all, $1,241,780: Provided, That no part of any appropriation contained in this Act shall be available for the expense of any naval district in which there may be an active navy yard, naval training station, or naval operating base, unless the commandant of the naval district shall be also the commandant of one of such establishments: Provided further, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed $515,000.
CONTINGENT, NAVY

For all emergencies and extraordinary expenses, exclusive of personal services, in the Navy Department or any of its subordinate bureaus or offices at Washington, District of Columbia, arising at home or abroad, but impossible to be anticipated or classified, to be expended on the approval and authority of the Secretary of the Navy, and for such purposes as he may deem proper, and for examination of estimates for appropriations and of naval activities in the field for any branch of the naval service, $20,000, of which $2,500 shall be available immediately.

CARE OF LEPERS, AND SO FORTH, ISLAND OF GUAM

Naval station, island of Guam: For maintenance and care of lepers, special patients, and for other purposes, including cost of transfer of lepers from Guam to the island of Culion, in the Philippines, and their maintenance, $20,000; for educational purposes, $15,000; in all, $35,000.

NAVAL RESEARCH LABORATORY

For laboratory and research work and other necessary work of the Naval Research Laboratory for the benefit of the naval service, including operation and maintenance of a laboratory, additions to equipment necessary properly to carry on work in hand, maintenance of buildings and grounds, temporary employment of such scientific and technical civilian assistants as may become necessary, and subscriptions to technical periodicals, to be expended under the direction of the Secretary of the Navy, $310,000: Provided, That $50,000 of this appropriation shall be available for the temporary employment of civilian scientists and technicists required on special problems: Provided further, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed $125,000, in addition to the amount authorized by the preceding proviso.

OPERATION AND CONSERVATION OF NAVAL PETROLEUM RESERVES

To enable the Secretary of the Navy to carry out the provisions contained in the Act approved June 4, 1920 (U. S. C., title 34, sec. 524), requiring him to conserve, develop, use, and operate the naval petroleum reserves, $62,000, of which amount not to exceed $20,000 shall be available for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department: Provided, That out of any sums appropriated for naval purposes by this Act any portion thereof, not to exceed $10,000,000, shall be available to enable the Secretary of the Navy to protect Naval Petroleum Reserve Numbered 1, established by Executive order of September 2, 1912, pursuant to the Act of June 25, 1910 (U. S. C., title 43, secs. 141-143), by drilling wells and performing any work incident thereto, of which amount not to exceed $100,000 shall be available for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department: Provided further, That no part of the sum made available for the protection of this property shall be expended if a satisfactory agreement can be made with adjoining landowners not to drill offset wells.
NAVAL PRISON FARMS AND PRISON PERSONNEL

For the operation, maintenance, and improvement of naval prison farms and for the welfare, recreation, and education of prison personnel, to be expended under such regulations as the Secretary of the Navy may prescribe, $12,000: Provided, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

BUREAU OF NAVIGATION

TRAINING, EDUCATION, AND WELFARE, NAVY

Naval War College: For maintenance and operation, including repairs, improvements, and care of grounds; services of a professor of international law, $2,000; services of lecturers, $2,000; and other civilian services; library expenses, including the purchase, binding, and repair of books and periodicals and subscriptions to newspapers and periodicals; and including contingencies of the president of the Naval War College, to be expended in his discretion, not exceeding $1,000; and for other necessary expenses, $128,200.

Naval training stations: For maintenance, operation, and other necessary expenses, including repairs, improvements, and care of grounds of the naval training stations which follow:
- San Diego, California, $160,359
- Newport, Rhode Island, $148,500
- Great Lakes, Illinois, $256,500
- Norfolk, Virginia, $260,000

Fleet training: For trophies and badges for excellence in gunnery, target practice, communication, engineering exercises, and for economy in fuel consumption, to be awarded under such rules as the Secretary of the Navy may formulate; for the purpose of recording, classifying, compiling, and publishing the rules and results; for the establishment and maintenance of shooting galleries, target houses, targets, and ranges; for hiring established ranges, and for transporting equipment to and from ranges; entrance fees in matches for the rifle team, and special equipment therefor, $57,000.

Instruction: For postgraduate instruction of officers in other than civil government and literature, including such amounts as may be necessary to carry out the provisions of the Act approved January 16, 1936 (Public Act Numbered 417, Seventy-fourth Congress), and for special instruction, education, and individual training of officers and enlisted men at home and abroad, including maintenance of students abroad, except aviation training and submarine training otherwise appropriated for, $197,310: Provided, That no part of this or any other appropriation contained in this Act shall be available for or on account of any expense incident to giving special educational courses or postgraduate instruction to officers with view to qualifying them or better qualifying them for the performance of duties required to be performed by or in pursuance of law by officers of the Supply Corps, Construction Corps, or Corps of Civil Engineers, except present students and except such officers who are commissioned in such corps or who have not been commissioned in the line of the Navy more than three years and four months prior to the commencement of such educational courses or postgraduate instruction;

Libraries: For libraries, professional books, textbooks, religious books, periodicals, and newspaper subscriptions for ships and shore stations not otherwise appropriated for, $60,000.
Welfare and recreation: For welfare and recreation of the Navy, including periodicals and newspaper subscriptions, and not exceeding $4,000 for care and operation of schools at naval stations at Guantanamo Bay, Guam, and Tutuila, for the children of Naval and Marine Corps commissioned, enlisted, and civilian personnel, to be expended in the discretion of the Secretary of the Navy, under such regulations as he may prescribe, $280,000;

Naval Reserve Officers' Training Corps: For all expenses incident to the conduct of the Naval Reserve Officers' Training Corps under such regulations as the President has prescribed or hereafter may prescribe under the provisions of section 22 of the Act approved March 4, 1925 (43 Stat., p. 1276; U. S. C., title 34, sec. 821), $84,400: Provided, That uniforms and other equipment or material issued to the Naval Reserve Officers' Training Corps in accordance with law may be furnished from surplus or reserve stocks of the Navy without payment under this appropriation, except for actual expenses incurred in the manufacture or issue;

In all, training, education, and welfare, Navy, $1,627,269: Provided, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department, exclusive of temporary services, shall not exceed the following amounts, respectively: Naval War College, $77,000; Naval Training Station, San Diego, $3,050; Naval Training Station, Newport, $7,700; Naval Training Station, Great Lakes, $12,350; Naval Training Station, Norfolk, $2,100; Instruction, $19,411; Libraries, $19,115; Welfare and Recreation, $4,000.

STATE MARINE SCHOOLS, ACT OF MARCH 4, 1911

To reimburse the State of California, $25,000; the State of Massachusetts, $25,000; the State of New York, $25,000; and the State of Pennsylvania, $25,000, for expenses incurred in the maintenance and repair of the particular vessels loaned by the United States to the said States on the date of the approval of this Act for use in connection with such State marine schools, $90,000, and no other vessels shall be furnished by or through the Navy Department; in all, $190,000.

INSTRUMENTS AND SUPPLIES, BUREAU OF NAVIGATION

For supplies for seamen's quarters; and for the purchase of all other articles of equipage at home and abroad; and for the payment of labor in equipping vessels therewith and manufacture of such articles in the several navy yards; all pilotage and towage of ships of war; canal tolls, wharfage, dock and port charges, and other necessary incidental expenses of a similar nature; hire of launches or other small boats in Asiatic waters; quarantine expenses; services and materials in repairing, correcting, adjusting, and testing compasses on shore and on board ship; nautical and astronomical instruments and repairs to same; compasses; compass fittings, including binnacles, tripods, and other appendages of ship's compasses; logs and other appliances for measuring the ship's way and leads and other appliances for sounding; photographs, photographic instruments and materials, printing outfit and materials; music and musical instruments; commissions, warrants, diplomas, discharges,
good-conduct badges, and medals for men and boys; transportation of effects of deceased officers, nurses, and enlisted men of the Navy, and of officers and men of the Naval Reserve who die while on duty; not to exceed $5,000 for contingent expenses and emergencies arising under cognizance of the Bureau of Navigation, unforeseen and impossible to classify; and for the necessary civilian electricians for gyrocompass testing and inspection, $687,670: Provided, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedules of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed $36,240.

OCEAN AND LAKE SURVEYS, BUREAU OF NAVIGATION

For hydrographic surveys, including the pay of the necessary hydrographic surveyors, cartographic draftsmen, and recorders, and for the purchase of nautical books, charts, and sailing directions, $80,000: Provided, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedules of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed $34,000.

NAVAL RESERVE

For expenses of organizing, administering, and recruiting the Naval Reserve and Naval Militia, including the designing, purchasing, and engraving of trophies; pay and allowances of officers and enlisted men of the Naval Reserve when employed on authorized training duty; mileage for officers while traveling under orders to and from training duty; transportation of enlisted men to and from training duty, and subsistence and transfers en route, or cash in lieu thereof; subsistence of enlisted men during the actual period of training duty; subsistence of officers and enlisted men of the Fleet Naval Reserve while performing authorized training or other duty without pay; pay, mileage, and allowances of officers of the Naval Reserve and pay, allowances, subsistence and transportation with subsistence and transfers en route, or cash in lieu thereof of enlisted men of the Naval Reserve when ordered to active duty in connection with the instruction, training, and drilling of the Naval Reserve; pay and allowances, including travel and other allowances as authorized by law (excluding clothing and small-stores issues and uniform gratuities), of aviation cadets of the Naval Reserve when ordered to active duty, including active duty undergoing training; pay of officers and enlisted men of the Fleet Naval Reserve for the performance of not to exceed forty-eight drills per annum or other equivalent instruction or duty, or appropriate duties, and administrative duties, exclusive, however, of pay, allowances, or other expenses on account of members of any class of the Naval Reserve incident to their being given flight training unless, as a condition precedent, they shall have been found by such agency as the Secretary of the Navy may designate physically and psychologically qualified to serve as pilots of naval aircraft, $9,277,109, of which amount not more than $150,000 shall be available for maintenance and rental of armories, including pay of necessary janitors, and for wharfage; not more than $81,000 shall be available for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department;
not less than $3,359,469 shall be available, in addition to other appropriations, for aviation material, equipment, fuel, and rental of hangars, and not more than $897,914 shall be available, in addition to other appropriations, for fuel and the transportation thereof, and for all other expenses in connection with the maintenance, operation, repair, and upkeep of vessels assigned for training the Naval Reserve, and of such total sum $6,568,489 shall be available exclusively for and on account of Naval and Marine Corps Reserve aviation: Provided, That no appropriation contained in this Act shall be available to pay more than twenty officers of the Naval Reserve and one officer of the Marine Corps Reserve above the grade of lieutenant or captain, respectively, the pay and allowances of their grade for the performance of active duty other than the performance of drills or other equivalent instruction or duty, or appropriate duties and the performance of fifteen days' active training duty, and other officers above such grades employed on such class of active duty (not to exceed four months in any calendar year) shall not be entitled to be paid a greater rate of pay and allowances than authorized by law for a lieutenant of the Navy or a captain of the Marine Corps entitled to not exceeding ten years' longevity pay: Provided further, That no appropriation made in this Act shall be available for pay, allowances, or traveling or other expenses of any officer or enlisted man of the Naval or Marine Corps Reserve who may be drawing a pension, disability allowance, disability compensation, or retired pay from the Government of the United States; and "retired pay" as here used shall not include the pay of transferred members of such reserve forces.

NAVAL ACADEMY

Pay, Naval Academy: For pay of professors and instructors, including one professor as librarian, and such amounts as may be necessary to carry out the provisions of the Act approved January 16, 1936 (49 Stat., pp. 1082, 1083), $293,561, of which $1,487 shall be available immediately: Provided, That this appropriation shall not be available for the employment of more than nine masters and instructors in swordsmanship and physical training.

For pay of other employees, $609,821, of which $2,474 shall be available exclusively on account of the collection of ship models bequeathed by the late Henry H. Rogers: Provided, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules, in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department, shall not exceed $251,440.

Current and miscellaneous expenses, Naval Academy: For text and reference books for use of instructors; stationery, blank books and forms, models, maps, newspapers, and periodicals; apparatus and materials for instruction in physical training and athletics; expenses of lectures and entertainments, not exceeding $2,000, including pay and expenses of lecturers and visiting clergymen; chemicals, philosophical apparatus and instruments, stores, machinery, tools, fittings, apparatus, materials for instruction purposes, and purchase of and engraving of trophies and badges, $50,000; for purchase, binding, and repair of books for the library (to be purchased in the open market on the written order of the superintendent), $5,500; for expenses of the Board of Visitors to the Naval Academy, $1,200; for contingencies for the superintendent of the Academy, to be expended in his discretion, not exceeding $4,000; for contingencies for the commandant of midshipmen, to be expended in his discretion, not exceeding $1,200; in all, $61,900, to be accounted for as one fund.
Maintenance and repairs, Naval Academy: For necessary repairs of public buildings, wharves, and walls enclosing the grounds of the Naval Academy, accident prevention, improvements, repairs, and fixtures; for books, periodicals, maps, models, and drawings; purchase and repair of fire engines; fire apparatus and plants, machinery; purchase and maintenance of all horses and horse-drawn vehicles for use at the academy, including the maintenance, operation, and repair of three horse-drawn passenger-carrying vehicles to be used only for official purposes; seeds and plants; tools and repairs of the same; stationery; furniture for Government buildings and offices at the academy, including furniture for midshipmen's rooms; coal and other fuels; candles, oil, and gas; attendance on light and power plants; cleaning and clearing up station and care of buildings; attendance on fires, lights, fire engines, fire apparatus, and plants, and telephone, telegraph, and clock systems; incidental labor, advertising, water tax, postage, telephones, telegrams, tolls, and ferriage; flags and awnings; packing boxes; pay of inspectors and draftsmen; and music and astronomical instruments, $1,058,000, of which $2,000 shall be available exclusively on account of the collection of ship models bequeathed by the late Henry H. Rogers: Provided, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed $26,100: Provided further, That the appropriation of $5,000 contained in the First Deficiency Appropriation Act, fiscal year 1936 (49 Stat., p. 1628), for expenses in connection with the acceptance of the collection of ship models bequeathed by the late Henry H. Rogers, shall remain available for such purpose until June 30, 1938.

**NAVAL HOME, PHILADELPHIA, PENNSYLVANIA**

For pay of employees, $90,120: Provided, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed $13,800; Maintenance: For water rent, heating, and lighting; cemetery, burial expenses, and headstones; general care and improvements of grounds, buildings, walls, and fences; repairs to power-plant equipment, implements, tools, and furniture, and purchase of the same; music in chapel and entertainment for beneficiaries; stationery, books, and periodicals; transportation of indigent and destitute beneficiaries to the Naval Home, and of sick and insane beneficiaries, their attendants and necessary subsistence for both, to and from other Government hospitals; employment of such beneficiaries in and about the Naval Home as may be authorized by the Secretary of the Navy, on the recommendation of the governor; support of beneficiaries and all other contingent expenses, including the maintenance, repair, and operation of two motor-propelled vehicles, and one motor-propelled passenger-carrying vehicle to be used only for official purposes, $99,880; In all, Naval Home, $190,000.

**BUREAU OF ENGINEERING**

For repairs, preservation, and renewal of machinery, auxiliary machinery, and boilers of naval vessels, yard craft, and ships' boats, distilling and refrigerating apparatus; repairs, preservation, and
BUREAU OF CONSTRUCTION AND REPAIR

For designing naval vessels, including services, instruments, apparatus, and materials necessary for experimental and research work; equipment, supplies, and materials under the cognizance of the Bureau required for the maintenance and operation of naval vessels, yard craft, and ships' boats; purchase, installation, repair, and preservation of machinery, tools, and appliances in navy yards and stations; prevention, payment of part time or intermittent employment in the District of Columbia, or elsewhere, of such scientists and technicists as may be contracted for by the Secretary of the Navy, in his discretion, at a rate of pay not exceeding $20 per diem for any person so employed; maintenance, repairs, and alterations of vessels; care and preservation of vessels out of commission; docking of vessels; salvage and salvage services for naval floating property; construction and repair of district and yard craft; purchase and manufacture of equipage, appliances, supplies, and materials at home and abroad as required for the maintenance, repair, alteration, and operation of naval vessels and district and yard craft; carrying on work of the experimental model basin and wind tunnel; tools and appliances for all purposes in navy yards and naval stations; labor in navy yards and naval stations and elsewhere at home and abroad; accident prevention; pay of classified field force, including employees in material inspection and superintending constructors' offices; incidental expenses at navy yards and naval stations and in material inspection and superintending constructors' offices such as photographing, technical and professional books and magazines, plans, stationery, drafting instruments and other materials, $19,488,500: Provided, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed $1,758,500.
For procuring, producing, preserving, and handling ordnance material for the armament of ships; for the purchase and manufacture of torpedoes and appliances; for the purchase and manufacture of smokeless powder; for fuel, material, and labor to be used in the general work under the cognizance of the Bureau of Ordnance; for furniture at naval ammunition depots, torpedo stations, naval ordnance plants, and proving grounds; for technical books; plant appliances as now defined by the "Navy Classification of Accounts"; for machinery and machine tools; for accident prevention; for experimental work in connection with the development of ordnance material for the Navy; for maintenance of proving grounds, powder factory, torpedo stations, gun factory, ammunition depots, and naval ordnance plants, and for target practice; not to exceed $15,000 for minor improvements to buildings, grounds, and appurtenances of a character which can be performed by regular station labor; for payment of part time or intermittent employment in the District of Columbia, or elsewhere, of such scientists and technicists as may be contracted for by the Secretary of the Navy in his discretion at a rate of pay not exceeding $20 per diem for any person so employed; for the maintenance, repair, and operation of horse-drawn and motor-propelled freight and passenger-carrying vehicles, to be used only for official purposes at naval ammunition depots, naval proving grounds, naval ordnance plants, and naval torpedo stations; for the pay of chemists, clerical, drafting, inspection, and messenger service in navy yards, naval stations, naval ordnance plants, and naval ammunition depots, and for care and operation of schools at ordnance stations at Indianhead, Maryland; Dahlgren, Virginia; and South Charleston, West Virginia, $24,429,800: Provided, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed $1,380,000.

Pay of naval personnel: For pay and allowances prescribed by law of officers on sea duty and other duty, and officers on waiting orders, pay—$34,762,731, including not to exceed $1,698,100 for increased pay for making aerial flights, no part of which shall be available for increased pay for making aerial flights by any officer above the rank of captain, except not more than three officers of the rank of rear admiral, nor by nonflying officers or observers; rental allowance, $7,275,000; subsistence allowance, $4,358,427; in all, $46,396,158; officers on the retired list, $9,000,000; for hire of quarters for officers serving with troops where there are no public quarters belonging to the Government, and where there are not sufficient quarters possessed by the United States to accommodate them, and hire of quarters for officers and enlisted men on sea duty at such times as they may be deprived of their quarters on board ship due to repairs or other conditions which may render them uninhabitable, $9,000; pay of enlisted men on the retired list, $7,600,000; interest on deposits by men, $3,000; pay of petty officers (not to exceed an average of eight thousand two hundred
and forty chief petty officers, of which number those with a permanent appointment as chief petty officer shall not exceed an average of seven thousand one hundred and ninety-eight), seamen, landsmen, and apprentice seamen, including men in the engineer's force and men detailed for duty with the Bureau of Fisheries, enlisted men, men in trade schools, pay of enlisted men of the Hospital Corps, extra pay for men for diving, and cash prizes (not to exceed $106,000) for men for excellence in gunnery, target practice, communication, and engineering competitions, $78,484,680, and, in addition, $10,000,000 appropriated in the Second Deficiency Appropriation Act, fiscal year 1935, for a "floating dry dock, type B, including mooring facilities and accessories", such sum being hereby reappropriated for the objects embraced by this clause and paragraph; outfits for all enlisted men and apprentice seamen of the Navy on first enlistment, civilian clothing not to exceed $15 per man to men given discharges for bad conduct or undesirability or inaptitude, reimbursement in kind of clothing to persons in the Navy for losses in cases of marine or aircraft disasters or in the operation of water- or air-borne craft, and the authorized issue of clothing and equipment to the members of the Nurse Corps, $1,775,210; pay of enlisted men undergoing sentence of court martial, $25,000, and as many machinists as the President may from time to time deem necessary to appoint; pay and allowances of the Nurse Corps, including assistant superintendents, directors, and assistant directors—pay, $558,880; rental allowance, $24,000; subsistence allowance, $23,871; pay retired list, $243,249; in all, $850,000; rent of quarters for members of the Nurse Corps; pay and allowances of transferred and assigned men of the Fleet Naval Reserve, $15,290,000; reimbursement for losses of property as provided in the Act approved October 6, 1917 (U. S. C., title 34, secs. 981, 982), as amended by the Act of March 3, 1927 (U. S. C., title 34, sec. 983), $10,000; payment of six months' death gratuity, $150,000; in all, $159,593,048; and no part of such sum shall be available to pay active-duty pay and allowances to officers in excess of nine on the retired list, except retired officers temporarily ordered to active duty as members of retiring and selection boards as authorized by law: Provided, That, except for the public quarters occupied by the Chief of Office of Naval Operations, the Superintendent of the Naval Academy, and the Commandant of the Marine Corps and messes temporarily set up on shore for officers attached to seagoing vessels, to aviation units based on seagoing vessels including officers' messes at the fleet air bases, and to landing forces and expeditions, and in addition not to exceed forty in number at such places as shall be designated by the Secretary of the Navy, no appropriation contained in this Act shall be available for the pay, allowances, or other expenses of any enlisted man or civil employee performing service in the residence or quarters of an officer or officers on shore as a cook, waiter, or other work of a character performed by a household servant, but nothing herein shall be construed as preventing the voluntary employment in any such capacity of a retired enlisted man or a transferred member of the Fleet Naval Reserve without additional expense to the Government, nor the sale of meals to officers by general messes on shore as regulated by detailed instructions from the Navy Department;

Subsistence of naval personnel: For provisions and commuted rations for enlisted men of the Navy, which commuted rations may be paid to caterers of messes in case of death or desertion, upon orders of the commanding officers, at 50 cents per diem, and midshipmen at 75 cents per diem, and commuted rations stopped on account of sick in hospital and credited at the rate of 70 cents per ration to the naval
hospital fund; subsistence of men unavoidably detained or absent from vessels to which attached under orders (during which subsistence rations to be stopped on board ship and no credit for commutation therefor to be given); quarters and subsistence of men on detached duty; subsistence of members of the Naval Reserve during period of active service; subsistence in kind at hospitals and on board ship in lieu of subsistence allowance of female nurses and Navy and Marine Corps general courts-martial prisoners undergoing imprisonment with sentences of dishonorable discharge from the service at the expiration of such confinement; in all, $20,219,851.

Transportation and recruiting of naval personnel: For mileage and actual and necessary expenses and per diem in lieu of subsistence as authorized by law to officers of the Navy while traveling under orders, including the cost of a compartment or such other accommodations, as may be authorized by the Secretary of the Navy, for security when secret documents are transported by officer messenger, and including not to exceed $2,900 for the expenses of attendance, at home and abroad, upon meetings of technical, professional, scientific, and other similar organizations, when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Navy Department; for mileage, at 5 cents per mile, to midshipmen entering the Naval Academy while proceeding from their homes to the Naval Academy for examination and appointment as midshipmen, and not more than $2,500 shall be available for transportation of midshipmen, including reimbursement of traveling expenses while traveling under orders, after appointment as midshipmen: Provided, That for the fiscal year ending June 30, 1937, such limitation of $2,500, likewise applying to such fiscal year, is hereby increased to $8,000, effective as of July 1, 1936; for actual traveling expenses of female nurses; for travel allowance or for transportation and subsistence as authorized by law of enlisted men upon discharge; transportation of enlisted men and apprentice seamen and applicants for enlistment at home and abroad, with subsistence and transfers en route, or cash in lieu thereof; transportation to their home, if residents of the United States, of enlisted men and apprentice seamen discharged on medical survey, with subsistence and transfers en route, or cash in lieu thereof; transportation of sick or insane enlisted men and apprentice seamen and insane supernumerary patients to hospitals, with subsistence and transfers en route, or cash in lieu thereof; apprehension and delivery of deserters and stragglers, and for railroad guides and other expenses incident to transportation; expenses of recruiting for the naval service; rent of rendezvous and expenses of maintaining the same; advertising for and obtaining men and apprentice seamen; actual and necessary expenses in lieu of mileage to officers on duty with traveling recruiting parties; transportation of dependents of officers and enlisted men, $1,038,400; expenses of funeral escorts of naval personnel; actual expenses of officers and midshipmen while on shore-patrol duty, including the hire of automobiles when necessary for the use of shore-patrol detachment; in all, $5,271,680.

In all, for pay, subsistence, and transportation of naval personnel, $185,084,579, of which sum $1,000,000 shall be immediately available, and the money herein specifically appropriated for “Pay, subsistence, and transportation of naval personnel” shall be disbursed and accounted for in accordance with existing law and shall constitute one fund: Provided, That additional commissioned, warranted, appointed, enlisted, and civilian personnel of the Medical Department of the Navy, required for the care of patients of the United States Veterans' Administration in naval hospitals, may be employed.
in addition to the numbers appropriated for in this Act: Provided further, That no part of this appropriation shall be available for the pay of any midshipmen whose admission subsequent to January 30, 1937, would result in exceeding at any time an allowance of four midshipmen for each Senator, Representative, and Delegate in Congress; of one midshipman for Puerto Rico, a native of the island, appointed on nomination of the Governor, and of four midshipmen from Puerto Rico, appointed on nomination of the Resident Commissioner; and of four midshipmen from the District of Columbia: Provided further, That nothing herein shall be construed to repeal or modify in any way existing laws relative to the appointment of midshipmen at large, from the enlisted personnel of the naval service, from the Naval Reserve, from honor graduates of military schools or Naval Reserve Officers' Training Corps: Provided further, That no part of this appropriation shall be available for the pay of any midshipman appointed from enlisted men of the Navy for admission to the Naval Academy in the class entering in the calendar year 1938 who has not served aboard a vessel of the Navy in full commission for at least nine months prior to such admission.

MAINTENANCE, BUREAU OF SUPPLIES AND ACCOUNTS

For equipage, supplies, and services under the cognizance of the Bureau of Supplies and Accounts, including stationery for commanding, executive, communication, and navigating officers of ships, boards and courts on ships, and chaplains; commissions, interest, and exchange; ferryage and bridge tolls; including streetcar fares; rent of buildings and offices not in navy yards except for use of naval attaches and recruiting officers; accident prevention; services of civilian employees under the cognizance of the Bureau of Supplies and Accounts; freight, express, and parcel-post charges, including transportation of funds and cost of insurance on shipments of money when necessary; for transportation on Government-owned vessels, notwithstanding the provisions of other law, of privately owned automobiles of Regular Navy and Marine Corps personnel upon change of station, and ice for cooling drinking water on shore (except at naval hospitals and shops at industrial navy yards), pertaining to the Navy Department and Naval Establishment, $9,313,180: Provided, That no part of this or any other appropriation contained in this Act shall be available for or on account of the supply or replacement of table linen, dishes, glassware, silver, and kitchen utensils for use in the residences or quarters of officers on shore: Provided further, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed $4,700,000: Provided further, That, without deposit to the credit of the Treasurer of the United States and withdrawal on money requisitions, receipts of public moneys from sales or other sources by officers of the Navy and Marine Corps on disbursing duty and charged in their official accounts may be used by them as required for current expenditures, all necessary bookkeeping adjustments of appropriations, funds, and accounts to be made in the settlement of their disbursing accounts.

CLOTHING, NAVAL RESERVE

The clothing and small-stores fund shall be charged with the value of all issues of clothing and small stores made to aviation cadets and enlisted men of the Naval Reserve and the uniform gratuity paid to officers and aviation cadets of the Naval Reserve.
STRATEGIC AND CRITICAL MATERIALS

For the procurement and transportation of strategic and critical materials, $3,500,000, to remain available until expended: Provided, That materials acquired hereunder shall not be issued for current use in time of peace without the approval of the Secretary of the Navy, except that materials acquired under this title may be issued for current use when replaced by materials purchased from current appropriations: Provided further, That for the purposes of this paragraph, the Secretary of the Navy shall determine what materials are strategic and critical.

FUEL AND TRANSPORTATION, BUREAU OF SUPPLIES AND ACCOUNTS

For coal and other fuel for submarine bases and steamers' and ships' use, including expenses of transportation, storage, and handling the same and the removal of fuel refuse from ships; maintenance and general operation of machinery of naval fuel depots and fuel plants; water for all purposes on board naval vessels, and ice for the cooling of water, including the expense of transportation and storage of both, $8,847,076: Provided, That fuel acquired other than by purchase shall not be issued without charging the applicable appropriation with the cost of such fuel at the rate current at the time of issue for fuel purchased: Provided further, That the President may direct the use, wholly or in part, of fuel on hand, however acquired, to be charged at the last issue rate for fuel acquired by purchase, when, in his judgment, prices quoted for supplying fuel are excessive: Provided further, That no part of this appropriation shall be available, any provision in this Act to the contrary notwithstanding, for the purchase of any kind of fuel oil of foreign production for issue, delivery, or sale to ships at points either in the United States or its possessions where oil of the production of the United States or its possessions may be procurable, notwithstanding that oil of the production of the United States or its possessions may cost more than oil of foreign production, if such excess of cost, in the opinion of the Secretary of the Navy, which shall be conclusive, be not unreasonable.

BUREAU OF MEDICINE AND SURGERY

MEDICAL DEPARTMENT

For surgeons' necessaries for vessels in commission, navy yards, naval stations, and Marine Corps; and for the civil establishment at the several naval hospitals, navy yards, naval medical supply depots, Navy Medical Center, Naval Medical School and Naval Dispensary, Washington, and Naval Academy; for tolls and ferriages; purchase of books and stationery; hygienic and sanitary investigation and illustration; sanitary, hygienic, administrative, and special instruction, including the issuing of naval medical bulletins and supplements; purchase and repairs of non-passenger-carrying wagons, automobile ambulances, and harness; purchase of and feed for horses and cows; maintenance, repair, and operation of three passenger-carrying motor vehicles for Naval Dispensary, Washington, District of Columbia, and of one motor-propelled vehicle for official use only for the medical officer on out-patient medical service at the Naval Academy; trees, plants, care of grounds, garden tools, and seeds; incidental articles for the Naval Medical Center, Naval Medical School and Naval Dispensary, Washington, naval medical supply depots, sick quarters at Naval Academy and marine barracks; washing for medical department at Naval Medical Center, Naval Medical School and Naval Dispensary, Washington, naval medical supply
depots, sick quarters at Naval Academy and marine barracks, dispensaries at navy yards and naval stations, and ships; and for minor repairs on buildings and grounds of the Naval Medical School and naval medical supply depots; rent of rooms for Naval Dispensary, Washington, District of Columbia, not to exceed $1,200; for the care, maintenance, and treatment of the insane of the Navy and Marine Corps on the Pacific coast, including supernumeraries held for transfer to Saint Elizabeths Hospital; for dental outfits and dental material; and all other necessary contingent expenses; in all, $2,292,293: Provided, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed $155,000.

CARE OF THE DEAD

For the care of the dead; for funeral expenses and interment or transportation to their homes or to designated cemeteries of the remains of officers and enlisted men of the Navy and Marine Corps, of members of the Nurse Corps, reservists on active or training duty, and accepted applicants for enlistment, civilian employees of the Navy Department and Naval Establishment who die outside of the continental limits of the United States, and former enlisted men who are discharged while in naval hospitals and are inmates of said hospitals on the date of their death; for funeral expenses and interment of the remains of pensioners and destitute patients who die in naval hospitals; for purchase and care of cemetery lots; for care of graves outside of the continental limits of the United States, including those in sites not owned by the United States; for removal of remains from abandoned cemeteries to naval or national cemeteries, or to their homes, including remains interred in isolated graves at home and abroad, and remains temporarily interred, $70,000: Provided, That the above provision shall apply in the case of officers and enlisted men of the Navy and Marine Corps on the retired list who die while on active duty.

BUREAU OF YARDS AND DOCKS

MAINTENANCE, BUREAU OF YARDS AND DOCKS

For the labor, materials, and supplies necessary, as determined by the Secretary of the Navy, for the general maintenance of the activities and properties now or hereafter under the cognizance of the Bureau of Yards and Docks, including accident prevention; the purchase, maintenance, repair, and operation of passenger-carrying vehicles for the Navy Department (not to exceed ten in number) and the Naval Establishment not otherwise provided for; not to exceed $1,525,000 for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department, and part-time or intermittent employment in the District of Columbia, or elsewhere, of such engineers and architects as may be contracted for by the Secretary of the Navy, in his discretion, at a rate of pay not exceeding $25 per diem for any person so employed, $7,875,958: Provided, That during the fiscal year 1938 the motor-propelled passenger-carrying vehicles to be purchased hereunder shall not exceed the following respective numbers and costs: Ten at $1,600 each, thirty-six at $550 each, and three motor-busses at $4,200 each, and motortruck chassis with station wagon
type bodies as required: Provided further, That expenditures from appropriations contained in this Act for the maintenance, operation, and repair of motor-propelled passenger-carrying vehicles, including the compensation of civilian chauffeurs and the compensation of any greater number than ninety enlisted men detailed to such duty, shall not exceed in the aggregate $90,000, exclusive of such vehicles owned and operated by the Marine Corps in connection with expeditionary duty without the continental limits of the United States, motorbusses, station wagon motortrucks, and motorcycles, and on any one vehicle, except busses and ambulances, shall not exceed for maintenance, upkeep, and repair, exclusive of garage rent, pay of operators, tires, fuel, and lubricants, one-third of the market price of a new vehicle of the same make or class, and in any case not more than $400.

**CONTINGENT, BUREAU OF YARDS AND DOCKS**

For contingent expenses and minor extensions and improvements of public works at navy yards and stations, $140,000.

**PUBLIC WORKS, BUREAU OF YARDS AND DOCKS**

For public works and public utilities, Bureau of Yards and Docks, $6,552,000, which, together with the unexpended balances of appropriations heretofore made under this head, shall be disbursed and accounted for in accordance with existing law and shall constitute one fund: Provided, That not to exceed 2 1/2 per centum of the aggregate amount available on July 1, 1937, shall be available for the employment of classified personal services in the Bureau of Yards and Docks and in the field service to be engaged upon such work and to be in addition to employees otherwise provided for: Provided further, That the Secretary of the Navy is authorized to commence, continue, or complete the construction of, or make provision for, by contract or otherwise, projects heretofore authorized and appropriated for under this head, and, in addition, the following-named public works and public utilities projects at a limit of cost not to exceed the amount stated for each project enumerated, respectively:

- **Navy Yard, Charleston, South Carolina:** Repairing and improving power plant, high-pressure boilers, and electrical distribution system to waterfront and drydock, $75,000; repairing and modernizing electric lighting and power in shops, $26,000; repairing and extending fire-alarm system, $16,000;
- **Navy Yard, Washington, District of Columbia:** Improvement of power plant, $265,000;
- **Navy Yard, Mare Island, California:** Construction of graving drydock, to continue, $3,350,000;
- **Navy Yard, Pearl Harbor, Hawaii:** Improvement of harbor and channel, $1,000,000; mooring facilities and accessories, $275,000; improvement of water supply, Aiea, $140,000;
- **Navy Yard, Norfolk, Virginia:** Improvement of power plant, $45,000;
- **Naval Station, Saint Thomas, Virgin Islands:** Aviation facilities, $128,000;
- **Naval Station, San Diego, California:** Mooring quay wall and dredging, $105,000;
- **Naval Air Station, Alameda, California:** For acquisition of site, free from all encumbrances, at a cost not to exceed $1, and, thereafter, toward the development of such site, as authorized by the Act approved June 24, 1936 (49 Stat., pp. 1901, 1902), including buildings and accessories, bulkheads, and dredging, $1,000,000;
Model Testing Plant: Toward the model testing plant, authorized by the Act approved May 6, 1936 (49 Stat., pp. 1263, 1264), including buildings and facilities and purchase of land, $3,000,000: Provided, That no part of such sum shall be available for the provision, by contract or otherwise, of any buildings or facilities for testing other than surface and subsurface craft; Naval Air Station, San Diego, California: Barracks for enlisted men, $300,000; galley and mess hall for enlisted men, $300,000; services, accessories, and equipment for barracks and mess hall, $125,000; Naval War College, Newport, Rhode Island: Addition to library building and accessories, $155,000.

BUREAU OF AERONAUTICS

AVIATION, NAVY

For aviation, as follows: For navigational, photographic, aeronautical, radio, and miscellaneous equipment, including repairs thereto, for use with aircraft built or building on June 30, 1937, $750,000; for maintenance, repair, and operation of aircraft factory, air stations, fleet air bases, fleet and all other aviation activities, accident prevention, testing laboratories, for overhauling of planes, and for the purchase for aviation purposes only of special clothing, wearing apparel, and special equipment, $18,064,000, including $250,000 for the equipment of vessels with catapults and including not to exceed $50,000 for the procurement of vessels with catapults, which sum of $50,000 shall be transferred to and made available to the Bureau of Mines on July 1, 1937, in addition to which sum the Bureau of Mines may use for helium-plant operation in the fiscal year 1938 the expended balance of funds transferred to it for such operation in the fiscal year 1937, and the Bureau may lease, after competition, surplus metal cylinders acquired for use as helium containers; for continuing experiments and development work on all types of aircraft, including the payment of part-time or intermittent employment in the District of Columbia or elsewhere of such scientists and technicists as may be contracted for by the Secretary of the Navy, in his discretion, at a rate of pay not exceeding $20 per diem for any person so employed, $3,500,000; for new construction and procurement of aircraft and equipment, spare parts and accessories, $27,186,000, of which amount not to exceed $13,000,000 shall be available for the payment of obligations incurred under the contract authorization carried in the Navy Appropriation Act for the fiscal year 1937; in all, $49,500,000, and the money herein specifically appropriated for “Aviation” shall be disbursed and accounted for in accordance with existing law and shall constitute one fund: Provided, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed $1,582,340: Provided further, That in addition to the amount herein appropriated, the Secretary of the Navy may, prior to July 1, 1938, enter into contracts for the production and purchase of new airplanes and their equipment, spare parts and accessories, to an amount not in excess of $13,000,000: Provided further, That the Secretary of the Treasury is authorized and directed, upon the request of the Secretary of the Navy, to transfer not to exceed in the aggregate $50,000 from this appropriation to the appropriations “Pay, subsistence, and transportation, Navy” and “Pay, Marine Corps” to cover authorized traveling expenses of ofi-
Number of coast stations limited.

Airplane factory construction forbidden.

Adjustment of damage claims.

Marine Corps.

Pay, etc., officers on active list.

Pay of officers, active list: For pay and allowances prescribed by law for all officers on the active list—pay and allowance, $4,166,211, including not to exceed $245,017 for increased pay for making aerial flights, none of which shall be available for increased pay for making aerial flights by nonflying officers at a rate in excess of $1,440 per annum, which shall be the legal maximum rate as to such nonflying officers; subsistence allowance, $532,608; rental allowance, $653,181; in all, $5,352,000; and no part of such sum shall be available to pay active-duty pay and allowances to officers on the retired list;

Pay of officers prescribed by law on the retired list, $1,425,000;

Pay of enlisted men, active list: For pay and allowances of noncommissioned officers, musicians, and privates, as prescribed by law, and for the expenses of clerks of the United States Marine Corps traveling under orders, including not to exceed $250 for the expenses of attendance upon meetings of technical, professional, scientific, and other organizations, when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Marine Corps, and including additional compensation for enlisted men of the Marine Corps qualified as expert riflemen, sharpshooters, marksmen, or regularly detailed as gun captains, gun pointers, cooks, messmen, including interest on deposits by enlisted men, post-exchange debts of deserters, and of men discharged or sentenced to terms of imprisonment while in debt to the United States, under such rules as the Secretary of the Navy may prescribe, and the authorized travel allowance of discharged enlisted men, and for prizes for excellence in gunnery exercises and target practice, and communication competitions, and for pay of enlisted men designated as Navy mail clerks and assistant Navy mail clerks both afloat and ashore, and for gratuities to enlisted men discharged not under honorable conditions—pay and allowances, $5,204,612; allowance for lodging and subsistence, $640,488; in all, $5,845,000; and no part of such sum shall be available to pay active-duty pay and allowances to officers on the retired list;

Pay and allowances prescribed by law of enlisted men on the retired list, $841,000;

Undrawn clothing: For payment to discharged enlisted men for clothing undrawn, $320,000;

Undrawn clothing: For payment to discharged enlisted men for clothing undrawn, $320,000;

Pay and allowances of the Marine Corps Reserve (a) excluding transferred and assigned men, $923,720; (b) transferred men, $443,280; in all, $1,367,000.

MARINE CORPS

PAY, MARINE CORPS

Pay of officers, active list: For pay and allowances prescribed by law for all officers on the active list—pay and allowance, $4,166,211, including not to exceed $245,017 for increased pay for making aerial flights, none of which shall be available for increased pay for making aerial flights by nonflying officers at a rate in excess of $1,440 per annum, which shall be the legal maximum rate as to such nonflying officers; subsistence allowance, $532,608; rental allowance, $653,181; in all, $5,352,000; and no part of such sum shall be available to pay active-duty pay and allowances to officers on the retired list;

Pay of officers prescribed by law on the retired list, $1,425,000;

Pay of enlisted men, active list: For pay and allowances of noncommissioned officers, musicians, and privates, as prescribed by law, and for the expenses of clerks of the United States Marine Corps traveling under orders, including not to exceed $250 for the expenses of attendance upon meetings of technical, professional, scientific, and other organizations, when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Marine Corps, and including additional compensation for enlisted men of the Marine Corps qualified as expert riflemen, sharpshooters, marksmen, or regularly detailed as gun captains, gun pointers, cooks, messmen, including interest on deposits by enlisted men, post-exchange debts of deserters, and of men discharged or sentenced to terms of imprisonment while in debt to the United States, under such rules as the Secretary of the Navy may prescribe, and the authorized travel allowance of discharged enlisted men, and for prizes for excellence in gunnery exercises and target practice, and communication competitions, and for pay of enlisted men designated as Navy mail clerks and assistant Navy mail clerks both afloat and ashore, and for gratuities to enlisted men discharged not under honorable conditions—pay and allowances, $5,204,612; allowance for lodging and subsistence, $640,488; in all, $5,845,000; and no part of such sum shall be available to pay active-duty pay and allowances to officers on the retired list;

Pay of officers prescribed by law on the retired list, $1,425,000;

Pay of enlisted men, active list: For pay and allowances of noncommissioned officers, musicians, and privates, as prescribed by law, and for the expenses of clerks of the United States Marine Corps traveling under orders, including not to exceed $250 for the expenses of attendance upon meetings of technical, professional, scientific, and other organizations, when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Marine Corps, and including additional compensation for enlisted men of the Marine Corps qualified as expert riflemen, sharpshooters, marksmen, or regularly detailed as gun captains, gun pointers, cooks, messmen, including interest on deposits by enlisted men, post-exchange debts of deserters, and of men discharged or sentenced to terms of imprisonment while in debt to the United States, under such rules as the Secretary of the Navy may prescribe, and the authorized travel allowance of discharged enlisted men, and for prizes for excellence in gunnery exercises and target practice, and communication competitions, and for pay of enlisted men designated as Navy mail clerks and assistant Navy mail clerks both afloat and ashore, and for gratuities to enlisted men discharged not under honorable conditions—pay and allowances, $5,204,612; allowance for lodging and subsistence, $640,488; in all, $5,845,000; and no part of such sum shall be available to pay active-duty pay and allowances to officers on the retired list;

Pay of officers prescribed by law on the retired list, $1,425,000;

Pay of enlisted men, active list: For pay and allowances of noncommissioned officers, musicians, and privates, as prescribed by law, and for the expenses of clerks of the United States Marine Corps traveling under orders, including not to exceed $250 for the expenses of attendance upon meetings of technical, professional, scientific, and other organizations, when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Marine Corps, and including additional compensation for enlisted men of the Marine Corps qualified as expert riflemen, sharpshooters, marksmen, or regularly detailed as gun captains, gun pointers, cooks, messmen, including interest on deposits by enlisted men, post-exchange debts of deserters, and of men discharged or sentenced to terms of imprisonment while in debt to the United States, under such rules as the Secretary of the Navy may prescribe, and the authorized travel allowance of discharged enlisted men, and for prizes for excellence in gunnery exercises and target practice, and communication competitions, and for pay of enlisted men designated as Navy mail clerks and assistant Navy mail clerks both afloat and ashore, and for gratuities to enlisted men discharged not under honorable conditions—pay and allowances, $5,204,612; allowance for lodging and subsistence, $640,488; in all, $5,845,000; and no part of such sum shall be available to pay active-duty pay and allowances to officers on the retired list;

Pay of officers prescribed by law on the retired list, $1,425,000;

Pay of enlisted men, active list: For pay and allowances of noncommissioned officers, musicians, and privates, as prescribed by law, and for the expenses of clerks of the United States Marine Corps traveling under orders, including not to exceed $250 for the expenses of attendance upon meetings of technical, professional, scientific, and other organizations, when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Marine Corps, and including additional compensation for enlisted men of the Marine Corps qualified as expert riflemen, sharpshooters, marksmen, or regularly detailed as gun captains, gun pointers, cooks, messmen, including interest on deposits by enlisted men, post-exchange debts of deserters, and of men discharged or sentenced to terms of imprisonment while in debt to the United States, under such rules as the Secretary of the Navy may prescribe, and the authorized travel allowance of discharged enlisted men, and for prizes for excellence in gunnery exercises and target practice, and communication competitions, and for pay of enlisted men designated as Navy mail clerks and assistant Navy mail clerks both afloat and ashore, and for gratuities to enlisted men discharged not under honorable conditions—pay and allowances, $5,204,612; allowance for lodging and subsistence, $640,488; in all, $5,845,000; and no part of such sum shall be available to pay active-duty pay and allowances to officers on the retired list;

Pay of officers prescribed by law on the retired list, $1,425,000;

Pay of enlisted men, active list: For pay and allowances of noncommissioned officers, musicians, and privates, as prescribed by law, and for the expenses of clerks of the United States Marine Corps traveling under orders, including not to exceed $250 for the expenses of attendance upon meetings of technical, professional, scientific, and other organizations, when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Marine Corps, and including additional compensation for enlisted men of the Marine Corps qualified as expert riflemen, sharpshooters, marksmen, or regularly detailed as gun captains, gun pointers, cooks, messmen, including interest on deposits by enlisted men, post-exchange debts of deserters, and of men discharged or sentenced to terms of imprisonment while in debt to the United States, under such rules as the Secretary of the Navy may prescribe, and the authorized travel allowance of discharged enlisted men, and for prizes for excellence in gunnery exercises and target practice, and communication competitions, and for pay of enlisted men designated as Navy mail clerks and assistant Navy mail clerks both afloat and ashore, and for gratuities to enlisted men discharged not under honorable conditions—pay and allowances, $5,204,612; allowance for lodging and subsistence, $640,488; in all, $5,845,000; and no part of such sum shall be available to pay active-duty pay and allowances to officers on the retired list;

Pay of officers prescribed by law on the retired list, $1,425,000;
For mileage and actual and necessary expenses and per diem in lieu of subsistence as authorized by law to officers traveling under orders without troops, $150,000;
In all, $18,300,000, and the money herein specifically appropriated for pay of the Marine Corps shall be disbursed and accounted for in accordance with existing law and shall constitute one fund.

PAY OF CIVIL EMPLOYEES, MARINE CORPS

Pay of civil force: For personal services in the District of Columbia, as follows:
Offices of the Major General Commandant and adjutant inspector, $114,180;
Office of paymaster, $47,260;
Office of the quartermaster, $125,020; in all, $286,460: Provided, That the total number of enlisted men on duty at Marine Corps headquarters on May 7, 1937, shall not be increased, and in lieu of enlisted men whose services at such headquarters shall be terminated for any cause prior to July 1, 1938, their places may be filled by civilians, for the pay of whom, in accordance with the Classification Act of 1923, as amended, either or both the appropriations “Pay, Marine Corps” and “General expenses, Marine Corps” shall be available.

GENERAL EXPENSES, MARINE CORPS

For every expenditure requisite for, and incident to, the authorized work of the Marine Corps, other than as appropriated for under the headings of pay and salaries, as follows:
For provisions, subsistence, board and lodging of enlisted men, recruits and recruiting parties, and applicants for enlistment, cash allowance for lodging and subsistence to enlisted men traveling on duty; ice, ice machines and their maintenance, $2,697,153;
For clothing for enlisted men, $900,000;
For fuel, heat, light, and power, including sales to officers, $470,000;
For military supplies and equipment, including their purchase, repair, preservation, and handling; recreational, school, educational, library, musical, amusement, field sport and gymnasium supplies, equipment, services, and incidental expenses; purchase and marking of prizes for excellence in gunnery and rifle practice, good-conduct badges, medals, and buttons awarded to officers and enlisted men by the Government for conspicuous, gallant, and special service; rental and maintenance of target ranges and entrance fees for competitions, $610,000;
For transportation of troops and applicants for enlistment, including cash in lieu of ferriage and transfers en route; toilet kits for issue to recruits upon their first enlistment and other incidental expenses of the recruiting service; and for transportation for dependents of officers and enlisted men, $300,000;
For repairs and improvements to barracks, quarters, and other public buildings at posts and stations; for the renting, leasing, and improvement of buildings in the District of Columbia, and at such other places as the public exigencies require, and the erection of temporary buildings upon the approval of the Secretary of the Navy at a total cost of not to exceed $10,000 during the year, $400,000;
For forage and stabling of public animals and the authorized number of officers’ horses, $20,000;
For miscellaneous supplies, material, equipment, personal and other services, and for other incidental expenses for the Marine Corps not otherwise provided for; purchase, repair, and exchange
Vehicles, etc.

Horses, etc.

Funeral expenses.

Proviso. Purchase of vehicles.

Marine Corps Reserve.

Accounting.

Proviso. Group IV (b) employees.

Replacement of naval vessels.

Construction and machinery.

Post, p. 767.

Destroyers and submarines.

48 Stat. 503.

Proviso. Group IV (b) employees.

Test boilers for navy yards.

Technical services.

Armor, armament, and ammunition for vessels.

of typewriters and calculating machines; purchase and repair of furniture and fixtures; repair of motor-propelled passenger-carrying vehicles; and purchase, exchange, and repair of horse-drawn passenger-carrying and other vehicles, including parts; veterinary services and medicines for public animals and the authorized number of officers' horses; purchase of mounts and horse equipment for all officers below the grade of major required to be mounted; shoeing for public animals and the authorized number of officers' horses; books, newspapers, and periodicals; printing and binding; packing and crating of officers' allowance of baggage; funeral expenses of officers and enlisted men and accepted applicants for enlistment and retired officers on active duty, including the transportation of their bodies, arms, and wearing apparel from the place of demise to the homes of the deceased in the United States; construction, operation, and maintenance of laundries; and for all emergencies and extraordinary expenses, $2,330,600: Provided, That there may be expended out of this appropriation (including the exchange value of any vehicle that may be used as part payment) for the purchase of motor-propelled passenger-carrying vehicles, the gross cost of any one vehicle not to be in excess of the respective amounts as follows: Two at $1,600 each; two at $900 each; eight at $700 each; ten station wagons at $700 each; and five motorcycles at $300 each.

Marine Corps Reserve: For clothing, including clothing for aviation cadets, subsistence, heat, light, transportation, and miscellaneous expenses, $206,000.

In all, $7,993,753, to be accounted for as one fund: Provided, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed $80,000.

REPLACEMENT OF NAVAL VESSELS

Construction and machinery: On account of hulls and outfits of vessels and machinery of vessels heretofore authorized (and appropriated for in part), and for the commencement of the following vessels authorized by the Act approved March 27, 1934 (48 Stat. 503-505), eight destroyers and four submarines, $90,000,000, to remain available until expended: Provided, That the sum to be paid out of the amount available for expenditure under the head of “Construction and machinery” for the fiscal year 1938 for employees in the field service assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed $4,570,000: Provided further, That not to exceed $390,000 of the amount available for expenditure under the head of “Construction and machinery” for the fiscal year 1938 shall be available for the purchase and installation of test boilers for navy yards engaged in new construction: Provided further, That, of the appropriations made available by this Act under the head of “Replacement of naval vessels”, there shall be available such sums as the Secretary of the Navy may from time to time determine to be necessary for the engagement of technical services, and the employment of personnel in the Navy Department and in the field, the purchase of plans, drafting and other supplies, and the expenses of printing and travel, in addition to those otherwise provided for, owing to the construction of vessels which have been, or may hereafter be authorized.

Armor, armament, and ammunition: Toward the armor, armament, and ammunition for vessels hereinbefore described under the head of
"Construction and machinery", $40,000,000, to remain available until expended: Provided, That the sum to be paid out of the amount available for expenditure under this head for the fiscal year 1938 for employees in the field service assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed $1,300,000.

The appropriations made in this Act for the purchase or manufacture of equipment or material or of a particular class of equipment or material shall be available for the purchase of letters patent, applications for letters patent, licenses under letters patent, and applications for letters patent that pertain to such equipment or material for which the appropriations are made.

No part of any appropriation made for the Navy shall be expended for any of the purposes herein provided for on account of the Navy Department in the District of Columbia, including personal services of civilians and of enlisted men of the Navy, except as herein expressly authorized: Provided, That there may be detailed to the Bureau of Navigation not to exceed at any one time seven enlisted men of the Navy: Provided further, That enlisted men detailed to the Navy Dispensary and the Radio Communication Service shall not be regarded as detailed to the Navy Department in the District of Columbia.

No part of the appropriations made in this Act shall be available for the salary or pay of any officer, manager, superintendent, foreman, or other person or persons having charge of the work of any employee of the United States Government while making or causing to be made with a stop watch or other time-measuring device a time study of any job of any such employee between the starting and completion thereof, or of the movements of any such employee while engaged upon such work; nor shall any part of the appropriations made in this Act be available to pay any premiums or bonus or cash reward to any employee in addition to his regular wages, except for suggestions resulting in improvements or economy in the operation of any Government plant; and no part of the moneys herein appropriated for the Naval Establishment or herein made available therefor shall be used or expended under contracts hereafter made for the repair, purchase, or acquisition, by or from any private contractor, of any naval vessel, machinery, article, or articles that at the time of the proposed repair, purchase, or acquisition can be repaired, manufactured, or produced in each or any of the Government navy yards or arsenals of the United States, when time and facilities permit, and when, in the judgment of the Secretary of the Navy, such repair, purchase, acquisition, or production would not involve an appreciable increase in cost to the Government: Provided, That nothing herein shall be construed as altering or repealing the provisos contained in the Acts to authorize the construction of certain naval vessels, approved February 13, 1929, and March 27, 1934, which provide that the first and succeeding alternate vessels in each category, except the fifteen-thousand-ton aircraft carrier, upon which work is undertaken, together with the main engines, armor, and armament shall be constructed or manufactured in the Government navy yards, naval gun factories, naval ordnance plants, or arsenals of the United States, except such material or parts as are not customarily manufactured in such Government plants.

No part of the funds herein appropriated shall be available to pay a contractor upon any contract for a naval vessel entered into under authority of this Act unless, at the time of filing his bid, he shall also file the estimates upon which such bid was based.

Proviso. Group IV (b) employee.

Proviso. Purchase of letters patent, etc.

Proviso. Details to Bureau of Navigation.

Proviso. Designated services not regarded as details.

No pay to officer, etc., using time-measuring device on work of employee.

Cash rewards prohibited.

Repairs, etc., other than at navy yards, etc., restricted.

Proviso. Construction, first and alternate vessels at Government yards, factories, etc., required.


Contractors to furnish estimates.

1So in original.
Navy Department.

Salaries.

For compensation for personal services in the District of Columbia, as follows:

Office of the Secretary of the Navy: Secretary of the Navy, Assistant Secretary of the Navy, and other personal services, $189,130.

General Board, $12,560.

Naval examining and retiring boards, $10,580.

Compensation board, $6,840.

Office of Naval Records and Library, $34,080.

Office of Judge Advocate General, $120,920.

Office of Chief of Naval Operations, $69,260.

Board of Inspection and Survey, $19,840.

Office of Director of Naval Communications, $130,000.

Office of Naval Intelligence, $72,250.

Bureau of Navigation, $480,040.

Hydrographic Office, $408,000.

Naval Observatory, including $2,500 for pay of computers on piecework in preparing for publication the American Ephemeris and Nautical Almanac and in improving the tables of the planets, moon, and stars, $171,560.

Bureau of Engineering, $307,400.

Bureau of Construction and Repair, $347,479.

Bureau of Ordnance, $49,000.

Bureau of Supplies and Accounts, $601,440.


Bureau of Yards and Docks, $276,800.

Bureau of Aeronautics, $358,800.

In all, salaries, Navy Department, $4,049,699.

In expending appropriations or portions of appropriations contained in this Act, for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the Assistant Secretaries of the Navy, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: Provided, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit, (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated.
CONTINGENT EXPENSES

For professional and technical books and periodicals, law books, and necessary reference books, including city directories, railway guides, freight, passenger, and express tariff books and photostating, for department library; for purchase of photographs, maps, documents, and pictorial records of the Navy, photostating and other necessary incidental expenses in connection with the preparation for publication of the naval records of the war with the Central Powers of Europe; for stationery, furniture, newspapers, plans, drawings, and drawing materials; purchase and exchange of motor trucks or motor-delivery wagons; garage rent; street-car fares; freight, expressage, postage, typewriters, and computing machines, and other absolutely necessary expenses of the Navy Department and its various bureaus and offices, $105,000; it shall not be lawful to expend, unless otherwise specifically provided herein, for any of the offices or bureaus of the Navy Department in the District of Columbia, any sum out of appropriations made for the naval service for any of the purposes mentioned or authorized in this paragraph.

PRINTING AND BINDING

For printing and binding for the Navy Department and the Naval Establishment executed at the Government Printing Office, $490,000, including not exceeding $102,000 for the Hydrographic Office and $2,800 for the Naval Reserve Officers' Training Corps.

PRINTING HISTORICAL AND NAVAL DOCUMENTS

For continuing the printing of historical and naval documents, including composition, clerical copying in the Navy Department, and other preparatory work, in accordance with the provisions of the appropriation made for the commencement of this work as contained in the Naval Appropriation Act for the fiscal year 1935, $20,000, together with the unexpended balance for this purpose for the fiscal year 1937: Provided, That nothing in such Act shall preclude the Public Printer from furnishing one hundred and fifty copies of each volume published to the Library of Congress.

CONTINGENT AND MISCELLANEOUS EXPENSES, HYDROGRAPHIC OFFICE

For purchase and printing of nautical books, charts, and sailing directions, copper plates, steel plates, chart paper, packing boxes, chart portfolios, electrotyping copper plates, cleaning copper plates; tools, instruments, power, and material for drawing, engraving, and printing; materials for and mounting charts; reduction of charts by photography; photolithographing charts for immediate use; transfer of photolithographic and other charts to copper; purchase of equipment for the storage of plates used in making charts and for the storage of Hydrographic Office charts and publications; purchase of temperature and humidity control equipment for lithographic pressroom; modernization, care, and repair to printing presses, furniture, instruments, and tools; extra drawing and engraving; translating from foreign languages; telegrams on public business; preparation of pilot charts and their supplements, and printing and mailing same; purchase of data for charts and sailing directions and other nautical publications; books of reference and works and periodicals.
relating to hydrography, marine meteorology, navigation, surveying, oceanography, and terrestrial magnetism, and to other professional and technical subjects connected with the work of the Hydrographic Office, $78,000.

For contingent expenses of branch hydrographic offices at Boston, New York, Philadelphia, Baltimore, Norfolk, Savannah, New Orleans, San Francisco, Portland (Oregon), Portland (Maine), Chicago, Cleveland, Detroit, Buffalo, Duluth, Sault Sainte Marie, Seattle, Panama, San Juan (Puerto Rico), Los Angeles, Honolulu, and Galveston, including furniture, fuel, lights, works, and periodicals, relating to hydrography, marine meteorology, navigation, surveying, oceanography and terrestrial magnetism, stationery, miscellaneous articles, rent and care of offices, care of time balls, carfare and ferriage in visiting merchant vessels, freight and express charges, telegrams, and other necessary expenses incurred in collecting the latest information for pilot charts, and for other purposes for which the offices were established, $11,380.

For services of necessary employees at branch offices, $47,220.

CONTINGENT AND MISCELLANEOUS EXPENSES, NAVAL OBSERVATORY

For professional and scientific books, books of reference, periodicals, engravings, photographs, and fixtures for the library; for apparatus and instruments, and for repairs of the same; for repairs to buildings (including quarters), fixtures, and fences; for cleaning, repair, and upkeep of grounds and roads; furniture and furnishings for offices and quarters, gas, chemicals, paints, and stationery, including transmission of public documents through the Smithsonian exchange, foreign postage; plants, seeds, and fertilizers; for fuel, oil, grease, pipe, wire, and other materials needed for the maintenance and repair of boilers, engines, heating apparatus, electric lighting and power, and water supply; purchase and maintenance of teams; maintenance, repair, and operation of motor trucks and passenger automobiles, and of horse-drawn vehicles; telegraph and telephone service; and other absolutely necessary expenses, $27,000.

SEC. 2. No part of any money appropriated by this Act shall be used for maintaining, driving, or operating any Government-owned motor-propelled passenger-carrying vehicle not used exclusively for official purposes; and “official purposes” shall not include the transportation of officers and employees between their domiciles and places of employment except in cases of medical officers on out-patient medical service and except in cases of officers and employees engaged in field work the character of whose duties makes such transportation necessary and then only as to such latter cases when the same is approved by the head of the Department. This section shall not apply to any motor vehicle for official use of the Secretary of the Navy, and no other persons connected with the Navy Department or the naval service, except the commander in chief of the United States Asiatic Fleet, Marine Corps officers serving with expeditionary forces in foreign countries, and medical officers on out-patient medical service, shall have a Government-owned motor vehicle assigned for their exclusive use.

Approved, April 27, 1937.
[CHAPTER 141]

AN ACT

Relative to the classification of bills or statements of account produced by photographic or mechanical process.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 206 (a) of the Act entitled "An Act reclassifying the salaries of postmasters and employees of the Postal Service, readjusting their salaries and compensation on an equitable basis, increasing postal rates to provide for such readjustment, and for other purposes", approved February 28, 1925, as amended (43 Stat. 1053; U. S. C., 1934 edition, title 39, sec. 235), is hereby amended by inserting before the period at the end of such section a comma and the following: "but bills or statements of account produced by any photographic or mechanical process shall not be accepted as mail matter of the third class unless presented in quantities of twenty or more identical copies. When such bills or statements are not identical or are presented in quantities of less than twenty identical copies, they shall be subject to postage at the first-class rate";

Approved, April 27, 1937.

[CHAPTER 142]

AN ACT


Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act providing for the establishment of a term of the District Court of the United States for the Southern District of Florida, at Orlando, Florida", approved June 15, 1933, be, and the same is hereby, amended by adding at the end thereof the following proviso, to wit: "Provided further, That nothing in this Act shall be construed to prevent the provision of quarters for the officers of said court and appropriate courtrooms for the holding of the sessions of said court in any new Federal building which may be constructed in Orlando, Florida."

Approved, April 27, 1937.

[CHAPTER 143]

AN ACT

To simplify accounting.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That thereafter, in making payments for commodities or services the quantity of which is determined by metered readings, such as gas, electricity, water, steam, and the like, where the period covered by the charge begins in one fiscal year or allotment period and ends in another, the entire amount of the payment may be regarded as a charge against the appropriation or allotment current at the end of such period.

Approved, April 27, 1937.
AN ACT

To provide for the prevention of blindness in infants born in the District of Columbia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the health officer of the District of Columbia shall cause to be provided in suitable containers a 1 per centum solution of silver nitrate or other preparation which in his opinion is suitable for use as a prophylactic against inflammation of the eyes of the new-born child, the contents of each container being the exact quantity necessary for the treatment of one eye and two such containers shall be furnished for use in each case of childbirth. It shall be the duty of each physician, midwife, or other person in attendance upon any case of childbirth to administer immediately upon delivery such solution as a prophylactic against inflammation of the eyes of said new-born child. It shall be the duty of each midwife or other person, except licensed physicians, to secure containers of such solution from the health officer for use in each case of childbirth.

SEC. 2. Whenever any physician, midwife, or other person in attendance upon any case of childbirth finds that the new-born child has inflammation of the eyes, attended by a discharge therefrom, such physician, midwife, or other person shall communicate such fact in writing to the health officer within six hours after the existence of such discharge becomes known to such physician, midwife, or other person. Upon receipt of such communication the health officer, unless he finds such report to be incorrect, shall issue an order directing the parents of such child (or other person charged with its care) either to (1) place such child in the care of a registered physician or (2) submit immediately satisfactory proof of inability to pay for such medical service. If the health officer finds that the parents or such other person are unable to pay for such medical treatment, he shall order the parents (or such other person) to place the child in a hospital to be designated by the Board of Public Welfare and at the expense of said Board.

SEC. 3. No person other than a registered physician shall treat any case of inflammation of the eyes, attended by a discharge therefrom, of a new-born child for any period longer than may be necessary to obtain the services of a registered physician.

Penalty provision.

Approved, April 27, 1937.

[CHAPTER 145]

MAKING AN APPROPRIATION FOR THE CONTROL OF OUTBREAKS OF INSECT PESTS

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That for carrying out the purposes of and for expenditures authorized under the public resolution entitled “Joint resolution making funds available for the control of incipient or emergency outbreaks of insect pests or plant diseases, including grasshoppers, Mormon crickets, and chinch bugs”, approved April 6, 1937, there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $1,000,000, to remain available until June 30, 1938: Provided, That, in the discretion of the Secretary of Agriculture, no part of the appropriation be used for the control of outbreaks of insect pests or plant diseases except as authorized by the public resolution aforesaid.
this appropriation shall be expended for control of grasshoppers, Mormon crickets, or chinch bugs in any State until such State has provided the organization or materials and supplies necessary for cooperation: Provided further, That this appropriation shall be expended under the personal supervision and direction of the Secretary of Agriculture, who shall make a detailed report to the Secretary of the Senate and the Clerk of the House of Representatives of the several items of expenditures made hereunder: Provided further, That transportation of control materials purchased under this appropriation shall be under conditions and means determined by the Secretary of Agriculture as most advantageous to the Federal Government: Provided further, That procurements under this appropriation may be made by open market purchases notwithstanding the provisions of section 3709 of the Revised Statutes of the United States (U.S.C., title 41, sec. 5).

Approved, April 27, 1937.

[CHAPTER 146]

JOINT RESOLUTION

To amend the joint resolution entitled "Joint resolution providing for the prohibition of the export of arms, ammunition, and implements of war to belligerent countries; the prohibition of the transportation of arms, ammunition, and implements of war by vessels of the United States for the use of belligerent states; for the registration and licensing of persons engaged in the business of manufacturing, exporting, or importing arms, ammunition, or implements of war; and restricting travel by American citizens on belligerent ships during war", approved August 31, 1935, as amended.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the joint resolution entitled "Joint resolution providing for the prohibition of the export of arms, ammunition, and implements of war to belligerent countries; the prohibition of the transportation of arms, ammunition, and implements of war by vessels of the United States for the use of belligerent states; for the registration and licensing of persons engaged in the business of manufacturing, exporting, or importing arms, ammunition, or implements of war; and restricting travel by American citizens on belligerent ships during war", approved August 31, 1935, as amended, is amended to read as follows:

"EXPORT OF ARMS, AMMUNITION, AND IMPLEMENTS OF WAR"

"Section 1. (a) Whenever the President shall find that there exists a state of war between, or among, two or more foreign states, the President shall proclaim such fact, and it shall thereafter be unlawful to export, or attempt to export, or cause to be exported, arms, ammunition, or implements of war from any place in the United States to any belligerent state named in such proclamation, or to any neutral state for transshipment to, or for the use of, any such belligerent state.

"(b) The President shall, from time to time, by proclamation, extend such embargo upon the export of arms, ammunition, or implements of war to other states as and when they may become involved in such war.

"(c) Whenever the President shall find that a state of civil strife exists in a foreign state and that such civil strife is of a magnitude or is being conducted under such conditions that the export of arms, ammunition, or implements of war from the United States to such foreign state would threaten or endanger the peace of the United States, the President shall proclaim such fact, and it shall thereafter

be unlawful to export, or attempt to export, or cause to be exported, arms, ammunition, or implements of war from any place in the United States to such foreign state, or to any neutral state for transshipment to, or for the use of, such foreign state.

"(d) The President shall, from time to time by proclamation, definitely enumerate the arms, ammunition, and implements of war, the export of which is prohibited by this section. The arms, ammunition, and implements of war so enumerated shall include those enumerated in the President’s proclamation Numbered 2163, of April 10, 1936, but shall not include raw materials or any other articles or materials not of the same general character as those enumerated in the said proclamation, and in the Convention for the Supervision of the International Trade in Arms and Ammunition and in Implements of War, signed at Geneva June 17, 1925.

"(e) Whoever, in violation of any of the provisions of this Act, shall export, or attempt to export, or cause to be exported, arms, ammunition, or implements of war from the United States shall be fined not more than $10,000, or imprisoned not more than five years, or both, and the property, vessel, or vehicle containing the same shall be subject to the provisions of sections 1 to 8, inclusive, title 6, chapter 30, of the Act approved June 15, 1917 (40 Stat. 223-225; U. S. C., 1934 ed., title 22, secs. 238-245).

"(f) In the case of the forfeiture of any arms, ammunition, or implements of war by reason of a violation of this Act, no public or private sale shall be required; but such arms, ammunition, or implements of war shall be delivered to the Secretary of War for such use or disposal thereof as shall be approved by the President of the United States.

"(g) Whenever, in the judgment of the President, the conditions which have caused him to issue any proclamation under the authority of this section have ceased to exist, he shall revoke the same, and the provisions of this section shall thereupon cease to apply with respect to the state or states named in such proclamation, except with respect to offenses committed, or forfeitures incurred, prior to such revocation.

"SEC. 2. (a) Whenever the President shall have issued a proclamation under the authority of section 1 of this Act and he shall thereafter find that the placing of restrictions on the shipment of certain articles or materials in addition to arms, ammunition, and implements of war from the United States to belligerent states, or to a state wherein civil strife exists, 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, he shall so proclaim, and it shall thereafter be unlawful, except under such limitations and exceptions as the President may prescribe as to lakes, rivers, and inland waters bordering on the United States, and as to transportation on or over lands bordering on the United States, for any American vessel to carry such articles or materials to any belligerent state, or to any state wherein civil strife exists, named in such proclamation issued under the authority of section 1 of this Act, or to any neutral state for transshipment to, or for the use of, any such belligerent state or any such state wherein civil strife exists. The President shall by proclamation from time to time definitely enumerate the articles and materials which it shall be unlawful for American vessels to so transport.

"(b) Whenever the President shall have issued a proclamation under the authority of section 1 of this Act and he shall thereafter find that the placing of restrictions on the export of articles or materials from the United States to belligerent states, or to a state
wherein civil strife exists, is necessary to promote the security or preserve the peace of the United States or to protect the lives or commerce of citizens of the United States, he shall so proclaim, and it shall thereafter be unlawful, except under such limitations and exceptions as the President may prescribe as to lakes, rivers, and inland waters bordering on the United States, and as to transportation on or over land bordering on the United States, to export or transport, or attempt to export or transport, or cause to be exported or transported, from the United States to any belligerent state, or to any state wherein civil strife exists, named in such proclamation issued under the authority of section 1 of this Act, or to any neutral state for shipment to, or for the use of, any such belligerent state or any such state wherein civil strife exists, any articles or materials whatever until all right, title, and interest therein shall have been transferred to some foreign government, agency, institution, association, partnership, corporation, or national. The shipper of such articles or materials shall be required to file with the collector of the port from which they are to be exported a declaration under oath that there exists in citizens of the United States no right, title, or interest in such articles or materials, and to comply with such rules and regulations as shall be promulgated from time to time by the President. Any such declaration so filed shall be a conclusive estoppel against any claim of any citizen of the United States of right, title, or interest in such articles or materials. Insurance written by underwriters on any articles or materials the export of which is prohibited by this Act, or on articles or materials carried by an American vessel in violation of subsection (a) of this section, shall not be deemed an American interest therein, and no insurance policy issued on such articles or materials and no loss incurred thereunder or by the owner of the vessel carrying the same shall be made a basis of any claim put forward by the Government of the United States.

"(c) The President shall from time to time by proclamation extend such restrictions as are imposed under the authority of this section to other states as and when they may be declared to become belligerent states under proclamations issued under the authority of section 1 of this Act.

"(d) The President may from time to time change, modify, or revoke in whole or in part any proclamations issued by him under the authority of this section.

"(e) Except with respect to offenses committed, or forfeitures incurred, prior to May 1, 1939, this section and all proclamations issued thereunder shall not be effective after May 1, 1939.

"FINANCIAL TRANSACTIONS

"SEC. 3. (a) Whenever the President shall have issued a proclamation under the authority of section 1 of this Act, it shall thereafter be unlawful for any person within the United States to purchase, sell, or exchange bonds, securities, or other obligations of the government of any belligerent state or of any state wherein civil strife exists, named in such proclamation, or of any political subdivision of any such state, or of any person acting for or on behalf of the government of any such state, or of any faction or asserted government within any such state wherein civil strife exists, or of any person acting for or on behalf of any faction or asserted government within any such state wherein civil strife exists, issued after the date of such proclamation, or to make any loan or extend any credit to any such government, political subdivision, faction, asserted government, or person, or to solicit or receive any contribution for
Provided, Discretionary exceptions.

Unofficial solicitations to relieve human suffering.

Approval required.

Existing indebtedness, etc.

Penalty provision.

Provisions inapplicable on revocation of proclamation; exception.

Exceptions.

American republics.

National Munitions Control Board.

Establishment, composition, etc.

Administration of Act.

Rules and regulations.

Board meetings.

Registration of persons engaged in manufacture or traffic in arms, etc.

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any such government, political subdivision, faction, asserted government, or person: Provided, That if the President shall find that such action will serve to protect the commercial or other interests of the United States or its citizens, he may, in his discretion, and to such extent and under such regulations as he may prescribe, except from the operation of this section ordinary commercial credits and short-time obligations in aid of legal transactions and of a character customarily used in normal peacetime commercial transactions. Nothing in this subsection shall be construed to prohibit the solicitation or collection of funds to be used for medical aid and assistance, or for food and clothing to relieve human suffering, when such solicitation or collection of funds is made on behalf of and for use by any person or organization which is not acting for or on behalf of any such government, political subdivision, faction, or asserted government, but all such solicitations and collections of funds shall be subject to the approval of the President and shall be made under such rules and regulations as he shall prescribe. Any such government, political subdivision, faction, asserted government, or person: Provided, That if the President shall find that such action will serve to protect the commercial or other interests of the United States or its citizens, he may, in his discretion, and to such extent and under such regulations as he may prescribe, except from the operation of this section ordinary commercial credits and short-time obligations in aid of legal transactions and of a character customarily used in normal peacetime commercial transactions. Nothing in this subsection shall be construed to prohibit the solicitation or collection of funds to be used for medical aid and assistance, or for food and clothing to relieve human suffering, when such solicitation or collection of funds is made on behalf of and for use by any person or organization which is not acting for or on behalf of any such government, political subdivision, faction, or asserted government, but all such solicitations and collections of funds shall be subject to the approval of the President and shall be made under such rules and regulations as he shall prescribe.

“(b) The provisions of this section shall not apply to a renewal or adjustment of such indebtedness as may exist on the date of the President's proclamation.

“(c) Whoever shall violate the provisions of this section or of any regulations issued hereunder shall, upon conviction thereof, be fined not more than $50,000 or imprisoned for not more than five years, or both. Should the violation be by a corporation, organization, or association, each officer or agent thereof participating in the violation may be liable to the penalty herein prescribed.

“(d) Whenever the President shall have revoked any such proclamation issued under the authority of section 1 of this Act, the provisions of this section and of any regulations issued by the President hereunder shall thereupon cease to apply with respect to the state or states named in such proclamation, except with respect to offenses committed prior to such revocation.

“EXCEPTIONS—AMERICAN REPUBLICS

“Sec. 4. This Act shall not apply to an American republic or republics engaged in war against a non-American state or states, provided the American republic is not cooperating with a non-American state or states in such war.

“NATIONAL MUNITIONS CONTROL BOARD

“Sec. 5. (a) There is hereby established a National Munitions Control Board (hereinafter referred to as the ‘Board’) to carry out the provisions of this Act. The Board shall consist of the Secretary of State, who shall be chairman and executive officer of the Board, the Secretary of the Treasury, the Secretary of War, the Secretary of the Navy, and the Secretary of Commerce. Except as otherwise provided in this Act, or by other law, the administration of this Act is vested in the Department of State. The Secretary of State shall promulgate such rules and regulations with regard to the enforcement of this section as he may deem necessary to carry out its provisions. The Board shall be convened by the chairman and shall hold at least one meeting a year.

“(b) Every person who engages in the business of manufacturing, exporting, or importing any of the arms, ammunition, or implements of war referred to in this Act, whether as an exporter, importer, manufacturer, or dealer, shall register with the Secretary of State his name, or business name, principal place of business, and
places of business in the United States, and a list of the arms, ammunition, and implements of war which he manufactures, imports, or exports.

"(c) Every person required to register under this section shall notify the Secretary of State of any change in the arms, ammunition, or implements of war which he manufactures, imports, or manufactures; and upon such notification the Secretary of State shall issue to such person an amended certificate of registration, free of charge, which shall remain valid until the date of expiration of the original certificate. Every person required to register under the provisions of this section shall pay a registration fee of $500, unless he manufactured, exported, or imported arms, ammunition, and implements of war to a total sales value of less than $50,000 during the twelve months immediately preceding his registration, in which case he shall pay a registration fee of $100. Upon receipt of the required registration fee, the Secretary of State shall issue a registration certificate valid for five years, which shall be renewable for further periods of five years upon the payment for each renewal of a fee of $500 in the case of persons who manufactured, exported, or imported arms, ammunition, and implements of war to a total sales value of more than $50,000 during the twelve months immediately preceding the renewal, or a fee of $100 in the case of persons who manufactured, exported, or imported arms, ammunition, and implements of war to a total sales value of less than $50,000 during the twelve months immediately preceding the renewal. The Secretary of the Treasury is hereby directed to refund, out of any moneys in the Treasury not otherwise appropriated, the sum of $400 to every person who shall have paid a registration fee of $500 pursuant to this Act, who manufactured, exported, or imported arms, ammunition, and implements of war to a total sales value of less than $50,000 during the twelve months immediately preceding his registration.

"(d) It shall be unlawful for any person to export, or attempt to export, from the United States to any other state, any of the arms, ammunition, or implements of war referred to in this Act, or to import, or attempt to import, to the United States from any other state, any of the arms, ammunition, or implements of war referred to in this Act, without first having obtained a license therefor.

"(e) All persons required to register under this section shall maintain, subject to the inspection of the Secretary of State, or any person or persons designated by him, such permanent records of manufacture for export, importation, and exportation of arms, ammunition, and implements of war as the Secretary of State shall prescribe.

"(f) Licenses shall be issued to persons who have registered as herein provided for, except in cases of export or import licenses where the export of arms, ammunition, or implements of war would be in violation of this Act or any other law of the United States, or of a treaty to which the United States is a party, in which cases such licenses shall not be issued.

"(g) Whenever the President shall have issued a proclamation under the authority of section 1 of this Act, all licenses theretofore issued under this Act shall ipso facto and immediately upon the issuance of such proclamation, cease to grant authority to export arms, ammunition, or implements of war from any place in the United States to any belligerent state, or to any state wherein civil strife exists, named in such proclamation, or to any neutral state for transshipment to, or for the use of, any such belligerent state or any such state wherein civil strife exists; and said licenses, insofar as the grant of authority to export to the state or states named in such proclamation is concerned, shall be null and void.
“(h) No purchase of arms, ammunition, or implements of war shall be made on behalf of the United States by any officer, executive department, or independent establishment of the Government from any person who shall have failed to register under the provisions of this Act.


“(j) The Board shall make an annual report to Congress, copies of which shall be distributed as are other reports transmitted to Congress. Such reports shall contain such information and data collected by the Board as may be considered of value in the determination of questions connected with the control of trade in arms, ammunition, and implements of war. The Board shall include in such reports a list of all persons required to register under the provisions of this Act, and full information concerning the licenses issued hereunder.

“(k) The President is hereby authorized to proclaim upon recommendation of the Board from time to time a list of articles which shall be considered arms, ammunition, and implements of war for the purposes of this section.

“AMERICAN VESSELS PROHIBITED FROM CARRYING ARMS TO BELLIGERENT STATES

“Sec. 6. (a) Whenever the President shall have issued a proclamation under the authority of section 1 of this Act, it shall thereafter be unlawful, until such proclamation is revoked, for any American vessel to carry any arms, ammunition, or implements of war to any belligerent state, or to any state wherein civil strife exists, named in such proclamation, or to any neutral state for transshipment to, or for the use of, any such belligerent state or any such state wherein civil strife exists.

“(b) Whoever, in violation of the provisions of this section, shall take, or attempt to take, or shall authorize, hire, or solicit another to take, any American vessel carrying such cargo out of port or from the jurisdiction of the United States shall be fined not more than $10,000, or imprisoned not more than five years, or both; and, in addition, such vessel, and her tackle, apparel, furniture, and equipment, and the arms, ammunition, and implements of war on board, shall be forfeited to the United States.

“USE OF AMERICAN PORTS AS BASE OF SUPPLY

“Sec. 7. (a) Whenever, during any war in which the United States is neutral, the President, or any person thereunto authorized by him, shall have cause to believe that any vessel, domestic or foreign, whether requiring clearance or not, is about to carry out of a port of the United States, fuel, men, arms, ammunition, implements of war, or other supplies to any warship, tender, or supply ship of a belligerent state, but the evidence is not deemed sufficient to justify forbidding the departure of the vessel as provided for by section 1, title V, chapter 30, of the Act approved June 15, 1917 (40 Stat. 217, 221; U. S. C., 1934 ed., title 18, sec. 31), and if, in the President's judgment, such action will serve to maintain peace between the United States and foreign states, or to protect the commercial interests of the United States and its citizens, or to promote the security or neutrality of the United States, he shall have the power and it shall be his duty to require the owner, master, or person in command thereof, before
departing from a port of the United States, to give a bond to the
United States, with sufficient sureties, in such amount as he shall deem
proper, conditioned that the vessel will not deliver the men, or any
part of the cargo, to any warship, tender, or supply ship of a belligerent
state.

"(b) If the President, or any person thereunto authorized by him,
shall find that a vessel, domestic or foreign, in a port of the United
States, has previously cleared from a port of the United States during
such war and delivered its cargo or any part thereof to a warship,
tender, or supply ship of a belligerent state, he may prohibit the
departure of such vessel during the duration of the war.

"MERCHANT VESSELS"

"SEC. 8. Whenever, during any war in which the United States is
neutral, the President shall find that special restrictions placed on
the use of the ports and territorial waters of the United States by
the submarines or armed merchant vessels of a foreign state, will
serve to maintain peace between the United States and foreign states,
or to protect the commercial interests of the United States and its
citizens, or to promote the security of the United States, and shall
make proclamation thereof, it shall thereafter be unlawful for any
such submarine or armed merchant vessel to enter a port or the
territorial waters of the United States or to depart therefrom, except
under such conditions and subject to such limitations as the President
may prescribe. Whenever, in his judgment, the conditions which
have caused him to issue his proclamation have ceased to exist, he
shall revoke his proclamation and the provisions of this section shall
thereupon cease to apply.

"TRAVEL ON VESSELS OF BELLIGERENT STATES"

"SEC. 9. Whenever the President shall have issued a proclamation
under the authority of section 1 of this Act it shall thereafter be
unlawful for any citizen of the United States to travel on any vessel
of the state or states named in such proclamation, except in accord-
ance with such rules and regulations as the President shall prescribe:
Provided, however, That the provisions of this section shall not
apply to a citizen of the United States traveling on a vessel whose
voyage was begun in advance of the date of the President's procla-
mination, and who had no opportunity to discontinue his voyage after
that date: And provided further, That they shall not apply under
ninety days after the date of the President's proclamation to a citizen
of the United States returning from a foreign state to the United
States. Whenever, in the President's judgment, the conditions which
have caused him to issue his proclamation have ceased to exist, he
shall revoke his proclamation and the provisions of this section shall
thereupon cease to apply with respect to the state or states named
in such proclamation, except with respect to offenses committed prior
to such revocation.

"ARMING OF AMERICAN MERCHANT VESSELS PROHIBITED"

"SEC. 10. Whenever the President shall have issued a proclamation
under the authority of section 1, it shall thereafter be unlawful,
until such proclamation is revoked, for any American vessel engaged
in commerce with any belligerent state, or any state wherein civil
strife exists, named in such proclamation, to be armed or to carry
any armament, arms, ammunition, or implements of war, except
small arms and ammunition therefor on which the President may deem
necessary and shall publicly designate for the preservation of disci-
pline aboard such vessels.
"REGULATIONS"

"SEC. 11. 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 Act; and he may exercise any power or authority conferred on him by this Act through such officer or officers, or agency or agencies, as he shall direct.

"GENERAL PENALTY PROVISION"

"SEC. 12. In every case of the violation of any of the provisions of this Act or of any rule or regulation issued pursuant thereto where a specific penalty is not herein provided, such violator or violators, upon conviction, shall be fined not more than $10,000, or imprisoned not more than five years, or both.

"DEFINITIONS"

"SEC. 13. For the purposes of this Act—

"(a) The term ‘United States’, when used in a geographical sense, includes the several States and Territories, the insular possessions of the United States (including the Philippine Islands), the Canal Zone, and the District of Columbia.

"(b) The term ‘person’ includes a partnership, company, association, or corporation, as well as a natural person.

"(c) The term ‘vessel’ means every description of watercraft (including aircraft) or other contrivance used, or capable of being used, as a means of transportation on, under, or over water.

"(d) The term ‘American vessel’ means any vessel (including aircraft) documented under the laws of the United States.

"(e) The term ‘vehicle’ means every description of carriage (including aircraft) or other contrivance used, or capable of being used, as a means of transportation on or over land.

"(f) The term ‘state’ shall include nation, government, and country.

"SEPARABILITY OF PROVISIONS"

"SEC. 14. If any of the provisions of this Act, or the application thereof to any person or circumstance, is held invalid, the remainder of the Act, and the application of such provision to other persons or circumstances, shall not be affected thereby.

"APPROPRIATIONS"

"SEC. 15. There is hereby authorized to be appropriated from time to time, out of any money in the Treasury not otherwise appropriated, such amounts as may be necessary to carry out the provisions and accomplish the purposes of this Act.”

Approved, May 1, 1937, 6.30 p. m., Central Standard Time.

[CHAPTER 147]

AN ACT

To authorize an appropriation for reconstruction at Fort Niagara, New York, to replace loss by fire.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $54,000, or so much thereof as may be necessary for the purpose of reconstructing at Fort Niagara, New York, the building known as officers’ quarters, mess hall, and assembly rooms, which was destroyed by fire in January 1936.

Approved, May 6, 1937.
CHAPTER 148

AN ACT

Authorizing an appropriation for payment to the Government of Great Britain for the account of N. J. Moosa, a British subject.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the Government of Great Britain for the account of N. J. Moosa, a British subject, as full indemnity for the personal injuries received by him as the result of a collision between a broker's trap in which he was riding and a United States Marine Corps truck at Shanghai, China, on September 13, 1928, and for medical and hospital expenses incurred by him in connection with his injuries, the sum of $15.59.

Approved, May 6, 1937.

CHAPTER 149

AN ACT

Authorizing an appropriation for payment to the Government of the Netherlands for the account of the family of Miguel Paula.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the Government of the Netherlands for the account of the family of Miguel Paula, a citizen of the Netherlands, for the death of Paula due to cocaine poisoning while a patient at the United States Marine Hospital at New Orleans, Louisiana, on January 23, 1931, the sum of $3,500.

Approved, May 6, 1937.

CHAPTER 150

AN ACT

Authorizing an appropriation for payment to the French Government for the account of Henry Borday, a citizen of France.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the French Government for the account of Henry Borday, a citizen of France, as compensation for personal injuries sustained by him due to an assault at his place of business at Port au Prince, Haiti, by two United States marines on October 3, 1916, the sum of $1,000.

Approved, May 6, 1937.

CHAPTER 151

AN ACT

Authorizing an appropriation for payment to the Government of Great Britain for the account of the Shanghai Electric Construction Company, Limited.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the Government of Great Britain for the account of the Shanghai Electric Construction Company, Limited, as full indemnity for losses sustained by the said company as the result of a collision between United States Marine Corps truck numbered 1130 and tramcar B. 108 owned by the company in Shanghai, China, on November 29, 1929, the sum of (the equivalent of $157.20 Mexican) $78.60.

Approved, May 6, 1937.
[CHAPTER 152] AN ACT
Authorizing an appropriation for payment to the Government of Canada for the account of Janet Hardcastle Ross, a citizen of Canada.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the Government of Canada for the account of Janet Hardcastle Ross, a citizen of Canada, in full settlement of all claims for personal injury resulting from the dropping of a dummy bomb by a United States Navy airplane near Coronado, California, on March 27, 1929, the sum of $920.45.

Approved, May 6, 1937.

[CHAPTER 153] AN ACT
Authorizing an appropriation for payment to the Government of Chile for the account of Enriqueta Koch v. de Jeanneret, a citizen of Chile.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the Government of Chile for the account of Enriqueta Koch v. de Jeanneret, as complete indemnity for injuries to her daughter, Lucia de Jeanneret, of Valparaiso, Chile, occasioned by an assault at Valparaiso by Andrew Stanley Kondek, seaman, United States Navy, on February 4, 1921, and as reimbursement of all expenses caused thereby, the sum of $2,000.

Approved, May 6, 1937.

[CHAPTER 154] AN ACT
Authorizing an appropriation for payment to the Government of China for the account of Li Po-tien.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the Government of China for the account of Li Po-tien, a citizen of China, as compensation for personal injuries sustained as a result of an assault committed by Anthony R. Tofil, private, United States marines, at Tientsin, China, on January 2, 1929, the sum of $300.

Approved, May 6, 1937.

[CHAPTER 155] AN ACT
Authorizing an appropriation for payment to the Government of China for the account of certain Chinese citizens.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the Government of China for the account of Ch'u Shih-hsiang (Cheu S. Ziang), a citizen of China, the sum of $300, and for the account of Ma Jui-hsiang (Mo Zung Poo), a citizen of China, the sum of $300 in full
settlement of all claims for personal injuries sustained as a result of an assault committed by William H. Moon, corporal, United States Marines, at Shanghai, China, on May 26, 1931.

Approved, May 6, 1937.

[CHAPTER 156]

AN ACT

Authorizing an appropriation for the payment of the claim of General Higinio Alvarez, a Mexican citizen, with respect to lands on the Farmers Banco in the State of Arizona.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $20,000, of which amount $15,000 is to be paid to the Government of Mexico for the account of General Higinio Alvarez in full settlement of his claim against the United States with respect to the ownership of lands on the Farmers Banco in the State of Arizona, and the remaining $5,000 is to be paid to the executors or administrators of the estate of R. E. Fishburn, deceased, in full settlement of such interest in the said Farmers Banco or the proceeds of the settlement therefor as was acquired by virtue of a grant to R. E. Fishburn dated January 6, 1927, signed by General Alvarez, or by the assignment by General Alvarez dated December 3, 1935, in favor of Mrs. R. E. Fishburn and other heirs of said R. E. Fishburn, or by both such grant and assignment, for distribution according to law: Provided, however, That no payment shall be made unless and until the Secretary of State shall have received from the Government of Mexico satisfactory assurances that no transfer, other than that specified herein, has been made by General Alvarez, or by anyone acting for or under him, of any part of his right, title, or interest in or to the property comprising the Farmers Banco; until the written opinion of the Attorney General shall be had in favor of the validity of the title; and until General Alvarez has given to the United States a quitclaim deed, in such form as may be deemed satisfactory to the Secretary of State, to all of his right, title, and interest in and to all of the land comprising the Farmers Banco, claimed by him under an instrument of grant dated October 22, 1926, signed by the Constitutional President of the United Mexican States, or otherwise.

Approved, May 6, 1937.

[CHAPTER 157]

AN ACT

Authorizing an appropriation for payment to the Government of China for the account of certain citizens of China.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the Government of China for the account of the estate of Chang Hsi Ying, in full settlement of all claims arising out of a collision in Chinese waters, on June 2, 1927, between the United States naval vessel Bittern and a Chinese junk, resulting in the drowning of Chang Hsi Ying, a member of the crew of the junk, the sum of $500.

Approved, May 6, 1937.
AN ACT

[CHAPTER 158]

Authorizing an appropriation for payment to the Government of China for the account of certain Chinese citizens.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the Government of China for the account of the estate of Li Ying-ting (Li Ing Ding), a citizen of China, the sum of $1,500 as full indemnity for the deaths of Li Yuen Han (Li Yung-han), Wang Sze (Li Hwang-shih), Chun Wo (Li Chen-Ho), and Foh Ling (Li Fu-lin), the son, daughter-in-law, grandson, and granddaughter, respectively, of Li Ying-ting (Li Ing Ding), resulting from a collision between the junk of Li Ying-ting (Li Ing Ding), and a United States naval vessel on the Yangtze River on July 3, 1925, and for medical and burial expenses incurred by Li Ying-ting (Li Ing Ding), as a result of the collision.

Approved, May 6, 1937.

[CHAPTER 159]

Authorizing an appropriation for payment to the Government of the Dominican Republic for the account of Mercedes Martinez Viuda de Sanchez, a Dominican subject.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the Government of the Dominican Republic for the account of Mercedes Martinez Viuda de Sanchez, a Dominican subject, as a recognition by this Government of the meritorious services rendered by her late husband, Emeterio Sanchez, in rescuing certain members of the United States battleship Memphis on August 29, 1916, and to relieve her present financial condition, the sum of $500.

Approved, May 6, 1937.

[CHAPTER 160]

Authorizing an appropriation for payment to the Government of China for the account of Ling Mau Mau, a citizen of China.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the Government of China for the account of Ling Mau Mau, a citizen of China, as full indemnity for the personal injuries received by him as the result of a collision between the junk of Wong Miao Fah and a United States naval vessel on the Whangpoo River, Shanghai, China, on May 20, 1930, and for medical expenses incurred by Ling Mau Mau in connection with his injuries, the sum of $1,500.

Approved, May 6, 1937.
[CHAPTER 161]

AN ACT

Authorizing an appropriation for payment to the Government of China for the account of certain Chinese citizens.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the Government of China for the account of Yao Ah-Ken, $1,500; Chiang Ah-erh (Tsiange Ah Erh), $1,500; the family of Ts'ao Jung-k'uan (Dzao Yong Kwer), $1,500, as full indemnity for losses sustained by Yao Ah-Ken, Chiang Ah-erh (Tsiange Ah Erh), and by the family of Ts'ao Jung-k'uan (Dzao Yong Kwer) as the result of a collision between United States Marine Corps truck numbered 1130 and tramcar B, 168, owned by the Shanghai Electric Construction Company, Limited, in Shanghai, China, on November 29, 1929.

Approved, May 6, 1937.

[CHAPTER 162]

AN ACT

Authorizing an appropriation for payment to the Government of Nicaragua for the account of Mercedes V. de Williams and others.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the Government of Nicaragua for the account of Mercedes V. de Williams, a citizen of Nicaragua, as reimbursement for the deterioration of a boat said to have been owned by Mrs. Williams' husband, Fordyce (Frank) Williams, now deceased, and loaned by him to individual members of the Marine Corps stationed at Prinzapolka, Nicaragua, for recreational purposes, and to have been used by them for such purposes in 1928 and 1929, the sum of $75; for the account of Raimunda Valladares de Corderon, the widow of Justo Calderon, and the children of Justo Calderon, a native of Nicaragua, who was shot to death by a member of the United States naval forces on January 30, 1930, the sum of $2,500; for the account of Demetrio Valle, a citizen of Nicaragua, as full indemnity for losses sustained by him as the result of a bombing operation by a United States Marine Corps airplane near Palasagua, Nicaragua, on or about April 11, 1929, the sum of $600; for the account of Salvador Huitrago Diaz, a Nicaraguan citizen, as full indemnity for damages alleged to have been done to his property by United States marines on February 6, 1921, the sum of $1,500; for the account of the following-named families and individuals the sum of $11,700 as a total indemnity for losses sustained as a result of the death or personal injury of Manuel Gomez Molino and others during encounters with United States marines in December 1921 and January 1922; (1) to the family of Manuel Gomez Molino, who was killed December 8, 1921, $1,500; (2) to the family of Obdulio Gomez, who was killed December 8, 1921, $1,500; (3) to the family of Guadalupe Balverve (Valverde), who was killed December 8, 1921, $1,500; (4) to the family of Francisco Ramos, who was killed January 25, 1922, $1,500; (5) to the family of Estanislao Rocha, who was killed January 25, 1922, $1,500; (6) to the family of Julio Carballo, who was killed January 25, 1922, $1,500; (7) to the family of Manuel Hernandez, who was killed January 25, 1922, $1,500; (8) to Manuel Pineda, who was wounded December 8, 1921, $150; (9) to Alejandro...
CHAPTER 163

An Act authorizing an appropriation for payment to the Government of Great Britain for the account of certain British citizens.

May 8, 1937

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated out of any money in the Treasury not otherwise appropriated, for payment to the Government of Great Britain for the account of Samuel Richardson, as full indemnity for the death of Samuel Richardson, who is alleged to have been killed at Consuelo, Dominican Republic, by United States marines on May 1, 1921, the sum of $1,000.

Approved, May 6, 1937.
[CHAPTER 164]

AN ACT
To authorize the Attorney General to settle outstanding claims against Chapman Field, Florida, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Attorney General is hereby authorized to settle, adjust, and compromise any and all outstanding claims, including that of the Royal Citrus Groves Company, adverse to the Government's title to Chapman Field, Florida, including all accretions, relictions, shoals, islands, tidelands, and underwater lands lying seaward of the fastlands included in the United States Public Land Survey of 1847, and to take such steps as he may deem necessary to remove all clouds upon the Government's title thereto, and there is hereby authorized to be appropriated the sum of $5,000, or so much thereof as may be necessary, for such purpose.

Approved, May 6, 1937.

[CHAPTER 179]

JOINT RESOLUTION
To provide emergent appropriations for certain Federal activities for the remainder of the fiscal year ending June 30, 1937.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are hereby appropriated, out of any money in the Treasury not otherwise appropriated, to supply emergent appropriations for the continued functioning during the fiscal year ending June 30, 1937, of the following activities, respectively:

SENATE

To pay to Pearl Duke Bachman, widow of Honorable Nathan L. Bachman, late a Senator from the State of Tennessee, $10,000.

FEDERAL TRADE COMMISSION

Salaries and expenses: For an additional amount for five Commissioners, and for all other authorized expenditures of the Federal Trade Commission in performing the duties imposed by law or in pursuance of law, including the same objects specified under this head in the Independent Offices Appropriation Act, 1937, $290,000.

Printing and binding: For an additional amount for all printing and binding for the Federal Trade Commission, fiscal year 1937, $7,500.

INTERSTATE COMMERCE COMMISSION

Air mail: For an additional amount to enable the Interstate Commerce Commission to perform the duties imposed upon it by the Act approved June 12, 1934, entitled "An Act to revise air-mail laws, and to establish a commission to make a report to the Congress recommending an aviation policy" (U. S. C., title 39, secs. 469-469q) as amended by the Act approved August 14, 1935, entitled "An Act to amend the air-mail laws and to authorize the extension of the Air Mail Service" (49 Stat. 614-619), including the same objects specified under this head in the Independent Offices Appropriation Act, 1937, $20,000: Provided, That the limitation of $130,000 on the amount that may be expended for the personal services in the District of Columbia from the appropriation for air mail contained in the Independent Offices Appropriation Act, 1937, is hereby increased to $145,000.

Proviso. Amount for service in the District increased.

May 14, 1937
(H. J. Res. 511)
[Pub. Res., No. 38]
Emergent appropriations for certain Federal activities, fiscal year 1937.
Motor transport regulation: For an additional amount for all authorized expenditures necessary to enable the Interstate Commerce Commission to carry out the provisions of the Motor Carrier Act, approved August 9, 1935 (49 Stat. 543-567), including the same objects specified under this head in the Independent Offices Appropriation Act, 1937, $350,000: Provided, That the limitation of $3,250 on the amount that may be expended for the purchase of motor-propelled passenger-carrying vehicles from the appropriation for motor transport regulation contained in the Independent Offices Appropriation Act, 1937, is hereby increased to $30,000: Provided further, That Joint Board members may use Government transportation requests when traveling in connection with their duties as such members.

RAILROAD RETIREMENT BOARD

Salaries and expenses: For an additional amount for three Board members and for all authorized and necessary expenditures of the Railroad Retirement Board in performing the duties imposed by law or in pursuance of law, including the same objects specified under this head in the Independent Offices Appropriation Act, 1937, and including the purchase (including exchange) of two motor-propelled passenger-carrying vehicles to replace the three passenger automobiles now operated and maintained by the Board, $280,000.

DEPARTMENT OF COMMERCE

BUREAU OF MARINE INSPECTION AND NAVIGATION

Departmental salaries: For an additional amount for the Director and other personal services in the District of Columbia, fiscal year 1937, $60,460.

Salaries and general expenses: For an additional amount for salaries of shipping commissioners, steamboat inspectors, and other personal services, fiscal year 1937, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1937, $215,900, of which amount $50,000 shall be available only for the payment of extra compensation for overtime services of local inspectors of steam vessels and their assistants, and United States shipping commissioners and their deputies and assistants, for which the United States receives reimbursement in accordance with the provisions of section 6 of the Act of May 27, 1936 (49 Stat. 1380).

TREASURY DEPARTMENT

BUREAU OF THE MINT

Salaries and expenses, mints and assay offices: For an additional amount for salaries and expenses, mints and assay offices, including the same objects specified under this head in the Treasury Department Appropriation Act, 1937, and including the purchase of one motorbus at not to exceed $1,500, and the maintenance, repair, and operation thereof for use at the Fort Knox Bullion Depository, $262,500: Provided, That the appropriation under this head for the fiscal year 1938 shall be available for maintenance, repair, and operation of such motorbus.

Approved, May 14, 1937.
[CHAPTER 180]

AN ACT

Making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1938, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

TITLE I—TREASURY DEPARTMENT

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Treasury Department for the fiscal year ending June 30, 1938, namely:

OFFICE OF THE SECRETARY

Salaries: Secretary of the Treasury, Under Secretary of the Treasury, three Assistant Secretaries of the Treasury, and other personal services in the District of Columbia, including the temporary employment of experts, $207,300: Provided, That in expending appropriations or portions of appropriations contained in this Act for the payment of personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the Assistant Secretaries of the Treasury and the Assistant Postmasters General, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade, but not more often than once in any fiscal year, and then only to the next higher rate: Provided further, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, (2) to require the reduction in salary of any person whose compensation was fixed, as of July 1, 1924, in accordance with the rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit, (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (6) to reduce the compensation of any person in a grade in which only one position is allocated.

For personal services in the District of Columbia in connection with carrying out the provisions of the Emergency Banking Act, approved March 9, 1933 (48 Stat. 1), the Gold Reserve Act of 1934 (48 Stat. 337), the Silver Purchase Act of 1934 (48 Stat. 1178), and any Executive orders, proclamations, and regulations issued under such Acts, $30,000.

DIVISION OF RESEARCH AND STATISTICS

Salaries: For personal services in the District of Columbia, $60,000.

For personal services in the District of Columbia in connection with carrying out the provisions of the Emergency Banking Act, approved March 9, 1933 (48 Stat. 1), the Gold Reserve Act of...
Subscriptions to paid-in surplus of Federal land banks: To enable the Secretary of the Treasury to pay for subscriptions to the paid-in surplus of Federal land banks under section 23 of the Emergency Farm Mortgage Act of 1933, approved May 12, 1933 (48 Stat. 31), $20,000,000, together with the unexpended balances of the fund for this purpose created by the First Deficiency Appropriation Act, fiscal year 1936, and of the appropriation for this purpose continued in the Emergency Appropriation Act, fiscal year 1935.

Old-age reserve account, Social Security Act: For an amount sufficient as an annual premium for the payments required under title II of the Social Security Act, approved August 14, 1935 (U. S. C., title 42, sec. 401), and authorized to be appropriated to the old-age reserve account established under section 201 (a) of the Act, $500,000,000: Provided, That such amount shall be available until expended for making payments required under the Act, and the amounts not required for current payments shall be invested from time to time in such amounts and in such manner as the Secretary of the Treasury may deem most expedient in accordance with the provisions of such Act.

**OFFICE OF GENERAL COUNSEL**

Salaries: For the General Counsel and other personal services in the District of Columbia, $97,000.

For personal services in the District of Columbia in connection with carrying out the provisions of the Emergency Banking Act, approved March 9, 1933 (48 Stat. 1), the Gold Reserve Act of 1934 (48 Stat. 337), the Silver Purchase Act of 1934 (48 Stat. 1178), and any Executive orders, proclamations, and regulations issued under such Acts, $55,000.

**OFFICE OF CHIEF CLERK AND SUPERINTENDENT**

Salaries: For the Chief Clerk and other personal services in the District of Columbia, including the operating force of the Treasury, Liberty Loan, and Auditors' Buildings, and the Treasury Department Annex, Pennsylvania Avenue and Madison Place, and of other buildings under the control of the Treasury Department, $520,000.

For personal services in the District of Columbia in connection with carrying out the provisions of the Emergency Banking Act, approved March 9, 1933 (48 Stat. 1), the Gold Reserve Act of 1934 (48 Stat. 337), the Silver Purchase Act of 1934 (48 Stat. 1178), and any Executive orders, proclamations, and regulations issued under such Acts, $25,000.

**MISCELLANEOUS AND CONTINGENT EXPENSES, TREASURY DEPARTMENT**

For miscellaneous and contingent expenses of the office of the Secretary and the bureaus and offices of the Department, including operating expenses of the Treasury, Treasury Annex, Auditors', and Liberty Loan Buildings; newspaper clippings, financial journals, books of reference, law books, technical and scientific books, newspapers, and periodicals, expenses incurred in completing imperfect series, library cards, supplies, and all other necessary expenses connected with the library; not exceeding $5,000 for traveling expenses, including the payment of actual transportation and subsistence expenses to any person whom the Secretary of the Treasury may from time to time invite to the city of Washington or elsewhere for

1934 (48 Stat. 337), the Silver Purchase Act of 1934 (48 Stat. 1178), and any Executive orders, proclamations, and regulations issued under such Acts, $70,000.
conference and advisory purposes in furthering the work of the Department; freight, expressage, telegraph and telephone service; purchase and exchange of motor trucks, and maintenance and repair of motor trucks and three passenger automobiles (one for the Secretary of the Treasury and two for general use of the Department), all to be used for official purposes only; file holders and cases; fuel, oils, grease, and heating supplies and equipment; gas and electricity for lighting, heating, and power purposes, including material, fixtures, and equipment therefor; purchase, exchange, and repair of typewriters and labor-saving machines and equipment and supplies for same; floor covering and repairs thereto; furniture and office equipment, including supplies therefor and repairs thereto; awnings, window shades, and fixtures; cleaning supplies and equipment; drafting equipment; ammonia for ice plant; flags; hand trucks, ladders; miscellaneous hardware; streetcar fares not exceeding $500; thermometers; lavatory equipment and supplies; tools and sharpening same; laundry service; laboratory supplies and equipment, removal of rubbish; postage; uniforms for Treasury guards not exceeding $1,200; custody, care, protection, and expenses of sales of lands and other property of the United States, acquired and held under sections 3749 and 3750 of the Revised Statutes (U. S. C., title 40, sec. 301, 302), the examination of titles, recording of deeds, advertising, and auctioneers' fees in connection therewith; and other absolutely necessary articles, supplies, and equipment, not otherwise provided for; $170,000: Provided, That the appropriations for the Public Debt Service, Internal Revenue Service, Federal Alcohol Administration, and Division of Disbursement for the fiscal year 1938 are hereby made available for the payment of items otherwise properly chargeable to this appropriation, the provisions of section 6, Act of August 23, 1912 (U. S. C., title 31, sec. 669), to the contrary notwithstanding: Provided further, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the Treasury Department when the aggregate amount involved does not exceed the sum of $50.

For supplies and materials, communications service, travelling expenses, equipment, and miscellaneous expenses in connection with carrying out the provisions of the Emergency Banking Act, approved March 9, 1933, the Gold Reserve Act of 1934, the Silver Purchase Act of 1934, and any Executive orders, proclamations, and regulations issued under such Acts, $55,000.

DIVISION OF PRINTING

Salaries: For the Chief, Division of Printing, and other personal services in the District of Columbia, $69,240.

Printing and binding: For printing and binding for the Treasury Department, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, including materials for the use of the bookbinder, located in the Treasury Department, but not including work done at the New York Customhouse bindery authorized by the Joint Committee on Printing in accordance with the Act of March 1, 1919 (U. S. C., title 44, sec. 111), $775,000.

Stationery: For stationery for the Treasury Department and its several bureaus and offices, and field services thereof, including tags, labels, and index cards, printed in the course of manufacturing, packing boxes and other materials necessary for shipping stationery supplies, and cost of transportation of stationery supplies purchased free on board point of shipment and of such supplies shipped from Washington to field offices, $475,000.
OFFICE OF COMMISSIONER OF ACCOUNTS AND DEPOSITS

Salaries: For Commissioner of Accounts and Deposits and other personal services in the District of Columbia, including the Division of Bookkeeping and Warrants, $290,000.

Division of Disbursement, salaries and expenses: For personal services in the District of Columbia and in the field, stationery, travel, rental of equipment, and all other necessary miscellaneous and contingent expenses, $1,427,500: Provided, That with the approval of the Director of the Bureau of the Budget there may be transferred to this appropriation from funds available for the Agricultural Adjustment Administration (including transfers to the Bureau of Internal Revenue for administrative expenses), Federal Housing Administration, Federal Prison Industries, Railroad Retirement Board, Social Security Board, and the United States Maritime Commission, such sums as may be necessary to cover the expense incurred in performing the function of disbursement therefor: Provided further, That hereafter the provisions of the Act of August 23, 1912 (37 Stat. 375), shall not preclude the furnishing by the Division of Disbursement, Treasury Department, at the request of administrative officers, of addressographed or stenciled lists of persons receiving periodic payments from the United States, which lists, as administratively revised and certified, if otherwise in proper form, may constitute the voucher upon which the Division of Disbursement may make payment.

Contingent expenses, public moneys: For contingent expenses under the requirements of section 3653 of the Revised Statutes (U. S. C., title 31, sec. 545), for the collection, safe-keeping, transfer, and disbursement of the public money, transportation of notes, bonds, and other securities of the United States, salaries of special agents, actual expenses of examiners detailed to examine the books, accounts, and money on hand at the several depositories, including national banks acting as depositories under the requirements of section 3649 of the Revised Statutes (U. S. C., title 31, sec. 548), also including examinations of cash accounts at mints and cost of insurance on shipments of money by registered mail or otherwise when necessary, $200,000.

Recoinage of minor coins: To enable the Secretary of the Treasury to continue the recoinage of worn and uncurren minor coins of the United States now in the Treasury or hereafter received, and to reimburse the Treasurer of the United States for the difference between the nominal or face value of such coins and the amount the same will produce in new coins, $25,000.

Recoinage of silver coins: To enable the Secretary of the Treasury to continue the recoinage of worn and uncurren subsidiary silver coins of the United States now in the Treasury or hereafter received, and to reimburse the Treasurer of the United States for the difference between the nominal or face value of such coins and the amount the same will produce in new coins, $600,000.

Relief of the indigent, Alaska: For the payment to the United States district judges in Alaska but not to exceed 10 per centum of the receipts from licenses collected outside of incorporated towns in Alaska, to be expended for the relief of persons in Alaska who are indigent and incapacitated through nonage, old age, sickness, or accident, $20,000.

Refund of moneys erroneously received and covered: To enable the Secretary of the Treasury to meet any expenditures of the character formerly chargeable to the appropriation accounts abolished
under section 18 of the Permanent Appropriation Repeal Act of 1934, approved June 26, 1934, and any other collections erroneously received and covered which are not properly chargeable to any other appropriation, $50,000.

Payment of unclaimed moneys: To enable the Secretary of the Treasury to meet any expenditures of the character formerly chargeable to the appropriation accounts abolished under section 17 of the Permanent Appropriation Repeal Act of 1934, approved June 26, 1934, payable from the funds held by the United States in the trust fund receipt account “Unclaimed moneys of individuals whose whereabouts are unknown”, $12,000.

PUBLIC DEBT SERVICE

Salaries and expenses: For necessary expenses connected with the administration of any public-debt issues and United States paper-currency issues with which the Secretary of the Treasury is charged, including the purchase of law books, directories, books of reference, pamphlets, periodicals, and newspapers, and the maintenance, operation, and repair of a motor-propelled bus or station wagon for use of the Destruction Committee, and including the Commissioner of the Public Debt and other personal services in the District of Columbia, $2,100,000: Provided, That the amount to be expended for personal services in the District of Columbia shall not exceed $2,075,000: Provided further, That the indefinite appropriation “Expenses of loans, Act of September 24, 1917, as amended and extended” (U. S. C., title 31, secs. 760, 761), shall not be used during the fiscal year 1938 to supplement the appropriation herein made for the current work of the Public Debt Service and the amount obligated under such indefinite appropriation during such fiscal year shall not exceed $2,978,000.

Distinctive paper for United States securities: For distinctive paper for United States currency and Federal Reserve bank currency, including transportation of paper, traveling, mill, and other necessary expenses, and salaries of employees and allowance, in lieu of expenses, of officer or officers detailed from the Treasury Department, not exceeding $50 per month each when actually on duty; in all, $716,900: Provided, That in order to foster competition in the manufacture of distinctive paper for United States securities, the Secretary of the Treasury is authorized, in his discretion, to split the award for such paper for the fiscal year 1938 between the two bidders whose prices per pound are the lowest received after advertisement.

DIVISION OF APPOINTMENTS

Salaries: For the Chief of the Division, and other personal services in the District of Columbia, $44,480.

BUREAU OF CUSTOMS

Salaries and expenses: For collecting the revenue from customs, for the detection and prevention of frauds upon the customs revenue, and not to exceed $100,000 for the securing of evidence of violations of the customs laws; for expenses of transportation and transfer of customs receipts from points where there are no Government depositories; not to exceed $94,500 for allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a), but not to exceed $1,700 for any one person; not to exceed $5,000 for the hire of motor-pro-
Quarters along borders.

Stat. 817.

Overtime pay, at expense of parties in interest.


Provisos.
Deposit of receipts as refund to appropriation.


Seizures, etc., under customs laws.

Details to District from field force.

46 Stat. 741.

Vehicle restriction.

Advance payments in foreign countries.

R. S. § 3648.
31 U. S. C. § 529;

Refunds and drawbacks.

Bureau of the Budget.

Salaries and expenses.

Printing and binding.

Treasurer's office.

Salaries.

Bureau of the Budget.

Salaries and expenses: Director, Assistant Director, and all other necessary expenses of the Bureau, including compensation of attorneys and other employees in the District of Columbia; contract stenographic reporting services, telegrams, telephone service, law books, books of reference, periodicals, stationery, furniture, office equipment, other supplies, traveling expenses, street car fares; $187,000.

For printing and binding, $35,000.

Office of Treasurer of the United States

Salaries: For treasurer of the United States, Assistant Treasurer, and for other personal services in the District of Columbia, $1,150,000.

For personal services in the District of Columbia, in redeeming Federal Reserve and national currency, $85,000, to be reimbursed by the Federal Reserve and national banks.

For costs of transportation and insurance of gold coin and gold certificates transferred to Federal Reserve banks and branches and to the Treasury in carrying out the provisions of the Gold Reserve Act of 1934, $4,000.
OFFICE OF THE COMPTROLLER OF THE CURRENCY

Salaries: Comptroller of the Currency and other personal services in the District of Columbia, $204,300.

For personal services in the District of Columbia in connection with carrying out the provisions of the Emergency Banking Act, approved March 9, 1933 (48 Stat. 1), $55,300.

For personal services in the District of Columbia in connection with Federal Reserve and national currency, $16,380, to be reimbursed by the Federal Reserve and national banks.

BUREAU OF INTERNAL REVENUE

Salaries and expenses: For salaries and expenses in connection with the assessment and collection of internal-revenue taxes and the administration of the internal-revenue laws, including the administration of such provisions of other laws as are authorized by or pursuant to law to be administered by or under the direction of the Commissioner of Internal Revenue; including the Commissioner of Internal Revenue, Assistant General Counsel for the Bureau of Internal Revenue, an assistant to the Commissioner, a special deputy commissioner, four deputy commissioners, one stamp agent (to be reimbursed by the stamp manufacturers), and the necessary officers, collectors, deputy collectors, attorneys, agents, accountants, inspectors, investigators, chemists, supervisors, storekeeper-gaugers, guards, clerks, janitors, and messengers in the District of Columbia, the several collection districts, the several divisions of internal-revenue agents and the several supervisory districts, to be appointed as provided by law; the securing of evidence of violations of the Acts, the cost of chemical analyses made by others than employees of the United States and expenses incidental to such chemists testifying when necessary; telegraph and telephone service, rent in the District of Columbia and elsewhere, postage, freight, express, necessary expenses incurred in making investigations in connection with the enrollment or disbarment of practitioners before the Treasury Department in internal-revenue matters, expenses of seizure and sale, and other necessary miscellaneous expenses, including stenographic reporting services; for the acquisition of property under the provisions of Title III of the Liquor Law Repeal and Enforcement Act, approved August 27, 1935 (49 Stat. 872-881), and the operation, maintenance, and repair of property acquired under such title III; for the exchange, hire, maintenance, repair, and operation of motor-propelled or horse-drawn passenger-carrying vehicles when necessary, for official use of the Alcohol Tax Unit in field work; and the purchase of such supplies, equipment, furniture, mechanical devices, laboratory supplies, law books and books of reference, and such other articles as may be necessary for use in the District of Columbia, the several collection districts, the several divisions of internal-revenue agents, and the several supervisory districts, $58,240,520, of which amount not to exceed $11,678,160 may be expended for personal services in the District of Columbia: Provided, That no part of this amount shall be used in defraying the expenses of any officer designated above, subpoenaed by the United States court to attend any trial before a United States court or preliminary examination before any United States commissioner, which expenses shall be paid from the appropriation for “Fees of jurors and witnesses, United States courts”: Provided further, That not more than $100,000 of the total amount appropriated herein may be expended by the Commissioner of Internal Revenue for detecting and bringing to trial persons guilty of violating the internal-revenue laws or...
Expenses under Silver Purchase Act of 1934, etc.
48 Stat. 1181.

Refunding taxes.
45 Stat. 308.

Proviso.
Detailed report to Congress of refunds.
45 Stat. 996.

Alaska railroads, additional income tax.

Federal Alcohol Administration.
Salaries and expenses.
49 Stat. 977.

Securing of evidence.

Narcotics Bureau.
Salaries and expenses.
32 Stat. 785.
Post, p. 772.

Transportation of personal effects.

conniving at the same, including payments for information and detection of such violation.

For salaries and expenses in connection with carrying out the provisions of the Silver Purchase Act of 1934 and any Executive orders, proclamations, and regulations issued thereunder, including not to exceed $20,340 for personal services in the District of Columbia, supplies and materials, traveling expenses, printing and binding, rents, equipment, and miscellaneous expenses, $50,000.

Refunding internal-revenue collections: For refunding internal-revenue collections, as provided by law, including the payment of claims for the fiscal year 1938 and prior years and accounts arising under "Allowance or draw-back (Internal Revenue)"; "Redemption of stamps (Internal Revenue)"; "Refunding legacy taxes, Act of March 30, 1928"; and "Repayment of taxes on distilled spirits destroyed by casualty"; $30,000,000: Provided, That a report shall be made to Congress by internal-revenue districts and alphabetically arranged of all disbursements hereunder in excess of $500 as required by section 3 of the Act of May 29, 1928 (U. S. C., title 26, sec. 1676), including the names of all persons and corporations to whom such payments are made, together with the amount paid to each.

Additional income tax on railroads in Alaska: For the payment to the Treasurer of Alaska of an amount equal to the tax of 1 per cent on the gross annual income of all railroad corporations doing business in Alaska on business done in Alaska, which tax is in addition to the normal income tax collected from such corporations on net income, and the amount of such additional tax to be applicable to general Territorial purposes, $10,900.

FEDERAL ALCOHOL ADMINISTRATION
Salaries and expenses: For the purpose of administering the provisions of the "Federal Alcohol Administration Act", approved August 29, 1935 (49 Stat. 977), as amended, including personal and other services; supplies and materials; equipment; communication service; stationery; travel and subsistence expenses as authorized by law; maintenance, repair, and operation of automobiles; law books, books of reference, magazines, periodicals, and newspapers; contract stenographic reporting service; the securing of evidence of violations of the Act; and miscellaneous and contingent expenses, $450,000.

BUREAU OF NARCOTICS
Salaries and expenses: For expenses to enforce the Act of December 17, 1914 (U. S. C., title 26, secs. 1383-1391), as amended by the Revenue Act of 1918 (U. S. C., title 26, secs. 1040-1064), the Act approved February 9, 1900, as amended by the Act of May 26, 1929 (U. S. C., title 21, secs. 171-184), known as the Narcotic Drugs Import and Export Act, pursuant to the Act of March 3, 1927 (U. S. C., title 5, sec. 281c), and the Act of June 14, 1930 (U. S. C., title 5, secs. 282-282c), including the employment of executive officers, attorneys, agents, inspectors, chemists, supervisors, clerks, messengers, and other necessary employees in the field and in the Bureau of Narcotics in the District of Columbia, to be appointed as authorized by law; the securing of information and evidence of violations of the Acts; the costs of chemical analyses made by others than employees of the United States; the transportation of household and other personal effects incident to the change of headquarters of all employees engaged in field activities, not to exceed five thousand pounds in any one case, together with the necessary expenses incident to packing, crating, boxing, and draying same; the purchase of such
supplies, equipment, mechanical devices, books, and such other expenditures as may be necessary in the several field offices; cost incurred by officers and employees of the Bureau of Narcotics in the seizure, storage, and disposition of property under the internal-revenue laws when the same is disposed of under section 3460, Revised Statutes (U. S. C., title 26, sec. 1183); purchase (not to exceed $10,000), exchange, hire, maintenance, repair, and operation of motor-propelled or horse-drawn passenger-carrying vehicles when necessary for official use in field work; purchase of arms and ammunition, and for rental of necessary quarters in the District of Columbia and elsewhere; in all, $1,267,600, of which amount not to exceed $183,121 may be expended for personal services in the District of Columbia: Provided, That the Secretary of the Treasury may authorize the use by narcotic agents of motor vehicles confiscated under the provisions of the Act of March 3, 1925 (U. S. C., title 27, sec. 43), as amended, and to pay the cost of acquisition, maintenance, repair, and operation thereof: Provided further, That not exceeding $10,000 may be expended for the collection and dissemination of information in appeal for law observance and law enforcement, including cost of printing, purchase of newspapers, and other necessary expenses in connection therewith and not exceeding $1,500 for attendance at meetings concerned with the work of the Bureau of Narcotics: Provided further, That moneys expended from this appropriation for the purchase of narcotics and subsequently recovered shall be reimbursed to the appropriation for enforcement of the Narcotic Acts current at the time of the deposit.

COAST GUARD

Office of the Commandant: For personal services in the District of Columbia, $389,240: Provided, That no part of any appropriation contained in this Act shall be used to pay any enlisted man of the Coast Guard while detailed for duty at Coast Guard headquarters if such detail increases the total number of enlisted men detailed on such duty at any time above ten.

For every expenditure requisite for and incident to the authorized work of the Coast Guard, including the expense of maintenance, repair, and operation of vessels forfeited to the United States and delivered to the Treasury Department under the terms of the Act approved March 3, 1925 (U. S. C., title 27, sec. 41), maintenance, repair, exchange, and operation of motor-propelled passenger-carrying vehicles, to be used only for official purposes at headquarters and in the field, and the rental of quarters in the District of Columbia, as follows:

Pay and allowances: For pay and allowances prescribed by law for commissioned officers, cadets, warrant officers, petty officers, and other enlisted men, active and retired, temporary cooks, surfmen, substitute surfmen, and two civilian instructors, retired pay for certain members of the former Life Saving Service authorized by the Act approved April 14, 1930 (U. S. C., title 14, sec. 178 a), and not exceeding $8,000 for cash prizes for men for excellence in boatmanship, gunnery, target practice, and engineering competitions; for carrying out the provisions of the Act of June 4, 1920 (U. S. C., title 54, sec. 943); not to exceed $5,000 for cost of special instruction, including maintenance of students; rations or commutation thereof for cadets, petty officers, and other enlisted men, mileage and expenses allowed by law for officers; and traveling expenses for other persons traveling on duty under orders from the Treasury Department, including transportation of enlisted men and applicants for enlistment, with subsistence and transfers en route, or cash in...
Recruiting, etc.\[\textbf{Proviso.}\]

Pay restriction.

Fuel and water.

Outfits, stores, etc.

Station improvements.

Communication lines.

Civilian field employees.

Contingent expenses.

Rifle matches, entrance fees, etc.

Vessel, etc., repairs.

Aircraft repairs.

Aviation shore stations, etc., restrictions.

Replacement airplanes.

Proviso. Aviation expenses.

lieu thereof; expenses of recruiting for the Coast Guard, rent of rendezvous, and expenses of maintaining the same; advertising for and obtaining men and apprentice seamen; transportation and packing allowances for baggage or household effects of commissioned officers, warrant officers, and enlisted men, $18,094,000; \textit{Provided},

That no part of this appropriation shall be used for increased pay at a rate in excess of $1,440 per annum to any nonflying commissioned officer or commissioned officer observer for making aerial flights; which rate shall be the legal maximum rate of such increased pay as to any such officer;

Fuel and water: For fuel, lubricating oil, kerosene, and water, and for the furnishing of heat, light, and power (service), for vessels, stations, and houses of refuge, $1,475,000;

Outfits: For outfits, including repairs to portable equipment at shore units, ship chandlery, engineers' stores, and draft animals and their maintenance, $1,565,000;

Rebuilding and repairing stations: For rebuilding and repairing stations and houses of refuge, temporary leases, rent, and improvements of property for Coast Guard purposes, including use of additional land where necessary, $292,500;

Communication lines: For coastal communication lines and facilities and their maintenance, and communication service, $180,000;

Civilian employees: For compensation of civilian employees in the field, including clerks to district commanders, $192,000;

Contingent expenses: For contingent expenses, including subsistence of shipwrecked and destitute persons succored by the Coast Guard and of prisoners while in the custody of the Coast Guard; for the recreation, amusement, comfort, contentment, and health of the enlisted men of the Coast Guard, to be expended in the discretion of the Secretary of the Treasury, not exceeding $40,000; instruments and apparatus, supplies, technical books and periodicals, services necessary to the carrying on of scientific investigation, and not exceeding $4,000 for experimental and research work; care, transportation, and burial of deceased officers and enlisted men, including those who die in Government hospitals; wharfage, towage, freight, storage, advertising, surveys, medals, labor, newspapers, and periodicals for statistical purposes; entrance fees in matches for the rifle team, and special equipment therefor; and all other necessary expenses which are not included under any other heading, $122,600;

Repairs to vessels: For repairs to Coast Guard vessels and boats, exclusive of aircraft, $1,459,818;

Replacement airplanes: For replacement airplanes and their equipment, including radio equipment, spare parts, and accessories, $363,600;

Total, Coast Guard, exclusive of Office of the Commandant, $24,259,600: \textit{Provided}, That not more than a total of $1,821,900 out of the appropriations contained in this Act under the caption "Coast Guard" except the appropriations "Salaries, Office of the Commandant" and "Replacement airplanes", shall be expended for aviation.
For the work of engraving and printing, exclusive of repay work, during the fiscal year 1938, of United States currency and internal-revenue stamps including opium orders and special-tax stamps required under the Act of December 17, 1914 (U. S. C., title 26, secs. 1040, 1383), checks, drafts, and miscellaneous work, as follows:

Salaries and expenses: For the Director, two Assistant Directors, and other personal services in the District of Columbia, including wages of rotary press plate printers at per diem rates and all other plate printers at piece rates to be fixed by the Secretary of the Treasury, not to exceed the rates usually paid for such work; for engravers' and printers' materials and other materials, including distinctive and nondistinctive paper, except distinctive paper for United States currency, national-bank currency, and Federal Reserve bank currency; equipment of, repairs to, and maintenance of buildings and grounds and for minor alterations to buildings; directories, technical books and periodicals, and books of reference, not exceeding $300; rent of warehouse in the District of Columbia; traveling expenses not to exceed $2,000; uniforms for guards not to exceed $2,000; miscellaneous expenses, including not to exceed $1,500 for articles approved by the Secretary of the Treasury as being necessary for the protection of the person of employees; for transfer to the Bureau of Standards for scientific investigations in connection with the work of the Bureau of Engraving and Printing, not to exceed $15,000; and for the maintenance and driving of two motor-propelled passenger-carrying vehicles; $7,500,000, to be expended under the direction of the Secretary of the Treasury.

During the fiscal year 1938 all proceeds derived from work performed by the Bureau of Engraving and Printing, by direction of the Secretary of the Treasury, not covered and embraced in the appropriation for such Bureau for such fiscal year, instead of being covered into the Treasury as miscellaneous receipts, as provided by the Act of August 4, 1886 (U. S. C., title 31, sec. 176), shall be credited when received to the appropriation for said Bureau for the fiscal year 1938.

SECRET SERVICE DIVISION

Salaries: For the Chief of the Division and other personal services in the District of Columbia, $53,160.

Suppressing counterfeiting and other crimes: For expenses incurred under the authority or with the approval of the Secretary of the Treasury in detecting, arresting, and delivering into the custody of the United States marshal having jurisdiction dealers and pretended dealers in counterfeit money and persons engaged in counterfeiting, forging, and altering United States notes, bonds, national-bank notes, Federal Reserve notes, Federal Reserve bank notes, and other obligations and securities of the United States and of foreign governments, as well as the coins of the United States and of foreign governments, and other crimes against the laws of the United States relating to the Treasury Department and the several branches of the public service under its control; purchase (not to exceed $25,000), exchange, hire, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles when necessary; purchase of arms and ammunition; traveling expenses; and for no other purpose whatsoever, except in the performance of other duties specifically authorized by law, and in the protection of the person of the President and the members of his immediate family and of the person chosen

Protecting the President, etc.
to be President of the United States, $810,000: Provided, That no part of the amount herein appropriated shall be used in defraying the expenses of any person subpoenaed by the United States courts to attend any trial before a United States court or preliminary examination before any United States commissioner, which expenses shall be paid from the appropriation for "Fees of witnesses and jurors, United States courts": Provided further, That of the amount herein appropriated, not to exceed $10,000 may be expended in the discretion of the Secretary of the Treasury for the purpose of securing information concerning violations of the laws relating to the Treasury Department, and for services or information looking toward the apprehension of criminals.

White House Police: Captain, lieutenant, three sergeants, and for fifty-five privates, at rates of pay provided by law; in all, $146,900.

For uniforming and equipping the White House Police, including the purchase, issue, and repair of revolvers and the purchase and issue of ammunition and miscellaneous supplies, to be procured in such manner as the President in his discretion may determine, $3,750.

### Public Health Service

Salaries, office of Surgeon General: For personal services in the District of Columbia, $316,000.

Commissioned officers, pay, and so forth: For pay, allowance, and commutation of quarters for regular commissioned medical officers, including the Surgeon General and assistant surgeons general and for other regular commissioned officers, $1,820,000.

Acting assistant surgeons, pay: For pay of acting assistant surgeons (noncommissioned medical officers), $340,200.

Hereafter field employees of the Public Health Service, except those employed on a per-diem or fee basis, who render part-time duty and are also subject to call at any time for other services, may be paid annual compensation for such part-time duty and, in addition, such fees for such other services as the Secretary of the Treasury may determine: Provided, That the total amount paid to any such employee for any fiscal year shall in no case exceed the amount of the minimum annual salary rate of the classification grade of the employee.

Pay of other employees: For pay of all other employees (attendants, and so forth), $1,000,000.

Freight, transportation, and so forth: For freight, transportation, and traveling expenses, including allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a), not to exceed $5,000 but not to exceed $1,700 for any one person; the expenses, except membership fees, of officers when officially detailed to attend meetings for the promotion of public health; contract stenographic reporting services; not to exceed $450 for journals and scientific books, office of the Surgeon General; and the packing, crating, drayage, and transportation of the personal effects of commissioned officers, scientific personnel, pharmacists, and nurses of the Public Health Service, upon permanent change of station, $25,450: Provided, That funds expendable for transportation and traveling expenses may also be used for preparation for shipment and transportation to their former homes of remains of officers who die in line of duty.

National Institute of Health, maintenance: For maintaining the National Institute of Health, $64,000.

Pay of personnel and maintenance of hospitals: For medical examinations, including the amount necessary for the medical inspection of aliens, as required by section 16 of the Act of February 6,
1917 (U. S. C., title 8, sec. 152), medical, surgical, and hospital services and supplies, including prosthetic and orthopedic supplies to be furnished under regulations approved by the Secretary of the Treasury, for beneficiaries (other than patients of the Veterans' Administration) of the Public Health Service and persons detained in hospitals of the Public Health Service under the immigration laws and regulations, including necessary personnel and reserve commissioned officers of the Public Health Service, personal services in the District of Columbia and elsewhere, including the furnishing and laundering of white duck coats, trousers, smocks, aprons, and caps to employees whose duties make necessary the wearing of same, maintenance, minor repairs, equipment, leases, fuel, lights, water, freight, transportation and travel, the maintenance, exchange, and operation of motor trucks and passenger motor vehicles for official use in field work (including not to exceed $3,000 for the purchase of motor-propelled passenger-carrying vehicles) and one for use in connection with the administrative work of the Public Health Service in the District of Columbia, purchase of ambulances, transportation, care, maintenance, and treatment of lepers, including transportation to their homes in the continental United States of recovered indigent leper patients, court costs and other expenses incident to proceedings heretofore or hereafter taken for commitment of mentally incompetent persons to hospitals for the care and treatment of the insane, and reasonable burial expenses (not exceeding $100 for any patient dying in hospital), $6,150,000: Provided, That the Immigration Service shall permit the Public Health Service to use the hospitals at Ellis Island Immigration Station for the care of Public Health Service patients free of expense for physical upkeep, but with a charge of actual cost of fuel, light, water, telephone, and similar supplies and services, to be covered into the proper Immigration Service appropriations; and money collected by the Immigration Service on account of hospital expenses of persons detained in hospitals of the Public Health Service under the immigration laws and regulations shall be covered into the Treasury as miscellaneous receipts: Provided further, That no part of this sum shall be used for the quarantine service, the prevention of epidemics, or scientific work of the character provided for under the appropriations which follow.

Quarantine service: For maintenance and ordinary expenses, exclusive of pay of officers and employees, of United States quarantine stations, including the exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles for official use in field work and not to exceed $9,500 for the purchase of motor-propelled passenger-carrying vehicles, $331,250.

Prevention of epidemics: To enable the President, in case only of threatened or actual epidemic of infectious or contagious disease, to aid State and local boards or otherwise in his discretion, in preventing and suppressing the spread of the same, and in such emergency in the execution of any quarantine laws which may be then in force, $280,000, including the purchase of newspapers and clippings from newspapers containing information relating to the prevalence of disease and the public health.

Interstate quarantine service: For cooperation with State and municipal health authorities in the prevention of the spread of contagious and infectious diseases in interstate traffic, including the maintenance, repair, and operation of passenger-carrying automobiles, $36,500.

Biologic products: To regulate the propagation and sale of viruses, serums, toxins, and analogous products, including arsphenamine,
and for the preparation of curative and diagnostic biologic products, including personal services of Reserve commissioned officers and other personnel, $35,000.

Division of Venereal Diseases: For the maintenance and expenses of the Division of Venereal Diseases, established by sections 3 and 4, chapter XV, of the Act approved July 9, 1918 (U. S. C., title 42, secs. 24, 25), including personal and other services in the field and in the District of Columbia, $80,000, of which amount not to exceed $19,500 may be expended for personal services in the District of Columbia.

Division of Mental Hygiene: For carrying out the provisions of section 4 of the Act of June 14, 1930 (U. S. C., title 21, secs. 196 and 225); for maintenance and operation of the United States Public Health Service Hospital, Lexington, Kentucky, in accordance with the provisions of the Act of January 19, 1929 (U. S. C., title 21, secs. 221-237), including personal services in the District of Columbia (not to exceed $27,920) and elsewhere; traveling expenses; necessary supplies and equipment; subsistence and care of inmates; expenses incurred in pursuing and identifying escaped inmates and of interment or transporting remains of deceased inmates; purchase and exchange of farm products and livestock; law books, books of reference, newspapers, and periodicals; furnishing and laundering of uniforms and other distinctive wearing apparel necessary for employees in the performance of their official duties; transportation when necessary, within continental United States and under regulations approved by the Secretary of the Treasury, of persons voluntarily admitted and discharged as cured; tobacco for inmates; and maintenance, operation, and repair of motor-propelled passenger-carrying vehicles; $647,580.

Educational exhibits: For the preparation of public-health exhibits designed to demonstrate the cause, prevalence, methods of spread, and measures for preventing diseases dangerous to the public health, including personal services and the cost of acquiring, transporting, and displaying exhibit material, $1,000.

Grants to States for public-health work: For the purpose of assisting States, counties, health districts, and other political subdivisions of the States in establishing and maintaining adequate public-health services, including the training of personnel for State and local health work, as authorized in sections 601 and 602, title VI, of the Social Security Act, approved August 14, 1935 (49 Stat., 634), $8,000,000.

Diseases and sanitation investigations: For carrying out the provisions of section 603 of the Social Security Act, approved August 14, 1935, and section 1 of the Act of August 14, 1912, including rent and personnel and other services in the District of Columbia and elsewhere and items otherwise properly chargeable to the appropriations for printing and binding, stationery, and miscellaneous and contingent expenses for the Treasury Department, the provisions of section 6, Act of August 28, 1912 (U. S. C., title 31, sec. 669), to the contrary notwithstanding, the packing, crating, drayage, and transportation of the personal effects of commissioned officers, scientific personnel, pharmacists, and nurses of the Public Health Service upon permanent change of station, and including the purchase (not to exceed $2,500), exchange, maintenance, repair, and operation of passenger-carrying automobiles for official use in field work, $1,600,000, of which not to exceed $50,000 shall be available for investigations to determine the possibly harmful effects on human beings of spray insecticides on fruits and vegetables.
BUREAU OF THE MINT

OFFICE OF DIRECTOR OF THE MINT

Salaries: For the Director of the Mint and other personal services in the District of Columbia, $35,000.

Transportation of bullion and coin: For transportation of bullion and coin, by registered mail or otherwise, between mints and assay offices, $35,000.

Contingent expenses and examination of mints: For assay laboratory chemicals, fuel, materials, balances, weights, and other necessities, including books, periodicals, specimens of coins, ores, and incidentals, and for examination of mints, expense in visiting mints for the purpose of superintending the annual settlements, and for special examinations and for the collection of statistics relative to the annual production and consumption of the precious metals in the United States, $5,200.

Salaries and expenses, mints and assay offices: For compensation of officers and employees of the mints at Philadelphia, Pennsylvania, San Francisco, California, Denver, Colorado, and New Orleans, Louisiana, the assay offices at New York, New York, and Seattle, Washington, and the bullion depository at Fort Knox, Kentucky, and for incidental and contingent expenses, including traveling expenses, new machinery, and repairs, arms and ammunition, uniforms and accessories for guards, protective devices and their maintenance, training of employees in use of firearms and protective devices, cases and enameling for medals manufactured, net wastage in melting and refining and in coining departments, loss on sale of sweeps arising from the treatment of bullion and the manufacture of coins, not to exceed $500 for the expenses of the annual assay commission, and not exceeding $1,000 in value of specimen coins and ores for the cabinet of the mint at Philadelphia, $1,275,000.

Expenses, Silver Purchase and Gold Reserve Acts: For salaries and expenses in the Bureau of the Mint and the mints and assay offices in connection with carrying out the provisions of the Gold Reserve Act of 1934 and the Silver Purchase Act of 1934, and any Executive orders, proclamations, and regulations issued thereunder, including not to exceed $70,000 for personal services in the District of Columbia, supplies and materials, travel, printing, rent, equipment, and miscellaneous expenses, $1,120,000.

PROCUREMENT DIVISION—PUBLIC BUILDINGS BRANCH

For carrying into effect the provisions of the Public Buildings Acts, as provided in section 6 of the Act of May 30, 1908 (U. S. C., title 31, sec. 683), and for the repair, preservation, and upkeep of all completed public buildings, the mechanical equipment and the grounds thereof, and sites acquired for buildings, maintained by the Treasury Department, and for the operation of certain completed and occupied Treasury buildings, including furniture and repairs thereof, but exclusive, with respect to operation, of hospitals, quarantine stations, and other Public Health Service buildings, mints, bullion depositories, and assay offices, the Treasury, Treasury Annex, Liberty Loan, and Auditors' Buildings:

General administrative expenses: For architectural, engineering, mechanical, administrative, clerical, and other personal services, traveling expenses, including expenses of employees directed by the Secretary of the Treasury to attend meetings of technical and professional societies and educational exhibits in connection with
subjects related to the work of the Division of Procurement, Public Buildings Branch, and transportation of household goods, incident to change of headquarters of all employees engaged in field activities, not to exceed five thousand pounds at any one time, together with the necessary expenses incidental to packing and draining, advertising, not exceeding $1,000 for expenses of educational exhibits, specifically approved by the Secretary of the Treasury, testing instruments, law books, books of reference, technical periodicals and journals, drafting materials, especially prepared paper, typewriting machines, adding machines, and other mechanical labor-saving devices, and exchange of same, carpets, electric-light fixtures, furniture, equipment, and repairs thereto, telegraph and telephone service, freight, expressage, and postage incident to the transportation of drawings to and from the office and such other contingencies, articles, services, or supplies as the Secretary of the Treasury may deem necessary and specially order or approve in connection with any of the work of the Procurement Division, Public Buildings Branch; rent in the District of Columbia and elsewhere, including ground rent of the Federal building at Salamanca, New York, for which payment may be made in advance, and including such expenses necessary to wind up the affairs of the United States Housing Corporation and effect its dissolution; $914,220, of which amount not to exceed $502,360 may be expended for personal services in the District of Columbia and not to exceed $275,860 for personal services in the field: Provided, That the foregoing appropriations shall not be available for the cost of surveys, plaster models, progress photographs, test pits and borings, or mill and shop inspections, but the cost thereof shall be construed to be chargeable against the construction appropriations of the respective projects to which they relate: Provided further, That no expenditures shall be made hereunder for transportation of operating supplies for public buildings: And provided further, That in no case shall the rates of compensation for the mechanical labor force in the field under this appropriation be in excess of the rates current at the time and in the place where such services are employed.

Repair, preservation, and equipment, public buildings: For repairs, alterations, improvement, and preservation of completed Federal buildings (including Marcus Hook), the grounds and approaches thereof, wharves, and piers, together with the necessary dredging adjacent thereto, and care and safeguarding, not otherwise provided for, of sites acquired for Federal buildings, including tools and materials for the use of the custodial and mechanical force, wire partitions and insect screens, installation and repair of mechanical equipment, gas, and electric-light fixtures, conduits, wiring, platform scales, and power clocks; vaults and lockbox equipment in all buildings under construction or completed, and for necessary safe equipments in buildings under the administration of the Treasury Department, including repairs thereto, and changes in, maintenance of, and repairs to the pneumatic-tube system in New York City installed under franchise of the city of New York, approved June 29, 1909, and June 11, 1928, and the payment of any obligations arising thereunder in accordance with the provisions of the Acts approved August 5, 1909 (36 Stat. 120), and May 15, 1928 (45 Stat. 555), $2,750,000: Provided, That the appropriation herein made shall not be available for the payment of personal services, except for work done under contract, or for temporary job labor under exigency in an amount not to exceed $100 at one time at any one building: Provided further, That the total expenditures for the fiscal year for the repair and preservation of buildings not reserved by the vendors on
sites acquired for buildings or the enlargement of buildings and the installation and repair of the mechanical equipment thereof shall not exceed 20 per centum of the annual rental of such buildings.

Operating force for public buildings: For personal services, including also telephone operators for the operation of telephone switchboards or equivalent telephone switching equipment jointly serving in each case two or more governmental activities, $1,573,500: Provided, That in no case shall the rates of compensation for the mechanical labor force under this appropriation be in excess of the rates current at the time and in the place where such services are employed.

Furniture and repairs of furniture, public buildings: For furniture, carpets, and repairs of same, for certain completed and occupied Treasury buildings, and for public buildings in course of construction which are to be operated by the Public Buildings Branch, $50,000: Provided, That the foregoing appropriation shall not be used for personal services except for work done under contract or for temporary job labor under exigency and not exceeding at one time the sum of $100 at any one building: Provided further, That all furniture now owned by the United States in other public buildings or in buildings rented by the United States shall be used, so far as practicable, whether it corresponds with the present regulation plan for furniture or not.

Operating supplies, public buildings: For fuel, steam, gas for lighting and heating purposes, water, ice, lighting supplies, electric current for lighting, heating, and power purposes, telephone service for custodial forces; removal of ashes and rubbish, snow, and ice; cutting grass and weeds, washing towels, and miscellaneous items for use of the custodial forces in the care and maintenance of such public buildings, the grounds thereof, and the equipment and furnishings therein; temporary job labor under exigency not exceeding at one time the sum of $100 at any one building; miscellaneous supplies, tools, and appliances required in the operation (not embracing repairs) of the mechanical equipment, including heating, plumbing, hoisting, gas piping, ventilating, vacuum-cleaning and refrigerating apparatus, electric-light plants, meters, interior pneumatic tube and intercommunicating telephone systems, conduit wiring, call bell and signal systems in such buildings, and for the transportation of articles or supplies, authorized herein; $460,000: Provided, That this appropriation shall be available for contracts for telephone switchboards or equivalent telephone-switching equipment jointly serving in each case two or more governmental activities in buildings under the Treasury Department where it is found that joint service is economical and in the interest of the Government, and this appropriation shall be reimbursed for the cost of such joint service from available appropriations of the offices receiving the service.

Payment of claims for relief of contractors, Act of June 16, 1934: To enable the Secretary of the Treasury to make payment of claims settled and certified by the Comptroller General of the United States under the provisions of the Act entitled "An Act to provide relief to Government contractors whose costs of performance were increased as a result of compliance with the Act approved June 16, 1933, and for other purposes", approved June 16, 1934 (U. S. C., title 41, sec. 28), the unexpended balance of the appropriation available for this purpose for the fiscal year 1937 is continued available until June 30, 1938.
Salaries and expenses: For the Director of Procurement and other personal services in the District of Columbia and in the field service, and for miscellaneous expenses, including office supplies and materials, purchase and exchange of motor trucks and maintenance thereof, telegrams, telephone service, traveling expenses, office equipment, fuel, light, electric current, and other expenses for carrying into effect regulations governing the procurement, warehousing, and distribution by the Procurement Division of the Treasury Department of property, equipment, stores, and supplies in the District of Columbia and in the field (including not to exceed $500 to settle claims for damages caused to private property by motor vehicles used by the Procurement Division), $500,000: Provided, That the Secretary of the Treasury is authorized and directed during the fiscal year 1938 to transfer to this appropriation from any appropriations or funds available to the several departments and establishments of the Government such amounts as may be approved by the Director of the Bureau of the Budget, not to exceed the amount of the annual compensation of employees heretofore or hereafter transferred or detailed to the Procurement Division, Branch of Supply, respectively, from any such department or establishment, where the transfer or detail of such employees was or will be incident to a transfer of a function or functions to that Division: Provided further, That payments during the fiscal year 1938 to the general supply fund for materials, supplies (including fuel), and services, and overhead expenses, for all issues shall be made on the books of the Treasury Department by transfer and counter-warrants prepared by the Procurement Division of the Treasury Department and countersigned by the Comptroller General, such warrants to be based solely on itemized invoices prepared by the Procurement Division at issue prices to be fixed by the Director of Procurement: Provided further, That advances received pursuant to law (U. S. C., title 31, sec. 686) from departments and establishments of the United States Government and the government of the District of Columbia during the fiscal year 1938 shall be credited to the general supply fund: Provided further, That not to exceed $700,000 shall be available from the general supply fund during the fiscal year 1938 for personal services: Provided further, That the term "fuel" shall be held to include "fuel oil": Provided further, That the requirements of sections 3711 and 3713 of the Revised Statutes (U. S. C., title 40, sec. 109) relative to the weighing of coal and wood and the separate certificate as to the weight, measurement, or quantity of coal and wood purchased shall not apply to purchases by the Procurement Division at free-on-board destination outside of the District of Columbia: Provided further, That the reconditioning and repair of surplus property and equipment, for disposition or reissue to Government service, may be made at cost by the Procurement Division, payment therefor to be effected by charging the proper appropriation and crediting the appropriation "Salaries and expenses, Branch of Supply, Procurement Division."

Repairs to typewriting machines (except bookkeeping and billing machines) in the Government service in the District of Columbia may be made at cost by the Procurement Division, payment therefor to be effected by charging the proper appropriation and crediting the appropriation "Salaries and expenses, Procurement Division, Branch of Supply."
No part of any money appropriated by this or any other Act shall be used during the fiscal year 1938 for the purchase of any standard typewriting machines, except bookkeeping and billing machines, at a price in excess of the following for models with carriages which will accommodate paper of the following widths, to wit: Ten inches (correspondence models), $70; twelve inches, $75; fourteen inches, $77.50; sixteen inches, $82.50; eighteen inches, $87.50; twenty inches, $94; twenty-two inches, $95; twenty-four inches, $97.50; twenty-six inches, $103.50; twenty-eight inches, $104; thirty inches, $105; thirty-two inches, $107.50; or, for standard typewriting machines distinctively quiet in operation, the maximum prices shall be as follows for models with carriages which will accommodate paper of the following widths, to wit: Ten inches, $80; twelve inches, $85; fourteen inches, $90; eighteen inches, $95: Provided, That standard typewriting machines distinctively quiet in operation purchased during such fiscal year by any such department, establishment, or municipal government shall only be purchased on the written order of the head thereof.

With the approval of the Director of the Bureau of the Budget, there may be transferred sums (not exceeding a total of $250,000) to the appropriations, “Salaries, Office of Treasurer of United States, 1938”, “Contingent expenses, Treasury Department, 1938”, “Printing and binding, Treasury Department, 1938”, and “Stationery, Treasury Department, 1938”, from funds available for the Agricultural Adjustment Administration, Home Owners’ Loan Corporation, Farm Credit Administration, Tennessee Valley Authority, Federal Farm Mortgage Corporation, Reconstruction Finance Corporation, Federal land banks and other banks and corporations under the supervision of the Farm Credit Administration, Railroad Retirement Board, Soil Conservation Service, including Soil Conservation and Domestic Allotment, Social Security Board, and Federal Housing Administration, to cover the expenses incurred on account of such respective activities in clearing of checks, servicing of bonds, handling of collections, and rendering of accounts therefor.

MISCELLANEOUS ITEMS, TREASURY DEPARTMENT

AMERICAN PRINTING HOUSE FOR THE BLIND

To enable the American Printing House for the Blind more adequately to provide books and apparatus for the education of the blind in accordance with the provisions of the Act approved February 8, 1927 (U. S. C., title 20, sec. 101), $65,000.

This title may be cited as the Treasury Department Appropriation Act, 1938.

TITLE II—POST OFFICE DEPARTMENT

The following sums are appropriated in conformity with the Act of July 2, 1836 (U. S. C., title 3, sec. 380, title 39, sec. 786), for the Post Office Department for the fiscal year ending June 30, 1938, namely:

POST OFFICE DEPARTMENT, WASHINGTON, DISTRICT OF COLUMBIA
OFFICE OF THE POSTMASTER GENERAL

Salaries: For the Postmaster General and other personal services in the office of the Postmaster General in the District of Columbia, $298,344.
For personal services in the District of Columbia in bureaus and offices of the Post Office Department in not to exceed the following amounts, respectively:

- Office of the First Assistant Postmaster General, $375,270.
- Office of the Second Assistant Postmaster General, $574,020.
- Office of the Third Assistant Postmaster General, $772,935.
- Office of the Fourth Assistant Postmaster General, $461,640.
- Office of the Solicitor for the Post Office Department, $83,900.
- Office of the chief inspector, $216,000.
- Office of the purchasing agent, $42,000.
- Bureau of Accounts, $104,930.

Contingent Expenses, Post Office Department

For contingent and miscellaneous expenses; stationery and blank books, index and guide cards, folders and binding devices, including purchase of free penalty envelopes; telegraph and telephone service, furniture and filing cabinets and repairs thereto; purchase, exchange, maintenance, and repair of tools, electrical supplies, typewriters, adding machines, and other labor-saving devices; purchase of one motor-propelled passenger-carrying vehicle at not to exceed $2,500, including the exchange value of one such vehicle, and for maintenance of motor trucks and of two motor-driven passenger-carrying vehicles, to be used only for official purposes (one for the Postmaster General and one for the general use of the Department); street-car fares; floor coverings; postage stamps for correspondence addressed abroad, which is not exempt under article 49 of the Cairo convention of the Universal Postal Union; purchase and exchange of law books, books of reference, railway guides, city directories, and books necessary to conduct the business of the Department; newspapers, not exceeding $200; expenses, except membership fees, of attendance at meetings or conventions concerned with postal affairs, when incurred on the written authority of the Postmaster General, not exceeding $2,000; expenses of the purchasing agent and of the Solicitor and attorneys connected with his office while traveling on business of the Department, not exceeding $800; and other expenses not otherwise provided for; $84,500.

For printing and binding for the Post Office Department, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, $1,200,000.

Appropriations hereinafter made for the field service of the Post Office Department, except as otherwise provided, shall not be expended for any of the purposes hereinbefore provided for on account of the Post Office Department in the District of Columbia: Provided, That the actual and necessary expenses of officials and employees of the Post Office Department and Postal Service, when traveling on official business, may continue to be paid from the appropriations for the service in connection with which the travel is performed, and appropriations for the fiscal year 1938 of the character heretofore used for such purposes shall be available therefor: Provided further, That appropriations hereinafter made, except such as are exclusively for payment of compensation, shall be immediately available for expenses in connection with the examination of estimates for appropriations in the field including per-diem allowances in lieu of actual expenses of subsistence.
Rewards to postal employees for inventions: The Postmaster General is hereby authorized to pay a cash reward for any invention, suggestion, or series of suggestions for an improvement or economy in device, design, or process applicable to the Postal Service submitted by one or more employees of the Post Office Department or the Postal Service which shall be adopted for use and will clearly effect a material economy or increase efficiency, and for that purpose the sum of $200 is hereby appropriated: Provided, That the sums so paid to employees in accordance with this Act shall be in addition to their usual compensation: Provided further, That no employee shall be paid a reward under this appropriation until he has properly executed an agreement to the effect that the use by the United States of the invention, suggestion, or series of suggestions made by him shall not form the basis of a further claim of any nature upon the United States by him, his heirs, or assigns.

Travel expenses, Postmaster General and Assistant Postmasters General: For travel and miscellaneous expenses in the Postal Service, offices of the Postmaster General and Assistant Postmasters General, $3,000.

Personal or property damage claims: To enable the Postmaster General to pay claims for damages, occurring during the fiscal year 1938, or in prior fiscal years, to persons or property in accordance with the provisions of the Deficiency Appropriation Act approved June 16, 1921 (U. S. C., title 5, sec. 392), as amended by the Act approved June 22, 1934 (48 Stat. 1207), $30,000.

Adjusted losses and contingencies, postal funds: To enable the Postmaster General to pay to postmasters, Navy mail clerks, and assistant Navy mail clerks or credit them with the amount ascertained to have been lost or destroyed during the fiscal year 1938, or prior fiscal years, through burglary, fire, or other unavoidable casualty resulting from no fault or negligence on their part, as authorized by the Act approved March 17, 1882, as amended, $60,000.

OFFICE OF CHIEF INSPECTOR

Salaries of inspectors: For salaries of fifteen inspectors in charge of divisions and five hundred and eighty-five inspectors, $2,245,500.

Traveling and miscellaneous expenses: For traveling expenses of inspectors, inspectors in charge, the chief post-office inspector, and the assistant chief post-office inspector, and for the traveling expenses of four clerks performing stenographic and clerical assistance to post-office inspectors in the investigation of important fraud cases; for tests, exhibits, documents, photographs, office and other necessary expenses incurred by post-office inspectors in connection with their official investigations, including necessary miscellaneous expenses of division headquarters, and not to exceed $500 for technical and scientific books and other books of reference needed in the operation of the Post Office Inspection Service, $617,125: Provided, That not exceeding $20,000 of this sum shall be available for transfer by the Postmaster General to other departments and independent establishments for chemical and other investigations.

Clerks, division headquarters: For compensation of one hundred and ninety-four clerks at division headquarters of post-office inspectors, $475,850.

Payment of rewards: For payment of rewards for the detection, arrest, and conviction of post-office burglars, robbers, highway mail field service.
robbers, and persons mailing or causing to be mailed any bomb, infernal machine, or mechanical, chemical, or other device or composition which may ignite or explode, $55,000: Provided, That rewards may be paid in the discretion of the Postmaster General, when an offender of the classes mentioned was killed in the act of committing the crime or in resisting lawful arrest: Provided further, That no part of this sum shall be used to pay any rewards at rates in excess of those specified in Post Office Department Order 9273, dated July 25, 1936: Provided further, That of the amount herein appropriated not to exceed $20,000 may be expended, in the discretion of the Postmaster General, for the purpose of securing information concerning violations of the postal laws and for services and information looking toward the apprehension of criminals.

OFFICE OF THE FIRST ASSISTANT POSTMASTER GENERAL

Compensation to postmasters: For compensation to postmasters, including compensation as postmaster to persons who, pending the designation of an acting postmaster, assume and properly perform the duties of postmaster in the event of a vacancy in the office of postmaster of the third or fourth class, and for allowances for rent, light, fuel, and equipment to postmasters of the fourth class, $50,000,000.

Compensation to assistant postmasters: For compensation to assistant postmasters at first- and second-class post offices, $6,925,000.

Clerks, first- and second-class post offices: For compensation to clerks and employees at first- and second-class post offices, including auxiliary clerk hire at summer and winter post offices, printers, mechanics, skilled laborers, watchmen, messengers, laborers, and substitutes, $195,000,000.

Clerks, contract stations, clerks.

Separating mails.

Unusual conditions.

Clerks, third-class offices.

Miscellaneous, first- and second-class offices.

Village delivery service.

Detroit River service.

Car fare and bicycle allowances.

City delivery carriers.

Special-delivery fees.

Second Assistant Postmaster General.

Star routes, except in Alaska.

Alaska.
Power-boat service: For inland transportation by steamboat or other power-boat routes, including ship, steamboat, and way letters, $1,200,000.

Railroad transportation and mail messenger service: For inland transportation by railroad routes and for mail messenger service, $107,900,000: Provided, That separate accounts be kept of the amount expended for mail messenger service: Provided further, That there may be expended from this appropriation for clerical and other assistance in the District of Columbia not exceeding the sum of $80,925 to carry out the provisions of section 6 of the Act of July 28, 1916 (U. S. C., title 39, sec. 362) (the space basis Act), and not exceeding the sum of $33,050 to carry out the provisions of section 214 of the Act of February 28, 1925 (U. S. C., title 39, sec. 826) (cost ascertainment).

Railway Mail Service: For fifteen division superintendents, fifteen assistant division superintendents, two assistant superintendents at large, one assistant superintendent in charge of car construction, one hundred and twenty-one chief clerks, one hundred and twenty-one assistant chief clerks, clerks in charge of sections in the offices of division superintendents, railway postal clerks, substitute railway postal clerks, joint employees, and laborers in the Railway Mail Service, $56,950,000.

Railway postal clerks, travel allowance: For travel allowance to railway postal clerks and substitute railway postal clerks, $3,450,000.

Railway Mail Service, traveling expenses: For actual and necessary expenses, general superintendent and assistant general superintendent, division superintendents, assistant division superintendents, assistant superintendents, chief clerks, and assistant chief clerks, Railway Mail Service, and railway postal clerks, while actually traveling on business of the Post Office Department and away from their several designated headquarters, $60,000.

Railway Mail Service, miscellaneous expenses: For rent, light, heat, fuel, telegraph, miscellaneous and office expenses, telephone service, badges for railway postal clerks, for the purchase or rental of arms and miscellaneous items necessary for the protection of the mails and rental of space for terminal railway post offices for the distribution of mails when the furnishing of space for such distribution cannot, under the Postal Laws and Regulations, properly be required of railroad companies without additional compensation, and for equipment and miscellaneous items necessary to terminal railway post offices, $450,000.

Electric- and cable-car service: For electric- and cable-car service, $350,000.

Foreign mail transportation: For transportation of foreign mails by steamship, aircraft, or otherwise, $14,241,360: Provided, That not to exceed $9,417,360 of this sum may be expended for carrying foreign mail by aircraft under contracts which will not create obligations for the fiscal year 1939 in excess of $10,408,000: Provided further, That the Postmaster General is authorized to expend such sums as may be necessary, not to exceed $170,000, to cover the cost to the United States for maintaining sea post service on ocean steamships conveying the mails to and from the United States including the salary of the Assistant Director, Division of International Postal Service, with headquarters at New York City.

Balances due foreign countries: For balances due foreign countries, fiscal year 1938 and prior years, $1,000,000.

Contract Air Mail Service: For the inland transportation of mail by aircraft, and for personal services for examining and auditing the books, records, and accounts of air mail contractors, as author-
ized by law, and for the incidental expenses thereof, including not to exceed $22,200 for supervisory officials and clerks at airmail transfer points, and not to exceed $46,460 for personal services in the District of Columbia and incidental and travel expenses, $14,500,000, of which not less than $1,400,000 shall be available for extensions, new routes, and increased frequency of schedules.

Indemnities, international mail: For payment of limited indemnity for the injury or loss of international mail in accordance with convention, treaty, or agreement stipulations, $15,000.

Rural Delivery Service: For pay of rural carriers, auxiliary carriers, substitutes for rural carriers on annual and sick leave, clerks in charge of rural stations, and tolls and ferriage, Rural Delivery Service, and for the incidental expenses thereof, $92,500,000, of which not less than $250,000 shall be available for extensions and new service.

OFFICE OF THE THIRD ASSISTANT POSTMASTER GENERAL

Manufacture and distribution of stamps and stamped paper: For manufacture of adhesive postage stamps, special-delivery stamps, books of stamps, stamped envelopes, newspaper wrappers, postal cards, and for coiling of stamps, and including not to exceed $22,300 for pay of agent and assistants to examine and distribute stamped envelopes and newspaper wrappers, and for expenses of agency, $4,450,000.

Indemnities, domestic mail: For payment of limited indemnity for the injury or loss of pieces of domestic registered matter, insured and collect-on-delivery mail, and for failure to remit collect-on-delivery charges, $625,000.

Unpaid money orders more than one year old: For payment of domestic money orders after one year from the last day of the month of issue of such orders, $225,000.

OFFICE OF THE FOURTH ASSISTANT POSTMASTER GENERAL

Post office stationery, equipment, and supplies: For stationery for the Postal Service, including the money-order and registry system; and also for the purchase of supplies for the Postal Savings System, including rubber stamps, canceling devices, certificates, envelopes, and stamps for use in evidencing deposits, and free penalty envelopes; and for the reimbursement of the Secretary of the Treasury for expenses incident to the preparation, issue, and registration of the bonds authorized by the Act of June 25, 1910 (U.S.C., title 39, sec. 760); for miscellaneous equipment and supplies, including the purchase and repair of furniture, package boxes, posts, trucks, baskets, satchels, straps, letter-box paint, baling machines, perforating machines, duplicating machines, printing presses, directories, cleaning supplies, and the manufacture, repair, and exchange of equipment; for postmarking, rating, money-order stamps, and electrotype plates and repairs to same; metal, rubber, and combination type, dates and figures, type holders, ink pads for canceling and stamping purposes, and for the purchase, exchange, and repair of typewriting machines, envelope-opening machines, and computing machines, numbering machines, time recorders, letter balances, scales (exclusive of dormant or built-in platform scales in Federal buildings), test weights, and miscellaneous articles purchased and furnished directly to the Postal Service, including complete equipment and furniture for post offices in leased and rented quarters; for the pur-
chase of arms and miscellaneous items necessary for the protection of the mails; for miscellaneous expenses in the preparation and publication of post-route maps and rural delivery maps or blueprints, including tracing for photolithographic reproduction; for other expenditures necessary and incidental to post offices of the first, second, and third classes, and offices of the fourth class having or to have rural delivery service, and for letter boxes; for the purchase of atlases and geographical and technical works not to exceed $1,500; for wrapping twine and tying devices; for expenses incidental to the shipment of supplies, including hardware, boxing, packing, and not exceeding $55,000 for the pay of employees in connection therewith in the District of Columbia; for rental, purchase, exchange, and repair of canceling machines and motors, mechanical mail-handling apparatus, accident prevention, and other labor-saving devices, including cost of power in rented buildings and miscellaneous expenses of installation and operation of same, including not to exceed $35,000 for salaries of thirteen traveling mechanicians, and for traveling expenses, $2,521,000; Provided, That the Postmaster General may authorize the sale to the public of post-route maps and rural delivery maps or blueprints at the cost of printing and 10 per centum thereof added: Provided further, That no part of this appropriation shall be expended for the purchase of furniture and complete equipment for third-class post offices except miscellaneous equipment of the general character furnished such offices during the fiscal year 1931.

Equipment shops, Washington, District of Columbia: For the purchase, manufacture, and repair of mail bags and other mail containers and attachments, mail locks, keys, chains, tools, machinery, and material necessary for same, and for incidental expenses pertaining thereto; material, machinery, and tools necessary for the manufacture and repair of such other equipment for the Postal Service as may be deemed expedient; accident prevention; for the expenses of maintenance and repair of the mail bag equipment shops building and equipment, including fuel, light, power, and miscellaneous supplies and services; for compensation to labor employed in the equipment shops and in the operation, care, maintenance, and protection of the equipment shops building, $1,450,000, of which not to exceed $627,000 may be expended for personal services in the District of Columbia: Provided, That out of this appropriation the Postmaster General is authorized to use as much of the sum, not exceeding $15,000, as may be deemed necessary for the purchase of material and the manufacture in the equipment shops of such small quantities of distinctive equipments as may be required by other executive departments; and for service in Alaska, Puerto Rico, Philippine Islands, Hawaii, or other island possessions.

Rent, light, and fuel: For rent, light, fuel, and water, for first-, second-, and third-class post offices, and the cost of advertising for lease proposals for such offices, $11,350,000.

Pneumatic-tube service: For the transmission of mail by pneumatic tubes or other similar devices in the city of New York, including the Borough of Brooklyn of the city of New York, at an annual rate not in excess of $19,500 per mile of double line of tubes, including power, and all operating expenses, $365,534.

For the rental of not exceeding two miles of pneumatic tubes, not including labor and power in operating the same, for the transmission of mail in the city of Boston, Massachusetts, $24,000: Provided, That the provisions not inconsistent herewith of the Acts of April 21, 1903 (U. S. C. title 39, sec. 423), and May 27, 1908 (U. S. C. title 39, sec. 423), relating to the transmission of mail by pneumatic tubes or other similar devices shall be applicable hereto.
Vehicle service: For vehicle service; the hire of vehicles; the rental of garage facilities; the purchase, exchange, maintenance, and repair of motor vehicles; accident prevention; the hire of supervisors, clerical assistance, mechanics, drivers, garage men, and such other employees as may be necessary in providing vehicles and vehicle service for use in the collection, transportation, delivery, and supervision of the mail, $15,250,000: Provided, That the Postmaster General may, in his disbursement of this appropriation, apply a part thereof to the leasing of quarters for the housing of Government-owned motor vehicles at a reasonable annual rental for a term not exceeding ten years: Provided further, That the Postmaster General, during the fiscal year 1938, may purchase and maintain from the appropriation "Vehicle service" such tractors and trailer trucks as may be required in the operation of the vehicle service: Provided further, That no part of this appropriation shall be expended for maintenance or repair of motor-propelled passenger-carrying vehicles for use in connection with the administrative work of the Post Office Department in the District of Columbia.

Transportation of equipment and supplies: For the transportation and delivery of equipment, materials, and supplies for the Post Office Department and Postal Service by freight, express, or motor transportation, and other incidental expenses, $320,000.

PUBLIC BUILDINGS, MAINTENANCE AND OPERATION

Operating force: For personal services in connection with the operation of public buildings, including the Washington Post Office and the Customhouse Building in the District of Columbia, operated by the Post Office Department, together with the grounds thereof and the equipment and furnishings therein, including telephone operators for the operation of telephone switchboards or equivalent telephone switchboard equipment in such buildings jointly serving in each case two or more governmental activities, $17,975,740: Provided, That in no case shall the rates of compensation for the mechanical labor force be in excess of the rates current at the time and in the place where such services are employed.

Operating supplies, public buildings: For fuel, steam, gas, and electric current for lighting, heating, and power purposes, water, ice, lighting supplies, removal of ashes and rubbish, snow and ice, cutting grass and weeds, washing towels, telephone service for custodial forces, and for miscellaneous services and supplies, accident prevention, tools and appliances, for the operation of completed and occupied public buildings and grounds, including mechanical and electrical equipment, but not the repair thereof, operated by the Post Office Department, including the Washington Post Office and the Customhouse Building in the District of Columbia, and for the transportation of articles and supplies authorized herein, $5,075,000: Provided, That the foregoing appropriation shall not be available for personal services except for work done by contract, or for temporary job labor under exigency not exceeding at one time the sum of $150 at any one building: Provided further, That the Postmaster General is authorized to contract for telephone service in public buildings under his administration by means of telephone switchboards or equivalent telephone-switching equipment jointly serving in each case two or more governmental activities, where he determines that joint service is economical and in the interest of the Government, and to secure reimbursement for the cost of such joint service from available appropriations for telephone expenses of the bureaus and offices receiving the same.
Furniture, carpets, and safes, public buildings: For the procurement, including transportation, of furniture, carpets, safes, safe and vault protective devices, and repairs of same, for use in public buildings which are now, or may hereafter be, operated by the Post Office Department, $625,000: Provided, That, excepting expenditures for labor for or incidental to the moving of equipment from or into public buildings, the foregoing appropriation shall not be used for personal services except for work done under contract or for temporary job labor under exigency and not exceeding at one time the sum of $100 at any one building; Provided further, That all furniture now owned by the United States in other public buildings or in buildings rented by the United States shall be used, so far as practicable, whether it corresponds with the present regulation plan of furniture or not.

Scientific investigations: In the disbursement of appropriations contained in this title for the field service of the Post Office Department the Postmaster General may transfer to the Bureau of Standards not to exceed $20,000 for scientific investigations in connection with the purchase of materials, equipment, and supplies necessary in the maintenance and operation of the Postal Service.

Deficiency in postal revenues: If the revenues of the Post Office Department shall be insufficient to meet the appropriations made under title II of this Act, a sum equal to such deficiency in the revenues of such Department is hereby appropriated, to be paid out of any money in the Treasury not otherwise appropriated, to supply such deficiency in the revenues of the Post Office Department for the fiscal year ending June 30, 1938, and the sum needed may be advanced to the Post Office Department upon requisition of the Postmaster General.

This title may be cited as the Post Office Department Appropriation Act, 1938.

Sec. 2. Appropriations for the fiscal year 1938 available for expenses of travel of civilian officers and employees of the executive departments and establishments shall be available also for expenses of travel performed by them on transfer from one official station to another when authorized by the head of the department or establishment concerned in the order directing such transfer: Provided, That such expenses shall not be allowed for any transfer effected for the convenience of any officer or employee.

Sec. 3. No appropriation available for the executive departments and independent establishments of the Government for the fiscal year ending June 30, 1938, whether contained in this Act or any other Act, shall be expended—

(a) To purchase any motor-propelled passenger-carrying vehicle (exclusive of busses, ambulances, and station wagons), at a cost, completely equipped for operation, and including the value of any vehicle exchanged, in excess of $750, unless otherwise specifically provided for in the appropriation.

(b) For the maintenance, operation, and repair of any Government-owned motor-propelled passenger-carrying vehicle not used exclusively for official purposes; and “official purposes” shall not include the transportation of officers and employees between their domiciles and places of employment, except in cases of medical officers on out-patient medical services and except in cases of officers and employees engaged in field work the character of whose duties makes such transportation necessary and then only as to such latter cases when the same is approved by the head of the department or establishment concerned. The limitations of this subsection (b) shall not apply to any motor vehicles for official use of the President, or of the heads of the executive departments.
Maintenance, upkeep, etc., limitation.

Appointments after Senate rejection.

House of Representatives, majority floor leader's office.
Pay for certain positions.
49 Stat. 1221.

May 14, 1937
H. R. 261
[Public, No. 781
Immigration Act of 1917, amendment.
39 Stat. 892,

Removal at Government expense of certain aliens who apply for deportation.

Ineligibility for re-admission.

May 14, 1937
H. R. 28
[Public, No. 79]

(c) For the maintenance, upkeep, and repair (exclusive of garage rent, pay of operators, tires, fuel, and lubricants) on any one motor-propelled passenger-carrying vehicle, except busses and ambulances, in excess of one-third of the market price of a new vehicle of the same make and class and in no case in excess of $400.

Sec. 4. No part of the money appropriated under this Act shall be paid to any person for the filling of any position for which he or she has been nominated after the Senate upon vote has failed to confirm the nomination of such person.

Sec. 5. The unobligated balances on the date of the approval of this Act of appropriations contained in the Legislative Branch Appropriation Act, 1937, for three positions in the office of the majority floor leader, House of Representatives, are hereby made available for four positions in such office at annual rates of compensation, respectively, as follows: Legislative clerk, $3,110; clerk, $2,530; and two assistant clerks, at $1,800 each.

Approved, May 14, 1937.

[CHAPTER 181]

AN ACT


Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That so much of section 23 of the Act of February 5, 1917, as reads as follows:
"and shall have authority to enter into contract for the support and relief of such aliens as may fall into distress or need public aid, and to remove to their native land, at any time within three years after entry, at the expense of the appropriations for the enforcement of this Act", is amended to read as follows: "and shall have authority to enter into contract for the support and relief of such aliens as may fall into distress or need public aid, and to remove to their native country, or the country from whence they came, or to the country of which they are citizens or subjects, at any time after entry, at the expense of the appropriations for the enforcement of this Act, such as fall into distress or need public aid from causes arising subsequent to their entry and are desirous of being so removed, but any person thus removed shall forever be ineligible for readmission except upon the approval of the Secretary of State and the Secretary of Labor;".

Approved, May 14, 1937.

[CHAPTER 182]

AN ACT

To authorize the deportation of aliens who secured preference-quota or non-quota visas through fraud by contracting marriage solely to fraudulently expedite admission to the United States, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subdivision (f) of section 9 of the Immigration Act of 1924, as amended (43 Stat. 158; U. S. C., title 8, sec. 209, subdivision (f)), is amended to read as follows:
"Sec. 9. (f) Nothing in this section shall be construed to entitle an immigrant, in respect of whom a petition under this section is granted, either to enter the United States as a nonquota immigrant if, upon arrival in the United States, he is found not to be a nonquota immigrant, or to enter the United States as a preference-quota immigrant if, upon arrival in the United States, he is found not to be a preference-quota immigrant."
SEC. 2. That subdivision (a) of section 13 of the Immigration Act of 1924, as amended (43 Stat. 161; U. S. C., title 8, sec. 213 (a)), is amended to read as follows:

"No immigrant shall be admitted to the United States unless he (1) has an unexpired immigration visa or was born subsequent to the issuance of the immigration visa of the accompanying parent; (2) is of the nationality specified in the visa in the immigration visa; (3) is a nonquota immigrant if specified in the visa in the immigration visa as such; (4) is a preference-quota immigrant if specified in the visa in the immigration visa as such; and (5) is otherwise admissible under the immigration laws."

SEC. 3. That any alien who at any time after entering the United States is found to have secured either non-quota or preference-quota visa through fraud, by contracting a marriage which, subsequent to entry into the United States, has been judicially annulled retroactively to date of marriage, shall be taken into custody and deported pursuant to the provisions of section 14 of the Immigration Act of 1924 on the ground that at time of entry he was not entitled to admission on the visa presented upon arrival in the United States. This section shall be effective whether entry was made before or after the enactment of this Act.

When it appears that the immigrant fails or refuses to fulfill his promises for a marital agreement made to procure his entry as an immigrant he then becomes immediately subject to deportation.

Approved, May 14, 1937.

[CHAPTER 183]

AN ACT

Declaring Scajaquada Creek, Erie County, New York, to be a non-navigable stream.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Scajaquada Creek, Erie County, New York, is hereby declared to be non-navigable east of a line one hundred and thirty feet west of the west line of Niagara Street, city of Buffalo, county of Erie, New York, within the meaning of the Constitution and laws of the United States.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 14, 1937.

[CHAPTER 184]

AN ACT

To extend the time for applying for and receiving benefits under the Act entitled "An Act to provide means by which certain Filipinos can emigrate from the United States", approved July 10, 1935.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of the Act entitled "An Act to provide means by which certain Filipinos can emigrate from the United States", approved July 10, 1935, as heretofore amended by the Act approved June 4, 1936 (Public Law Numbered 645, Seventy-fourth Congress), is further amended to read as follows:

"Sec. 6. No application for the benefits of this Act shall be accepted by any officer of the Immigration Service after December 1, 1938; and all benefits under this Act shall finally terminate on December 31, 1938, unless the journey has been started on or before that date, in which case the journey to Manila shall be completed."

Approved, May 14, 1937.
CHAPTER 185

AN ACT

To authorize a preliminary examination and survey of the Santa Maria River with a view to the control of its floods.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination and survey to be made of the Santa Maria River and its tributaries, in the State of California, and the Secretary of Agriculture be, and he is hereby, authorized and directed to cause a preliminary examination and survey to be made for run-off and water flow retardation and soil erosion prevention on the watershed of the said river, with a view to the control of its floods, in accordance with the provisions of the Flood Control Act approved June 22, 1936, the cost thereof to be paid from appropriations here-tofore or hereafter made for such purposes.

Approved, May 14, 1937.

CHAPTER 186

AN ACT

To authorize an appropriation for improvement of ammunition storage facilities at Camp Stanley, Texas, and Savanna Ordnance Depot, Savanna, Illinois.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury of the United States not otherwise appropriated, the sum of $2,378,836 for improvement of ammunition storage facilities as follows: Camp Stanley, Texas, $1,014,286; and Savanna Ordnance Depot, Savanna, Illinois, $1,364,550, including the necessary construction and installation of buildings, roads, railroads, and fences, utilities and appurtenances incident thereto, and including also the moving and reconditioning of Ordnance and Chemical Warfare Service stores, as may be necessary to provide safe and adequate storage for munitions.

Approved, May 14, 1937.

CHAPTER 187

AN ACT

Authorizing allotment of pay by civilian personnel stationed abroad.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the heads of the executive departments and establishments of the United States, under such regulations as they may prescribe, be, and are hereby, authorized to permit civilian officers and employees, during such time as they may be assigned for duty outside the continental limits of the United States, to make allotments, in whole or in part, from their pay, for the support of their families or relatives, for their own savings, or for other similar purposes.

Approved, May 14, 1937.
Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized, in his discretion and under such regulations as he may promulgate, to sell to the National Council of the Boy Scouts of America such obsolete material as may not be needed by the War Department, and such other material as may be spared, at prices representing a fair value to the War Department, including the cost of packing, handling, and transportation.

Approved, May 15, 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes", approved June 22, 1936, is hereby amended by changing the heading "Los Angeles and San Gabriel Rivers, California", to read "Los Angeles County Drainage Area, California", and changing the paragraph immediately following said heading to read as follows: "Construction of reservoirs and principal flood channels in Los Angeles and San Gabriel Rivers and Ballona Creek and tributaries thereof", in accordance with plans to be approved by the Chief of Engineers on recommendation of the Board of Engineers for Rivers and Harbors at an estimated construction cost not to exceed $70,000,000; estimated cost of lands and damages, $5,000,000.

Approved, May 15, 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Missouri River at or near Rulo, Nebraska, are hereby extended one and three years, respectively, from the date of approval hereof.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 15, 1937.
To amend the law relating to residence requirements of applicants for examinations before the Civil Service Commission.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the proviso of the second paragraph under the caption "Civil Service Commission" in the Act entitled "An Act making appropriations for the legislative, executive, and judicial expenses of the Government for the fiscal year ending June thirtieth, eighteen hundred and ninety-one, and for other purposes", approved July 11, 1890, as amended, is hereby amended to read as follows:

"Hereafter every application for examination before the Civil Service Commission for appointment in the departmental service in the District of Columbia shall be accompanied by a certificate of an officer, with his official seal attached, of the county and State of which the applicant claims to be a citizen, that such applicant was, at the time of making such application, a legal or voting resident of said county, and had been such resident for a period of not less than one year next preceding, but this provision shall not apply to persons who may be in the service with civil-service status and seek promotion or appointment in other branches of the Government."

Approved May 15, 1937.

To authorize the Secretary of War to lend War Department equipment for use at the 1937 National Encampment of Veterans of Foreign Wars to be held in Buffalo and Niagara Falls, New York, from August 29 to September 3, 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized to lend, at his discretion, to the Veterans of Foreign Wars for use at their national encampment to be held in Buffalo and Niagara Falls, New York, from August 29 to September 3, 1937.
3, 1937, such tents, cots, and blankets, and other available stock out of the Army and National Guard supplies as such department may require to house properly veterans attending such encampment: Provided, That no expense shall be caused the United States Government by the delivery and return of such property, the same to be delivered at such time prior to the holding of such encampment as may be agreed upon by the Secretary of War and the Veterans of Foreign Wars: Provided further, That the Secretary of War, before delivering such property, shall take from such organization a good and sufficient bond for the safe return of such property in good order and condition, and the whole without expense to the United States.

Approved, May 15, 1937.

[CHAPTER 220]
AN ACT
To create the office of Counselor of the Department of State.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there shall be in the Department of State a Counselor of the Department of State, to be appointed by the President, by and with the advice and consent of the Senate, with a salary of $10,000 per annum.

Approved, May 18, 1937.

[CHAPTER 221]
AN ACT
To provide for the establishment of a Coast Guard station on Lake Pontchartrain, Louisiana, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized to establish a Coast Guard station on Lake Pontchartrain, Louisiana, at the Port of New Orleans.

Approved, May 18, 1937.

[CHAPTER 222]
AN ACT
To provide for the establishment of a Coast Guard station at or near Pass-a-Grille Beach, Florida.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized to establish a Coast Guard station at or near Pass-a-Grille Beach, Florida, at such point as the Commandant of the Coast Guard may recommend.

Approved, May 18, 1937.

[CHAPTER 223]
AN ACT
Making appropriations for the Legislative Branch of the Government for the fiscal year ending June 30, 1938, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Legislative Branch of the Government for the fiscal year ending June 30, 1938, namely:
SALARIES AND MILEAGE OF SENATORS

For compensation of Senators, $960,000.

For mileage of the President of the Senate and of Senators, $51,000.

For compensation of officers, clerks, messengers, and others:

OFFICE OF THE VICE PRESIDENT
Salaries: Secretary to the Vice President, $4,620; clerk, $2,400; assistant clerks—one $2,280, one $2,160; in all, $11,460.

CHAPLAIN
Chaplain of the Senate, $1,680.

OFFICE OF THE SECRETARY
Salaries: Secretary of the Senate, including compensation as disbursing officer of salaries of Senators and of contingent fund of the Senate, $8,000; Chief Clerk, who shall perform the duties of reading clerk, $5,500 and $1,000 additional so long as the position is held by the present incumbent; financial clerk, $5,000 and $2,000 additional so long as the position is held by the present incumbent; assistant financial clerk, $4,600; Parliamentarian, $5,000 and $1,000 additional so long as the position is held by the present incumbent; Journal Clerk, $5,780; principal clerk, $3,750; legislative clerk, $4,000 and $1,000 additional so long as the position is held by the present incumbent; enrolling clerk, $4,000 and $1,000 additional so long as the position is held by the present incumbent; printing clerk, $3,540; chief bookkeeper, $3,600; librarian, $3,960; assistant Journal Clerk, $2,360; executive clerk, $3,180; first assistant librarian, $3,120; keeper of stationery, $3,200; clerks—one at $3,180, one at $2,880 and $300 additional so long as the position is held by the present incumbent; three at $2,880 each, two at $2,640 each, clerk in Disbursing Office, in lieu of position created by resolution of May 12, 1932, $2,400; six at $2,400 each, three at $1,860 each, three at $1,740 each; special officer, $2,400; laborers—one at $1,740, one at $1,620, five at $1,380 each, one in Secretary's office, $1,680, one, $1,560; in all, $136,880.

DOCUMENT ROOM
Salaries: Superintendent, $3,960; first assistant, $2,640; second assistant, $2,040; four assistants, at $2,040 each; skilled laborer, $1,880; in all, $18,180.

COMMITTEE EMPLOYEES
Clerks and messengers to the following committees: Agriculture and Forestry—clerk, $3,900; assistant clerk, $2,880; assistant clerk, $2,640; assistant clerk, $2,400; assistant clerk, $2,220; additional clerk, $1,800. Appropriations—clerk, $7,000 and $1,000 additional so long as the position is held by the present incumbent; assistant clerk, $4,600; assistant clerk, $3,900; three assistant clerks at $3,000 each; two assistant clerks at $2,220 each; messenger, $1,800. To Audit and Control the Contingent Expenses of the Senate—clerk, $3,900; assistant clerk, $2,880; assistant clerk, $2,400; assistant clerk, $2,220; additional clerk, $1,800. Banking and Currency—clerk, $3,900; assistant clerk, $2,880; assistant clerk, $2,400; assistant clerk, $2,220. Civil Service—clerk, $3,900; assistant clerk, $2,400; assistant clerk, $2,220; additional clerk, $1,800. Claims—clerk, $3,900; assistant
clerk, $2,880; assistant clerk, $2,580; two assistant clerks at $2,220 each. Commerce—clerk, $3,900; assistant clerk, $2,880; assistant clerk, $2,580; assistant clerk, $2,400; two assistant clerks, at $2,220 each. Conference Majority of the Senate—clerk, $3,900; assistant clerk, $2,880; two assistant clerks at $2,580 each; assistant clerk, $2,220. Conference Minority of the Senate—clerk, $3,900; assistant clerk, $2,880; two assistant clerks at $2,580 each; assistant clerk, $2,220. District of Columbia—clerk, $3,900; two assistant clerks at $2,880 each; assistant clerk, $2,220; additional clerk, $1,800. Education and Labor—clerk, $3,900; assistant clerk, $2,580; assistant clerk, $2,220; additional clerk, $1,800. Enrolled Bills—clerk, $3,900; assistant clerk, $2,400; assistant clerk, $2,220; additional clerk, $1,800. Expenditures in the Executive Departments—clerk, $3,900; assistant clerk, $2,580; assistant clerk, $2,220; additional clerk, $1,800. Finance—clerk, $4,200; special assistant to the committee, $3,600; assistant clerk, $2,880; assistant clerk, $2,580; assistant clerk, $2,400; two assistant clerks at $2,220 each; two experts (one for majority and one for the minority) at $3,600 each; messenger, $1,800. Foreign Relations—clerk, $3,900; assistant clerk, $2,880; assistant clerk, $2,580; assistant clerk, $2,220; additional clerk, $1,800. Indian Affairs—clerk, $3,900; assistant clerk, $3,600; assistant clerk, $2,880; assistant clerk, $2,400; assistant clerk, $2,220; additional clerk, $1,800. Interstate Commerce—clerk, $3,900; assistant clerk, $3,600; assistant clerk, $2,880; assistant clerks at $2,580 each; assistant clerk, $2,220. Irrigation and Reclamation—clerk, $3,900; assistant clerk, $2,580; assistant clerk, $2,220; two additional clerks at $1,800 each. Judiciary—clerk, $3,900; assistant clerk, $2,880; two assistant clerks at $2,580 each; assistant clerk, $2,220. Library—clerk, $3,900; two assistant clerks, at $2,400 each; assistant clerk, $2,220; additional clerk, $1,800. Manufactures—clerk, $3,900; assistant clerk, $2,400; assistant clerk, $2,220; additional clerk, $1,800. Military Affairs—clerk, $3,900; assistant clerk, $2,880; assistant clerk, $2,580; assistant clerk, $2,400; two assistant clerks at $2,220 each. Mines and Mining—clerk, $3,900; assistant clerk, $2,400; assistant clerk, $2,220; two additional clerks, at $1,800 each. Naval Affairs—clerk, $3,900; assistant clerk, $2,880; assistant clerk, $2,400; two assistant clerks at $2,220 each. Patents—clerk, $3,900; assistant clerk, $2,400; assistant clerk, $2,220; additional clerk, $1,800. Pensions—clerk, $3,900; assistant clerk, $2,580; four assistant clerks at $1,800 each. Post Offices and Post Roads—clerk, $3,900; assistant clerk, $2,880; four assistant clerks at $2,220 each; additional clerk, $1,800. Printing—clerk, $3,900; assistant clerk, $2,580; assistant clerk, $2,220; additional clerk, $1,800. Public Buildings and Grounds—clerk, $3,900; assistant clerk, $2,400; assistant clerk, $2,220; additional clerk, $1,800. Public Lands and Surveys—clerk, $3,900; assistant clerk, $2,580; two assistant clerks at $2,220 each. Revision of the Laws—clerk, $3,900; assistant clerk, $2,400; assistant clerk, $2,220; additional clerk, $1,800. Senate Manual.

CLERICAL ASSISTANTS TO SENATORS

Clerical assistance to Senators who are not chairmen of the committees specially provided for herein, as follows: Seventy clerks at $3,900 each; seventy assistant clerks at $2,400 each; and seventy assistant clerks at $2,220 each; such clerks and assistant clerks shall be ex-officio clerks and assistant clerks of any committee of which their Senator is chairman; seventy additional clerks at $1,800 each, one for each Senator having no more than one clerk and two assistant clerks for himself or for the committee of which he is chairman; messenger, $1,500; in all, $724,200.

OFFICE OF SERGEANT AT ARMS AND DOORKEEPER

Salaries: Sergeant at Arms and Doorkeeper, $8,000; two secretaries (one for the majority and one for the minority), at $5,400 each; two assistant secretaries (one for the majority and one for the minority), at $4,320 each; Deputy Sergeant at Arms and storekeeper, $4,800; clerks—one $3,000, one $2,100, two, at $2,000 each, one $1,800, one to the secretary for the majority, $1,800; one to the secretary of the minority, $1,800, one $1,500; assistant doorkeeper, $2,880; messengers—three (acting as assistant doorkeepers), at $2,400 each; thirty-one (including four for minority), at $1,740 each; four, at $1,620 each; one at card door, $2,640, and $240 additional so long as the position is held by the present incumbent; clerk on journal work for Congressional Record to be selected by the Official Reporters, $3,360; upholsterer and locksmith, $2,400; cabinetmaker, $2,040; three carpenters, at $2,040 each; janitor, $2,400; five skilled laborers, $1,680 each; laborer in charge of private passage, $1,740; three female attendants in charge of ladies' retiring rooms, at $1,500 each; three attendants to women's toilet rooms, Senate Office Building, at $1,500 each; telephone operators—chief, $2,460 and $280 additional so long as the position is held by the present incumbent; fourteen, at $1,560 each; laborer in charge of Senate toilet rooms in old library space, $1,200; press gallery—superintendent, $3,660; assistant superintendent, $2,520; messengers for service to correspondents—one, $3,160; three at $1,440 each; laborers—three, at $1,260 each; thirty at $1,260 each; three, at $480 each; special employees—seven, at $1,000 each; twenty-one pages for the Senate Chamber, at the rate of $4 per day each, during the session, $15,204; in all, $261,104.

Police force for Senate Office Building under the Sergeant at Arms: Lieutenant, $1,740; special officer, $1,740; thirty-one privates at $1,620; in all, $53,700.

POST OFFICE

Salaries: Postmaster, $3,600; assistant postmaster, $2,880; chief clerk, $2,460; wagon master, $2,250; twenty-six mail carriers, at $1,620 each; in all, $53,340.

FOLDING ROOM

Salaries: Foreman, $2,460; assistant, $2,160; clerk, $1,740; folders—chief, $2,040, fourteen at $1,440 each; in all, $28,560.

The provisions of the Legislative Pay Act of 1929 are hereby amended so as to correspond with the changes made by this Act in the designations and rates of salary of certain positions under the Senate.
CONTINGENT EXPENSES OF THE SENATE

For purchase, exchange, driving, maintenance, and operation of an automobile for the Vice President, $4,000.

For reporting the debates and proceedings of the Senate, payable in equal monthly installments, $60,340.

For services in cleaning, repairing, and varnishing furniture, $2,000.

For expenses of inquiries and investigations ordered by the Senate, including compensation to stenographers of committees, at such rate as may be fixed by the Committee to Audit and Control the Contingent Expenses of the Senate, but not exceeding 25 cents per hundred words, $150,000: Provided, That no part of this appropriation shall be expended for per diem and subsistence expenses except in accordance with the provisions of the Subsistence Expense Act of 1926, approved June 3, 1926, as amended.

For payment of one-half of the salaries and other expenses of the Joint Committee on Internal Revenue Taxation as authorized by law, $29,000.

For folding speeches and pamphlets, at a rate not exceeding $1 per thousand, $18,000.

For materials for folding, $1,500.

For fuel, oil, cotton waste, and advertising, exclusive of labor, $2,000.

For repairs, improvements, equipment, and supplies for Senate kitchens and restaurants, Capitol Building and Senate Office Building, including personal and other services, to be expended from the contingent fund of the Senate, under the supervision of the Committee on Rules, United States Senate, $35,000: Provided, That said Committee on Rules is hereby authorized and directed hereafter to add a minimum of 10 per centum to each order in excess of 10 cents served in the said restaurants and 20 per centum to all orders served outside of said restaurants, and the proceeds accruing therefrom shall be placed in a fund to be used in the payment of any deficit incurred in the management of such kitchens and restaurants.

For maintaining, exchanging, and equipping motor vehicles for carrying the mails and for official use of the offices of the Secretary and Sergeant at Arms, $7,960.

For miscellaneous items, exclusive of labor, $200,000.

For packing boxes, $970.

Postage stamps: For office of Secretary, $250; office of Sergeant at Arms, $100; in all, $350.

For the purchase of furniture, $5,000.

For miscellaneous items, exclusive of labor, $3,000.

For stationery for Senators and for the President of the Senate, including $7,500 for stationery for committees and officers of the Senate, $19,500.

For rent of warehouse for storage of public documents, $2,000.

For payment to Honorable John H. Overton, a Senator from the State of Louisiana, for expenses incurred, including counsel fees, in the contest resulting from the election held November 8, 1932, $2,593.78.

HOUSE OF REPRESENTATIVES

SALARIES AND MILEAGE OF MEMBERS

For compensation of Members of the House of Representatives, Delegates from Territories, the Resident Commissioner from Puerto Rico, $4,385,000.
For mileage of Representatives, the Delegate from Hawaii, and the Resident Commissioner from Puerto Rico, and for expenses of the Delegate from Alaska, $171,000.

For compensation of officers, clerks, messengers, and others:

OFFICE OF THE SPEAKER

Salaries: Secretary to the Speaker, $4,620; three clerks to the Speaker, at $2,400 each; messenger to Speaker, $1,680; in all, $13,500.

THE SPEAKER'S TABLE

Salaries: Parliamentarian $4,500, and $1,500 additional so long as the position is held by the present incumbent, and for preparing Digest of the Rules, $1,000 per annum; Assistant Parliamentarian, $2,760 and $750 additional so long as the position is held by the present incumbent; messenger to Speaker's Table, $1,740; in all, $12,250.

CHAPLAIN

Chaplain of the House of Representatives, $1,680.

OFFICE OF THE CLERK

Salaries: Clerk of the House of Representatives, including compensation as disbursing officer of the contingent fund, $8,000; Journal clerk, two reading clerks, and tally clerk, at $8,000 each; enrolling clerk, $4,000; disbursing clerk, $3,960; file clerk, $3,780; chief bill clerk, $3,540; assistant enrolling clerk, $3,180; assistant to disbursing clerk, $3,120; stationery clerk, $2,880; librarian, $2,760; assistant librarian, and assistant file clerk, at $2,520 each; assistant Journal clerk, and assistant librarian, at $2,460 each; clerks—one at $2,460, three at $2,340 each; bookkeeper, and assistant in disbursing office, at $2,160 each; four assistants to chief bill clerk at $2,100 each; stenographer to the Clerk, $1,980; assistant in stationery room, $1,740; three messengers at $1,680 each; stenographer to Journal clerk, $1,560; laborers—three at $1,440 each, nine at $1,260 each; telephone operators—assistant chief, $1,620; twenty-three at $1,560 each; substitute telephone operator, when required, at $4 per day, $1,460; property custodian and superintendent of furniture and repair shop, who shall be a skilled cabinetmaker or upholsterer and experienced in the construction and purchase of furniture, $3,960; two assistant custodians at $3,360 each; locksmith and typewriter repairer, $1,860; messenger and clock repairer, $1,740; operation, maintenance, and repair of motor vehicles, $1,200; in all, $167,800.

COMMITTEE EMPLOYEES

Clerks, messengers, and janitors to the following committees:

Accounts—clerk, $3,300; assistant clerk, $2,460; janitor, $1,560. Agriculture—clerk, $3,300; assistant clerk, $2,460; janitor, $1,560. Appropriations—clerk, $7,000 and $1,000 additional so long as the position is held by the present incumbent; assistant clerk, $5,000 and $1,000 additional so long as the position is held by the present incumbent; three assistant clerks at $3,000 each; assistant clerk, $3,600; two assistant clerks at $3,500 each; messenger, $1,680. Banking and Currency—clerk, $2,760; assistant clerk, $1,740; janitor, $1,260. Census—clerk, $2,760; janitor, $1,260. Civil Service—clerk, $2,760; janitor, $1,260. Claims—clerk, $3,300; assistant clerk, $1,740; janitor, $1,260. Coinage, Weights, and Measures—clerk, $2,760; janitor, $1,260. Disposition of Executive Papers—clerk, $2,760. District of Columbia—clerk, $3,300; assistant clerk, $2,460; janitor, $1,260.
Education—clerk, $2,760. Election of President, Vice President, and Representatives in Congress—clerk, $2,760. Elections Numbered 1—clerk, $2,760; janitor, $1,260. Elections Numbered 2—clerk, $2,760; janitor, $1,260. Elections Numbered 3—clerk, $2,760; janitor, $1,260. Enrolled Bills—clerk, $2,760; janitor, $1,260. Expenditures in Executive Departments—clerk, $3,300; janitor, $1,260. Flood Control—clerk, $2,760; janitor, $1,260. Foreign Affairs—clerk, $3,300; assistant clerk, $2,460; janitor, $1,260. Immigration and Naturalization—clerk, $7,300; janitor, $1,260. Indian Affairs—clerk, $3,300; assistant clerk, $2,460; janitor, $1,260. Insular Affairs—clerk, $3,300; janitor, $1,260. Interstate and Foreign Commerce—clerk, $3,900; additional clerk, $2,640; assistant clerk, $2,100; janitor, $1,560. Irrigation and Reclamation—clerk, $2,760; janitor, $1,260. Invalid Pensions—clerk, $3,300; assistant clerk, $2,880; expert examiner, $2,700; stenographer, $2,640; janitor, $1,500. Judiciary—clerk, $3,300; assistant clerk, $2,160; assistant clerk, $1,980; janitor, $1,560. Labor—clerk, $2,760; assistant clerk, $1,740; janitor, $1,260. Library—clerk, $2,760; janitor, $1,260. Merchant Marine and Fisheries—clerk, $2,760; assistant clerk, $1,740; janitor, $1,260. Military Affairs—clerk, $3,300; assistant clerk, $2,100; janitor, $1,560. Mines and Mining—clerk, $2,760; janitor, $1,260. Naval Affairs—clerk, $3,300; assistant clerk, $2,100; janitor, $1,560. Patents—clerk, $2,760; janitor, $1,260. Pensions—clerk, $3,300; assistant clerk, $2,160; janitor, $1,260. Post Office and Post Roads—clerk, $3,300; assistant clerk, $2,100; janitor, $1,560. Printing—clerk, $2,760; janitor, $1,560. Public Buildings and Grounds—clerk, $3,300; assistant clerk, $1,740; janitor, $1,260. Public Lands—clerk, $2,760; assistant clerk, $1,740; janitor, $1,260. Revision of the Laws—clerk, $3,300; janitor, $1,260. Rivers and Harbors—clerk, $3,300; assistant clerk, $2,460; janitor, $1,560. Roads—clerk, $2,760; assistant clerk, $1,740; janitor, $1,260. Rules—clerk, $3,300; assistant clerk, $2,100; janitor, $1,260. Territories—clerk, $2,760; janitor, $1,260. War Claims—clerk, $3,300; assistant clerk, $1,740; janitor, $1,260. Ways and Means—clerk, $4,620; assistant clerk and stenographer, $2,640; assistant clerk, $2,580; clerk for minority, $3,180; janitors—one, $1,560; one, $1,260. World War Veterans' Legislation—clerk, $3,300; assistant clerk, $2,460; in all, $299,540.

OFFICE OF SERGEANT AT ARMS

Salaries: Sergeant at Arms, $8,000; Deputy Sergeant at Arms, $3,180; cashier, $6,000; assistant cashier, $4,000; two bookkeepers at $3,360 each; Deputy Sergeant at Arms in charge of pairs, $3,600; pair clerk and messenger, $2,820; stenographer and typewriter, $1,560; skilled laborer, $1,380; hire of automobile, $600; in all, $38,100. Police force, House Office Building, under the Sergeant at Arms: Lieutenant, $1,740; sergeant, $1,680; thirty-seven privates at $1,620 each; in all, $63,960.

OFFICE OF DOORKEEPER

Salaries: Doorkeeper, $6,000; special employee, $2,820; superintendent of House press gallery, $3,660; assistant to the superintendent of the House press gallery, $2,520; chief janitor, $2,700; messengers—seventeen at $1,740 each, fourteen on soldiers' roll at $1,740 each; laborers—seventeen at $1,260 each, two (cloakroom) at $1,380 each, one (cloakroom) $1,260, and seven (cloakroom) at $1,140 each; three female attendants in ladies' retiring rooms at $1,680 each, attendant for the ladies' reception room, $1,440; superintendent of folding room, $3,180; foreman of folding room, $2,660; chief clerk to superintendent of folding room, $2,460; three clerks at $2,160 each;
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Special and minority employees. Minority employees. Special employees.

For the minority employees authorized and named in the House Resolutions Numbered 51 and 53 of December 11, 1931: Two at $5,000 each, three at $2,550 each; one at $3,200 (minority pair clerk, House Resolution Numbered 313 of August 7, 1935); in all, $22,060.

Special employees: Assistant foreman of the folding room, authorized in the resolution of September 30, 1913, $1,980; laborer, authorized and named in the resolution of April 28, 1914, $1,380; laborer, $1,380; clerk, under the direction of the Clerk of the House, named in the resolution of February 13, 1923, $3,060; in all, $7,800.

Successors to any of the employees provided for in the two preceding paragraphs may be named by the House of Representatives at any time.


Post Office. Postmaster, assistant, etc.


Salaries: Six official reporters of the proceedings and debates of the House at $7,500 each; clerk, $4,000; assistant clerk, $2,000; six expert transcribers at $2,000 each; in all, $63,000.

Committee stenographers.

Salaries: Four stenographers to committees, at $7,000 each; clerk, $3,360; in all, $31,360.
Whenever the words "during the session" occur in the foregoing paragraphs they shall be construed to mean the one hundred and eighty-one days from January 1 to June 30, 1938, both inclusive.

CLERK HIRE, MEMBERS, AND DELEGATES

For clerk hire necessarily employed by each Member and Delegate, and the Resident Commissioner from Puerto Rico, in the discharge of his official and representative duties, in accordance with the Act entitled "An Act to fix the compensation of officers and employees of the legislative branch of the Government", approved June 20, 1929, $2,190,000.

CONTINGENT EXPENSES OF THE HOUSE

For furniture and materials for repairs of the same, including not to exceed $27,500 for labor, tools, and machinery for furniture repair shops, $62,700, of which sum $23,000 shall be available immediately.

For packing boxes, $3,500.

For miscellaneous items, exclusive of salaries unless specifically ordered by the House of Representatives, including reimbursement to the official stenographers to committees for the amounts actually paid out by them for transcribing hearings, and including materials for folding, $95,000, of which $25,000 shall be available immediately.

For stenographic reports of hearings of committees other than special and select committees, $30,000.

For expenses of special and select committees authorized by the House, $60,000.

For payment of one-half of the salaries and other expenses of the Joint Committee on Internal Revenue Taxation as authorized by law, $29,000.

No part of the appropriations contained herein for the contingent expenses of the House of Representatives shall be used to defray the expenses of any committee consisting of more than six persons (not more than four from the House and not more than two from the Senate), nor to defray the expenses of any other person except the Sergeant at Arms of the House or a representative of his office and except the widow or minor children or both of the deceased, to attend the funeral rites and burial of any person who at the time of his or her death is a Representative, a Delegate from a Territory, or a Resident Commissioner from Puerto Rico.

For telegraph and telephone service, exclusive of personal services, $95,000.

For stationery for Representatives, Delegates, and the Resident Commissioner from Puerto Rico, for the second session of the Seventy-fifth Congress, and for stationery for the use of the committees and officers of the House (not to exceed $5,000), $50,750.

For medical supplies, equipment, and contingent expenses for the emergency room and for the attending physician and his assistants, including an allowance of not to exceed $30 per month each to three assistants as provided by the House resolutions adopted July 1, 1930, and January 20, 1932, $3,000.

Postage stamps: Postmaster, $250; Clerk, $450; Sergeant at Arms, $300; Doorkeeper, $150; in all $1,150.

For folding speeches and pamphlets, at a rate not exceeding $1 per thousand, $13,500 to be available immediately.

For preparation and editing of the laws as authorized by the Act approved May 29, 1928 (U. S. C., title 1, sec. 59), $6,500, to be expended under the direction of the Committee on Revision of the Laws.

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For assistants in compiling lists of reports to be made to Congress by public officials; compiling copy and revising proofs for the House portion of the Official Register; preparing and indexing the statistical reports of the Clerk of the House; compiling the telephone and Members' directories; preparing and indexing the daily calendars of business; preparing the official statement of Members' voting records; preparing lists of congressional nominees and statistical summary of elections; preparing and indexing questions of order printed in the Appendix to the Journal pursuant to House Rule III; for recording and filing statements of political committees and candidates for election to the House of Representatives pursuant to the Federal Corrupt Practices Act, 1925 (U. S. C., title 2, secs. 241-256); and for such other assistance as the Clerk of the House may deem necessary and proper in the conduct of the business of his office, $5,000: Provided, That no part of this appropriation shall be used to augment the annual salary of any employee of the House of Representatives.

For exchange, driving, maintenance, repair, and operation of an automobile for the Speaker, $4,000.

**CAPITOL POLICE**

Salaries: Captain, $2,700; three lieutenants, at $1,740 each; two special officers, at $1,740 each; three sergeants, at $1,680 each; fifty-two privates, at $1,620 each; one-half of said privates to be selected by the Sergeant at Arms of the Senate and one-half by the Sergeant at Arms of the House; in all, $100,680: Provided, That no part of any appropriation contained in this Act shall be paid as compensation to any person appointed after June 30, 1935, as an officer or member of the Capitol Police (including those for the Senate and House Office Buildings) who does not meet the standards to be prescribed for such appointees by the Capitol Police Board.

For purchasing and supplying uniforms, purchase, exchange, maintenance, and repair of motor-propelled passenger-carrying vehicles, contingent expenses, including $25 per month for extra services performed by a member of such force for the Capitol Police Board, $9,400, of which $360 shall be immediately available to pay for two vehicles heretofore exchanged during the fiscal year 1937.

One-half of the foregoing amounts under “Capitol Police” shall be disbursed by the Secretary of the Senate and one-half by the Clerk of the House.

**JOINT COMMITTEE ON PRINTING**

Salaries: Clerk, $4,000 and $800 additional so long as the position is held by the present incumbent; inspector under section 20 of the Act approved January 12, 1895 (U. S. C., title 44, sec. 49), $2,820; assistant clerk and stenographer, $2,640; for expenses of compiling, preparing, and indexing the Congressional Directory, $2,640; for expenses of compiling, preparing, and indexing the Congressional Directory, $2,640; for expenses of compiling, preparing, and indexing the Congressional Directory, $2,640; for expenses of compiling, preparing, and indexing the Congressional Directory, $2,640; for expenses of compiling, preparing, and indexing the Congressional Directory, $2,640.

For salaries and expenses of maintenance of the office of Legislative Counsel, as authorized by law, $75,000, of which $37,500 shall be disbursed by the Secretary of the Senate and $37,500 by the Clerk of the House of Representatives.
STATEMENT OF APPROPRIATIONS

For preparation, under the direction of the Committees on Appropriations of the Senate and House of Representatives, of the statements for the first session of the Seventy-fifth Congress, showing appropriations made, indefinite appropriations, and contracts authorized, together with a chronological history of the regular appropriation bills, as required by law, $4,000, to be paid to the persons designated by the chairmen of such committees to do the work.

ARCHITECT OF THE CAPITOL

OFFICE OF THE ARCHITECT OF THE CAPITOL

Salaries: For the Architect of the Capitol, Assistant Architect of the Capitol, and other personal services at rates of pay provided by law; and the Assistant Architect of the Capitol shall act as Architect of the Capitol during the absence or disability of that official or whenever there is no Architect; $54,600.

CAPITOL BUILDINGS AND GROUNDS

Capitol Buildings: For necessary expenditures for the Capitol Building and electrical substations of the Senate and House Office Buildings, under the jurisdiction of the Architect of the Capitol, including minor improvements, maintenance, repair, equipment, supplies, material, fuel, oil, waste, and appurtenances; furnishings and office equipment; personal and other services; cleaning and repairing works of art; purchase or exchange (not to exceed $1,000), maintenance, and driving of motor-propelled passenger-carrying office vehicle; not exceeding $300 for the purchase of technical and necessary reference books, periodicals, and city directory; $296,199, of which sum $7,868 shall be available for repairs, alterations, and equipment in the gallery area of the House wing of the Capitol for the accommodation of the press and construction changes incident thereto in accordance with plans prepared by the Architect of the Capitol.

Appropriations under the control of the Architect of the Capitol shall be available for expenses of travel on official business not to exceed in the aggregate under all funds the sum of $1,500. Capitol Grounds: For care and improvement of grounds surrounding the Capitol, Senate and House Office Buildings: Capitol power plant; personal and other services; care of trees; planting; fertilizers; repairs to pavements, walks, and roadways; purchase of waterproof wearing apparel; maintenance of signal lights; and for snow removal by hire of men and equipment or under contract without compliance with sections 3709 (U. S. C., title 41, sec. 5) and 3744 (U. S. C., title 41, sec. 16) of the Revised Statutes, $103,107.

Legislative garage: For maintenance, repairs, alterations, personal and other services, and all necessary incidental expenses, $9,280.

Subway transportation, Capitol and Senate Office Buildings: For repairs, rebuilding, and maintenance of the subway cars connecting the Senate Office Building with the Senate wing of the United States Capitol and for personal and other services, including maintenance of the track and electrical equipment connected therewith, $2,000.

Senate Office Building: For maintenance, miscellaneous items and supplies, including furniture, furnishings, and equipment and for labor and material incident thereto and repairs thereof; and for personal and other services for the care and operation of the Senate
Office Building, under the direction and supervision of the Senate Committee on Rules, acting through the Architect of the Capitol, who shall be its executive agent; in all, $292,069, of which $83,000 shall be for painting office and committee rooms, corridor and stairway walls, and interior woodwork in office and committee rooms; $5,000 for office and committee room rugs; $17,000 for repairing and reconditioning office doors, door frames, and door panels; and $5,000 for letter-filing cabinets and storage units.

House Office Buildings: For maintenance, including equipment, miscellaneous items, and for all necessary services, $351,370.

Capitol power plant: For lighting, heating, and power for the Capitol, Senate and House Office Buildings, Supreme Court Building, Congressional Library Buildings, and the grounds about the same, Botanic Garden, legislative garage, and folding and storage rooms of the Senate; for heating the Government Printing Office and Washington City post office and for light and power therefor whenever available; personal and other services, engineering instruments, fuel, oil, materials, labor, advertising, and purchase of waterproof wearing apparel in connection with the maintenance and operation of the heating, lighting, and power plant, $947,870, of which sum $482,250 shall be immediately available.

The appropriations under the control of the Architect of the Capitol may be expended without reference to section 4 of the Act approved June 17, 1910 (U. S. C., title 41, sec. 7), concerning purchases for executive departments.

The Government Printing Office and the Washington City post office shall reimburse the Capitol power plant for heat, light, and power whenever any such service is furnished during the fiscal year 1938, and the amounts so reimbursed shall be covered into the Treasury.

LIBRARY BUILDING AND GROUNDS

Salaries: For chief engineer and all personal services at rates of pay provided by law, $47,920.

Salaries, Sunday opening: For extra services of employees and additional employees under the Architect of the Capitol to provide for the opening of the Library Building on Sundays and on holidays, at rates to be fixed by such Architect, $2,139.

For necessary expenditures for the Library Building and Grounds under the jurisdiction of the Architect of the Capitol, including minor improvements, maintenance, repair, equipment, supplies, material, and appurtenances, and personal and other services in connection with the mechanical and structural maintenance of such building and grounds, $24,500: Provided, That the unexpended balance on June 30, 1937, of the portion of the appropriation of $139,900 and of the reappropriation of $30,300 allocated for installation, replacement, and reconditioning of elevators, contained in the Legislative Branch Appropriation Act, 1936, and continued available for the fiscal year 1937, shall continue available for the same purposes until June 30, 1938.

For furniture, including partitions, screens, shelving, and electrical work pertaining thereto and repairs thereof, $14,000.

BOTANIC GARDEN

Salaries: For personal services (including not exceeding $3,000 for miscellaneous temporary labor without regard to the Classification Act of 1923, as amended), $81,662; all under the direction of the Joint Committee on the Library.

Maintenance, operation, repairs, and improvements: For all necessary expenses incident to maintaining, operating, repairing, and improving the Botanic Garden, and the nurseries, buildings, grounds, and equipment pertaining thereto, including procuring fertilizers, soils, tools, trees, shrubs, plants, and seeds; materials and miscellaneous supplies, including rubber boots and aprons when required for use by employees in connection with their work; not to exceed $25 for emergency medical supplies; disposition of waste; traveling expenses of the director and his assistants not to exceed $100; street-car fares not exceeding $25; office equipment and contingent expenses; the prevention and eradication of insect and other pests and plant diseases by purchase of materials and procurement of personal services by contract without regard to the provisions of any other Act; repair, maintenance, operation, purchase, and exchange, of motor trucks and a passenger motor vehicle (the cost of such passenger vehicle not to exceed $750, including the amount allowed on any vehicle given in part payment therefor); purchase of botanical books, periodicals, and books of reference, not to exceed $100; repairs and improvements to director's residence; and all other necessary expenses; all under the direction of the Joint Committee on the Library; $20,000.

The sum of $3,000 may be expended at any one time by the Botanic Garden for the purchase of plants, trees, shrubs, and other nursery stock, without reference to section 3709 of the Revised Statutes (U. S. C., title 41, sec 5).

No part of the appropriations contained herein for the Botanic Garden shall be used for the distribution, by congressional allotment, of trees, plants, shrubs, or other nursery stock.

The purchase of supplies and equipment and the procurement of services at the Botanic Garden may be made in the open market without compliance with sections 3709 and 3744 of the Revised Statutes of the United States in the manner common among businessmen, when the aggregate amount of the purchase or the services does not exceed $50 in any instance.

LIBRARY OF CONGRESS

SALARIES

For the Librarian, Chief Assistant Librarian, and other personal services, $940,485.

For the Register of Copyrights, assistant register, and other personal services, $251,900.

LEGISLATIVE REFERENCE SERVICE

To enable the Librarian of Congress to employ competent persons to gather, classify, and make available, in translations, indexes, digests, compilations, and bulletins, and otherwise, data for or bearing upon legislation, and to render such data serviceable to Congress and committees and Members thereof, and for printing and binding the digests of public general bills, and including not to exceed $6,700 for employees engaged on piecework and work by the day or hour at rates to be fixed by the Librarian, $100,490.
For the distribution of card indexes and other publications of the Library, including personal services, freight charges (not exceeding $500), expressage, postage, traveling expenses connected with such distribution, expenses of attendance at meetings when incurred on the written authority and direction of the Librarian, and including not to exceed $58,500 for employees engaged in piecework and work by the day or hour and for extra special services of regular employees at rates to be fixed by the Librarian; in all, $197,190, of which sum $15,000 shall be available immediately.

**TEMPORARY SERVICES**

For special and temporary service, including extra special services of regular employees, at rates to be fixed by the Librarian, $3,000.

**INDEX TO STATE LEGISLATION**

To enable the Librarian of Congress to prepare an index to the legislation of the several States, together with a supplemental digest of the more important legislation, as authorized and directed by the Act entitled "An Act providing for the preparation of a biennial index to State legislation", approved February 10, 1927 (U. S. C., title 2, secs. 164, 165), including personal and other services within and without the District of Columbia, including not to exceed $2,500 for special and temporary service at rates to be fixed by the Librarian, travel, necessary material and apparatus, and for printing and binding the indexes and digests of State legislation for official distribution only, and other printing and binding incident to the work of compilation, stationery, and incidentals, $59,700.

**SUNDAY OPENING**

To enable the Library of Congress to be kept open for reference use on Sundays and on holidays within the discretion of the Librarian, including the extra services of employees and the services of additional employees under the Librarian, at rates to be fixed by the Librarian, $17,000.

**UNION CATALOGUES**

To continue the development and maintenance of the Union Catalogues, including personal services within and without the District of Columbia (and not to exceed $1,400 for special and temporary service, including extra special services of regular employees, at rates to be fixed by the Librarian), travel, necessary material and apparatus, stationery, photostat supplies, and incidentals, $24,000.

**INCREASE OF THE LIBRARY**

For purchase of books, miscellaneous periodicals and newspapers, and all other material for the increase of the Library, including payment in advance for subscription books and society publications, and for freight, commissions, and traveling expenses, including expenses of attendance at meetings when incurred on the written authority and direction of the Librarian in the interest of collections, and all other expenses incidental to the acquisition of books, miscellaneous periodicals and newspapers, and all other material for the increase of the Library, by purchase, gift, bequest, or exchange, to continue available during the fiscal year 1939, $100,000.
For the purchase of books and for periodicals for the law library, including payment for legal society publications and for freight, commissions, and all other expenses incidental to the acquisition of law books, $70,000, to continue available during the fiscal year 1939.

For the purchase of books and periodicals for the Supreme Court, to be a part of the Library of Congress, and purchased by the Marshal of the Supreme Court, under the direction of the Chief Justice, $7,000.

To enable the Librarian of Congress to carry out the provisions of the Act entitled "An Act to provide books for the adult blind", approved March 3, 1931 (U. S. C., title 2, sec. 135a), as amended, $175,000, including not exceeding $500 for necessary traveling expenses connected with such service and for expenses of attendance at meetings when incurred on the written authority and direction of the Librarian.

PRINTING AND BINDING

For miscellaneous printing and binding for the Library of Congress, including the Copyright Office, and the binding, re-binding, and repairing of library books, and for the Library Building, $250,000.

For the publication of the Catalogue of Title Entries of the Copyright Office and the decisions of the United States courts involving copyright, $47,000.

For the printing of catalog cards, $150,000.

CONTINGENT EXPENSES OF THE LIBRARY

For miscellaneous and contingent expenses, stationery, office supplies, stock, and materials directly purchased, miscellaneous traveling expenses, postage, transportation, incidental expenses connected with the administration of the Library and Copyright Office, including not exceeding $500 for expenses of attendance at meetings when incurred on the written authority and direction of the Librarian, $9,000.

For paper, chemicals, and miscellaneous supplies necessary for the operation of the photoduplicating machines of the Library and the making of photoduplicate prints, $5,000.

LIBRARY BUILDING

Salaries: For the superintendent, disbursing officer, and other personal services, in accordance with the Classification Act of 1923, as amended, $167,800.

For extra services of employees and additional employees under the Librarian to provide for the opening of the Library Building on Sundays and on holidays, at rates to be fixed by the Librarian, $5,100.

For special and temporary services in connection with the custody, care, and maintenance of the Library Building, including extra special services of regular employees at the discretion of the Librarian, at rates to be fixed by the Librarian, $500.

For mail, delivery, and telephone services, rubber boots, rubber coats, and other special clothing for workmen, uniforms for guards and elevator conductors, medical supplies, equipment, and contingent expenses for the emergency room, stationery, miscellaneous supplies, and all other incidental expenses in connection with the custody and maintenance of the Library Building, $7,000.

For any expense of the Library of Congress Trust Fund Board not properly chargeable to the income of any trust fund held by the Board, $500.
To provide the Public Printer with a working capital for the following purposes for the execution of printing, binding, lithography, mapping, engraving, and other authorized work of the Government Printing Office for the various branches of the Government:

- For salaries of Public Printer and Deputy Public Printer; for salaries, compensation, or wages of all necessary officers and employees additional to those herein appropriated for, including employees necessary to handle waste paper and condemned material for sale;
- To enable the Public Printer to comply with the provisions of law granting holidays and half holidays and Executive orders granting holidays and half holidays with pay to employees; to enable the Public Printer to comply with the provisions of law granting leave to employees with pay, said pay to be at the rate for their regular positions at the time the leave is granted; rental of buildings and equipment, fuel, gas, heat, electric current, gas and electric fixtures; bicycles, motor-propelled vehicles for the carriage of printing and printing supplies, and the maintenance, repair, and operation of the same, to be used only for official purposes, including operation, repair, and maintenance of motor-propelled passenger-carrying vehicles, and the purchase or exchange of two such passenger vehicles (at a cost, including the allowance on any vehicle given in part payment therefor, of not to exceed $1,000 and $750, respectively), for official use of the officers of the Government Printing Office when in writing ordered by the Public Printer; freight, expressage, telegraph, and telephone service, furniture, typewriters, and carpets; traveling expenses; stationery, postage, and advertising; directories, technical books, newspapers and magazines, and books of reference (not exceeding $500); adding and numbering machines, time stamps, and other machines of similar character; rubber boots, coats, and gloves; machinery (not exceeding $300,000); equipment, and for repairs to machinery, implements, and buildings, and for minor alterations to buildings; necessary equipment, maintenance, and supplies for the emergency room for the use of all employees in the Government Printing Office who may be taken suddenly ill or receive injury while on duty; other necessary contingent and miscellaneous items authorized by the Public Printer; for expenses authorized in writing by the Joint Committee on Printing for the inspection of printing and binding equipment, material, and supplies and Government printing plants in the District of Columbia or elsewhere (not exceeding $1,000); for salaries and expenses of preparing the semimonthly and session indexes of the Congressional Record under the direction of the Joint Committee on Printing (chief indexer at $3,480, one cataloger at $3,180, two catalogers at $2,460 each, and one cataloguer at $2,100); for the printing and distribution of the Federal Register in accordance with the provisions of the Act approved July 26, 1935; and for all the necessary labor, paper, materials, and equipment needed in the prosecution and delivery and mailing of the work; in all, $3,800,000; to which sum shall be charged the printing and binding authorized to be done for Congress including supplemental and deficiency estimates of appropriations, the printing and distribution of the Federal Register (not exceeding $100,000), the printing and binding for use of the Government Printing Office, and printing and binding (not exceeding $2,000) for official use of the Architect of the Capitol upon requisition of the Secretary of the Senate, in all to an amount not exceeding $2,800,000: Provided, That not less than $1,000,000 of such working capital shall be returned to the Treasury as an unexpended balance not later than six months after the close of the fiscal year 1938.
Printing and binding for Congress chargeable to the foregoing appropriation, when recommended to be done by the Committee on Printing of either House, shall be so recommended in a report containing an approximate estimate of the cost thereof, together with a statement from the Public Printer of estimated approximate cost of work previously ordered by Congress within the fiscal year for which this appropriation is made.

During the fiscal year 1938 any executive department or independent establishment of the Government ordering printing and binding from the Government Printing Office shall pay promptly by check to the Public Printer upon his written request, either in advance or upon completion of the work, all or part of the estimated or actual cost thereof, as the case may be, and bills rendered by the Public Printer in accordance herewith shall not be subject to audit or certification in advance of payment: Provided, That proper adjustments on the basis of the actual cost of delivered work paid for in advance shall be made monthly or quarterly and as may be agreed upon by the Public Printer and the department or establishment concerned. All sums paid to the Public Printer for work that he is authorized by law to do shall be deposited to the credit, on the books of the Treasury Department, of the appropriation made for the working capital of the Government Printing Office for the year in which the work is done, and be subject to requisition by the Public Printer.

All amounts in the Budget for the fiscal year 1939 for printing and binding for any department or establishment, so far as the Bureau of the Budget may deem practicable, shall be incorporated in a single item for printing and binding for such department or establishment and be eliminated as a part of any estimate for any other purpose. And if any amounts for printing and binding, including the total cost of work produced on the multilith, multigraph, and other similar equipment, are included as a part of any estimates for any other purposes, such amounts shall be set forth in detail in a note immediately following the general estimate for printing and binding: Provided, That the foregoing requirements shall not apply to work to be executed at the Bureau of Engraving and Printing.

No part of any money appropriated in this Act shall be paid to any person employed in the Government Printing Office while detailed for or performing service in the executive branch of the United States unless such detail be authorized by law.

OFFICE OF SUPERINTENDENT OF DOCUMENTS

For the Superintendent of Documents, assistant superintendent, and other personal services in accordance with the Classification Act of 1923, as amended, and compensation of employees paid by the hour who shall be subject to the provisions of the Act entitled "An Act to regulate and fix rates of pay for employees and officers of the Government Printing Office", approved June 7, 1924 (U. S. C., title 44, sec. 40), $600,000: Provided, That for the purpose of conforming to section 3 of this Act this appropriation shall be considered a separate appropriation unit.

For furniture and fixtures, typewriters, carpets, labor-saving machines and accessories, time stamps, adding and numbering machines, awnings, curtains, books of reference, directories, books, miscellaneous office and desk supplies, paper, twine, glue, envelopes, postage, car fares, soap, towels, disinfectants, and ice; drayage, express, freight, telephone and telegraph service; traveling expenses (not to exceed $200); repairs to buildings, elevators, and machinery;
preserving sanitary condition of building; light, heat, and power; stationery and office printing, including blanks, price lists, bibliographies, catalogues and indexes; for supplying books to depository libraries; in all, $215,000: Provided, That no part of this sum shall be used to supply to depository libraries any documents, books, or other printed matter not requested by such libraries, and the requests therefor shall be subject to approval by the Superintendent of Documents.

In order to keep the expenditures for printing and binding for the fiscal year 1938 within or under the appropriations for such fiscal year, the heads of the various executive departments and independent establishments are authorized to discontinue the printing of annual or special reports under their respective jurisdictions: Provided, That where the printing of such reports is discontinued the original copy thereof shall be kept on file in the offices of the heads of the respective departments or independent establishments for public inspection.

Purchases may be made from the foregoing appropriation under the “Government Printing Office”, as provided for in the Printing Act approved January 12, 1895, and without reference to section 4 of the Act approved June 17, 1910 (U. S. C., title 41, sec. 7), concerning purchases for executive departments.

SEC. 2. No part of the funds herein appropriated shall be used for the maintenance or care of private vehicles.

Sec. 3. In expending appropriations or portions of appropriations contained in this Act, for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, the average of the salaries of the total number of persons under any grade in the Botanic Garden, the Library of Congress, or the Government Printing Office, shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade, advances may be made to rates higher than the average of the compensation rates of the grade, but not more often than once in any fiscal year, and then only to the next higher rate: Provided, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service; (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act; (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit; (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law; or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

Sec. 4. This Act may be cited as the Legislative Branch Appropriation Act, 1938.

Approved, May 18, 1937.
Providing for the importation of articles free from tariff or customs duty for the purpose of exhibition at the Golden Gate International Exposition to be held at San Francisco, California, in 1939, and for other purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That all articles which shall be imported from foreign countries for the purpose of exhibition at the Golden Gate International Exposition to be held at San Francisco, California, in the year 1939, by the San Francisco Bay Exposition, or for use in constructing, installing, or maintaining foreign building, or exhibits at the said exposition, upon which articles there shall be a tariff or customs duty shall be admitted without payment of such tariff, customs duty, fees, or charges under such regulations as the Secretary of the Treasury shall prescribe; but it shall be lawful at any time during or within three months after the close of the said exposition to sell within the area of the exposition any articles provided for herein, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury shall prescribe: Provided, That all such articles, when withdrawn for consumption or use in the United States, shall be subject to the duties, if any, imposed upon such articles by the revenue laws in force at the date of their withdrawal; and on such articles which shall have suffered diminution or deterioration from incidental handling or exposure the duties, if payable, shall be assessed according to the appraised value at the time of withdrawal from entry hereunder for consumption or entry under the general tariff law: Provided further, That imported articles provided for herein shall not be subject to any marking requirements of the general tariff laws, except when such articles are withdrawn for consumption or use in the United States, in which case they shall not be released from customs custody until properly marked, but no additional duty shall be assessed because such articles were not sufficiently marked when imported into the United States: Provided further, That at any time during or within three months after the close of the exposition any article entered hereunder may be abandoned to the Government or destroyed under customs supervision, whereupon any duties on such article shall be remitted: Provided further, That articles which have been admitted without payment of duty for exhibition under any tariff law and which have remained in continuous customs custody or under a customs exhibition bond and imported articles in bonded warehouses under the general tariff law may be accorded the privilege of transfer to and entry for exhibition at the said exposition under such regulations as the Secretary of the Treasury shall prescribe: And provided further, That the San Francisco Bay Exposition shall be deemed, for customs purposes only, to be the sole consignee of all merchandise imported under the provisions of this Act, and that the actual and necessary customs charges for labor, services, and other expenses in connection with the entry, examination, appraisement, release, or custody, together with the necessary charges for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for articles imported under the provisions of this Act, shall be reimbursed by the San Francisco Bay Exposition to the Government of the United States under regulations to be prescribed by the Secretary of the Treasury, and that receipts from such reimbursements shall be deposited as refunds to the appropriation from which paid, in the manner provided for in section 324 of the Tariff Act of 1930.

Approved, May 18, 1937.
AN ACT

To authorize cooperation in the development of farm forestry in the States and Territories, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to aid agriculture, increase farm-forest income, conserve water resources, increase employment, and in other ways advance the general welfare and improve living conditions on farms through reforestation and afforestation in the various States and Territories, the Secretary of Agriculture is authorized in cooperation with the land-grant colleges and universities and State forestry agencies, each within its respective field of activities, according to the statutes, if any, of the respective States, wherever such agencies can and will cooperate, or in default of such cooperation to act directly, to produce or procure and distribute forest trees and shrub planting stock; to make necessary investigations; to advise farmers regarding the establishment, protection, and management of farm forests and forest and shrub plantations and the harvesting, utilization, and marketing of the products thereof; and to enter into cooperative agreements for the establishment, protection, and care of farm- or other forest-land tree and shrub plantings within such States and Territories; and, whenever suitable Government-owned lands are not available, to lease, purchase, or accept donations of land and develop nursery sites for the production of such forest planting stock as is needed to effectuate the purposes of this Act, but not including ornamental or other stock for landscape plantings commonly grown by established commercial nurseries, and no stock grown in Government and cooperating nurseries shall be allowed to enter regular trade channels. No cooperative reforestation or afforestation shall be undertaken pursuant to this Act unless the cooperator makes available without charge the land to be planted. There is hereby authorized to be appropriated annually not to exceed $2,500,000 for carrying out the purposes of this Act. This Act shall be known as the Cooperative Farm Forestry Act.

Approved, May 18, 1937.

AN ACT

Amending section 2 of Public Law Numbered 716 of the Seventy-fourth Congress, being an Act entitled "An Act to relieve restricted Indians whose lands have been taxed or have been lost by failure to pay taxes, and for other purposes."

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of Public Law Numbered 716 of the Seventy-fourth Congress, being an Act entitled "An Act to relieve restricted Indians whose lands have been taxed or have been lost by failure to pay taxes, and for other purposes," is hereby amended to read as follows:

SEC. 2. All homesteads, heretofore purchased out of the trust or restricted funds of individual Indians, are hereby declared to be instrumentalities of the Federal Government and shall be nontaxable until otherwise directed by Congress: Provided, That the title to such homesteads shall be held subject to restrictions against alienation or encumbrance except with the approval of the Secretary of the Interior: And provided further, That the Indian owner or owners shall select, with the approval of the Secretary of the Interior, either the agricultural and grazing lands, not exceeding a total of one hundred and sixty acres, or the village, town, or city property, not exceeding in cost $5,000, to be designated as a homestead.

Approved, May 19, 1937.
AN ACT

May 20, 1937

To amend the Communications Act of 1934, approved June 19, 1934, for the purpose of promoting safety of life and property at sea through the use of wire and radio communications, to make more effective the International Convention for the Safety of Life at Sea, 1929, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Communications Act of 1934 is hereby amended by inserting after the words "for the purpose of the national defense" a comma and the words "for the purpose of promoting safety of life and property through the use of wire and radio communication".

SEC. 2. Section 3 of the Communications Act of 1934 is hereby amended by adding at the end thereof five new subsections to read as follows:

"(w) (1) 'Ship' or 'vessel' includes every description of watercraft or other artificial contrivance, except aircraft, used or capable of being used as a means of transportation on water, whether or not it is actually afloat.

(2) A ship shall be considered a passenger ship if it carries or is licensed or certificated to carry more than twelve passengers.

(3) A cargo ship means any ship not a passenger ship.

(4) A passenger is any person carried on board a ship or vessel except (1) the officers and crew actually employed to man and operate the ship, (2) persons employed to carry on the business of the ship, and (3) persons on board a ship when they are carried, either because of the obligation laid upon the master to carry shipwrecked, distressed, or other persons in like or similar situations or by reason of any circumstance over which neither the master, the owner, nor the charterer (if any) has control.

(x) 'Auto-alarm' on a foreign ship means an automatic alarm receiver which has been approved by the country to which the ship belongs, provided the United States and the country to which the ship belongs are both parties to the same treaty, convention, or agreement prescribing the requirements for such apparatus. 'Auto-alarm' on a ship of the United States subject to the provisions of part II of title III of this Act means an automatic alarm receiver complying with law and approved by the Commission. Nothing in this Act or in any other provision of law shall be construed to require the recognition of an auto-alarm as complying with part II of title III of this Act, on a foreign ship subject to such part, whose country of origin is a party to a treaty, convention, or agreement with the United States in regard to such apparatus.

(y) (1) For the purpose of part II of title III, a 'qualified operator' or 'operator' on a foreign ship means a person holding a certificate as such complying with the provisions of the General Radio Regulations annexed to the International Telecommunication Convention in force, or complying with an agreement or treaty between the United States and the country to which the ship belongs.

(2) For the purpose of part II of title III, a 'qualified operator' or 'operator' on a ship of the United States means a person holding a radio operator's license of the proper class, as prescribed and issued by the Commission.

(2) 'Harbor' or 'port' means any place to which ships may resort for shelter or to load or unload passengers or goods, or to obtain fuel, water, or supplies. This term shall apply to such places whether proclaimed public or not and whether natural or artificial.
"(aa) 'Safety convention' means the International Convention for the Safety of Life at Sea in force and the regulations referred to therein.

"Sec. 3. Subsection (k) of section 4 of the Communications Act of 1934 is hereby amended by substituting a colon for the period at the end of the subsection and adding the following: 'Provided further, That each year, at the beginning of the session of the Congress, the Commission shall report to the Congress whether or not any new wire or radio communication legislation is required better to insure safety of life and property. If any such new legislation is considered necessary the Commission shall make specific recommendations thereof to the Congress.'"

"Sec. 4. Section 4 of the Communications Act of 1934 is amended by adding at the end thereof a new subsection to read as follows:

"(n) For the purpose of obtaining maximum effectiveness from the use of radio and wire communications in connection with safety of life and property, the Commission shall investigate and study all phases of the problem and the best methods of obtaining the cooperation and coordination of these systems.'"

"Sec. 5. Paragraph (m) of section 303 of the Communications Act of 1934 is hereby amended to read as follows:

"(m) (1) Have authority to suspend the license of any operator upon proof sufficient to satisfy the Commission that the licensee—

(A) has violated any provision of any Act, treaty, or convention binding on the United States, which the Commission is authorized to administer, or any regulation made by the Commission under any such Act, treaty, or convention; or

(B) has failed to carry out a lawful order of the master or person lawfully in charge of the ship or aircraft on which he is employed; or

(C) has willfully damaged or permitted radio apparatus or installations to be damaged; or

(D) has transmitted superfluous radio communications or signals or communications containing profane or obscene words, language, or meaning, or has knowingly transmitted—

(1) false or deceptive signals or communications, or

(2) a call signal or letter which has not been assigned by proper authority to the station he is operating; or

(E) has willfully or maliciously interfered with any other radio communications or signals; or

(F) has obtained or attempted to obtain, or has assisted another to obtain or attempt to obtain, an operator's license by fraudulent means.

(2) No order of suspension of any operator's license shall take effect until fifteen days' notice in writing thereof, stating the cause for the proposed suspension, has been given to the operator licensee who may make written application to the Commission at any time within said fifteen days for a hearing upon such order. The notice to the operator licensee shall not be effective until actually received by him, and from that time he shall have fifteen days in which to mail the said application. In the event that physical conditions prevent mailing of the application at the expiration of the fifteen-day period, the application shall then be mailed as soon as possible thereafter, accompanied by a satisfactory explanation of the delay. Upon receipt by the Commission of such application for hearing, said order of suspension shall be held in abeyance until the conclusion of the
hearing which shall be conducted under such rules as the Commission may prescribe. Upon the conclusion of said hearing the Commission may affirm, modify, or revoke said order of suspension."

SEC. 6. (a) Subsection (n) of section 303 of the Communications Act of 1934 is hereby amended to read as follows:

"(n) Have authority to inspect all radio installations associated with stations required to be licensed by any Act or which are subject to the provisions of any Act, treaty, or convention binding on the United States, to ascertain whether in construction, installation, and operation they conform to the requirements of the rules and regulations of the Commission, the provisions of any Act, the terms of any treaty or convention binding on the United States, and the conditions of the license or other instrument of authorization under which they are constructed, installed, or operated."

(b) Section 303 of the Communications Act of 1934 is hereby further amended by adding at the end thereof a new subsection to read as follows:

"(r) Make such rules and regulations and prescribe such restrictions and conditions, not inconsistent with law, as may be necessary to carry out the provisions of this Act, or any international radio or wire communications treaty or convention, or regulations annexed thereto, including any treaty or convention insofar as it relates to the use of radio, to which the United States is or may hereafter become a party."

SEC. 7. Section 321 (a) of the Communications Act of 1934 is hereby amended to read as follows:

"Sec. 321. (a) The transmitting set in a radio station on shipboard may be adjusted in such a manner as to produce a maximum of radiation, irrespective of the amount of interference which may thus be caused, when such station is sending radio communications or signals of distress and radio communications relating thereto."

SEC. 8. Section 322 of the Communications Act of 1934 is hereby amended to read as follows:

"Sec. 322. Every land station open to general public service between the coast and vessels or aircraft at sea shall, within the scope of its normal operations, be bound to exchange radio communications or signals with any ship or aircraft station at sea; and each station on shipboard or aircraft at sea shall, within the scope of its normal operations, be bound to exchange radio communications or signals with any other station on shipboard or aircraft at sea or with any land station open to general public service between the coast and vessels or aircraft at sea: Provided, That such exchange of radio communication shall be without distinction as to radio systems or instruments adopted by each station."

SEC. 9. Section 329 of the Communications Act of 1934 is hereby amended to read as follows:

"Sec. 329. The Commission is authorized to designate any officer or employee of any other department of the Government on duty in any Territory or possession of the United States to render therein such service in connection with the administration of this Act as the Commission may prescribe and also to designate any officer or employee of any other department of the Government to render such services at any place within the United States in connection with the administration of title III of this Act as may be necessary: Provided, That such designation shall be approved by the head of the department in which such person is employed."
Heading of title III modified. 48 Stat. 1081.


Equipment and operators. Ship radio installations and operations.

Title III—Provisions relating to radio

Part I—General provisions

48 Stat. 1092.

Sec. 10. (a) The heading of title III of the Communications Act of 1934 is hereby amended to read as follows:

"TITLE III—PROVISIONS RELATING TO RADIO

"PART I—GENERAL PROVISIONS

(b) Such title III is further amended by adding at the end thereof a new part as follows:

"PART II—RADIO EQUIPMENT AND RADIO OPERATORS ON BOARD SHIP

"SHIP RADIO INSTALLATIONS AND OPERATIONS

Sec. 351. (a) Except as provided in section 352 hereof, it shall be unlawful—

(1) For any ship of the United States, other than a cargo ship of less than sixteen hundred gross tons, to be navigated in the open sea outside of a harbor or port, or for any ship of the United States or any foreign country, other than a cargo ship of less than sixteen hundred gross tons, to leave or attempt to leave any harbor or port of the United States for a voyage in the open sea, unless such ship is equipped with an efficient radio installation in operating condition, in charge of and operated by a qualified operator or operators, adequately installed and protected so as to insure proper operation, and so as not to endanger the ship and radio installation, as hereinafter provided, and in the case of a ship of the United States, unless there is on board a valid station license issued in accordance with this Act;

(2) For any passenger ship of the United States of five thousand gross tons, or over, to be navigated outside of a harbor or port, in the open sea, or for any such ship of the United States or any foreign country to leave or attempt to leave any harbor or port of the United States for a voyage in the open sea, unless such ship is equipped with an efficient radio direction finder apparatus (radio compass) properly adjusted in operating condition as hereinafter provided, which apparatus is approved by the Commission;

(b) A ship which is not subject to the provisions of this part at the time of its departure on a voyage shall not become subject to such provisions on account of any deviation from its intended voyage due to stress of weather or any other cause over which neither the master, the owner, nor the charterer (if any) has control.

Sec. 352. (a) The provisions of this part shall not apply to—

(1) A ship of war;

(2) A ship of the United States belonging to and operated by the Government, except a ship of the United States Maritime Commission, the Inland and Coastwise Waterways Service, or the Panama Railroad Company;

(3) A foreign ship belonging to a country which is a party to the Safety Convention and which ship carries a valid certificate exempting said ship from the radio provisions of that Convention, or which ship conforms to the radio requirements of such Convention or Regulations and has on board a valid certificate to that effect;

(4) Yachts of less than six hundred gross tons not subject to the radio provisions of the Safety Convention;

(5) Vessels in tow;

"EXCEPTIONS"
“(6) A vessel navigating solely on the Great Lakes, or on any bays, sounds, rivers, or protected waters within the jurisdiction of the United States, or to a vessel leaving or attempting to leave any harbor or port of the United States for a voyage solely on the Great Lakes, or on any bays, sounds, rivers, or protected waters within the jurisdiction of the United States.

“(b) The Commission may, if it considers that the route or the conditions of the voyage or other circumstances are such as to render a radio installation unreasonable or unnecessary for the purposes of this part, exempt from the provisions of this part any ship, or any class of ships, which falls within any of the following descriptions:

“(1) Passenger ships which in the course of their voyage do not go more than twenty nautical miles from the nearest land or 1 more than two hundred nautical miles between two consecutive ports;

“(2) Cargo ships which in the course of their voyage do not go more than one hundred and fifty nautical miles from the nearest land;

“(3) Passenger vessels of less than one hundred gross tons not subject to the radio provisions of the Safety Convention;

“(4) Sailing ships.

"Operators, watches, auto-alarm"

"Sec. 353. (a) Each cargo ship required by this part to be fitted with a radio installation and which is not fitted with an auto-alarm, and each passenger ship required by this part to be fitted with a radio installation, shall, for safety purposes, carry at least two qualified operators.

“(b) A cargo ship, required by this part to be fitted with a radio installation, which is fitted with an auto-alarm in accordance with this title, shall, for safety purposes, carry at least one qualified operator who shall have had at least six months' previous service in the aggregate as a qualified operator in a station on board a ship or ships of the United States.

“(c) Each ship of the United States required by this part to be fitted with a radio installation shall, while being navigated outside a harbor or port, keep a continuous watch by means of qualified operators: Provided, however, That in lieu thereof on a cargo ship fitted with an auto-alarm in proper operating condition, a watch of at least eight hours per day, in the aggregate, shall be maintained by means of a qualified operator.

“(d) The Commission shall, when it finds it necessary for safety purposes, have authority to prescribe the particular hours of watch on a ship of the United States required by this part to be fitted with a radio installation.

“(e) On all ships of the United States fitted with an auto-alarm, said apparatus shall be in operation at all times while the ship is being navigated outside of a harbor or port when the operator is not on watch.

"Technical requirements"

"Sec. 354. The radio installation and the radio direction-finding apparatus required by section 351 of this part shall comply with the following requirements:

“(a) The radio installation shall comprise a main and an emergency or reserve installation: Provided, however, That on a cargo ship, if the main installation complies also with all the requirements of an emergency or reserve installation, the emergency or reserve installation may be omitted.

1 So in original.
"(b) The ship's radio operating room and the emergency or reserve installation shall be placed in the upper part of the ship in a position of the greatest possible safety and as high as practicable above the deepest load water line, and the location of such room or rooms shall be approved by the Bureau of Marine Inspection and Navigation, Department of Commerce.

"(c) The main and emergency or reserve installations shall be capable of transmitting and receiving on the frequencies and types of waves designated by the Commission pursuant to law for the purpose of distress and safety of navigation.

"(d) The main installation shall have a normal transmitting and receiving range of at least two hundred nautical miles, that is to say, it must be capable of transmitting and receiving clearly perceptible signals from ship to ship over a range of at least two hundred nautical miles by day under normal conditions and circumstances.

"(e) Sufficient power shall be available at all times to operate the main radio installation efficiently under normal conditions over the range specified in subsection (d) of this section.

"(f) The emergency or reserve installation shall include a source of energy independent of the propelling power of the ship and of any other electrical system and shall be capable of being put into operation rapidly and of working for at least six continuous hours. For the emergency or reserve installation, the normal range as defined in subsection (d) of this section shall be at least one hundred nautical miles.

"(g) There shall be provided between the bridge of the ship and the radio room, and between the bridge and the location of the direction finding apparatus, when the direction finding apparatus is not located on the bridge, an efficient means of communication independent of any other communication system of the ship.

"(h) The direction finding apparatus shall be efficient and capable of receiving clearly perceptible radio signals and of taking bearings from which the true bearing and direction may be determined. It shall be capable of receiving signals on the frequencies prescribed for distress, direction finding, and radio beacons by the General Radio Regulations annexed to the International Telecommunication Convention in force and in new installations after the effective date of this part, such other frequencies as the Commission may for safety purposes designate.

"LIFEBOATS

"Sec. 355. Every motor lifeboat, required to be equipped with radio by treaty or convention to which the United States is a party, by statute, or by regulation made in conformity with a treaty, convention, or statute, shall be fitted with an efficient radio installation under such rules and regulations as the Commission may find necessary to promote the safety of life.

"APPROVAL OF INSTALLATIONS

"Sec. 356. (a) Insofar as is necessary to carry out the purposes and requirements of this part, the Commission shall have authority, for any ship subject to this part—

"(1) To approve the details as to the location and manner of installations of the equipment required by this part or of equipment necessitated by reason of the purposes and requirements of this part.

"(2) To approve installations, apparatus, and spare parts necessary to comply with the purposes and requirements of this part.
“(3) To prescribe such additional equipment as may be determined to be necessary to supplement that specified herein, for the proper functioning of the radio installation installed in accordance with this part or for the proper conduct of radio communication in time of emergency or distress.

"TRANSMISSION OF INFORMATION

"SEC. 357. (a) The master of every ship of the United States equipped with radio transmitting apparatus, on meeting with dangerous ice, a dangerous derelict, a tropical storm, or any other direct danger to navigation, shall cause to be transmitted all pertinent information relating thereto, to ships in the vicinity and to the appropriate authorities, in accordance with rules and regulations issued by the Commission, which authorities of the United States shall, when they consider it necessary, promptly bring the information received by them to the knowledge of those concerned and foreign authorities interested.

“(b) No charge shall be made by any ship or station in the mobile service of the United States for the transmission, receipt, or relay of the information designated in subsection (a) originating on a ship of the United States or of a foreign country.

“(c) The transmission by any ship of the United States, made in compliance with subsection (a), to any station which imposes a charge for the reception, relay, or forwarding of the required information, shall be free of cost to the ship concerned and any communication charges incurred by the ship for transmission, relay, or forwarding of the information may be certified to the Commission for reimbursement out of moneys appropriated to the Commission for that purpose.

“(d) No charge shall be made by any ship or station in the mobile service of the United States for the transmission of distress messages and replies thereto in connection with situations involving the safety of life and property at sea.

“(e) Notwithstanding any other provision of law, any station or carrier may render free service in connection with situations involving the safety of life and property, including hydrographic reports, weather reports, reports regarding aids to navigation and medical assistance to injured or sick persons on ships and aircraft at sea. All free service permitted by this subsection shall be subject to such rules and regulations as the Commission may prescribe, which rules may limit such free service to the extent which the Commission finds desirable in the public interest.

"AUTHORITY OF MASTER

"SEC. 358. The radio installation, the operators, the regulation of their watches, the transmission and receipt of messages, and the radio service of the ship except as they may be regulated by law or international agreement, or by rules and regulations made in pursuance thereof, shall in the case of a ship of the United States be under the supreme control of the master.

"CERTIFICATES

"SEC. 359. (a) Each vessel of the United States to which the safety convention applies shall comply with the radio and communication provisions of said convention at all times while the vessel is in use, in addition to all other requirements of law, and have on board an appropriate certificate as prescribed by the safety convention.
"(b) Appropriate certificates concerning the radio particulars provided for in said convention shall be issued to any vessel of the United States which is subject to the radio provisions of the safety convention and is found by the Commission to comply therewith. Such certificates shall be issued by the Department of Commerce, or whatever other agency is authorized by law so to do, upon request of the Commission made after proper inspection or determination of the facts. If the holder of such certificate violates the provisions of the safety convention, or of this Act, or the rules, regulations, or conditions prescribed by the Commission, and if the effective administration of the safety convention or of this part so requires, the Commission, after hearing in accordance with law, is authorized to request the modification or cancelation of such certificate. Upon receipt of such request the Department of Commerce, or whatever other agency is authorized by law to do so, shall modify or cancel the certificate in accord therewith. The Commission is authorized to issue, modify, or cancel such certificates in the event that no other agency is authorized to do so.

"INSPECTIONS"

"Sec. 360. (a) In addition to any other provisions required to be included in a radio station license, the station license of each ship of the United States subject to this title shall include particulars with reference to the items specifically required by this title.

"(b) Every ship of the United States, subject to this part, shall have the equipment and apparatus prescribed therein, inspected at least once each year by the Commission. If, after such inspection, the Commission is satisfied that all relevant provisions of this Act and the station license have been complied with, that fact shall be certified to on the station license by the Commission. The Commission shall make such additional inspections at frequent intervals as may be necessary to insure compliance with the requirements of this Act.

"CONTROL BY COMMISSION"

"Sec. 361. Nothing in this title shall be interpreted as lessening in any degree the control of the Commission over all matters connected with the radio equipment and its operation on shipboard and its decision and determination in regard to the radio requirements, installations, or exemptions from prescribed radio requirements shall be final, subject only to review in accordance with law.

"FORFEITURES"

"Sec. 362. The following forfeitures shall apply to this part, in addition to the penalties and forfeitures provided by title V of this Act:

"(a) Any ship that leaves or attempts to leave any harbor or port of the United States in violation of the provisions of this part, or the rules and regulations of the Commission made in pursuance thereof, or any ship of the United States that is navigated outside of any harbor or port in violation of any of the provisions of this part, or the rules and regulations of the Commission made in pursuance thereof, shall forfeit to the United States the sum of $500, recoverable by way of suit or libel. Each such departure or attempted departure, and in the case of a ship of the United States each day during which such navigation occurs shall constitute a separate offense."
“(b) Every willful failure on the part of the master of a ship of
the United States to enforce or to comply with the provisions of this
Act or the rules and regulations of the Commission as to equipment,
operators, watches, or radio service shall cause him to forfeit to the
United States the sum of $100.”

Sec. 11. Paragraph (a) of section 402 of the Communications Act
of 1934 is hereby amended by inserting after the words “or for modi-
fications of an existing radio station license” a comma and the words
“or suspending a radio operator’s license”.

Sec. 12. Subsection (b) of section 402 of the Communications Act
of 1934 is hereby amended by adding at the end thereof a new para-
graph to read as follows:

“(a) By any radio operator whose license has been suspended by
the Commission.”

Sec. 13. Paragraph (c) of section 402 of the Communications Act
of 1934 is hereby amended by inserting after the words in the last
sentence “upon the application” the words “or order”.

Sec. 14. Section 504 of the Communications Act of 1934 is hereby
amended to read as follows:

“PROVISIONS RELATING TO FORFEITURES

“Sec. 504. (a) The forfeitures provided for in this Act shall be
payable into the Treasury of the United States, and shall be recover-
able in a civil suit in the name of the United States brought in the
district where the person or carrier has its principal operating office
or in any district through which the line or system of the carrier runs: Provided, That in the case of forfeiture by a ship, said for-
feiture may also be recoverable by way of libel in any district in
which such ship shall arrive or depart. Such forfeitures shall be in
addition to any other general or specific penalties herein provided.
It shall be the duty of the various district attorneys, under the direc-
tion of the Attorney General of the United States, to prosecute for
the recovery of forfeitures under this Act. The costs and expenses
of such prosecutions shall be paid from the appropriation for the
expenses of the courts of the United States.

“(b) The forfeitures imposed by title III, part II of this Act shall
be subject to remission or mitigation by the Commission, upon appli-
cation therefor, under such regulations and methods of ascertaining
the facts as may seem to it advisable, and, if suit has been instituted,
the Attorney General, upon request of the Commission, shall direct
the discontinuance of any prosecution to recover such forfeitures:
Provided, however, That no forfeiture shall be remitted or mitigated
after determination by a court of competent jurisdiction.”

Sec. 15. Section 602 of the Communications Act of 1934 is hereby
amended by adding at the end thereof a new subsection to read as
follows:

“(e) Such part or parts of the Act entitled “An Act to require
apparatus and operators for radio communication on certain ocean
steamers”, approved June 24, 1910, as amended, as relate to the ocean
and to steamers navigating thereon, are hereby repealed. In all
other respects said Act shall continue in full force and effect. The
Commission is requested and directed to make a special study of the
radio requirements necessary or desirable for safety purposes for
ships navigating the Great Lakes and the inland waters of the United
States, and to report its recommendations, and the reasons therefor,
to the Congress not later than December 31, 1939.”

Sec. 16. This Act shall take effect upon approval, provided that
the Commission may defer the application of all or any part of sec-
tions 351 to 355, inclusive, for a period not to exceed six months after
approval, in regard to any ship or classes of ships of the United States which are not subject to the provisions of the safety convention, if it is found impracticable to obtain the necessary equipment or make the required installations.

Approved, May 20, 1937.

[CHAPTER 230] AN ACT

Limiting the operation of sections 109 and 113 of the Criminal Code with respect to the agent appointed to represent the United States of America in the arbitration proceedings between the United States of America and the Dominion of Canada for the final settlement of difficulties arising through complaints of damage done in the State of Washington by fumes discharged from the smelter of the Consolidated Mining and Smelting Company, Trail, British Columbia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That nothing in sections 109 and 113 of the Act entitled "An Act to codify, revise, and amend the penal laws of the United States", approved March 4, 1909, as amended (U. S. C., title 18, secs. 198 and 203), or any other Act of Congress, forbidding any person in the employ of the United States, or acting in any official capacity under them, from acting as agent or attorney for another before any department or branch of the Government, or from receiving pay for so acting, shall be deemed to apply to the agent representing the United States of America in the proceeding between the United States of America and the Dominion of Canada now pending before the arbitration tribunal created pursuant to the convention of April 15, 1935, between the United States of America and the Dominion of Canada while he shall remain such agent.

Approved, May 20, 1937.

[CHAPTER 231] JOINT RESOLUTION

To authorize an appropriation for the expenses of participation by the United States in the Tenth Pan American Sanitary Conference.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $5,000, or so much thereof as may be necessary, for the expenses of participation by the United States in the Tenth Pan American Sanitary Conference to be held in 1938 at Bogota, Colombia, or at such time and place as may be determined hereafter, including personal services in the District of Columbia and elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting and translating services by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses (and by indirect routes and by airplane if specifically authorized by the Secretary of State); purchase of necessary books, documents, newspapers, and periodicals; stationery; official cards; printing and binding; entertainment; hire, maintenance, and operation of motor-propelled passenger-carrying vehicles; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified.

Approved, May 20, 1937.
[CHAPTER 235]

AN ACT

Authorizing an appropriation for payment to the Government of Japan for proposed deportation of enemy aliens from China during the World War.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, to enable the Government of the United States to reimburse the Government of Japan in the amount of yen 156,798.39 expended by it on behalf of the United States in pursuance of an understanding between the Governments of the United States, France, Great Britain, and Japan to share equally the expenses incident to an undertaking to deport enemy aliens from China to Australia during the World War, the sum of $48,000 together with such additional amount due to increases in rates of exchange as may be necessary to purchase this amount of yen.

Approved, May 21, 1937.

[CHAPTER 236]

JOINT RESOLUTION

Authorizing the payment of salaries of the officers and employees of Congress for December on the 20th day of that month each year.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Senate and the Clerk of the House of Representatives are authorized and directed to pay to the officers and employees of the Senate and House of Representatives, including the Capitol Police and Office of Legislative Counsel, and employees paid on vouchers under authority of resolutions, their respective salaries for the month of December on the 20th day of that month, each year, except when the 20th of the month falls on Sunday, in which case the said salaries shall be paid on the 19th of December.

Approved, May 21, 1937.

[CHAPTER 237]

AN ACT

To provide that graduates of approved school ships may be rated as able seamen upon graduation, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (a) of section 13 of the Act entitled "An Act to promote the welfare of American seamen in the merchant marine of the United States; to abolish arrest and imprisonment as a penalty for desertion and to secure the abrogation of treaty provisions in relation thereto; and to promote safety at sea", approved March 4, 1915, as amended, is amended by striking out "after twelve months' service at sea after graduation" and inserting in lieu thereof "upon graduation in good standing from said school ships".

Sec. 2. Subsection (e) of such section 13, as amended, is amended by inserting before the period at the end thereof the following: "or proof that he is a graduate of a school ship approved by and conducted under rules prescribed by the Secretary of Commerce".

Approved, May 22, 1937.
[CHAPTER 243]  

AN ACT  

To amend the Act of June 23, 1936, authorizing the Secretary of War to set apart as a national cemetery certain lands of the Fort Snelling Military Reservation, Minnesota. 

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act approved June 23, 1936 (Public, Numbered 765, Seventy-fourth Congress), authorizing the Secretary of War to set apart as a national cemetery certain lands of the Fort Snelling Military Reservation, Minnesota, is hereby amended by striking out the words "which shall include the existing post cemetery", appearing in the fifth and sixth lines of said Act. 

Approved, May 24, 1937. 

[CHAPTER 244]  

AN ACT  

To authorize the attendance of the Marine Band at the United Confederate Veterans' 1937 Reunion at Jackson, Mississippi, June 9, 10, 11, and 12, 1937. 

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is authorized to permit the band of the United States Marine Corps to attend and give concerts at the United Confederate Veterans' Reunion to be held at Jackson, Mississippi, on June 9, 10, 11, and 12, 1937. 

Sec. 2. For the purpose of defraying the expenses of such band in attending and giving concerts at such reunion there is authorized to be appropriated the sum of $6,000, or so much thereof as may be necessary, to carry out the provisions of this Act: Provided, That in addition to transportation and Pullman accommodations the leaders and members of the Marine Band be allowed not to exceed $5 per day each for actual living expenses while on this duty, and that the payment of such expenses shall be in addition to the pay and allowances to which they would be entitled while serving at their permanent station. 

Approved, May 24, 1937. 

[CHAPTER 245]  

AN ACT  

To authorize the transfer to the Attorney General of a portion of the Fort Reno Quartermaster Depot Military Reservation, Oklahoma, as a permanent site of the United States Southwestern Reformatory. 

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he hereby is, authorized and directed to transfer to the control and jurisdiction of the Attorney General, for use as a permanent site for the United States Southwestern Reformatory, established by virtue of the authority conferred by the Act approved May 27, 1930 (46 Stat. 388), all of that tract of land containing approximately one thousand acres, more or less, including all improvements thereon, now occupied and used by the United States Southwestern Reformatory under a permit dated the 20th day of April 1936, signed by Harry H. Woodring, The Assistant Secretary of War, being the southeast corner of the Fort Reno Quartermaster Depot Military Reservation, Oklahoma. 

Approved, May 24, 1937.
[CHAPTER 246] AN ACT May 24, 1937 [Public, No. 106]

Declaring Park River, Hartford County, Connecticut, to be a nonnavigable waterway.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Park River, a minor tributary of the Connecticut River, located in Hartford County, Connecticut, be, and the same is hereby, declared to be a nonnavigable waterway within the meaning of the Constitution and laws of the United States of America.

Sec. 2. That the right of Congress to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 24, 1937.

[CHAPTER 247] AN ACT May 24, 1937 [Public, No. 106]

To extend the times for commencing and completing the construction of a bridge across the Missouri River at or near Arrow Rock, Missouri.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Missouri River, at or near Arrow Rock, Missouri, authorized to be built by the Saint Louis-Kansas City Short Line Railroad Company by the Act of Congress approved March 2, 1929, heretofore extended by Acts of Congress approved April 15, 1932, and August 30, 1935, are hereby further extended one and three years, respectively, from the date of approval hereof.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 24, 1937.

[CHAPTER 248] AN ACT May 24, 1937 [Public, No. 106]

To extend the times for commencing and completing the construction of a bridge across the Missouri River at or near Saint Charles, Missouri.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of the bridge across the Missouri River, at or near Saint Charles, Missouri, authorized to be built by the Saint Louis-Kansas City Short Line Railroad Company by the Act of Congress approved March 2, 1929, heretofore extended by Acts of Congress approved April 15, 1932, and August 30, 1935, are hereby further extended one and three years, respectively, from the date of approval hereof.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 24, 1937.
[CHAPTER 249]

AN ACT

For the exchange of land in Hudson Falls, New York, for the purpose of the post-office site.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized to convey to the owner of the land abutting the easterly side of the post-office site at Hudson Falls, New York, the following-described piece or parcel of land forming a part of said post-office site:

Lying and being in the city of Hudson Falls, county of Washington, State of New York, and described as follows: Beginning at a point in the northerly side of Pearl Street distant eastwardly one hundred and forty-five feet from the intersection of the easterly side of Main Street with the northerly side of Pearl Street, said point being the southeast corner of the present post-office site; running thence along the northerly side of Pearl Street, south eighty-one degrees fifty-seven minutes west a distance of ten feet to a point; thence north five degrees forty-eight minutes west a distance of thirty-six and sixty-seven one-hundredths feet to a point in the westerly side of lands now or formerly of D. S. Griffin; thence along lands of said Griffin south twenty-one degrees twelve minutes east a distance of thirty-seven and sixty-two one-hundredths feet to the point or place of beginning;
in consideration of the conveyance to the United States of the following-described piece or parcel of land as an addition to the said post-office site:

Lying and being in the city of Hudson Falls, county of Washington, State of New York, and described as follows: Beginning at a point eighty-five feet north and one hundred and forty-five feet east of the intersection of the easterly side of Main Street with the northerly side of Pearl Street, said point being the northeast corner of the present post-office site; running thence north eighty-one degrees fifty-seven minutes east a distance of twelve and fifty-nine one-hundredths feet to a point; thence south five degrees forty-eight minutes east a distance of forty-six and eighteen one-hundredths feet to a point in the easterly side of the present post-office site; thence along the easterly side of said post-office site north twenty-one degrees twelve minutes east a distance of forty-seven and thirty-eight one-hundredths feet to the point or place of beginning.

Approved, May 24, 1937.

[CHAPTER 252]

JOINT RESOLUTION

Designating May 28, 1937, National Aviation Day.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is authorized to designate May 28, 1937, as National Aviation Day, and to issue a proclamation calling upon officials of the Government to display the flag of the United States on all Government buildings on that day, and inviting the people of the United States to observe the day with appropriate exercises to further and stimulate interest in aviation in the United States.

Approved, May 25, 1937.
[CHAPTER 253]

AN ACT

For the relief of soldiers who were discharged from the Army during the Spanish-American War, the Philippine Insurrection, and the Boxer Uprising because of minority or misrepresentation of age.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the administration of any laws conferring rights, privileges, or benefits upon honorably discharged soldiers of the United States Army, their widows and dependent children, a soldier who was enlisted between April 21, 1898, and July 4, 1902, both dates inclusive, and who was discharged for fraudulent enlistment on account of minority or misrepresentation of age, shall hereafter be held and considered to have been discharged honorably from the military service on the date of his actual separation therefrom, if his service otherwise was such as would have entitled him to an honorable discharge: Provided, That no back pay or allowance shall accrue by reason of the passage of this Act: Provided further, That in all such cases the War Department shall, upon request, grant to such men or their widows a discharge certificate showing that the soldiers are held and considered to have been honorably discharged under the provisions of this Act.

Approved, May 25, 1937.

[CHAPTER 254]

AN ACT

Authorizing the conveyance to the State of Virginia, for highway purposes only, of portions of the Fort Myer Military Reservation, Virginia, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized to convey to the State of Virginia, for highway purposes only, upon such terms and conditions as he may prescribe, all right, title, and interest of the United States of America in and to that portion of the Fort Myer Military Reservation, Arlington County, Virginia, and that section of the military road connecting the said reservation with Key Bridge, over which the State of Virginia was granted permission to extend a State highway known as the Lee Memorial Boulevard by instrument dated July 1, 1936: Provided, That the Secretary of War is authorized to make such deviations in the descriptions of the lands involved as may be necessary to carry out the purposes and intent of this Act.

SEC. 2. The Secretary of War is hereby further authorized, upon such terms and conditions as he may consider advisable, to sell or otherwise dispose of that portion of the Fort Myer Military Reservation comprising the northwest corner thereof, containing approximately two and two-tenths acres, which will be separated from the main body of said reservation by the conveyance to the State of Virginia of one of the parcels referred to in section 1 hereof.

Approved, May 25, 1937.
Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the State of Maine is hereby relieved from accountability for certain property belonging to the United States, of the value of $175, which was loaned by the United States property and disbursing officer of the State of Maine, at the request of the municipal officers of the city of Ellsworth, Maine, for emergency relief work at the fire which destroyed a part of the city of Ellsworth, Maine, on May 8, 1933, such property having been unavoidably lost or destroyed in the course of such work, and listed as property shortages in the report of survey dated June 26, 1933.

Approved, May 25, 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes", approved June 22, 1936, is hereby amended by changing the paragraph under the heading "Connecticut River Basin", to read as follows:

"Reservoir system for the control of floods in the Connecticut River Valley: Construction of ten reservoirs on tributaries of the Connecticut River; plans in House Document Numbered 412, Seventy-fourth Congress, second session, as the same may be revised upon further investigation of the 1936 flood; estimated construction cost $10,028,900; estimated cost of lands and damages, $3,344,100."

Approved, May 25, 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Director of the Census be, and he is hereby, authorized and directed to collect and publish statistics concerning the number of squares of red-cedar shingles produced in shingle-manufacturing establishments in the United States; the shipments of red-cedar shingles by producers; the withdrawals from warehouses of red-cedar shingles which have been imported into the United States from Canada; and the imports of red-cedar shingles from Canada.

SEC. 2. That the statistics as to the number of squares of shingles as provided for herein shall relate to each calendar month and shall be published as soon as possible after the close of the month. All of these publications containing statistics of red-cedar shingles shall be mailed by the Director of the Census to all red-cedar-shingle producers and to all dealers in shingles in the United States who shall request the same, and to all daily newspapers throughout the
United States. The Director of the Census shall furnish to the
State Department, immediately after the publication of each report
of that Bureau regarding red-cedar shingles, the complete available
statistics hereinbefore mentioned.

SEC. 3. That the information furnished by any individual estab-

ishment under the provisions of this Act shall be considered as
strictly confidential and shall be used only for the statistical purpose
for which it is supplied. Any employee of the Bureau of the Census
who, without the written authority of the Director of the Census,
shall publish or communicate any information given into his posses-
sion by reason of his employment under the provisions of this Act
shall be guilty of a misdemeanor and shall, upon conviction thereof,
be fined not less than $300 or more than $1,000 or imprisoned for
a period of not exceeding one year or both so fined and imprisoned,
at the discretion of the court.

SEC. 4. That it shall be the duty of every owner, president, treasurer,
secretary, director, or other officer or agent of any red-cedar-shingle-
producing plant, manufacturing establishment, warehouse, or other
place where red-cedar shingles are manufactured, dealt in, stored, or
handled, whether conducted as a corporation, firm, limited partner-
ship, or by individuals, when requested by the Director of the Census
or by any special agent or other employee of the Bureau of the Census
acting under the instructions of said Director, to furnish completely
and correctly, to the best of his knowledge, all of the information
concerning the number and grade of red-cedar shingles produced,
shipped, sold, imported, consumed, handled, or held in storage, and
the number of machines producing red-cedar shingles. The request
of the Director of the Census for information concerning red-cedar
shingles or machines producing red-cedar shingles may be made in
writing or by a visiting representative and, if made in writing shall
be forwarded by registered mail, and the registry receipt of the Post
Office Department shall be accepted as evidence of such demand.
Any owner, president, treasurer, secretary, director, or other officer
or agent of a red-cedar-shingle-manufacturing establishment, ware-
house, or other place where red-cedar shingles are produced, shipped,
stored, sold, or dealt with in any manner whatsoever who, under the
conditions hereinbefore stated, shall refuse or willfully neglect to
furnish any of the information herein provided for or shall willfully
give answers that are false shall be guilty of a misdemeanor and,
upon conviction thereof, shall be fined not less than $300 or more
than $1,000 or imprisoned for a period of not exceeding one year,
or both so fined and imprisoned, at the discretion of the court.

SEC. 5. There is hereby authorized to be appropriated, out of the
Treasury of the United States, such amounts of money as may be
necessary to carry out the provisions of this Act.

Approved, May 25, 1937.

[CHAPTER 262]

AN ACT

To provide for the establishment of a Coast Guard station on the coast of Georgia
at or near Tybee Island.

Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled, That the Secretary
of the Treasury is authorized to establish a Coast Guard station on
the coast of Georgia, at or near Tybee Island, at such point as the
Commandant of the Coast Guard may recommend.

Approved, May 25, 1937.
[CHAPTER 263]  
AN ACT  

To authorize the Secretary of War to sell to the General Motors Corporation a tract of land comprising part of Holabird Quartermaster Depot, Baltimore, Maryland.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to sell in his discretion to General Motors Corporation, a Delaware corporation, upon such terms and conditions as he considers advisable, a tract of land containing approximately two and seven hundred thirty-four one-thousandths acres, comprising that part of the Holabird Quartermaster Depot, Baltimore, Maryland, lying south of the right-of-way of the Baltimore and Ohio Railroad Company and west of the Broening Highway, which tract is no longer needed for military purposes, and to execute and deliver in the name of the United States and in its behalf, any and all contracts, conveyances, or other instruments necessary to effectuate such sale; the proceeds of the sale of the property hereinafter designated to be deposited in the Treasury to the credit of miscellaneous receipts: Provided, That the Secretary of War shall have the said tract appraised: Provided further, That the Secretary of War shall not sell the said tract of land for a less consideration than the appraised value thereof.

Approved, May 25, 1937.

[CHAPTER 264]  
AN ACT  

To provide for the exchange between the United States and The Union Terminal Company of certain properties in connection with the Parcel Post Building site at Dallas, Texas.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized to convey by the usual quitclaim deed to The Union Terminal Company, a corporation organized and existing under the laws of the State of Texas, upon such terms and conditions as the Secretary of the Treasury may deem to be to the best interests of the United States, the following-described piece or parcel of land forming a part of the Dallas (Texas) Parcel Post Building site:

Beginning at the point of intersection of the easterly line of what was formerly Broadway Street with the center line of what was formerly Jackson Street; thence westerly with the center line of what was formerly Jackson Street forty feet to the center line of what was formerly Broadway Street; thence northerly with the center line of what was formerly Broadway Street one hundred and twenty feet to the point of intersection of the center line of what was formerly Broadway Street with a straight line extending from the point of intersection of the southerly line of Commerce Street with the westerly line of what was formerly Broadway Street to the point of intersection of the easterly line of what was formerly Broadway Street with the center line of what was formerly Jackson Street; thence in a southeasterly direction one hundred and twenty-six and forty-nine one-hundredths feet along said last-mentioned straight line to the place of beginning; in exchange for the following-described two parcels of land in the city of Dallas, Texas:
one hundred and twenty feet; thence southerly parallel with the westerly line of Houston Street twenty-eight feet; thence easterly parallel with the southerly line of what was formerly Jackson Street one hundred and twenty feet to the westerly line of Houston Street; thence northerly with the westerly line of Houston Street twenty-eight feet to the place of beginning; and

Beginning at the point of intersection of the center line of what was formerly Broadway Street with a straight line extending from the point of intersection of the southerly line of Commerce Street with the west line of what was formerly Broadway Street to the point of intersection of the east line of what was formerly Broadway Street, with the center line of what was formerly Jackson Street; thence in a northwesterly direction in a straight line one hundred and twenty-six and forty-nine one-hundredths feet to the point of intersection of the southerly line of Commerce Street with the westerly line of what was formerly Broadway Street; thence easterly with the southerly line of Commerce Street forty feet to the center line of what was formerly Broadway Street; thence southerly with the center line of what was formerly Broadway Street one hundred and twenty feet to the place of beginning;

when a valid title to the last-described two parcels of land has become vested in the United States and has been approved by the Attorney General.

Approved, May 25, 1937.

[CHAPTER 266]

AN ACT

May 25, 1937

To authorize the Secretary of War to transfer to the people of Puerto Rico certain real estate pertaining to the post of San Juan, San Juan, Puerto Rico, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to transfer to the people of Puerto Rico that portion of the San Juan Military Reservation known as the Service Company area containing approximately twenty-three thousand, seven hundred and fourteen and sixty-five one-hundredths square meters.

SEC. 2. The Secretary of War is hereby authorized to accept on behalf of the United States the Manicomio property, otherwise known as the old Insane Asylum, located in the city of San Juan, which property consists of approximately nine thousand, two hundred and forty-seven square meters.

Approved, May 26, 1937.

[CHAPTER 268]

JOINT RESOLUTION

May 27, 1937

Authorizing the President to proclaim the tercentenary of the birth of Pere Jacques Marquette.

Whereas the 1st day of June 1937 marks the three-hundredth anniversary of the birth of Pere Jacques Marquette, the first white man to explore the upper Mississippi Valley; and

Whereas it is eminently fitting that the tercentenary of the birth of this zealous missionary and fearless explorer should be commemorated by suitable patriotic, religious, and public exercises during such year: Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is authorized and requested to issue a proclamation calling upon all officials of the Government to display the flag

President requested to invite observance of tercentenary of birth.
of the United States on all Government buildings on June 1, 1937, and inviting all people of the United States to observe the day and the anniversary year in schools, churches, and other suitable places, with appropriate ceremonies commemorating the tercentenary of the birth of Pere Jacques Marquette.

Approved, May 27, 1937.

[CHAPTER 268] AN ACT

To prevent speculation in lands in the Columbia Basin prospectively irrigable by reason of the construction of the Grand Coulee Dam project and to aid actual settlers in securing such lands at the fair appraised value thereof as arid land, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That no part of the funds heretofore or hereafter appropriated or allotted for the construction of the Grand Coulee Dam project (authorized by section 2 of the Act of August 30, 1935, 49 Stat. 1028, 1039, entitled “An Act authorizing the construction, repair, and preservation of certain public works on rivers and harbors and for other purposes”, and by the Act of June 22, 1936, 49 Stat. 1757, 1784, entitled “An Act making appropriations for the Department of the Interior for the fiscal year ending June 30, 1937, and for other purposes”) or for the reclamation of land in connection with said project shall be expended in the construction of any irrigation feature of said project, exclusive of Grand Coulee Dam and appurtenant works now under construction, until after the following provisions have been complied with:

(a) The privately owned lands proposed to be irrigated under said project (including county lands and such State lands as the State may desire and be able to subscribe for irrigation under said project and to subject to the terms of this Act) shall have been impartially appraised in a manner and to the extent prescribed by the Secretary of the Interior for the determination of their value at the date of appraisal without reference to the proposed construction of the said project.

(b) A contract or contracts shall have been made with an irrigation or reclamation district or districts organized under State law providing for payment by the district or districts of that part of the cost of construction of the project allocated by the Secretary of the Interior for the determination of their value at the date of appraisal without reference to the proposed construction of the said irrigation works and without increment on account of the prospect of the construction of the said project.

(b) A contract or contracts shall have been made with an irrigation or reclamation district or districts organized under State law providing for payment by the district or districts of that part of the cost of construction of the project allocated by the Secretary of the Interior for the determination of their value at the date of appraisal without reference to the proposed construction of the said irrigation works and without increment on account of the prospect of the construction of the said project.
lands owned by him if and so long as he shall refuse to sell any excess lands owned or held by him under terms and conditions satisfactory to the Secretary of the Interior and at prices fixed in the appraisals made and approved as hereinabove provided. The Secretary of the Interior may require each landowner, as a condition precedent to receiving water from the said irrigation works, to execute a valid recordable contract wherein he shall agree to dispose of excess holdings then or thereafter owned by him in the manner provided in this Act and in the contract between his district and the United States, and wherein the said landowner also shall confer upon the Secretary of the Interior an irrevocable power of attorney to make any such sale on his behalf. For the purpose of determining excess lands under the provisions of this Act husband and wife shall be considered separate persons and each may hold not to exceed forty irrigable acres as nonexcess lands or husband and wife together may hold eighty irrigable acres of community property as such nonexcess lands: Provided further, That as to any part of the irrigable lands of the said project for which the Secretary of the Interior shall determine that farm units of less than forty irrigable acres would be sufficient to support a family, he may approve and cause to be filed farm unit plats establishing farm units of less than forty acres but not less than ten acres and in that event all lands held in any one ownership in excess of one farm unit as shown on such plat shall be considered excess lands subject to the provisions of this Act applicable to excess lands: Provided further, That in addition to the foregoing provisions, every such contract with any district shall also provide, with respect to all irrigable lands whether initially excess or nonexcess, that whenever any land is sold at a price in excess of the sum of the appraised value of the arid land, the appraised value of improvements made thereon after the date of the original appraisal, and the amount of irrigation construction costs actually paid for that land, then, before the new owner shall be entitled to receive water from the project, a proportionate part of the said excess or incremented value shall be paid to the United States as follows: If such payment is made to the United States more than fifty months after such sale at an excessive price has been made, then as a prerequisite to the right to receive water all of the incremented value shall be paid to the United States to apply on construction installments to come due on such land in inverse order of their accrual; if payment is made in less than fifty months but more than forty-nine months after the date of such sale, then 99 per centum of such incremented value or excess of sale price shall be thus paid and applied; if payment is made in less than forty-nine but more than forty-eight months after the date of such sale, then 98 per centum of such incremented value or excess of sale price shall be thus paid and applied, and so on for earlier payment allowing an additional reduction of 1 per centum for each month, so that in the event that such payment is made to the United States within one month after the date of such sale, then the percentage of the incremented value required to be paid to the United States for application to construction costs as a prerequisite to the right to receive water shall be 50 per centum thereof: Provided further, That each district contract may include a provision which, subject to authorization and validation thereof by the State of Washington, shall require that all irrigable lands which are allowed by the owners thereof without objection to remain in such district until after the judicial confirmation of the organization of the district and of the
regularity and validity of said contract and the proceedings authorizing it shall be considered as automatically subjected to the provisions of the excess land clauses and incremented value clauses hereinafore provided for, such obligation to be impressed on the title to the land and to be considered equivalent to a covenant running with the land. The said provision, however, shall not apply to any landowner who, prior to the entry of the judicial decree of confirmation, shall file with the district and duly record as an instrument affecting title to his land, a notice of his objection to the said obligation and of his renunciation of the right of the said land to receive water through, from, or by means of any works constructed by the United States in connection with such project: And provided further, That the foregoing four provisos shall not apply to any lands in the State of Washington which have already been developed and are now being cultivated with the aid of water from sources other than the said Grand Coulee project and for which additional water may be desired.

(c) The State of Washington by appropriate legislation shall have authorized, adopted, ratified, and consented to all the provisions of this Act insofar as such provisions or any of them, in whole or in part, may come within the scope of State jurisdiction or authority or be applicable to State lands.

SEC. 2. The Secretary of the Interior is authorized to use not to exceed $350,000 of the funds hereafter appropriated or allotted for the fiscal year 1938 for the said project for the purpose of the survey, investigation, and appraisal of the irrigable lands of the said project and for surveys, investigations, plans, and designs for the irrigation works therefor.

SEC. 3. The Secretary of the Interior is authorized to make such rules and regulations and to include in the contracts hereinafore provided for such provisions as may be appropriate and useful for the purpose of carrying out the purpose and provisions of this Act.

SEC. 4. The consent of the United States is hereby given to the sale of school lands and any other public lands of the State of Washington which may be included in any irrigation or reclamation project to which this Act is or may be applicable at prices not to exceed the appraised valuation thereof determined as herein provided.

Approved, May 27, 1937.

[CHAPTER 270]

AN ACT

To reimpose a trust on certain lands allotted on the Yakima Indian Reservation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the period of trust on lands allotted to Indians of the Yakima Reservation, Washington, upon which the trust period expired December 17, 1928, or at any other time prior to the approval of this Act, and upon which lands patents in fee have not been issued, is hereby reimposed and extended to July 3, 1942: Provided, That further extension of the period of trust may be made by the President, in his discretion, as provided by section 5 of the Act of February 8, 1887 (24 Stat. L. 388), and the Act of June 21, 1906 (34 Stat. L. 326).

Approved, May 27, 1937.
[CHAPTER 273]

AN ACT

To repeal a proviso relating to teaching or advocating communism in the public schools of the District of Columbia, and appearing in the District of Columbia Appropriation Act for the fiscal year ending June 30, 1936.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the proviso appearing in the fourteenth paragraph under the subheading “Miscellaneous” under the heading “Public Schools” in the District of Columbia Appropriation Act for the fiscal year ending June 30, 1936, approved June 14, 1935 (49 Stat. 356), and reading as follows: “Provided, That hereafter no part of any appropriation for the public schools shall be available for the payment of the salary of any person teaching or advocating communism”, is hereby repealed: Provided, however, That nothing herein shall be construed as permitting the advocating of communism.

Approved, May 28, 1937.

[CHAPTER 274]

AN ACT

To amend the Act entitled “An Act to enable the Legislature of the Territory of Hawaii to authorize the issuance of certain bonds, and for other purposes”, approved August 3, 1935.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled “An Act to enable the Legislature of the Territory of Hawaii to authorize the issuance of certain bonds, and for other purposes”, approved August 3, 1935, is amended by inserting before the words “said act” where they first occur in the proviso at the end of section 2 the following: “amendment of”.

Approved, May 28, 1937.

[CHAPTER 275]

JOINT RESOLUTION

To extend the lending authority of the Disaster Loan Corporation to apply to flood disasters in the year 1936.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled “An Act to provide for loans made necessary by floods or other catastrophes of the year 1937”, approved February 11, 1937, is hereby amended as follows:

By striking out the second paragraph thereof “year 1937” and inserting in lieu thereof “years 1936 or 1937”.

Approved, May 28, 1937.

[CHAPTER 276]

JOINT RESOLUTION

To protect the copyrights and patents of foreign exhibitors at the Golden Gate International Exposition, to be held at San Francisco, California, in 1939.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Librarian of Congress and the Commissioner of Patents are hereby authorized and directed to establish branch offices under the direction of the Register of Copyrights and the Commissioner of Patents, respectively, in suitable quarters on the grounds of the Golden Gate International Exposition, to be held at San Francisco, California, under the direction of the San Francisco Bay Exposition, a California corporation, said
quarters to be furnished free of charge by said corporation, said offices to be established at such time as may, upon sixty days' advance notice, in writing, to the Register of Copyrights and the Commissioner of Patents, respectively, be requested by said San Francisco Bay Exposition, but not earlier than January 1, 1939, and to be maintained until the close to the general public of said exposition; and the proprietor of any foreign copyright, or any certificate of trade-mark registration, or letters patent of invention, design, or utility model issued by any foreign government protecting any trade mark, apparatus, device, machine, process, method, composition of matter, design, or manufactured article imported for exhibition and exhibited at said exposition may upon presentation of proof of such proprietorship, satisfactory to the Register of Copyrights or the Commissioner of Patents, as the case may be, obtain without charge and without prior examination as to novelty, a certificate from such branch office, which shall be prima facie evidence in the Federal courts of such proprietorship, the novelty of the subject matter covered by any such certificate to be determined by a Federal court in case an action or suit is brought thereon; and said branch offices shall keep registers of all such certificates issued by them, which shall be open to public inspection.

At the close of said Golden Gate International Exposition the register of certificates of the copyright registrations aforesaid shall be deposited in the Copyright Office in the Library of Congress at Washington, District of Columbia, and the register of all other certificates of registration aforesaid shall be deposited in the United States Patent Office at Washington, District of Columbia, and there preserved for future reference. Certified copies of any such certificates shall, upon request, be furnished by the Register of Copyrights or the Commissioner of Patents, as the case may be, either during or after said exposition, and at the rates charged by such officials for certified copies of other matter; and any such certified copies shall be admissible in evidence in lieu of the original certificates in any Federal court.

Sec. 2. It shall be unlawful for any person without authority of the proprietor thereof to copy, republish, imitate, reproduce, or practice at any time during the period specified in section 6 hereof any subject matter protected by registration as aforesaid at either of the branch offices at said exposition which shall be imported for exhibition at said exposition, and there exhibited and which is substantially different in a copyright, trade-mark, or patent sense, as the case may be, from anything publicly used, described in a printed publication or otherwise known in the United States of America prior to such registration at either of said branch offices as aforesaid; and any person who shall infringe upon the rights thus protected under this Act shall be liable—

(a) To an injunction restraining such infringement issued by any Federal court having jurisdiction of the defendant;

(b) To pay to the proprietor such damages as the proprietor may have suffered due to such infringement, as well as all the profits which the infringer may have made by reason of such infringement, and in proving profits the plaintiff shall be required to prove sales only and the defendant shall be required to prove every element of cost which he claims, or in lieu of actual damages and profits such damages as to the court shall appear to be just;

(c) To deliver upon an oath, to be impounded during the pendency of the Act, upon such terms and conditions as the court may prescribe, all articles found by the court after a preliminary hearing to infringe the rights herein protected; and
(d) To deliver upon an oath, for destruction, all articles found by the court at final hearing to infringe the rights herein protected.

SEC. 3. Any person who willfully and for profit shall infringe any right protected under this Act, or who shall knowingly and willfully aid or abet such infringement, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by imprisonment for not exceeding one year or by a fine of not less than $100 nor more than $1,000, or both, in the discretion of the court.

SEC. 4. All the Acts, regulations, and provisions which apply to protecting copyrights, trade marks, designs, and patents for inventions or discoveries not inconsistent with the provisions of this Act shall apply to certificates issued pursuant to this Act, but no notice of copyright on the work shall be required for protection hereunder.

SEC. 5. Nothing contained in this Act shall bar or prevent the proprietor of the subject matter covered by any certificate issued pursuant to this Act from obtaining protection for such subject matter under the provisions of the copyright, trade mark, or patent laws of the United States of America, as the case may be in force prior thereto, and upon making application and complying with the provisions prescribed by such laws; and nothing contained in this Act shall prevent, lessen, impeach, or avoid any remedy at law or equity under any certificate of copyright registration, certificate of trademark registration, or letters patent for inventions or discoveries or designs issued under the copyright, trade mark, or patent laws of the United States of America, as the case may be in force prior thereto, and which any owner thereof and of a certificate issued thereon pursuant to this Act might have had if this Act had not been passed, but such owner shall not twice recover the damages he has sustained or the profit made by reason of any infringement thereof.

SEC. 6. The rights protected under the provisions of this Act as to any copyright, trade mark, apparatus, device, machine, process, method, composition of matter, design, or manufactured article imported for exhibition at said Golden Gate International Exposition shall begin on the date the same is placed on exhibition at said exposition and shall continue for a period of six months from the date of the closing to the general public of said exposition.

SEC. 7. All necessary expenses incurred by the United States in carrying out the provisions of this Act shall be reimbursed to the Government of the United States by the San Francisco Bay Exposition, under regulations to be prescribed by the Librarian of Congress and the Commissioner of Patents, respectively; and receipts from such reimbursements shall be deposited as refunds to the appropriations from which such expenses were paid.

Approved, May 28, 1937.

[CHAPTER 277]

AN ACT

Making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1937, and prior fiscal years, to provide supplemental appropriations for the fiscal years ending June 30, 1937, and June 30, 1938, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in certain appropriations

— So in original.
for the fiscal year ending June 30, 1937, and prior fiscal years, to provide supplemental appropriations for the fiscal years ending June 30, 1937, and June 30, 1938, and for other purposes, namely:

**TITLE I—GENERAL APPROPRIATIONS**

**LEGISLATIVE ESTABLISHMENT**

**SENATE**

For the employment of a laborer in the office of the Secretary of the Senate during the fiscal year 1938, $1,260.

For folding speeches and pamphlets at a rate not exceeding $1 per thousand, fiscal year 1937, $5,000.

The unobligated balance of the appropriation for expenses of inquiries and investigations ordered by the Senate, contingent fund of the Senate, for the fiscal year 1937, is reappropriated and made available for the fiscal year 1938.

The unobligated balances of the appropriations for miscellaneous items, exclusive of labor, contingent fund of the Senate, for the fiscal years 1936 and 1937, are reappropriated and made available for the fiscal year 1938.

**HOUSE OF REPRESENTATIVES**

For payment to the widow of James P. Buchanan, late a Representative from the State of Texas, $10,000.

For payment to the widow of Benjamin K. Focht, late a Representative from the State of Pennsylvania, $10,000.

For payment to the widow of Henry E. Stubbs, late a Representative from the State of California, $10,000.

The three foregoing sums to be disbursed by the Sergeant at Arms of the House.

**UNITED STATES CONSTITUTION SESQUICENTENNIAL COMMISSION**

The appropriation for the United States Constitution Sesquicentennial Commission, contained in the First Deficiency Appropriation Act, fiscal year 1936, shall be available, in addition to the objects of expenditure for which available under existing law, for rent in the District of Columbia, individual photographs, books, periodicals, official cards, newspapers, newspaper clippings, purchase, maintenance, repair, and operation of a motor-propelled passenger-carrying vehicle, notarial seals, per-diem allowances in lieu of actual expenses of subsistence within and outside the District of Columbia, and including payment of obligations for the foregoing purposes heretofore incurred in connection with the work of such Commission.

**OFFICE OF THE ARCHITECT OF THE CAPITOL**

Capitol Grounds: The unexpended balance on June 30, 1937, of the allocation of $25,000 made immediately available under the appropriation for the Capitol Grounds, contained in the Legislative Branch Appropriation Act, 1937, is hereby continued available for the same purposes until June 30, 1938.

**LIBRARY OF CONGRESS**

Legislative reference: For printing the Digest of Public General Bills for the first session of the Seventy-fifth Congress, prepared in the legislative reference service, fiscal year 1937, $7,500.
Books for adult blind: For an additional sum required to enable the Librarian of Congress to carry out the provisions of the Act entitled "An Act to provide books for the adult blind", approved March 3, 1931 (U. S. C., title 2, sec. 135a), as amended, fiscal year 1938, $100,000: Provided, That a statement of expenditures from this appropriation shall be reported to Congress in the annual Budget.

EXECUTIVE INDEPENDENT OFFICES

FEDERAL COMMUNICATIONS COMMISSION

Salaries and expenses: For an additional amount for salaries and expenses of the Federal Communications Commission, fiscal year 1937, including the same objects specified under this head in the Independent Offices Appropriation Act, 1937, $60,000.

GREAT LAKES EXPOSITION

For the expenses of the participation of the Government of the United States in the Great Lakes Exposition as provided for by Public Resolution Numbered 23, approved April 12, 1937, $100,000, together with the unexpended balance of the appropriation for the Great Lakes Exposition contained in the Act making appropriations for the Departments of State and Justice, and for the Judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1937, to remain available until June 30, 1938.

INTERSTATE COMMERCE COMMISSION

General administrative expenses: For an additional amount for eleven Commissioners, secretary, and for all other authorized expenditures necessary in the execution of laws to regulate commerce, including the same objects specified under this head in the Independent Offices Appropriation Act, 1937, $95,000: Provided, That the reappropriation under this head in the Independent Offices Appropriation Act, 1937, making available for the fiscal year 1937, $118,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935, is hereby repealed.

Regulating accounts: For an additional amount to enable the Interstate Commerce Commission to enforce compliance with section 20 and other sections of the Interstate Commerce Act as amended by the Act approved June 29, 1906 (U. S. C., title 49, sec. 20), and as amended by the Transportation Act, 1920 (U. S. C., title 49, sec. 20), including the same objects specified under this head in the Independent Offices Appropriation Act, 1937, fiscal year 1937, $5,000: Provided, That the reappropriation under this head in the Independent Offices Appropriation Act, 1937, making available for the fiscal year 1937, $5,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935, is hereby repealed.

Signal safety systems: For an additional amount for all authorized expenditures under section 26 of the Interstate Commerce Act as amended by the Transportation Act, 1920 (U. S. C., title 49, sec. 26), with respect to the provision thereof under which carriers by railroad subject to the Act may be required to install automatic train-stop or train-control devices which comply with specifications and requirements prescribed by the Commission, including investigations and tests pertaining to block signal and train-control systems, as author-
ized by the joint resolution approved June 30, 1906 (U. S. C., title 45, sec. 35), and including the same objects specified under this head in the Independent Offices Appropriation Act, 1937, fiscal year 1937, $2,000: Provided, That the reappropriation under this head in the Independent Offices Appropriation Act, 1937, making available for the fiscal year 1937, $2,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935, is hereby repealed.

Locomotive inspection: For an additional amount for all authorized expenditures under the provisions of the Act of February 17, 1911, entitled "An Act to promote the safety of employees and travelers upon railroads by compelling common carriers engaged in interstate commerce to equip their locomotives with safe and suitable boilers and appurtenances thereto" (U. S. C., title 45, sec. 22), as amended, including the same objects specified under this head in the Independent Offices Appropriation Act, 1937, fiscal year 1937, $16,000: Provided, That the reappropriation under this head in the Independent Offices Appropriation Act, 1937, making available for the fiscal year 1937, $16,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935, is hereby repealed.

Valuation of property of carriers: For an additional amount to enable the Interstate Commerce Commission to carry out the objects of the Act entitled "An Act to amend and extend an Act entitled 'An Act to regulate commerce,' approved February 4, 1887, and all Acts amendatory thereof, by providing for a valuation of the several classes of property of carriers subject thereto and securing information concerning their stocks, bonds, and other securities", approved March 1, 1913, as amended, including the same objects specified under this head in the Independent Offices Appropriation Act, 1937, fiscal year 1937, $2,000: Provided, That the reappropriation under this head in the Independent Offices Appropriation Act, 1937, making available for the fiscal year 1937, $2,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935, is hereby repealed.

NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

Construction, equipment, and research: For an additional amount for scientific research, technical investigations, and special reports in the field of aeronautics, including the same objects specified under this head in the Independent Offices Appropriation Act, 1937, $453,000, to continue available until June 30, 1938, of which amount, $353,000 shall be available only for the construction and equipment of facilities and for the purchase of an airplane of the light metal private type for experimental purposes: Provided, That the unexpended balance of the appropriation of $1,367,000 for scientific research, special investigations, and technical reports, in the field of aeronautics, contained in the First Deficiency Appropriation Act, fiscal year 1936, is hereby continued available until June 30, 1938, for the same purposes.

NATIONAL MEDIATION BOARD

National Railroad Adjustment Board: Not to exceed $5,000 of the amount made available only for services of referees under the appropriation for salaries and expenses, National Railroad Adjustment Board, National Mediation Board, fiscal year 1937, may be transferred to the appropriation for printing and binding, National Railroad Adjustment Board, National Mediation Board, fiscal year 1937.
TENNESSEE VALLEY AUTHORITY

For the purpose of carrying out the provisions of the Act entitled "The Tennessee Valley Authority Act of 1933", approved May 18, 1933 (U. S. C., title 16, ch. 12a), as amended by the Act approved August 31, 1935 (49 Stat., 1075-1081), including the continued construction of Pickwick Landing Dam, Guntersville Dam, Chickamauga Dam, and Hiwassee Dam, and for construction of a dam at or near Gilbertsville, Kentucky, and for preliminary investigations of sites for dams at or near Watts Bar and at or near Coulter's Site on the Tennessee River, Tennessee, and the acquisition of necessary land, the clearing of such land, relocation of highways, and the construction or purchase of transmission lines and other facilities, and all other necessary works authorized by such Acts, and for printing and binding, law books, books of reference, newspapers, periodicals, purchase, maintenance, and operation of passenger-carrying vehicles, rents in the District of Columbia and elsewhere, and all necessary salaries and expenses connected with the organization, operation, and investigations of the Tennessee Valley Authority, and for examination of estimates of appropriations and activities in the field, fiscal year 1938, $40,166,270: Provided, That this appropriation and any unexpended balance on June 30, 1937, in the "Tennessee Valley Authority fund, 1937", and the receipts of the Tennessee Valley Authority from all sources during the fiscal year 1938 (except as limited by section 26 of the Tennessee Valley Authority Act of 1933, as amended), shall be covered into and accounted for as one fund to be known as the "Tennessee Valley Authority fund, 1938", to remain available until June 30, 1938, and to be available for the payment of obligations chargeable against the "Tennessee Valley Authority fund, 1938": Provided further, That in addition to the amount herein appropriated, the Tennessee Valley Authority is hereby authorized to incur obligations and enter into contracts for the procurement of equipment to be installed in dams and power-houses in an amount not in excess of $4,000,000, and this action shall be deemed a contractual obligation of the Tennessee Valley Authority and the United States for payment of the cost thereof.

DISTRICT OF COLUMBIA

CONTINGENT AND MISCELLANEOUS EXPENSES

Judicial expenses: For an additional amount for judicial expenses, including the same objects and under the same conditions and limitations applicable to the appropriation for this purpose in the District of Columbia Appropriation Act for the fiscal year 1936, $339.21.

General advertising: For an additional amount for general advertising, including the same objects and under the same conditions and limitations applicable to the appropriation for this purpose in the District of Columbia Appropriation Act for the fiscal year 1936, $3,311.21.

PUBLIC SCHOOLS

Buildings and grounds: For buildings and grounds, public schools District of Columbia, in addition to the amounts for this purpose contained in the District of Columbia Appropriation Act for the fiscal year 1937, and subject to the applicable conditions and limitations therein set forth, as follows: Lafayette School, $33,000; Truesdell School, $22,500; Grimske School, $35,000; Paul Junior High School, $33,000; and Eastern High School, $28,500; in all, $150,000.
Courts.

Supreme Court, District of Columbia: For an additional amount for fees of jurors and witnesses, Supreme Court, District of Columbia, including the same objects specified under this head in the District of Columbia Appropriation Acts for the following fiscal years:

1935, $207.70;
1936, $1,193.78;
1937, $17,000.

Support of convicts: For an additional amount for support, maintenance, and transportation of convicts transferred from District of Columbia, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1936, $11,509.65.

Miscellaneous court expenses: For an additional amount for such miscellaneous expenses as may be authorized by the Attorney General for the Supreme Court of the District of Columbia and its officers, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1937, $15,000.

Printing and binding: For an additional amount for printing and binding for the Supreme Court and the United States Court of Appeals of the District of Columbia, except records and briefs in cases in which the United States is a party, fiscal year 1936, $48,250.

Public Welfare.

Workhouse and reformatory: For an additional amount for maintenance, care, and support of inmates, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1937, $58,000.

Tuberculosis hospital and sanatorium: The unexpended balance of the appropriation of $80,000 for furniture and equipment for the new sanatorium contained in the District of Columbia Appropriation Act for the fiscal year 1937 is continued available during the fiscal year 1938.

District Training School: For an additional amount for maintenance and other necessary expenses, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1937, $12,000.

Industrial Home School for Colored Children: For an additional amount for maintenance, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1937, $2,500.

Home for Aged and Infirm: For an additional amount for provisions, fuel, forage, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1937, $8,000.

Saint Elizabeths Hospital: For an additional amount for support of indigent insane of the District of Columbia in Saint Elizabeths Hospital, as provided by law, fiscal year 1936, $17,496.40.

Refund of assessments.

For payment of refunds of assessments for paving streets, avenues, and roads, and laying curbs, as authorized by the provisions of section 11 of the Act entitled "An Act to provide for special assessments for the paving of roadways and the laying of curbs and gutters", approved February 20, 1931 (46 Stat. 1199), $29,691.93, to continue available until June 30, 1938.
For the payment of final judgments, including costs, rendered against the District of Columbia, as set forth in Senate Document Numbered 61, Seventy-fifth Congress, $13,610.96, together with the further sum to pay the interest at not exceeding 4 per centum per annum on such judgments, as provided by law, from the date the same became due until the date of payment.

For the payment of final judgment, including costs, rendered against the District of Columbia, together with the further sum to pay the interest at not exceeding 4 per centum per annum on such judgment, as provided by law, from the date the same became due until the date of payment, payable from the special fund created by section 1 of the Act entitled "An Act to provide for a tax on motor-vehicle fuels sold within the District of Columbia, and for other purposes", approved April 23, 1924 (43 Stat. 106), and accruals by repayment of assessments, as follows:

The American Oil Co., a Maryland corporation, $95,748.91.

Audited claims.

For the payment of the following claims, certified to be due by the accounting officers of the District of Columbia, under appropriations the balances of which have been exhausted or carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (U. S. C., title 31, sec. 713, p. 1022), being for the service of the fiscal year 1934 and prior fiscal years:

Public schools, District of Columbia, 1933, repairs to buildings, $15.77;
Public schools, District of Columbia, 1933, books and periodicals, $39;
Workhouse and reformatory, District of Columbia, 1934, maintenance, $15.75;
District Training School, District of Columbia, 1933, maintenance, $305.19;
Playgrounds, District of Columbia, 1934, bathing pools, $35.10;
Militia, District of Columbia, 1934, $15.60;
In all, audited claims, $426.41.

Settlement of claims: For the payment of claims approved by the Commissioners under and in accordance with the provisions of the Act entitled "An Act authorizing the Commissioners of the District of Columbia to settle claims and suits against the District of Columbia", approved February 11, 1929, as amended by the Act approved June 5, 1930, and certified to Congress in House Document Numbered 235 of the Seventy-fifth Congress, $3,120.36.

Division of expenses: The foregoing sums for the District of Columbia shall be paid out of the revenues of the District of Columbia and the Treasury of the United States in the manner prescribed by the District of Columbia appropriation Acts for the respective fiscal years for which such sums are provided.

DEPARTMENT OF COMMERCE
OFFICE OF THE SECRETARY

Printing and binding: For an additional amount for all printing and binding for the Department of Commerce, fiscal year 1937, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1937, $205,000, to continue available until June 30, 1938.
Operation and administration: For an additional amount for the general operation and administration of the Bureau, fiscal year 1937, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1937, $900.

Testing, inspection, and information service: For an additional amount for calibrating and certifying measuring instruments, apparatus, and standards in terms of the national standards, fiscal year 1937, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1937, $50,900.

Research and development: For an additional amount for the maintenance and development of national standards of measurement, fiscal year 1937, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1937, $34,700.

Standards for Commerce: For an additional amount for cooperation with Government purchasing agencies, industries, and national organizations in developing specifications and facilitating their use, fiscal year 1937, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1937, $2,900.

Bureau of Lighthouses

General expenses: For an additional amount for supplies, including replacement of and necessary additions to existing equipment, repairs, maintenance, and incidental expenses of lighthouses and other lights, fiscal year 1937, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1937, $132,890, to continue available until June 30, 1938.

Salaries, lighthouse vessels: For an additional amount for salaries and wages of officers and crews of light vessels and lighthouse tenders, fiscal year 1937, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1937, $35,000.

Retired pay, Lighthouse Service: For an additional amount for retired pay of officers and employees engaged in the field service or on vessels of the Lighthouse Service, fiscal year 1937, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1937, $14,000.

Bureau of Fisheries

Removal and reestablishment of the Little White Salmon fish cultural station: For removal of the fish cultural station on the Little White Salmon River in the State of Washington and its reestablishment elsewhere in said State, including purchase of site (not to exceed $6,000), building materials, and equipment; temporary labor; construction of buildings, rearing ponds, water-supply system, and other fish-cultural facilities, and all other necessary expenses, fiscal year 1937, $60,000, to remain available until June 30, 1938.

Coast and Geodetic Survey

Pay and allowances, commissioned officers: For an additional amount for pay and allowances prescribed by law for commissioned officers, fiscal year 1936, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1936, $2,640.99.
DEPARTMENT OF THE INTERIOR
WAR MINERALS RELIEF COMMISSION

For an additional amount for payment of awards made by the Secretary of the Interior in accordance with the Act approved May 18, 1936 (49 Stat. 1355), and June 30, 1936 (49 Stat. 2040), amending section 5 of the War Minerals Relief Act of March 2, 1919, as amended, fiscal year 1937, to remain available during the fiscal year 1938, $750,000, of which not more than $100,000 shall be available for the payment of awards under such Act of June 30, 1936: Provided, That all awards made by the Secretary of the Interior for payment under this appropriation shall be certified to the General Accounting Office for settlement through that Office.

GENERAL LAND OFFICE

Payments to States of 5 per centum of proceeds from sales of public lands (receipt limitation): For an additional amount for payment to the several States of 5 per centum of the net proceeds of sales of public lands lying within their limits, for the purpose of education or of making public roads and improvements, fiscal year 1937, $855,93: Provided, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Payments to certain counties in Oregon of proceeds of sales of Coos Bay wagon-road grant lands and timber (receipt limitation): For an additional amount for payment of 25 per centum of the balance of the proceeds from sales of the Coos Bay wagon-road grant lands and timber within each of the counties of Coos and Douglas, Oregon, after deducting the accrued taxes in said counties and a sum equal to $2.50 per acre for the land title to which revested in the United States pursuant to the Act of February 26, 1919 (40 Stat. 1179), to be paid to the treasurer of the county for common schools, roads, highways, bridges, and port districts, fiscal year 1937, $12,576.73: Provided, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Payments to certain counties in Oregon in lieu of taxes on Oregon and California grant lands (receipt limitation): For an additional amount for payment of money in lieu of the taxes that would have accrued against the revested Oregon and California Railroad Company grant lands if the lands had remained privately owned and taxable, fiscal year 1937, $465,000: Provided, That payments to the counties shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

BUREAU OF INDIAN AFFAIRS

Payment to Indians of Sioux Reservations: For payment of Sioux benefits to Indians of the Sioux Reservations, as authorized by the Act of March 2, 1889 (25 Stat. 895), as amended, fiscal year 1935, $412.65.

Suppressing contagious diseases among livestock of Indians: For reimbursing Indians of the Mescalero Reservation, New Mexico, for stock destroyed on account of being infected with Malta fever and for expenses in connection with the eradication and prevention of this
Operation and maintenance, San Xavier irrigation project, Arizona: For operation and maintenance of the irrigation project on the San Xavier Reservation, Arizona, fiscal year 1936, to remain available until June 30, 1938, $500, payable from the funds derived from the rental of San Xavier tribal lands for motion-picture enterprises.

Improvement and maintenance, irrigation system, Colorado River Reservation, Arizona (reimbursable): For an additional amount for improvement, operation, and maintenance of the pumping plants and irrigation system on the Colorado River Indian Reservation, Arizona, as provided by the Act of April 4, 1910 (36 Stat. 273), fiscal year 1937, $6,500, reimbursable.

Irrigation, Indian reservations (reimbursable): For repairs to the Zuni Dam, Zuni Indian Pueblo, New Mexico, fiscal year 1937, to remain available until June 30, 1938, $80,000, reimbursable.

Construction and equipment, Point Barrow Hospital, Alaska: For the construction and equipment of a hospital at Point Barrow, Alaska, $100,000, to remain available until June 30, 1938: Provided, That any money received from insurance on the Point Barrow Hospital building destroyed by fire shall be covered into the Treasury to the credit of miscellaneous receipts.

New vessel for Indian Service, Alaska, emergency construction: For an additional amount for construction of a new vessel with a carrying capacity of not less than 1,300 tons, to take the place of the Boxer, fiscal year 1931, $222.54.

Support of hospitals, Chippewas in Minnesota: For an additional amount for support of hospitals maintained for the benefit of the Chippewa Indians in the State of Minnesota, fiscal year 1937, $9,000, payable from the principal sum on deposit to the credit of said Indians arising under section 7 of the Act of January 14, 1889 (25 Stat. 645).

Expenses, Annette Island Reserve, Alaska (receipt limitation): For an additional amount for pay of employees, village improvements, relief of destitution, and such other purposes as may be requested by the town council of Matlakahla, Annette Island Reserve, Alaska, and approved by the Secretary of the Interior, fiscal year 1937, to remain available until June 30, 1938, $40,000: Provided, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

**NATIONAL PARK SERVICE**

Salaries and general expenses, public buildings and grounds in the District of Columbia: For an additional amount for administration, protection, and maintenance of public buildings and grounds in the District of Columbia, under the jurisdiction of the National Park Service, including the same objects specified under this head in the Department of the Interior Appropriation Act, fiscal year 1937, $421,315.

Emergency reconstruction and fighting forest fires in national parks: For an additional amount for reconstruction, replacement, and repair of roads, trails, bridges, buildings, and other physical improvements and of equipment in national parks or national monuments that are damaged or destroyed by flood, fire, storm, or other unavoidable causes and for fighting or emergency prevention of
forest fires in national parks or other areas administered by the National Park Service, or fires that endanger such areas, fiscal year 1937, $130,000: Provided, That the allotment of these funds to the various national parks or areas administered by the National Park Service as may be required for fire-fighting purposes shall be made by the Secretary of the Interior, and then only after the obligation for the expenditure has been incurred.

OFFICE OF EDUCATION

Salaries and expenses, vocational rehabilitation: For an additional amount for carrying out the provisions of section 6 of the Act entitled "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry, and so forth", approved June 2, 1920 (U. S. C., title 29, sec. 31), and the Acts of June 9, 1930, and June 30, 1932 (U. S. C., title 29, secs. 31, 40), and August 14, 1935 (49 Stat. 620), fiscal year 1937, $4,000.

GOVERNMENT IN THE TERRITORIES

Legislative expenses, Territory of Alaska: For an additional amount for legislative expenses for the fiscal year 1937, including $5,400 for salaries of members; $1,290 for salaries of employees; $2,010 for printing, indexing, comparing proofs, and binding laws, printing, indexing, and binding journals, stationery, supplies, printing of bills, reports, and so forth; in all, $8,700, to be expended under the direction of the Governor of Alaska.

Alaska Railroad Appropriated Fund: For an additional amount for every expenditure requisite for and incident to the authorized work of the Alaska Railroad including the same objects and subject to the same limitations specified under this head in the Department of the Interior Appropriation Act, 1937, and including alterations and repairs to chartered vessels and payment of commissions to dock agents, $172,222, to continue available until expended.

FREEDMEN'S HOSPITAL

For an additional amount for the maintenance and operation of Freedmen's Hospital, including the same objects specified under this head in the Department of the Interior Appropriation Act for the fiscal year 1937, $10,000, of which amount one-half shall be chargeable to the District of Columbia, and paid in like manner as other appropriations of the District of Columbia are paid.

DEPARTMENT OF JUSTICE

OFFICE OF THE ATTORNEY GENERAL

Contingent expenses: For an additional amount for contingent expenses, Department of Justice, including the same objects specified under this head in the Department of Justice Appropriation Act, 1937, fiscal year 1937, $16,000.

FEDERAL BUREAU OF INVESTIGATION

Claims for damages: For the payment of claims for damages to any person or damages to or loss of privately owned property caused by employees of the Federal Bureau of Investigation, acting within the scope of their employment, considered, adjusted, and determined by the Attorney General, under the provisions of the

**Proviso.**
Restriction on allotments.

Office of Education.

Federal Board for Vocational Education.


Government in the Territories.
Legislative expenses.
49 Stat. 1739.

Alaska Railroad.
Maintenance, etc.
49 Stat. 1930.

Freedmen's Hospital.
Maintenance, etc.
49 Stat. 1933.

Division of expenses.

Department of Justice.
Attorney General's office.

Contingent expenses.
49 Stat. 1222.

Federal Bureau of Investigation.
Private damage claim, payment.
Act entitled "An Act to provide for the adjustment and settlement of certain claims arising out of the activities of the Federal Bureau of Investigation", approved March 20, 1936 (49 Stat. 1184), as fully set forth in House Document Numbered 221 of the Seventy-fifth Congress, §706.05.

JUDICIAL

Salaries of judges: For an additional amount for salaries of circuit, district, and retired judges, including the same objects specified under this head in the Department of Justice Appropriation Act, 1937, fiscal year 1937, $45,000.

Salaries and expenses, United States Court for China: The appropriation for salaries and expenses, United States Court for China, contained in the Department of State Appropriation Act, 1938, is hereby made immediately available for the payment of obligations (not to exceed $1,550) for such court incurred in the fiscal year 1937.

MARSCHALS AND OTHER EXPENSES OF UNITED STATES COURTS

Salaries, fees, and expenses of marshals: For additional amounts for salaries, fees, and expenses of marshals, United States courts, including the same objects specified under this head in the Act making appropriations for the Department of Justice for the fiscal year 1931, §170.64.

Salaries, fees, and expenses of marshals: For additional amount for salaries, fees, and expenses of marshals, United States courts, including the same objects specified under this head in the Act making appropriations for the Department of Justice for the fiscal year 1937, $33,000.

Case of The United States against the Northern Pacific Railway Company and Others: The unexpended balance of the appropriation "Salaries and Expenses, case of Northern Pacific Railway Co. and Others, 1936 and 1937", contained in the First Deficiency Appropriation Act, fiscal year 1936, is continued available for the same purposes until June 30, 1938.

Pay of special assistant attorneys, United States courts: For additional amounts for pay of special assistant attorneys, United States courts, including the same objects specified under this head in the Acts making appropriations for the Department of Justice for the following fiscal years:

For 1934, $4,000;
For 1935, $2,948.57.

Salaries and expenses of clerks: For an additional amount for salaries and expenses of clerks, United States courts, including the same objects specified under this head in the Department of Justice Appropriation Act, 1937, fiscal year 1937, $20,000.

Fees of commissioners: For additional amounts for fees of United States commissioners and other committing magistrates acting under section 1014, Revised Statutes (U. S. C., title 18, sec. 591), for the following fiscal years:

For 1925, $688.10;
For 1930, $24.45;
For 1933, $52.23.

Fees and expenses of conciliation commissioners, United States courts: For an additional amount for fees of conciliation commissioners, and per-diem allowance and traveling expenses of supervising conciliation commissioners, as authorized by the Act entitled "An Act to amend an Act entitled 'An Act to establish a uniform system of bankruptcy throughout the United States', approved July
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1, 1898, and Acts amendatory thereof and supplementary thereto", as amended, fiscal years 1935 and 1936, $40,000.

Pay of bailiffs, and so forth: For an additional amount for pay of bailiffs, and so forth, United States courts, including the same objects specified under this head in the Department of Justice Appropriation Act, 1937, fiscal year 1937, $20,000.

Miscellaneous expenses: For an additional amount for miscellaneous expenses, United States courts, including the same objects specified under this head in the Department of Justice Appropriation Act, 1937, fiscal year 1937, $75,000.

Rent of courtrooms, United States courts: For an additional amount for rent of rooms for the United States courts and juridical officers, fiscal year 1935, $245.81.

Supplies for United States courts: For an additional amount for supplies for United States courts, including the same objects specified under this head in the Department of Justice Appropriation Act, 1937, fiscal year 1937, $1.75.

Compensation of special master in case of United States against Walker River Irrigation District and others: For the compensation of B. F. Curler as special master in case of United States against Walker River Irrigation District and others, in accordance with the order of the United States District Court for the District of Nevada, dated April 13, 1936, $12,000.

**Penal and Correctional Institutions**


Support of United States prisoners: For additional amounts for support of United States prisoners, including the same objects specified under this head in the Acts making appropriations for the Department of Justice for the following fiscal years:

For 1929, $61.45;
For 1932, $201.30.

National Training School for Boys, Washington, District of Columbia: For an additional amount for National Training School for Boys, Washington, District of Columbia, including the same objects specified under this head in the Department of Justice Appropriation Act, 1937, fiscal year 1937, $11,500.

**DEPARTMENT OF LABOR**

**Immigration and Naturalization Service**

Salaries and expenses: For an additional amount for salaries and expenses, Immigration and Naturalization Service, fiscal year 1937, for payment only of extra compensation for overtime services of inspectors and employees for which the United States receives reimbursement in accordance with the provisions of the Act of March 2, 1931 (U. S. C., title 8, secs. 109a and 109b), $100,000.

**Women’s Bureau**

Salaries and expenses: For an additional amount for carrying out the provisions of the Act entitled “An Act to establish in the Department of Labor a Bureau to be known as the Women’s Bureau”, approved June 5, 1920 (U. S. C., title 29, secs. 11–16), fiscal year 1937, including the same objects specified under this head in the Department of Labor Appropriation Act, 1937, $825.
NAVY DEPARTMENT

OFFICE OF THE SECRETARY

Claim for damages by collision with naval vessels: To pay claims for damages adjusted and determined by the Secretary of the Navy under the provisions of the Act entitled "An Act to amend the Act authorizing the Secretary of the Navy to settle claims for damages to private property arising from collisions with naval vessels", approved December 28, 1922, as fully set forth in House Document Numbered 226, Seventy-fifth Congress, $103.59.

BUREAU OF NAVIGATION

Transportation: For travel allowance, and so forth, including the same objects specified under this head in the Act making appropriations for the Navy Department and the naval service for the fiscal year 1923, fiscal year 1923, $44.30.

PUBLIC WORKS, BUREAU OF YARDS AND DOCKS

For the following-named public-works and public-utilities projects at a limit of cost not to exceed the amount stated for each project enumerated, respectively:

- Navy Yard, Puget Sound, Washington: Improvement of switching equipment, including shelter, $85,000;
- Naval Air Station, Norfolk, Virginia: Extension of assembly and repair shop, $75,000;
- Naval Operating Base, Norfolk, Virginia: For an additional amount for improvement of water front, $160,000;
- Naval Air Station, Pensacola, Florida: Improvement of water supply, $40,000;

In all, $360,000, which, together with unexpended balances of appropriations heretofore made under this head, shall be disbursed and accounted for in accordance with existing law and shall constitute one fund.

NAVAL OBSERVATORY

Contingent and miscellaneous expenses: For professional and scientific books and so forth, including the same objects specified under this head in the Act making appropriations for the Navy Department and the naval service for the fiscal year 1933, fiscal year 1933, $13.69.

POST OFFICE DEPARTMENT

(Out of the Postal Revenues)

OFFICE OF THE POSTMASTER GENERAL

Printing and binding: For an additional amount for printing and binding for the Post Office Department, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, fiscal year 1937, $100,000.

OFFICE OF THE CHIEF INSPECTOR

Payment of rewards: For an additional amount for payment of rewards, including the same objects specified under this head in the Post Office Department Appropriation Act, 1936, fiscal year 1936, $4,000.
OFFICE OF THE FIRST ASSISTANT POSTMASTER GENERAL

Compensation to postmasters: For an additional amount for compensation to postmasters, including the same objects specified under this head in the Post Office Department Appropriation Act, 1937, fiscal year 1937, $1,000,000.

Clerks, first- and second-class post offices: For an additional amount for compensation to clerks and employees at first- and second-class post offices, including the same objects specified under this head in the Post Office Department Appropriation Act, 1937, fiscal year 1937, $6,500,000.

Clerks, third-class post offices: For an additional amount for allowances to third-class post offices to cover the cost of clerical services, fiscal year 1937, $225,000.

Carfare and bicycle allowance: For an additional amount for carfare and bicycle allowance, including special-delivery carfare, fiscal year 1937, $25,000.

City delivery carriers: For an additional amount for pay of letter carriers, City Delivery Service, fiscal year 1937, $400,000.

Special-delivery fees: For an additional amount for fees to special-delivery messengers, for the following fiscal years:
For 1936, $318,000; For 1937, $875,000.

OFFICE OF SECOND ASSISTANT POSTMASTER GENERAL

Railroad transportation and mail messenger service: For an additional amount for inland transportation by railroad routes and for mail messenger service, including the same objects specified under this head in the Post Office Department Appropriation Act, 1937, fiscal year 1937, $5,300,000.

Foreign-mail transportation: For an additional amount for transportation of foreign mails by steamship, aircraft, or otherwise, including the same objects specified under this head in the Post Office Department Appropriation Act, 1938, fiscal year 1938, $488,500. Provided, That the limitations in such Act with respect to expenditures for the fiscal year 1938 and obligations for the fiscal year 1939 for carrying foreign mails by aircraft are hereby increased in the amount of $488,500.

Contract air-mail service: For an additional amount for the inland transportation of mail by aircraft, including the same objects specified under this head in the Post Office Department Appropriation Act, 1936, fiscal year 1936, $12,000.

OFFICE OF THIRD ASSISTANT POSTMASTER GENERAL

Manufacture and distribution of stamps and stamped paper: For an additional amount for the manufacture and distribution of stamps and stamped paper, including the same objects specified under this head in the Post Office Department Appropriation Act, 1937, fiscal year 1937, $250,000.

DEPARTMENT OF STATE

Printing and binding, Department of State: For an additional amount for printing and binding in the Department of State, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, fiscal year 1937, $9,500.
Passport agencies: For an additional amount for passport agencies, Department of State, including the same objects specified under this head in the Department of State Appropriation Act, 1937, fiscal year 1937, $6,510.

Contingent expenses, Foreign Service: For an additional amount for contingent expenses, Foreign Service, including the same objects specified under this head in the Department of State Appropriation Act, 1937, fiscal year 1937, $53,200.

Foreign Service clerks' salaries: The sum of $9,000 is hereby transferred from the appropriation “Office and living quarters, Foreign Service, 1936”, to the appropriation “Salaries, Foreign Service clerks, 1936”.

Conference on Extraterritorial Rights in Egypt: For the expenses of participation by the United States in a Conference on Extraterritorial Rights in Egypt, to be held at Montreux, Switzerland, in 1937, including personal services in the District of Columbia or elsewhere without regard to the Classification Act of 1923, as amended; stenographic reporting and other services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses; local transportation; printing and binding; official cards; purchase of necessary books, documents, newspapers, and periodicals; stationery; entertainment; and such other expenses as the Secretary of State may authorize, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, fiscal year 1937, $3,500, to remain available until June 30, 1938.

Joint Committee of American and Philippine Experts: For expenses of the American section of a joint committee of American and Philippine experts in making preparations for the conference authorized by section 13 of the Act of March 24, 1934 (48 Stat. 456), including personal services in the District of Columbia and elsewhere without regard to the civil-service laws and the Classification Act of 1923, as amended; stenographic reporting, translating, and other services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent in the District of Columbia or elsewhere; traveling expenses; purchase of necessary furniture and fixtures, books, documents, newspapers, periodicals, and charts; stationery; official cards; printing and binding; entertainment; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, $42,000, to remain available until June 30, 1938.

Reappropriations for international conferences: The unexpended balances of the appropriations “International Monetary and Economic Conference, 1933–1937”, and “General Disarmament Conference, Geneva, Switzerland, 1933–1937”, contained in the First Deficiency Appropriation Act, fiscal year 1936, are continued available for the same purposes until June 30, 1938.

The unexpended balance of the appropriation “International Radio Consulting Committee, Rumania, 1937”, contained in the Department of State Appropriation Act, 1937, is continued available for the same purposes until June 30, 1938.

The unexpended balance of the appropriation “Conference to Revise Convention for Protection of Literary and Artistic Works, Brussels, Belgium, 1936 and 1937”, contained in the First Deficiency Appropriation Act, fiscal year 1936, is continued available for the same purposes until June 30, 1938.
The unexpended balance of the appropriation "Conference on oil pollution of navigable waters, 1936 and 1937", contained in the First Deficiency Appropriation Act, fiscal year 1936, is continued available for the same purposes until June 30, 1938.

The unexpended balance of the appropriation "Arbitration of smelter fumes controversy, United States and Canada, 1936 and 1937", contained in the Department of State Appropriation Act, 1937, is continued available for the same purposes until June 30, 1938.

Mixed Claims Commission, United States and Germany: For an additional amount for the Mixed Claims Commission, United States and Germany, fiscal year 1937, to remain available until June 30, 1938, $35,000, including the same objects specified under this head in the First Deficiency Appropriation Act, fiscal year 1936.

General Claims Convention, United States and Mexico: For an additional amount for the General Claims Convention, United States and Mexico, fiscal year 1938, including the same objects specified under this head in the Department of State Appropriation Act, 1938, $8,400.

TREASURY DEPARTMENT

OFFICE OF THE SECRETARY

Administrative expenses, Adjusted Compensation Payment Act: For an additional amount, fiscal years 1936 and 1937, for expenditure under the direction of the Secretary of the Treasury for carrying out of the provisions of the Adjusted Compensation Payment Act, 1936, in the District of Columbia and elsewhere, including the same objects specified under this head in the Supplemental Appropriation Act, fiscal year 1936, $1,682,000, to remain available until June 30, 1938, and the Secretary of the Treasury is authorized to advance, from time to time, to the Postmaster General, from this appropriation, such sums as are certified by the Postmaster General to be required for the expenses of the Post Office Department in connection with the handling of the bonds issued under the Adjusted Compensation Payment Act of 1936, and the Secretary of the Treasury shall reimburse the Postmaster General, from this appropriation, for such postage and registry fees as may be required in connection with the transmission of such bonds to the various Federal Reserve banks and to the Treasury Department, Washington, District of Columbia.

Claims for damages, operation of vessels, Coast Guard and Public Health Service: To pay claims for damages adjusted and determined by the Secretary of the Treasury under the provisions of the Act entitled "An Act to provide for the adjustment and settlement of certain claims for damages resulting from the operation of vessels of the Coast Guard and the Public Health Service, in sums not exceeding $3,000 in any one case", approved June 15, 1936, as fully set forth in House Document Numbered 222, Seventy-fifth Congress, $609.95.

DIVISION OF PRINTING

Printing and binding: For an additional amount for printing and binding, Treasury Department, fiscal year 1937, including the same objects specified under this head in the Treasury Department Appropriation Act, 1937, $150,000.

Stationery: For an additional amount for stationery for the Treasury Department, fiscal year 1937, including the same objects specified under this head in the Treasury Department Appropriation Act, 1937, $75,000.
PUBLIC DEBT SERVICE

Distinctive paper for United States securities: For an additional amount for distinctive paper for United States currency and Federal Reserve bank currency, fiscal year 1937, including the same objects specified under this head in the Treasury Department Appropriation Act, 1937, $126,600.

CUSTOMS BUREAU

Collecting the revenue from customs: For an additional amount for collecting the revenue from customs, including the same objects specified under this head in the Treasury Department Appropriation Act for the fiscal year 1937, $125,000.

INTERNAL REVENUE BUREAU

Salaries and expenses, refunding of processing taxes: The unexpended balance of the funds transferred to the Treasury Department from the appropriation “Exportation and domestic consumption of agricultural commodities, Department of Agriculture, 1936”, and made available for the fiscal year 1937 for the purpose of providing for the salaries and administrative expenses of the Treasury Department in making refunds and payments of processing and related taxes, as authorized by titles IV and VII of the Revenue Act of 1936, is hereby continued available during the fiscal year 1938 for the same purpose, including personal services and rent in the District of Columbia and elsewhere, stationery and office supplies, equipment, furniture, mechanical devices, law books, books of reference, trade journals, periodicals, newspapers, stenographic reporting services, telegraph and telephone services, postage, freight, express, printing and binding, notarial fees, travel expenses, witness fees and mileage of experts, mileage and per diem of witness in lieu of subsistence, payment of which fees, mileage, or per diem may be made in advance upon certification of such officer as the Commissioner of Internal Revenue or the Secretary of the Treasury may designate.

Refunds and payments of processing and related taxes: For refunds and payments of processing and related taxes as authorized by titles IV and VII, Revenue Act of 1936, for refunds of taxes erroneously, illegally, or otherwise wrongfully collected, under the Cotton Act of April 21, 1934, as amended (48 Stat., p. 598), the Tobacco Act of June 28, 1934, as amended (48 Stat., p. 1275), and the Potato Act of August 24, 1935 (49 Stat., p. 782); and for redemption of tax stamps purchased under the aforesaid Tobacco and Potato Acts, fiscal year 1938, $15,000,000, together with the unexpended balance of the funds transferred to the Treasury Department from the appropriation “Exportation and domestic consumption of agricultural commodities, Department of Agriculture, 1936”, and made available for the fiscal year 1937 for the purpose of providing for refunds and payments under title IV, Revenue Act of 1936.

NARCOTICS BUREAU

Salaries and expenses: For an additional amount for salaries and expenses, Bureau of Narcotics, including the same objects specified under this head in the Treasury Department Appropriation Act, 1937, $50,000.

COAST GUARD

Outfits: For an additional amount for outfits, fiscal year 1937, including the same objects specified under this head in the Treasury Department Appropriation Act, 1937, $241,600, to remain available until June 30, 1938.
Rebuilding and repairing stations and so forth: For an additional amount for rebuilding and repairing stations, fiscal year 1937, including the same objects specified under this head in the Treasury Department Appropriation Act, 1937, $147,600, which amount, together with not to exceed $125,000 of the appropriation of $310,700 under this head in the First Deficiency Appropriation Act, 1936, shall remain available until June 30, 1938.

Communication lines: For an additional amount for communication lines, Coast Guard, fiscal year 1937, including the same objects specified under this head in the Treasury Department Appropriation Act, 1937, $49,000, to remain available until June 30, 1938.

Repairs to Coast Guard vessels: For an additional amount for repairs to Coast Guard vessels, fiscal year 1937, including the same objects specified under this head in the Treasury Department Appropriation Act, 1937, $50,000, to remain available until June 30, 1938.

Additional airplanes: The appropriation of $697,500 for additional airplanes and their equipment, spare parts, and accessories, as provided in the Treasury Department Appropriation Act, 1937, is hereby continued available until June 30, 1938.

Interchange of appropriations: Such part of any appropriation for the Coast Guard, contained in the Treasury Department Appropriation Act, 1938, except the appropriations “Pay and allowances”, “Civilian Employees”, and “Salaries, Office of the Commandant”, as may be necessary for freight and express charges on materials, supplies, and equipment, may be transferred, with the approval of the Director of the Bureau of the Budget, to the appropriation for contingent expenses of the Coast Guard in order to make such payments.

BUREAU OF THE MINT

Medal to George M. Cohan: For carrying out the provisions of the Act entitled “An Act authorizing the President to present a gold medal to George M. Cohan”, approved June 29, 1936 (49 Stat., pt. 2, 327), $700.

Medal to Lincoln Ellsworth: For carrying out the provisions of the Act entitled “An Act to award a special gold medal to Lincoln Ellsworth”, approved June 16, 1936, $700.

PROCUREMENT DIVISION—PUBLIC BUILDINGS BRANCH

Operating force for public buildings: For an additional amount for personal services, fiscal year 1937, including the same objects specified under this head in the Treasury Department Appropriation Act, 1937, $35,000.

Operating supplies for public buildings: For an additional amount for operating supplies, fiscal year 1937, including the same objects specified under this head in the Treasury Department Appropriation Act, 1937, $15,000.

WAR DEPARTMENT

MILITARY ACTIVITIES

SALARIES, WAR DEPARTMENT

Office of Chief of Staff: There is hereby transferred to the appropriation for “Salaries, War Department, Office of Chief of Staff, 1937”, the sum of $2,480 from the appropriation “Pay of the Army, 1937”.
FINANCE DEPARTMENT

Travel of the Army: The appropriation “Travel of the Army, 1937” shall be available for expenses of travel, including per-diem allowances in lieu of subsistence of $2.75 each for the Corps of Cadets, United States Military Academy, the band, and necessary commissioned and enlisted personnel attending the inaugural ceremonies held in the city of Washington, District of Columbia, on January 20, 1937.

NONMILITARY ACTIVITIES

CORPS OF ENGINEERS

Flood control, Mississippi River and tributaries: For an additional amount for prosecuting work of flood control in accordance with the provisions of the Flood Control Act, approved May 15, 1928 (U. S. C., title 33, sec. 702a), fiscal year 1937, $1,000,000, to remain available until expended.

Claims for damages, River and Harbor Work: To pay claims for damages under river and harbor work adjusted and determined by the War Department under the provision of section 9 of the River and Harbor Act approved June 5, 1920 (U. S. C., title 33, sec. 564), as set forth in House Document Numbered 220 of the Seventy-fifth Congress, $1,256.41.

No part of any appropriation contained in this or any other Act for the fiscal year ending June 30, 1938, shall be available for the payment of enlistment allowance to enlisted men for reenlistment within a period of three months from date of discharge as to reenlistments made during the fiscal year ending June 30, 1938, notwithstanding the applicable provisions of sections 9 and 10 of the Act entitled “An Act to readjust the pay and allowances of the commissioned and enlisted personnel of the Army, Navy, Marine Corps, Coast Guard, Coast and Geodetic Survey, and Public Health Service”, approved June 10, 1922 (U. S. C., title 37, secs. 13 and 16).

TITLE II—JUDGMENTS AND AUTHORIZED CLAIMS

PROPERTY DAMAGE CLAIMS

SECTION 1. For the payment of claims for damages to or losses of privately owned property, adjusted and determined by the following respective departments and independent offices, under the provisions of the Act entitled “An Act to provide a method for the settlement of claims arising against the Government of the United States in the sums not exceeding $1,000 in any one case”, approved December 28, 1922 (U. S. C., title 31, secs. 215–217), as fully set forth in House Document Numbered 229 of the Seventy-fifth Congress, as follows:

Federal Civil Works Administration, $139;
Federal Emergency Relief Administration, $106;
General Accounting Office, $14;
Works Progress Administration, $8,276.36;
Department of Agriculture, $12,278.84;
Department of Commerce, $811.36;
Department of the Interior, $9,045.24;
Navy Department, $1,395.65;
Treasury Department, $421.62;
War Department, $5,625.56;
Post Office Department (payable from postal revenues), $829.99;
In all, $38,943.62.
JUDGMENTS, UNITED STATES COURTS

Sec. 2. (a) For payment of the final judgments and decrees, including costs of suits, which have been rendered under the provisions of the Act of March 3, 1887, entitled "An Act to provide for the bringing of suits against the Government of the United States", as amended by the Judicial Code, approved March 3, 1911 (U. S. C., title 28, sec. 41, par. 20; sec. 258; secs. 761-765), certified to the Seventy-fifth Congress in House Document Numbered 218 under the following departments and establishments, namely:

- Navy Department, $20,224.37;
- Post Office Department, $3,315.63;
- State Department, $3,796;
- War Department, $1,356;

In all, $28,722, together with such additional sum as may be necessary to pay interest as specified in such judgments or as provided by law.

(b) For the payment of a judgment, including costs of suit, rendered against the Government of the United States by a United States district court under the provisions of an Act entitled "An Act authorizing suits against the United States in admiralty for damages caused by and salvage services rendered to public vessels belonging to the United States, and for other purposes", approved March 3, 1925 (U. S. C., title 46, secs. 781-789), certified to the Seventy-fifth Congress in House Document Numbered 218, under the following department: Navy Department, $820.34; together with such additional sum as may be necessary to pay interest as specified in such judgment or as provided by law.

(c) For the payment of judgments in special cases, including costs of suits, rendered against the Government of the United States by United States district courts pursuant to authority contained in certain private Acts, certified to the Seventy-fifth Congress in House Document Numbered 218, under the following departments, namely:

- War Department, $17,213.40;
- Navy Department, $9,857.36;

In all, $27,070.76 together with such additional sum as may be necessary to pay interest as specified in such judgments or as provided by law.

(d) For the payment of a judgment rendered against the Government of the United States by a United States district court under the provisions of an Act entitled "An Act to authorize the President to consolidate and coordinate governmental activities affecting war veterans", approved July 3, 1930 (U. S. C., title 38, sec. 11d), certified to the Seventy-fifth Congress in House Document Numbered 224, under the following independent establishment: Veterans' Administration, $2,184.63, together with such additional sum as may be necessary to pay interest as specified in such judgment or as provided by law.

(d) None of the judgments contained under this caption shall be paid until the right of appeal shall have expired except such as have become final and conclusive against the United States by failure of the parties to appeal or otherwise.

(e) Payment of interest wherever provided for judgments contained in this Act shall not in any case continue for more than thirty days after the date of approval of the Act.

JUDGMENTS, COURT OF CLAIMS

Sec. 3. (a) For payment of the judgments rendered by the Court of Claims and reported to the Seventy-fifth Congress in House Docu-
ment Numbered 223, under the following departments and establishments, namely:

- United States Shipping Board, Emergency Fleet Corporation, $1,592,464.46;
- Navy Department, $8,249.12;
- Treasury Department, $14,286.24;
- War Department, $221,441.93;

In all, $1,836,441.75, together with such additional sum as may be necessary to pay interest as and where specified in such judgments.

(b) None of the judgments contained under this caption shall be paid until the right of appeal shall have expired except such as have become final and conclusive against the United States by failure of the parties to appeal or otherwise.

AUDITED CLAIMS

Sec. 4. (a) For the payment of the following claims, certified to be due by the General Accounting Office under appropriations the balances of which have been carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (U. S. C., title 31, sec. 713), and under appropriations theretofore treated as permanent, being for the service of the fiscal year 1934 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), as fully set forth in House Document Numbered 216, Seventy-fifth Congress, there is appropriated as follows:

**Independent Offices:**
- For operations under Mineral Act of October 5, 1918, $22,915.36.
- For salaries and expenses, Board of Tax Appeals, $23.25.
- For Interstate Commerce Commission, $227.19.
- For salaries and expenses, Farm Credit Administration, $29.11.
- For Army pensions, $297.41.
- For Army and Navy pensions, $262.48.
- For salaries, Bureau of Pensions, $28.
- For medical and hospital services, Veterans' Bureau, $2,375.51.
- For salaries and expenses, Veterans' Bureau, $4.55.
- For salaries and expenses, Veterans' Administration, $12,998.67.
- For vocational rehabilitation, Veterans' Bureau, $158.25.

**Department of Agriculture:**
- For salaries and expenses, Weather Bureau, $2.62.
- For salaries and expenses, Bureau of Animal Industry, $161.73.
- For salaries and expenses, Bureau of Plant Industry, $3.55.
- For salaries and expenses, Forest Service, $1,130.37.
- For salaries and expenses, Bureau of Plant Quarantine, $13.94.
- For salaries and expenses, Bureau of Entomology, $290.
- For salaries and expenses, Bureau of Biological Survey, $21.90.
- For salaries and expenses, Bureau of Agricultural Economics, $160.45.
- For salaries and expenses, Food and Drug Administration, $1.99.

**Department of Commerce:**
- For air-navigation facilities, $1,621.75.
- For contingent expenses, Department of Commerce, 94 cents.
- For color standardization, Bureau of Standards, $192.73.
- For general expenses, Lighthouse Service, $142.87.
- For aircraft in Commerce, $8.70.

**District of Columbia:**
- For salaries and expenses, Court of Appeals, District of Columbia, $11.79.
- For health department, District of Columbia, $11.04.
The two foregoing sums to be payable from the revenues of the District of Columbia.

**Department of the Interior:** For contingent expenses, Department of the Interior, $22.93.
For Geological Survey, $665.52.
For National Park Service, $10.31.
For Saint Elizabeths Hospital, $65.25.
For salaries and expenses, office of national parks, buildings and reservations, $655.68.
For surveying the public lands, $2.
For temporary government for Virgin Islands, $6.
For purchase and transportation of Indian supplies, $282.23.
For Indian school support, $337.70.
For Indian school transportation, $118.35.
For conservation of health among Indians, $528.54.
For medical relief in Alaska, $1.55.
For Indian agency buildings, $2.12.
For Indian boarding schools, $1,556.76.
For support of Indians and administration of Indian property, $263.85.
For education of natives of Alaska, $15.28.
For suppressing liquor traffic among Indians, $6.
For improvement, maintenance, and operation, irrigation system, Crow Reservation, Montana, $5.36.
For irrigation, Indian reservations, $5.14.

**Department of the Interior:** For fulfilling treaties with Sioux of different tribes, including Santee Sioux of Nebraska, North Dakota, and South Dakota, $39.20.
For administration of Indian forests, $71.92.
For pay of Indian police, $35.99.
For education, Sioux Nation, $375.81.
For obtaining employment for Indians, $2.90.
For Indian school buildings, $5.60.

**Department of Justice:** For salaries and expenses, United States Customs Court, $21.85.
For salaries and expenses, Bureau of Prohibition, $194.41.
For salaries, fees, and expenses of marshals, United States courts, $3,029.35.
For fees of jurors, United States courts, $6.50.
For fees of jurors and witnesses, United States courts, $213.15.
For fees of commissioners, United States courts, $87.35.
For miscellaneous expenses, United States courts, $1,787.68.
For probation system, United States courts, $3.54.
For salaries and expenses, Veterans' insurance litigation, Department of Justice, $20.
For salaries and expenses, Division of Investigation, $239.25.
For support of United States prisoners, $118.95.
For prison camps, construction and maintenance, $7.25.
For United States penitentiary, Leavenworth, Kansas, maintenance, $12.30.
For Federal industrial institution for women, Alderson, West Virginia, maintenance, $1,880.83.
For United States southwestern reformatory, maintenance, $3.45.
For United States hospital for defective delinquents, maintenance, 78 cents.
For Federal correctional camp, Eustis, Virginia, maintenance, $277.79.
For United States penitentiary, McNeil Island, Washington, maintenance, $1,074.
For prison camps, maintenance, $663.74.
For detection and prosecution of crimes, $2.70.
For pay of bailiffs and so forth, United States courts, $14.
For salaries and expenses of district attorneys, United States courts, $26.05.
For salaries and expenses of clerks, United States courts, $14.51.

Department of Labor: For expenses of regulating immigration, $564.64.
For salaries and expenses, Immigration and Naturalization Service, $5,149.92.
For salaries and expenses, Women's Bureau, $1.50.
For salaries and expenses, Bureau of Naturalization, $3.05.
For salaries and expenses, Commissioners of Conciliation, $8.45.
For salaries and expenses, Bureau of Immigration, $12.25.

Navy Department: For pay, miscellaneous, $27.66.
For miscellaneous expenses, Navy, $89.17.
For transportation, Bureau of Navigation, $29.80.
For instruments and supplies, Bureau of Navigation, $1,161.50.
For organizing the Naval Reserve, $44.36.
For engineering, Bureau of Engineering, $30,505.84.
For pay of the Navy, $897.17.
For pay, subsistence, and transportation, Navy, $19,334.77.
For maintenance, Bureau of Supplies and Accounts, $1,798.41.
For medical department, Bureau of Medicine and Surgery, $34.
For aviation, Navy, $207,424.68.
For pay, Marine Corps, $1,497.62.
For general expenses, Marine Corps, $383.48.
For maintenance, Quartermaster's Department, Marine Corps, $62.50.
For prize money, Battle of Manila Bay, $138.53.

Department of State: For contingent expenses, Foreign Service, $17.15.
For salaries, Foreign Service clerks, $12.98.
For transportation of Foreign Service officers, $3,557.48.
For salaries, Foreign Service officers, $59.02.

Treasury Department: For collecting the revenue from customs, $14.90.
For Coast Guard, $180.
For pay and allowances, Coast Guard, $26.49.
For outfits, Coast Guard, $44.55.
For contingent expenses, Coast Guard, $21.41.
For collecting the internal revenue, $25.98.
For enforcement of narcotic and national prohibition Acts, $140.90.
For salaries and expenses, Bureau of Industrial Alcohol, $9.76.
For suppressing counterfeiting and other crimes, $1.35.
For pay of other employees, Public Health Service, $2.70.
For pay of personnel and maintenance of hospitals, Public Health Service, $26.37.
For studies of rural sanitation, Public Health Service, 45 cents.
For stationery, Treasury Department, $5.33.
For educational exhibits, Public Health Service, $5.47.
For laboratory at Hamilton, Montana, Public Health Service, $5,156.50.
For furniture and repairs of same for public buildings, $33.75.
For general expenses, Procurement Division, $6.97.
For mechanical equipment for public buildings, $4.65.
For operating expenses, Treasury buildings, Procurement Division, $100.07.
For operating supplies for public buildings, $3.30.
For general expenses of public buildings, $8.10.
For salaries and expenses, Bureau of War Risk Insurance, $42.50.
For refunding taxes illegally collected, 31 cents.

**War Department:**
For pay, and so forth, of the Army, $43,479.19.
For pay of the Army, $6,027.56.
For increase of compensation, Military Establishment, $856.06.
For extra pay to volunteers, War with Spain, $31.20.
For extra pay to Regular Army, War with Spain, $15.60.
For arrears of pay, bounty, and so forth, $29.95.
For Army transportation, $1,602.16.
For clothing and equipage, $207.36.
For replacing clothing and equipage, $75.33.
For barracks and quarters, $2,923.17.
For subsistence of the Army, $270.52.
For supplies, services, and transportation, Quartermaster Corps, $99.85.
For general appropriations, Quartermaster Corps, $5,457.85.
For claims of officers and men of the Army for destruction of private property, Act March 3, 1885, $123.65.
For registration and selection for military service, $175.
For ordnance service and supplies, Army, $43,123.36.
For replacing ordnance and ordnance stores, $172.81.
For medical and hospital department, $61.
For seacoast defenses, Panama Canal, $11,542.98.
For National Guard, $10,282.67.
For pay of National Guard for armory drills, $69.40.
For arming, equipping, and training the National Guard, $3,645.49.
For Reserve Officers' Training Corps, $458.08.
For organized reserves, $207.62.
For citizens' military training camps, $99.05.
For pay, and so forth, of the Army, War with Spain, $80.57.
For replacing barracks and quarters, $51.92.
For replacing Army transportation, $2.56.
For regular supplies of the Army, $6.04.
For Air Corps, Army, $8,649.60.

**Post Office Department—Postal Service (Out of the Postal Revenues):**
For city-delivery carriers, $50.91.
For clerks, first- and second-class post offices, $469.36.
For clerks, third-class post offices, $581.43.
For compensation to postmasters, $373.20.
For freight, express, or motor transportation of equipment and so forth, $105.86.
For indemnities, domestic mail, $144.63.
For indemnities, international mail, $112.10.
For miscellaneous items, first- and second-class post offices, $6.
For operating supplies for public buildings, Post Office Department, $84.37.
For post-office equipment and supplies, $37.55.
For railroad transportation and mail-messenger service, $631.11.
For rent, light, and fuel, $3,305.10.
For Rural Delivery Service, $28.91.
For separating mails, $60.14.
For special-delivery fees, 20 cents.  
For unusual conditions at post offices, $87.95.  
For vehicle service, $529.76.  
For village-delivery service, $19.68.  
Total, audited claims, section 4 (a), $585,400.89, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency as specified in certain of the settlements of the General Accounting Office.

Sec. 5. Judgments against collectors of customs: For the payment of claims allowed by the General Accounting Office covering judgments rendered by United States District Court for the Southern District of New York against collectors of customs, where certificates of probable cause have been issued as provided for under section 989, Revised Statutes (U. S. C., title 28, sec. 842), and certified to the Seventy-fifth Congress in House Document Numbered 225, under the Department of Labor, $15,415.36.

Sec. 6. For the payment of claims allowed by the General Accounting Office pursuant to Public Act Numbered 436 of the Seventy-fourth Congress, which have been certified to Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), in House Document Numbered 219, Seventy-fifth Congress, under the War Department, $278.56.

Sec. 7. For the payment of a claim allowed by the General Accounting Office pursuant to the provisions of section 3 of the Permanent Appropriation Repeal Act, approved June 26, 1934 (48 Stat. 1226), which has been certified to Congress in House Document Numbered 227, Seventy-fifth Congress, under the War Department, $261.24.

Sec. 8. This Act may be cited as the "Second Deficiency Appropriation Act, fiscal year 1937".

Approved, May 28, 1937.

[CHAPTER 278]  
JOINT RESOLUTION

Making an appropriation to enable the Social Security Board to make payments of grants to States for old-age assistance for the fiscal year 1937.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $18,000,000, to continue available until June 30, 1938, to enable the Social Security Board to make payments of grants to States for old-age assistance, including the same objects specified under this head in the First Deficiency Appropriation Act, fiscal year 1936.

Approved, May 28, 1937.

[CHAPTER 279]  
AN ACT

To authorize the establishment of a naval air station on San Francisco Bay, California, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy is authorized to establish a naval air station on San Francisco Bay, California, which shall be composed of Benton Field as transferred from the War Department to the Navy Department by Executive Order Numbered 7467, dated October 7, 1936, and land heretofore or hereafter acquired by the Navy Department under the provisions of the Act of June 24, 1936 (49 Stat. 1901).
SEC. 2. The Secretary of the Navy is further authorized to construct, install, acquire, and equip at said naval air station such buildings and utilities, technical buildings and utilities, landing field and mats, and all such utilities and appurtenances as are necessary for the operation, maintenance, and repair of landplanes and seaplanes, including ammunition storage, fuel and oil storage, and distribution systems therefor, roads, walks, aprons, seaplane ramps, docks, runways, sewer, water, power, station and aerodrome lighting, telephone and signal communications, and other essentials, including the necessary bulkheading, dredging, grading, and filling, the removal and remodeling of existing structures and installations and buildings and accessories for quartering and subsisting officers and enlisted personnel.

SEC. 3. There is authorized to be appropriated, out of any money in the Treasury of the United States not otherwise appropriated, such sums as may be necessary to effectuate the purposes of this Act, but not over $13,500,000: Provided, That this authorization shall be in lieu of the authorization for the appropriation of not more than $15,000,000 contained in the Act of June 24, 1936 (49 Stat. 1901): Provided further, That until such time as the Secretary of the Navy shall receive, on behalf of the United States, title to the tract of land authorized to be acquired by the Act of June 24, 1936, free from all incumbrances, no money in excess of the authorized consideration for such tract shall be expended to carry out the purposes of this Act on the naval air station authorized to be established by this Act, or on any part thereof: And provided further, That any money herefore or hereafter appropriated under the authority of said Act shall be available to carry out the purposes of this Act.

Approved, May 28, 1937.

[CHAPTER 280]
AN ACT
To reserve certain lands in the State of Utah for the Kanosh Band of Paiute Indians.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the boundary of the Kanosh Indian Reservation in Utah is hereby extended to include the west half of the northwest quarter of section 1, and the northeast quarter of section 22, township 23 south, range 5 west, Salt Lake meridian: Provided, That the Secretary of the Interior shall designate a stock driveway across said reservation not to exceed six hundred and sixty feet in width. The said driveway shall be staked and shall be used in accordance with rules and regulations which may be prescribed by the Secretary of the Interior. Valid rights in the above lands initiated prior to the approval hereof shall not be affected by this Act.

Approved, May 28, 1937.

[CHAPTER 281]
AN ACT
To reserve certain lands in the State of Utah for the Shivwitz Band of Paiute Indians.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the boundary of the Shivwitz Indian Reservation in Utah is hereby extended to include the south half of section 14, and the south half of section 15,
Provided, That the Secretary of the Interior shall designate a stock driveway across said reservation not to exceed six hundred and sixty feet in width, from a point on the east line of section 23, township 41 south, range 17 west, in a northwesterly direction through Jacob's Twist to an exit through section 16, township 41 south, range 17 west, Salt Lake meridian. The said driveway shall be staked and shall be used in accordance with rules and regulations which may be prescribed by the Secretary of the Interior.

Valid rights in the above lands initiated prior to the approval hereof shall not be affected by this Act. Any lands not belonging to the United States within the described area may be exchanged for other lands outside said area under the terms and conditions of the Act of May 3, 1902 (32 Stat. L. 188), or the Act of June 28, 1934 (48 Stat. L. 1269), as amended, and any lands so acquired by the United States shall become a part of the said reservation.

Approved, May 28, 1937.

[CHAPTER 282] JOINT RESOLUTION

Providing for the importation of articles free from tariff or customs duty for the purpose of exhibition at Great Lakes Exposition to be held at Cleveland, Ohio, beginning in May 1937, and for other purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That all articles which shall be imported from foreign countries for the purpose of exhibition at the international exposition to be held at Cleveland, Ohio, beginning in May 1937, by Great Lakes Exposition, or for use in constructing, installing, or maintaining foreign buildings, or exhibits at the said exhibition, upon which articles there shall be a tariff or customs duty shall be admitted without payment of such tariff, customs duty, fees, or charges under such regulations as the Secretary of the Treasury shall prescribe; but it shall be lawful at any time during or within three months after the close of the said exposition to sell within the area of the exposition any articles provided for herein, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury shall prescribe: Provided, That all such articles, when withdrawn for consumption or use in the United States, shall be subject to the duties, if any, imposed upon such articles by the revenue laws in force at the date of their withdrawal; and on such articles which shall have suffered diminution or deterioration from incidental handling or exposure the duties, if payable, shall be assessed according to the appraised value at the time of withdrawal from entry hereunder for consumption or entry under the general tariff law: Provided further, That imported articles provided for herein shall not be subject to any marking requirements of the general tariff laws, except when such articles are withdrawn for consumption or use in the United States, in which case they shall not be released from customs custody until properly marked, but no additional duty shall be assessed because such articles were not sufficiently marked when imported into the United States: Provided further, That at any time during or within three months after the close of the exposition any article entered hereunder may be abandoned to the Government or destroyed under customs supervision, whereupon any duties on such article shall be remitted: Provided further, That articles which have been admitted without payment of duty for exhibition under any tariff law and which have remained in continuous customs custody
or under a customs exhibition bond and imported articles in bonded warehouses under the general tariff law may be accorded the privilege of transfer to and entry for exhibition at the said exposition under such regulations as the Secretary of the Treasury shall prescribe; And provided further, That Great Lakes Exposition shall be deemed, for customs purposes only, to be the sole consignee of all merchandise imported under the provisions of this Act, and that the actual and necessary customs charges for labor, services, and other expenses in connection with the entry, examination, appraisement, release, or custody, together with the necessary charges for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for articles imported under the provisions of this Act, shall be reimbursed by Great Lakes Exposition to the Government of the United States under regulations to be prescribed by the Secretary of the Treasury, and that receipts from such reimbursements shall be deposited as refunds to the appropriation from which paid, in the manner provided for in section 524, Tariff Act of 1930.

Approved, May 28, 1937.

[CHAPTER 283]

AN ACT

To reserve certain lands in the State of Utah for the Koosharem Band of Paiute Indians.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the boundary of the Koosharem Indian Reservation in Utah is hereby extended to include the east half of section 8, township 27 south, range 1 west, Salt Lake meridian. Valid rights in the above lands initiated prior to the approval hereof shall not be affected by this Act.

Approved, May 28, 1937.

[CHAPTER 284]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Potomac River at or near Dahlgren, Virginia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Potomac River, at or near Dahlgren, Virginia, authorized to be built by the George Washington Memorial Bridge Public Corporation, its successors and assigns, by an Act of Congress approved August 30, 1935, are hereby extended one and three years, respectively, from the date of approval hereof.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 29, 1937.

[CHAPTER 285]

AN ACT

To amend existing law to provide privilege of renewing expiring five-year level-premium term policies for another five-year period.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the last proviso of the first paragraph of section 301, World War Veterans' Act, 123137—57—16

Exposition deemed sole consignee of merchandise. Reimbursement of Federal expenses.


Koosharem Indian Reservation, Utah. Area enlarged. Prior rights not affected.

1924, as amended (47 Stat. 334; U. S. C., title 38, sec. 512) is hereby amended to read as follows: “Provided further, That at the expiration of any five-year period a five-year level-premium term policy may be renewed for a second or third five-year period at the premium rate for the attained age without medical examination; and in case the five-year period of any such policy shall have expired between January 24, 1937, and the expiration of five months after the date of the enactment of this amendment to this amendatory proviso the policy has not been continued in another form of Government insurance, such policy may be renewed as of the date of its expiration on the same conditions upon payment of the back premiums within five months after such date of enactment; and the Administrator of Veterans’ Affairs shall cause notice to be mailed to the holder of any such policy of the provisions of this amendment to this amendatory proviso.”

W. B. BANKHEAD
Speaker of the House of Representatives.

JNO. N. GARNER
Vice President of the United States and
President of the Senate.

IN THE HOUSE OF REPRESENTATIVES OF THE UNITED STATES,
June 1, 1937.

The House of Representatives having proceeded to reconsider the bill (H. R. 5478) entitled “An Act to amend existing law to provide privilege of renewing expiring five-year level-premium term policies for another five-year period,” returned by the President of the United States with his objections, to the House of Representatives, in which it originated, it was

Resolved, That the said bill pass, two-thirds of the House of Representatives agreeing to pass the same.

Attest:

SOUTH TRIMBLE
Clerk.

I certify that this Act originated in the House of Representatives.

SOUTH TRIMBLE
Clerk.

IN THE SENATE OF THE UNITED STATES,
June 1, 1937.

The Senate having proceeded, in pursuance of the Constitution, to reconsider the bill (H. R. 5478), entitled “An Act to amend existing law to provide privilege of renewing expiring five-year level-premium term policies for another five-year period,” returned to the House of Representatives by the President of the United States, with his objections, and sent by the House of Representatives to the Senate with the message of the President returning the bill.

Resolved, That the bill do pass, two-thirds of the Senate agreeing to pass the same.

Attest:

EDWIN A. HALSHEY
Secretary.
[CHAPTER 286]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Ohio River between Rockport, Indiana, and Owensboro, Kentucky.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Ohio River between Rockport, Indiana, and Owensboro, Kentucky, authorized to be built by the Spencer County Bridge Commission, by an Act of Congress approved June 18, 1934, and extended one and three years, respectively, from June 18, 1936, by an Act of Congress approved April 10, 1936, is again extended one and three years, respectively, from June 18, 1937.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 2, 1937.

[CHAPTER 287]

AN ACT

To accept the cession by the State of Arkansas of jurisdiction over all lands now or hereafter included within the Hot Springs National Park, Arkansas, and for others' purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of an Act of the Legislature of the State of Arkansas, approved March 25, 1933 (numbered 166), ceding to the United States jurisdiction over all lands now or hereafter included within the Hot Springs National Park, are hereby accepted, and the provisions of the Act approved April 20, 1904 (33 Stat. 187), as amended by the Acts of March 2, 1907 (34 Stat. 1218), and March 3, 1911 (36 Stat. 1086), relating to the Hot Springs Mountain Reservation, Arkansas, are hereby extended to all lands now or hereafter included within said park.

Approved, June 2, 1937.

[CHAPTER 288]

AN ACT

To declare the Benton Harbor Canal at and above the west line of Ninth Street, Benton Harbor, Michigan, a nonnavigable stream.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Benton Harbor Canal at and above the west line of Ninth Street, in the city of Benton Harbor and State of Michigan, be, and the same is hereby declared to be not a navigable water of the United States within the meaning of the Constitution and laws of the United States.

Sec. 2. That the project for the Benton Harbor Canal, authorized by the River and Harbor Act of June 14, 1880, insofar as said project relates to said canal at and above the west line of Ninth Street, in the city of Benton Harbor, Michigan, be, and the same is hereby, abandoned.

Sec. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 2, 1937.

1 So in original.
[CHAPTER 289] AN ACT

June 2, 1937

[Public, No. 131]

To extend the times for commencing and completing the construction of a bridge across the Mississippi River at or near a point between Morgan and Wash Streets in the city of Saint Louis, Missouri, and a point opposite thereto in the city of East Saint Louis, Illinois.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Mississippi River at or near a point between Morgan and Wash Streets in the city of Saint Louis, Missouri, and a point opposite thereto in the city of East Saint Louis, Illinois, authorized to be built by the city of East Saint Louis, Illinois, by an Act of Congress approved May 3, 1934, heretofore extended by Acts of Congress approved August 5, 1935 and May 1, 1936, are hereby further extended one and three years, respectively, from May 3, 1937.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 2, 1937.

[CHAPTER 290] AN ACT

June 2, 1937

[Public, No. 132]

Granting the consent of Congress to the State of Mississippi to construct, maintain, and operate a free highway bridge across Pearl River at or near Jackson, in Hinds County, Mississippi.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the State of Mississippi to construct, maintain, and operate a free highway bridge and approaches thereto across Pearl River, at a point suitable to the interests of navigation at or near Jackson, in Hinds County, Mississippi, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable water", approved March 28, 1906, and subject to the conditions and limitations contained in this Act.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 2, 1937.

[CHAPTER 291] AN ACT

June 2, 1937

[Public, No. 133]

To extend the time for completing the construction of two bridges, one across a part of Lake Michigan at or near the entrance to the Chicago River, Illinois, and the other across the Michigan Canal or Ogden Slip, in city of Chicago, Illinois.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for completing the construction of two bridges, one across that part of Lake Michigan lying opposite the entrance to the Chicago River in Illinois and the other across the Michigan Canal known as Ogden Slip in the city of Chicago, Illinois, authorized to be built by the Chicago Park District (successor by operation of law to both the South Park Commissioners and the Commissioners of Lincoln Park), by an Act of Congress approved January 14, 1929, heretofore extended by Act of Congress approved February 14, 1933, is hereby further extended one year from January 14, 1937.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 2, 1937.
AN ACT

To extend the times for commencing and completing the construction of certain bridges across the Monongahela, Allegheny, and Youghiogheny Rivers in the county of Allegheny, Pennsylvania.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of certain bridges, to wit:

(a) Across the Monongahela River, at a point suitable to the interests of navigation, from Pittsburgh to Homestead, Pennsylvania, near to, and to replace, existing Brown's Bridge;

(b) Across the Allegheny River, at a point suitable to the interests of navigation, from Pittsburgh to O'Hara Township, Pennsylvania, near dam numbered 2, to replace the existing Highland Park Bridge;

(c) Across the Monongahela River, at a point suitable to the interests of navigation, in the city of Pittsburgh, Pennsylvania, between the Smithfield Street and Point Bridges;

(d) Across the Monongahela River, at a point suitable to the interests of navigation, from the Glenwood to the Hays sections of the city of Pittsburgh, Pennsylvania, to replace existing Glenwood Bridge;

(e) Across the Monongahela River, at a point suitable to the interests of navigation, from Dravosburg to McKeesport, Pennsylvania, to replace existing Dravosburg Bridge;

(f) Across the Youghiogheny River, at a point suitable to the interests of navigation, in the city of McKeesport, to replace existing Fifth Avenue Bridge;

(g) Across the Monongahela River, at a point suitable to the interests of navigation, from the Borough of Rankin to the Borough of Whitaker, Pennsylvania, to replace existing Rankin Bridge;

authorized to be built by Allegheny County Authority and the county of Allegheny, Pennsylvania, or either of them, by an Act of Congress approved June 4, 1934, amended and supplemented by Acts of Congress approved August 21, 1935, and April 10, 1936, are hereby extended one and three years, respectively, from June 4, 1937.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 2, 1937.

AN ACT

Authorizing the obligation of funds for work at Government-owned establishments.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That nothing contained in title VI, part II, of the Legislative Appropriation Act for the fiscal year 1933 (47 Stat., 417), as amended by section 8 of the First Deficiency Appropriation Act, fiscal year 1936 (49 Stat., 1648), shall be construed as modifying or amending the provision in the Naval Appropriation Act for the fiscal year 1923 (42 Stat., 812), which reads as follows: "That all orders or contracts for work or material, under authorization of law heretofore or hereafter placed with Government-owned establishments, shall be considered as obligations in the same manner as provided for similar orders or contracts placed with private contractors, and appropriations for such..."
work or material shall remain available for payment therefor as in the case of orders or contracts placed with private contractors."

Approved, June 2, 1937.

[CHAPTER 295] AN ACT

To authorize the Secretary of State to sell, for a price, transfer, and convey the title, rights, and interest of this Government in a lot situated at Sin Lu T'ou Jetty, Kulangsu, Amoy, China.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of State is hereby authorized to sell, transfer, and convey all the title, rights, and interest of this Government in a foreshore lot, approximately one hundred feet long by one hundred feet wide, situated at Sin Lu T'ou Jetty, sometimes called "Lu Ehr Chiao", Kulangsu, Amoy, China, for a price of not less than 1,000 yuan (Chinese dollars): Provided, That the net amount received from such sale remaining after the deduction of all necessary fees and expenses shall be covered into the Treasury of the United States as miscellaneous receipts.

Approved, June 3, 1937.

[CHAPTER 296] AN ACT

To reenact and amend provisions of the Agricultural Adjustment Act, as amended, relating to marketing agreements and orders.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following provisions of the Agricultural Adjustment Act, as amended, not having been intended for the control of the production of agricultural commodities, and having been intended to be effective irrespective of the validity of any other provision of that Act are expressly affirmed and validated, and are reenacted without change except as provided in section 2:

(a) Section 1 (relating to the declaration of emergency);
(b) Section 2 (relating to declaration of policy);
(c) Section 8a (5), (6), (7), (8), and (9) (relating to violations and enforcement);
(d) Section 8b (relating to marketing agreements);
(e) Section 8c (relating to orders);
(f) Section 8d (relating to books and records);
(g) Section 8e (relating to determination of base period);
(h) Section 10 (a), (b), (c), (f), (g), (h), and (i) (miscellaneous provisions);
(i) Section 12 (a) and (c) (relating to appropriation and expenses);
(j) Section 14 (relating to separability);
(k) Section 22 (relating to imports).

Sec. 2. The following provisions, reenacted in section 1 of this Act, are amended as follows:

(a) Section 1 is amended to read as follows:

"DECLARATION

"It is hereby declared that the disruption of the orderly exchange of commodities in interstate commerce impairs the purchasing power of farmers and destroys the value of agricultural assets which
support the national credit structure and that these conditions affect transactions in agricultural commodities with a national public interest, and burden and obstruct the normal channels of interstate commerce.

(b) Section 2 (1) is amended by striking out "balance between the production and consumption of agricultural commodities, and such marketing conditions therefor, as will reestablish" and inserting in lieu thereof the following: "orderly marketing conditions for agricultural commodities in interstate commerce as will establish".

c) Section 8a (6) is amended by striking out "production or sales of" and inserting in lieu thereof "quantities available for sale by".

d) Section 8c (5) (B) (d) is amended by striking out "production" and inserting in lieu thereof "marketings".

e) Section 8c (6) (B) is amended by striking out "produced or"; and by striking out "production or sales of" and inserting in lieu thereof "quantities available for sale by".

(f) Section 8c is amended by adding at the end thereof the following:

"MILK PRICES"

"(18) The Secretary of Agriculture, prior to prescribing any term in any marketing agreement or order, or amendment thereto, relating to milk or its products, if such term is to fix minimum prices to be paid to producers or associations of producers, or prior to modifying the price fixed in any such term, shall ascertain, in accordance with section 2 and section 8e, the prices that will give such commodities a purchasing power equivalent to their purchasing power during the base period. The level of prices which it is declared to be the policy of Congress to establish in section 2 and section 8e shall, for the purposes of such agreement, order, or amendment, be such level as will reflect the price of feeds, the available supplies of feeds, and other economic conditions which affect market supply and demand, for milk and its products in the marketing area to which the contemplated marketing agreement, order, or amendment relates. Whenever the Secretary finds, upon the basis of the evidence adduced at the hearing required by section 8b or 8c, as the case may be, that the prices that will give such commodities a purchasing power equivalent to their purchasing power during the base period as determined pursuant to section 2 and section 8e are not reasonable in view of the price of feeds, the available supplies of feeds, and other economic conditions which affect market supply and demand for milk and its products in the marketing area to which the contemplated agreement, order, or amendment relates, he shall fix such prices as he finds will reflect such factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest. Thereafter, as the Secretary finds necessary on account of changed circumstances, he shall, after due notice and opportunity for hearing, make adjustments in such prices.

"PRODUCER REFERENDUM"

"(19) For the purpose of ascertaining whether the issuance of an order is approved or favored by producers, as required under the applicable provisions of this title, the Secretary may conduct a referendum among producers. The requirements of approval or favor under any such provision shall be held to be complied with if, of the total number of producers, or the total volume of production, as the case may be, represented in such referendum, the percentage approving or favoring is equal to or in excess of the percentage required.
under such provision. Nothing in this subsection shall be construed as limiting representation by cooperative associations as provided in subsection (12)."

(g) Section 10 (c) is amended by striking out "including regulations establishing conversion factors for any commodity and article processed therefrom to determine the amount of tax imposed or refunds to be made with respect thereto",

(h) Section 10 (f) is amended by striking out the last sentence thereof,

(i) Section 10 is amended by adding at the end thereof the following new subsection:

"(j) The term 'interstate or foreign commerce' means commerce between any State, Territory, or possession, or the District of Columbia, and any place outside thereof; or between points within the same State, Territory, or possession, or the District of Columbia, but through any place outside thereof; or within any Territory or possession, or the District of Columbia. For the purpose of this Act (but in no wise limiting the foregoing definition) a marketing transaction in respect to an agricultural commodity or the product thereof shall be considered in interstate or foreign commerce if such commodity or product is part of that current of interstate or foreign commerce usual in the handling of the commodity or product whereby they, or either of them, are sent from one State to end their transit, after purchase, in another, including all cases where purchase or sale is either for shipment to another State or for the processing within the State and the shipment outside the State of the products so processed. Agricultural commodities or products thereof normally in such current of interstate or foreign commerce shall not be considered out of such current through resort being had to any means or device intended to remove transactions in respect thereto from the provisions of this Act. As used herein, the word 'State' includes Territory, the District of Columbia, possession of the United States, and foreign nations."

(j) Section 12 (a) is amended by striking out "and production adjustments".

Sec. 3. (a) The Secretary of Agriculture, or such officer or employee of the Department of Agriculture as may be designated by him, upon written application of any cooperative association, incorporated or otherwise, which is in good faith owned or controlled by producers or organizations thereof, of milk or its products, and which is bona fide engaged in collective processing or preparing for market or handling or marketing (in the current of interstate or foreign commerce, as defined by paragraph (1) of section 2 of this Act), milk or its products, may mediate and, with the consent of all parties, shall arbitrate if the Secretary has reason to believe that the declared policy of the Agricultural Adjustment Act, as amended, would be effectuated thereby, bona fide disputes, between such associations and the purchasers or handlers or processors or distributors of milk or its products, as to terms and conditions of the sale of milk or its products. The power to arbitrate under this section shall apply only to such subjects of the term or condition in dispute as could be regulated under the provisions of the Agricultural Adjustment Act, as amended, relating to orders for milk and its products.

(b) Meetings held pursuant to this section shall be conducted subject to such rules and regulations as the Secretary may prescribe.

(c) No award or agreement resulting from any such arbitration or mediation shall be effective unless and until approved by the Secretary of Agriculture, or such officer or employee of the Department
of Agriculture as may be designated by him, and shall not be approved if it permits any unlawful trade practice or any unfair method of competition.

(d) No meeting so held and no award or agreement so approved shall be deemed to be in violation of any of the antitrust laws of the United States.

Sec. 4. Nothing in this Act shall be construed as invalidating any marketing agreement, license, or order, or any regulation relating to, or any provision of, or any act of the Secretary of Agriculture in connection with, any such agreement, license, or order which has been executed, issued, approved, or done under the Agricultural Adjustment Act, or any amendment thereof, but such marketing agreements, licenses, orders, regulations, provisions, and acts are hereby expressly ratified, legalized, and confirmed.

Sec. 5. No processing taxes or compensating taxes shall be levied or collected under the Agricultural Adjustment Act, as amended. Except as provided in the preceding sentence, nothing in this Act shall be construed as affecting provisions of the Agricultural Adjustment Act, as amended, other than those enumerated in section 1. The provisions so enumerated shall apply in accordance with their terms (as amended by this Act) to the provisions of the Agricultural Adjustment Act, this Act, and other provisions of law to which they have been heretofore made applicable.

Sec. 6. This Act may be cited as the "Agricultural Marketing Agreement Act of 1937".

Approved, June 3, 1937.

[CHAPTER 297]    

JOINT RESOLUTION

To authorize an appropriation for the expenses of participation by the United States in the Eleventh International Dairy Congress, Berlin, Germany, in 1937.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of defraying the expenses of participation by the Government of the United States in the Eleventh International Dairy Congress, to be held in Berlin, Germany, in 1937, an appropriation in the sum of $10,000, or so much thereof as may be necessary, is hereby authorized for personal services in the District of Columbia or elsewhere without reference to the Classification Act of 1923, as amended, and without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses; purchase of necessary books, documents, newspapers and periodicals; official cards; printing and binding; entertainment; local transportation and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payment may have been made for any of the purposes herein specified.

Sec. 2. That the delegates shall make a report to Congress of the results and conclusions of the said dairy congress.

Approved, June 3, 1937.
[CHAPTER 303] JOINT RESOLUTION

Making an appropriation for expenses of the Marine Band in attending the United Confederate Veterans' Reunion at Jackson, Mississippi, in 1937.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That for carrying out the provisions of the Act entitled "An Act to authorize the attendance of the Marine Band at the United Confederate Veterans' 1937 Reunion at Jackson, Mississippi, June 9, 10, 11, and 12, 1937," approved May 24, 1937, there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $5,300.

Approved, June 8, 1937.

[CHAPTER 305] AN ACT

To extend the times for commencing and completing the construction of a bridge and causeway across the water between the mainland, at or near Cedar Point, and Dauphin Island, Alabama.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge and causeway between the mainland, at or near Cedar Point, and Dauphin Island, Alabama, heretofore authorized to be built by Dauphin Island Railway and Harbor Company, its successors and assigns (Mobile County, Alabama, and Highway Bridge Commission, Incorporated, an Alabama corporation, transferees), as last extended by Public Law Numbered 427, Seventy-fourth Congress, approved January 27, 1936, are hereby extended one and three years, respectively, from the date of approval of this Act: Provided, That it shall not be lawful to commence the construction of said bridge until plans thereof shall again be submitted to and approved by the Chief of Engineers and by the Secretary of War.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 9, 1937.

[CHAPTER 306] AN ACT

Authorizing the State Roads Commission of the State of Maryland and the State Highway Department of the State of Virginia to construct, maintain, and operate a free highway bridge across the Potomac River at or near a point in the vicinity of Point of Rocks in Frederick County and a point near the south end of Loudoun County to take the place of a bridge destroyed by flood in 1936.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to facilitate interstate commerce, improve the Postal Service, and provide for military and other purposes, the State Roads Commission of the State of Maryland and the State Highway Department of the State of Virginia be, and are hereby, authorized to construct, maintain, and operate a free highway bridge and approaches thereto across the Potomac River, at a point suitable to the interests of navigation, at or near a point in the vicinity of Point of Rocks in Frederick County, Maryland, and a point near the south end of Loudoun County, Virginia, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.
Sec. 2. There is hereby conferred upon the State Roads Commission of the State of Maryland and the State Highway Department of the State of Virginia all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, construction, operation, and maintenance of such bridge and its approaches as are possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State in which real estate or other property is situated, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such State.

Sec. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 9, 1937.

[CHAPTER 307]

AN ACT

Authorizing the county of Wahkiakum, a legal political subdivision of the State of Washington, to construct, maintain, and operate a free highway bridge across the Columbia River between Puget Island and the mainland, Cathlamet, State of Washington.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the county of Wahkiakum, a legal political subdivision of the State of Washington, its successors and assigns, to construct, maintain, and operate a free highway bridge and approaches thereto across the Columbia River between Puget Island and the mainland, Cathlamet, State of Washington, at a point suitable to the interests of navigation, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in said Act.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 9, 1937.

[CHAPTER 308]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Mississippi River between Saint Louis, Missouri, and Stites, Illinois.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Mississippi River, at or near a point on Broadway between Florida and Mallanphy Streets in the City of Saint Louis, Missouri, and a point opposite thereto, in the town of Stites, in the county of Saint Clair, State of Illinois, and connecting with Saint Clair Avenue extended in said town, authorized to be built by the county of Saint Clair, Illinois, by an Act of Congress approved August 30, 1935, heretofore extended by Act of Congress approved May 1, 1936, are hereby further extended one and three years, respectively, from August 30, 1937.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 9, 1937.
[CHAPTER 309] AN ACT

To adjust the rank of certain Coast Guard officers on the retired list.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act of January 12, 1923 (42 Stat. 1130; U. S. C., 1934 edition, title 14, sec. 161), as amended by the Act of June 25, 1936 (49 Stat. 1924; U. S. C., 1934 edition, Supp. II, title 14, sec. 161), is hereby amended by striking out the first proviso in that section and inserting the following proviso in lieu thereof: "Provided, That any officer who has served or shall hereafter serve as commandant, if heretofore or hereafter retired, whether before or at any time after the termination of his service as commandant, shall, if receiving the pay of a rear admiral (upper half) at the termination of his service as commandant, be placed on the retired list with the rank and retired pay of a rear admiral (upper half), or, if receiving the pay of a rear admiral (lower half) at the termination of his service as commandant, shall be placed on the retired list with the rank and retired pay of a rear admiral (lower half), and that any officer whose term of service as commandant has expired may be appointed a captain and shall be an additional number in that grade, but, if not so appointed, he shall take the place on the lineal list in the grade that he would have obtained had he not served as commandant and be an additional number in such grade;".

SEC. 2. Section 3 of the Act of January 12, 1923 (42 Stat. 1131; U. S. C., 1934 edition, title 14, sec. 174), as amended by the Act of February 28, 1927 (44 Stat. 1261), is hereby amended by striking out so much of the second proviso in that section as follows the semicolon and inserting in lieu thereof the following: "and, in the case of a captain, the rank and retired pay of one grade above shall be the rank and retired pay of a rear admiral (lower half). Any officer of the Coast Guard now having the rank of commodore on the retired list shall hereafter have in lieu thereof the rank of a rear admiral (lower half), without any increase in pay by reason of such change in rank.".

Approved, June 9, 1937.

[CHAPTER 311] AN ACT

To authorize the Works Progress Administration to lend or give World War relics and other property at Fort Eustis, Virginia, to the American Legion Museum at Newport News, Virginia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of the Works Progress Administration is hereby authorized, in his discretion, to lend or give any World War relics, museum pieces, quartermaster material, surgical or medical equipment, or other material, now located at Fort Eustis, Virginia, which is of a character appropriate for display in a museum and which is no longer required for Government use as determined by the Director of Procurement, to the American Legion Museum at Newport News, Virginia. The Administrator of the Works Progress Administration shall furnish to the Director of Procurement a list of all property lent by him pursuant to the provisions hereof. The Director of Procurement shall have custody of any such property which may hereafter be returned by the American Legion Museum, with authority to deal therewith as in the case of other surplus personal
property in his custody. The Government shall be at no expense in connection with any such loan or gift, and such loan or gift shall be made subject to such rules and regulations as the Administrator of the Works Progress Administration shall prescribe.

Approved, June 10, 1937.

[CHAPTER 316]

JOINT RESOLUTION

To create a Joint Congressional Committee on Tax Evasion and Avoidance.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) there is hereby established a joint congressional committee to be known as the Joint Committee on Tax Evasion and Avoidance (hereinafter referred to as the joint committee).

(b) The joint committee shall be composed of six Members of the Senate who are members of the Committee on Finance, appointed by the President of the Senate, and six members of the House of Representatives who are members of the Committee on Ways and Means, appointed by the Speaker of the House of Representatives. A vacancy in the joint committee shall not affect the power of the remaining members to execute the functions of the joint committee, and shall be filled in the same manner as the original election.

SEC. 2. It shall be the duty of the joint committee to investigate the methods of evasion and avoidance of income, estate, and gift taxes, pointed out in the message of the President transmitted to Congress on June 1, 1937, and other methods of tax evasion and avoidance, and to report to the Senate and the House, at the earliest practicable date, and from time to time thereafter, but not later than February 1, 1938, its recommendations as to remedies for the evils disclosed by such investigation.

SEC. 3. (a) The joint committee, or any subcommittee thereof, shall have power to hold hearings and to sit and act at such places and times, to require by subpoena or otherwise the attendance of such witnesses and the production of such books, papers, and documents, to administer such oaths, to take such testimony, to have such printing and binding done, and to make such expenditures, as it deems advisable. Subpoenas shall be issued under the signature of the chairman of said joint committee, and shall be served by any person designated by him. Amounts appropriated for the expenses of the joint committee shall be disbursed one-half by the Secretary of the Senate and one-half by the Clerk of the House. The provisions of sections 101 and 102 of the Revised Statutes shall apply in case of any failure of any witness to comply with any subpoena, or to testify when summoned, under authority of this joint resolution.

(b) (1) The Secretary of the Treasury and any officer or employee of the Treasury Department, upon request from the joint committee, shall furnish such committee (at a public hearing or otherwise, as the joint committee, or a subcommittee thereof consisting of two or more members, may determine) with any data of any character contained in or shown by any return of income, estate, or gift tax.

(2) The joint committee shall have the right, acting directly as a committee, or by or through such examiners or agents as it may designate or appoint, to inspect any or all such returns at such times and in such manner as it may determine.

(3) The joint committee shall have the right to submit any relevant or useful information thus obtained to the Senate and the House of Representatives, and shall submit such information to the

No Federal expense.
Reference to respective Houses.

Restriction on publicity.

Personal services.

5 U. S. C. §§ 661-674. Utilization of other facilities, etc.

Delegation of authority.

Duration.


New York World's Fair, 1939. Protection of copyrights and patents of foreign exhibitors. Branch copyright, etc., offices on grounds.

Certificate of proprietorship to be issued.

Committee on Ways and Means and the Committee on Finance. The Committee on Ways and Means or the Committee on Finance may submit such information to the House or to the Senate or to both the House and the Senate, as the case may be. The joint committee (but no subcommittee or member of the joint committee) shall have the right to make public any such information, in such cases and to such extent as it may deem advisable, but no such information shall be made public with respect to any particular taxpayer unless specifically authorized by the joint committee; but this sentence shall not apply to information made public through the medium of a public hearing as provided in paragraph (1) of this subsection.

SEC. 4. The joint committee shall have power to employ and fix the compensation of such officers, experts, and employees as it deems necessary for the performance of its duties, but the compensation so fixed shall not exceed the compensation fixed under the Classification Act of 1923, as amended, for comparable duties. The joint committee is authorized to utilize the services, information, facilities, and personnel of the Departments and agencies in the executive branch of the Government and of the Joint Committee on Internal Revenue Taxation.

SEC. 5. The joint committee may authorize any one or more persons to conduct any part of such investigation on behalf of the committee, and for such purpose any person so authorized may hold such hearings, and require by subpoena or otherwise the attendance of such witnesses and the production of such books, papers, and documents, administer such oaths, and take such testimony, as the committee may authorize, but nothing in this section shall be construed as authorizing a public hearing. In any such case subpoenas shall be issued under the signature of the chairman of the joint committee and shall be served by any person designated by him.

SEC. 6. All authority conferred by this joint resolution shall expire on February 1, 1938.

Approved, June 11, 1937.

[CHAPTER 317] JOINT RESOLUTION

To protect the copyrights and patents of foreign exhibitors at the New York World's Fair, to be held at New York City, New York, in 1939.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Librarian of Congress and the Commissioner of Patents are hereby authorized and directed to establish branch offices under the direction of the Register of Copyrights and the Commissioner of Patents, respectively, in suitable quarters on the grounds of the New York World's Fair, to be held at New York City, New York, under the direction of the New York World's Fair Corporation, Incorporated, a New York corporation, said quarters to be furnished free of charge by said corporation, said offices to be established at such time as may, upon sixty days' advance notice, in writing, to the Register of Copyrights and the Commissioner of Patents, respectively, be requested by said New York World's Fair Corporation, but not earlier than January 1, 1939, and to be maintained until the close of the general public of said exposition; and the proprietor of any copyright, or any certificate of trade-mark registration, or letters patent of invention, design, or utility model issued by any foreign government protecting any trade mark, apparatus, device, machine, process,
method, composition of matter, design, or manufactured article imported for exhibition and exhibited at said fair may upon presentation of proof of such proprietorship, satisfactory to the Register of Copyrights or the Commissioner of Patents, as the case may be, obtain without charge and without prior examination as to novelty, a certificate from such branch office, which shall be prima facie evidence in the Federal courts of such proprietorship, the novelty of the subject matter covered by any such certificate to be determined by a Federal court in case an action or suit is brought based thereon; and said branch offices shall keep registers of all such certificates issued by them, which shall be open to public inspection.

At the close of said New York World’s Fair the register of certificates of the copyright registrations aforesaid shall be deposited in the Copyright Office in the Library of Congress at Washington, District of Columbia, and the register of all other certificates of registration aforesaid shall be deposited in the United States Patent Office at Washington, District of Columbia, and there preserved for future reference. Certified copies of any such certificates shall, upon request, be furnished by the Register of Copyrights or the Commissioner of Patents, as the case may be, either during or after said exposition, and at the rates charged by such officials for certified copies of other matter; and any such certified copies shall be admissible in evidence in lieu of the original certificates in any Federal court.

Sec. 2. It shall be unlawful for any person without authority of the proprietor thereof to copy, republish, imitate, reproduce, or practice at any time during the period specified in section 6 hereof any subject matter protected by registration as aforesaid at either of the branch offices at said exposition which shall be imported for exhibition at said exposition, and there exhibited and which is substantially different in a copyright, trademark, or patent sense, as the case may be, from anything publicly used, described in a printed publication or otherwise known in the United States of America prior to such registration at either of said branch offices as aforesaid; and any person who shall infringe upon the rights thus protected under this Act shall be liable—

(a) To an injunction restraining such infringement issued by any Federal court having jurisdiction of the defendant;

(b) To pay to the proprietor such damages as the proprietor may have suffered due to such infringement, as well as all the profits which the infringer may have made by reason of such infringement, and in proving profits the plaintiff shall be required to prove sales only and the defendant shall be required to prove every element of cost which he claims, or in lieu of actual damages and profits such damages as to the court shall appear to be just;

(c) To deliver upon an oath, for destruction, all articles found by the court at final hearings to infringe the rights herein protected.

(d) To deliver upon an oath, for destruction, all articles found by the court after a preliminary hearing to infringe the rights herein protected; and

Sec. 3. Any person who willfully and for profit shall infringe any right protected under this Act, or who shall knowingly and willfully aid or abet such infringement, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by imprisonment for not exceeding one year or by a fine of not less than $100 nor more than $1,000, or both, in the discretion of the court.
Sec. 4. All the Acts, regulations, and provisions which apply to protecting copyrights, trade marks, designs, and patents for inventions or discoveries not inconsistent with the provisions of this Act shall apply to certificates issued pursuant to this Act, but no notice of copyright on the work shall be required for protection hereunder.

Sec. 5. Nothing contained in this Act shall bar or prevent the proprietor of the subject matter covered by any certificate issued pursuant to this Act from obtaining protection for such subject matter under the provisions of the copyright, trade mark, or patent laws of the United States of America, as the case may be, in force prior hereto, and upon making application and complying with the provisions prescribed by such laws; and nothing contained in this Act shall prevent, lessen, impeach, or avoid any remedy at law or inequity under any certificate of copyright registration, certificate of trade-mark registration, or letters patent for inventions or discoveries or designs issued under the copyright, trade mark, or patent laws of the United States of America, as the case may be, in force prior hereto, and which any owner thereof and of a certificate issued thereon pursuant to this Act might have had if this Act had not been passed, but such owner shall not twice recover the damages he has sustained or the profit made by reason of any infringement thereof.

Sec. 6. The rights protected under the provisions of this Act as to any copyright, trade mark, apparatus, device, machine, process, method, composition of matter, design, or manufactured article imported for exhibition at said New York World's Fair shall begin on the date the same is placed on exhibition at said exposition and shall continue for a period of six months from the date of the closing to the general public of said exposition.

Sec. 7. All necessary expenses incurred by the United States in carrying out the provisions of this Act shall be reimbursed to the Government of the United States by the New York World's Fair, under regulations to be prescribed by the Librarian of Congress and the Commissioner of Patents, respectively; and receipts from such reimbursements shall be deposited as refunds to the appropriations from which such expenses were paid.

Approved, June 11, 1937.

[CHAPTER 327]

AN ACT

To authorize the acquisition of land for cemetery purposes in the vicinity of San Francisco, California.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to acquire by purchase, condemnation, or otherwise, such suitable lands in the vicinity of San Francisco, California, as in his judgment are required for the enlargement of existing national cemetery facilities, and the sum of $200,000, or so much thereof as may be necessary, is hereby authorized to be appropriated for this purpose from any funds in the Treasury not otherwise appropriated, which sum shall remain available until expended.

Approved, June 11, 1937.

So in original.
[CHAPTER 335]  
AN ACT  
To continue in effect until June 30, 1939, the Act entitled "An Act to regulate interstate and foreign commerce in petroleum and its products by prohibiting the shipment in such commerce of petroleum and its products produced in violation of State law, and for other purposes", approved February 22, 1935.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 13 of the Act entitled "An Act to regulate interstate and foreign commerce in petroleum and its products by prohibiting the shipment in such commerce of petroleum and its products produced in violation of State law, and for other purposes", approved February 22, 1935, is amended by striking out "June 16, 1937" and inserting in lieu thereof "June 30, 1939".

Approved, June 14, 1937.

[CHAPTER 336]  
AN ACT  
To amend the Act entitled "An Act to incorporate the National Education Association of the United States", approved June 30, 1906, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 of the Act entitled "An Act to incorporate the National Education Association of the United States", approved June 30, 1906, as amended, is amended to read as follows:

"SEC. 5. The qualifications, classifications, rights, and obligations of members of said corporation shall be prescribed in the bylaws of the corporation."

SEC. 2. Section 6 of such Act is amended to read as follows:

"SEC. 6. (a) The officers of the corporation shall be a president, one or more vice presidents, a secretary, a treasurer, a board of directors, an executive committee, a board of trustees, and such boards, councils, committees, and other officers as shall be prescribed in the bylaws.

(b) Except as limited by this Act, as amended, the bylaws of the corporation shall prescribe the powers, duties, terms of office, and the manner of election or appointment of the said officers, boards, councils, and committees; and the said corporation may by its bylaws make other and different provisions as to the numbers and names of the officers, boards, councils, and committees."

SEC. 3. Section 7 of such Act is amended to read as follows:

"SEC. 7. (a) The board of trustees shall consist of four members elected by the board of directors for a term of four years, and the president of the association, who shall be a member ex officio during his term of office. At the first meeting of the board of directors held during the annual meeting of the association at which they were elected, they shall elect one trustee for the term of four years. All vacancies occurring in said board of trustees, whether by resignation or otherwise, shall be filled by the board of directors for the unexpired term; and the absence of a trustee from two successive annual meetings of the board shall forfeit his membership.

(b) The invested fund now known as the 'Permanent fund of the National Educational Association', when transferred to the corporation hereby created shall be held by such corporation as a permanent fund and shall be in charge of the board of trustees, who shall provide for the safekeeping and investment of such fund, and of all other funds which the corporation may receive by donation, bequest, or
Restriction on expenditure. No part of the principal of such permanent fund or its accretions shall be expended, except by a two-thirds vote of the representative assembly, after the proposed expenditure has been approved by the board of trustees and the board of directors, and after printed notice of the proposed expenditure has been printed in the Journal of the National Education Association at least two months prior to the meeting of the representative assembly.

(c) The income of the permanent fund shall be used only to meet the cost of maintaining the organization of the association and of publishing its annual volume of Proceedings, unless the terms of the donation, bequest, or devise shall otherwise specify, or by the bylaws of the corporation shall otherwise provide.

(d) The board of trustees shall elect the secretary of the association who shall be secretary of the executive committee, and shall fix the compensation and the term of his office for a period of not to exceed four years.

Sec. 4. Section 8 of such Act is amended by striking out in the proviso thereof the following: "by the Board of Directors, or otherwise".

Approved, June 14, 1937.

[CHAPTER 337] AN ACT To amend Public Law Numbered 626, Seventy-fourth Congress.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of section 2 of Public Law Numbered 626, Seventy-fourth Congress, the same being an Act entitled "An Act to authorize municipal corporations in the Territory of Alaska to incur bonded indebtedness, and for other purposes", approved May 28, 1936, is amended to read as follows:

"No bonded indebtedness shall be incurred by any municipal corporation in the Territory of Alaska unless the proposal to incur such indebtedness be first submitted to the qualified electors of such municipal corporation whose names appear on the last tax-assessment roll or record of such municipality for purposes of municipal taxation, at an election called for such purpose, and not less than 65 per centum of the votes cast at such election shall be in favor thereof."

Approved, June 14, 1937.


Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the existing project for the improvement of the Illinois Waterway, Illinois, is hereby modified in accordance with the recommendation of the Chief of Engineers submitted in Rivers and Harbors Committee Document Numbered 19, Seventy-fifth Congress, first session.

Sec. 2. That the portion of the Calumet River, in the city of Chicago, County of Cook, State of Illinois, lying between the intersections of this river with the two lines described below, be declared by Congress to be a nonnavigable stream within the meaning of the Constitution and laws of the United States:

Beginning at a point on the south line of the north half of section 36, township 37 north, range 14 east, of the third principal meridian,
one thousand eight hundred and seventy-three and seven-hundredths feet west of the east line of said section; thence northwesterly on a straight line to a point three thousand two hundred and eighty feet west of the east line and seven hundred and eighty-five feet south of the south line of section 31, township 37 north, range 15 east, of the third principal meridian; thence north forty-six degrees and thirty minutes east along a straight line to the easterly water's edge of said river.

SEC. 3. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 14, 1937.

[CHAPTER 348]

AN ACT

Authorizing an appropriation for the erection of a memorial to the officers and men of the United States Navy who lost their lives as the result of a boiler explosion that totally destroyed the United States ship Tulip near Saint Inigoes Bay, Maryland, on November 11, 1864, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of $2,000, or so much thereof as may be necessary, is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, to be expended under the direction of the Secretary of the Navy for the erection of a suitable memorial to the officers and men of the United States Navy who lost their lives as the result of a boiler explosion that totally destroyed the United States ship Tulip on November 11, 1864, such memorial to be erected on the site of the interment of such officers and men near Saint Inigoes Bay, Maryland, and for the acquisition of the land constituting said site.

Approved, June 15, 1937.

[CHAPTER 349]

AN ACT

To authorize the Department of Labor to continue to make special statistical studies upon payment of the cost thereof, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to authorize the Department of Labor to make special statistical studies upon payment of the cost thereof, and for other purposes", approved April 13, 1934 (48 Stat. 582), as amended by the Act approved April 11, 1935 (49 Stat. 154), and the authority therein conferred shall be, and hereby is, extended until April 13, 1939.

Approved, June 15, 1937.

[CHAPTER 350]

AN ACT

To provide for the establishment of Coast Guard stations along the Maine coast.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized to establish a Coast Guard station on Schoodic Peninsula, and a Coast Guard station at or near Isle au Haut, on the coast of Maine, at such points as the Commandant of the Coast Guard may recommend.

Approved, June 15, 1937.
AN ACT

To amend section 112 of the Judicial Code, to provide for the inclusion of Whitman County, Washington, in the northern division of the eastern district of Washington.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second sentence of section 112 of the Judicial Code (U. S. C., 1934 ed., title 28, sec. 193) is amended to read as follows: "The eastern district shall include the territory embraced on the first day of July, nineteen hundred and ten, in the counties of Spokane, Stevens, Ferry, Okanogan, Chelan, Grant, Douglas, Lincoln, Adams, and Whitman, with the waters thereof, including all Indian reservations within said counties, which shall constitute the northern division; also the territory embraced on the date last mentioned in the counties of Asotin, Garfield, Columbia, Franklin, Walla Walla, Benton, Klickitat, Kittitas, and Yakima with the waters thereof, including all Indian reservations within said counties, which shall constitute the southern division of said district."

Approved, June 15, 1937.

AN ACT

Authorizing the Secretary of the Treasury to establish a Coast Guard air station at the San Francisco Airport; to provide for quick rescue facilities on the San Francisco Bay; to strengthen the Immigration and Customs Service patrol; and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized to acquire in behalf of the United States, by donation a tract of land situated in the San Francisco Airport on the west shore of San Francisco Bay, twelve miles south of San Francisco, and sufficient for the construction thereon of a Coast Guard air station.

SEC. 2. The Secretary of the Treasury is further authorized to construct, install, purchase, and equip at said Coast Guard air station such buildings, hangars, ramps, piers, bulkheads, dredging, filling and grading, and such other facilities and accessories as, in the opinion of the Secretary of the Treasury, may be required for the construction, operation, maintenance, and repair of a Coast Guard air station.

Approved, June 15, 1937.

JOINT RESOLUTION

Authorizing the selection of a site and the erection of a pedestal for the Albert Gallatin statue in Washington, District of Columbia.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That authority is hereby granted to any association organized within two years from date of the approval of this resolution for that purpose to erect a statue of Albert Gallatin, Secretary of the Treasury from May 14, 1801, to February 9, 1814, opposite the west entrance of the Treasury Building in the city of Washington within the grounds occupied by such building, or at such other place within such grounds as may be designated by the Fine Arts Commission, subject to the approval of the
Joint Committee on the Library, the model of the statue so to be erected and the pedestal thereof to be first approved by the said Commission and by the Joint Committee on the Library, the same to be presented by such association to the people of the United States.

Sec. 2. That for the preparation of the site and the erection of a pedestal upon which to place the said statue, under the direction of the Secretary of the Treasury, the sum of $10,000, or so much thereof as may be necessary, is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated.

Approved, June 15, 1937.

[CHAPTER 359]

AN ACT

Making appropriations for the Departments of State and Justice and for the Judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1938, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Departments of State and Justice and for the Judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1938, namely:

TITLE I—DEPARTMENT OF STATE

OFFICE OF THE SECRETARY OF STATE

Salaries: For Secretary of State; Under Secretary of State, $10,000; and other personal services in the District of Columbia, including temporary employees, and not to exceed $6,500 for employees engaged on piecework at rates to be fixed by the Secretary of State; $2,220,480, of which amount not to exceed $265,540 may be expended by the Secretary of State without regard to civil-service laws and regulations or the Classification Act of 1923, as amended: Provided, That in expending appropriations or portions of appropriations, contained in this Act, for the payment of personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the four Assistant Secretaries of State and the legal adviser of the Department of State, the Assistant to the Attorney General, the Assistant Solicitor General, and six Assistant Attorneys General, the Assistant Secretaries of Commerce, the Assistant Secretary and the Second Assistant Secretary of Labor, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: Provided, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act, or (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or

Approval required.

Appropriation authorized.

Appropriations for Departments of State and Justice, the Judiciary, and Departments of Commerce and Labor, fiscal year 1938.

Department of State.
Secretary’s office.
Temporary and piecework employees.
Expenditure without regard to civil-service and Classification Acts.

Provisos.
Salaries limited to average rates under Classification Act; exceptions.

If only one position in grade.
Advances in unusually meritorious cases.

Restriction not applicable to clerical-mechanical service.
Reduction in fixed salaries.

Transfers without reduction.
other appropriation unit, or (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

CONTINGENT EXPENSES, DEPARTMENT OF STATE

For contingent and miscellaneous expenses, including stationery, furniture, fixtures; typewriters, adding machines, and other labor-saving devices, including their exchange, not exceeding $7,500; repairs and materials for repairs; purchase and exchange of books, maps, and periodicals, domestic and foreign, and when authorized by the Secretary of State for dues for library membership in societies or associations which issue publications to members only or at a price to members lower than to subscribers who are not members, not exceeding $8,000; newspapers not exceeding $1,500; not to exceed $1,000 for teletype rentals and tolls; maintenance, repair, and storage of motor-propelled vehicles, to be used only for official purposes (one for the Secretary of State and two for dispatching mail, and one motorcycle for the general use of the department); automobile mail wagons, including storage, repair, and exchange of same; streetcar fare not exceeding $100; traveling expenses, including not to exceed $2,000 for expenses of attendance at meetings concerned with the work of the Department of State when authorized by the Secretary of State; refund of fees erroneously charged and paid for the issue of passports to persons who are exempted from the payment of such fee by section 1 of the Act making appropriations for the Diplomatic and Consular Service for the fiscal year ending June 30, 1921, approved June 4, 1920 (U. S. C., title 22, secs. 214, 214a); the examination of estimates of appropriations in the field; and other miscellaneous items (not exceeding $50 for any one item) not included in the foregoing, $78,410: Provided, That a statement of expenditures from this appropriation shall be reported to Congress in the annual Budget.

PRINTING AND BINDING

For all printing and binding in the Department of State, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, $146,300.

PASSPORT AGENCIES

For salaries and expenses of maintenance, rent, cost of insurance covering shipments of money by messenger, registered mail, or otherwise, and traveling expenses not to exceed $500, for not to exceed five passport agencies, $59,480, of which $1,000 shall be available immediately.

COLLECTING AND EDITING OFFICIAL PAPERS OF TERRITORIES OF THE UNITED STATES

For the expenses of collecting, editing, copying, and arranging for publication the official papers of the Territories of the United States, including personal services in the District of Columbia and elsewhere, printing and binding, and contingent and traveling expenses, as provided by the Act approved February 28, 1929 (U. S. C., title 5, sec. 168-168b), $24,800: Provided, That the total number of copies of any volume to be printed and bound for congressional allocation shall not exceed one thousand two hundred copies, which shall be
distributed by the Superintendent of Documents under such rules and regulations as may be authorized and directed by the Joint Committee on Printing.

PROMOTION OF FOREIGN TRADE

For the purpose of carrying into effect the provisions of section 4 of the Act entitled "An Act to amend the Tariff Act of 1930", approved June 12, 1934 (48 Stat. 945), as amended, including personal services without regard to civil-service laws and regulations or the Classification Act of 1923, as amended; stenographic reporting services, by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); contingent expenses; printing and binding; traveling expenses; and such other expenses as the President may deem necessary, $20,000, together with the unexpended balance of the appropriation for this purpose for the fiscal year 1937.

FOREIGN INTERCOURSE

AMBASSADORS AND MINISTERS

Ambassadors Extraordinary and Plenipotentiary to Argentina, Brazil, Chile, China, Cuba, France, Germany, Great Britain, Italy, Japan, Mexico, Peru, Poland, Spain, Turkey, and Union of Soviet Socialist Republics, at $17,500 each;
Ambassador Extraordinary and Plenipotentiary to Belgium and Envoy Extraordinary and Minister Plenipotentiary to Luxemburg, $17,500;
Envoy Extraordinary and Minister Plenipotentiary to the Netherlands, $12,000;
Envoys Extraordinary and Ministers Plenipotentiary to Albania, Austria, Bolivia, Bulgaria, Czechoslovakia, Colombia, Costa Rica, Denmark, Dominican Republic, Dominion of Canada, Ecuador, Egypt, Finland, Greece, Guatemala, Haiti, Honduras, Hungary, Iran, Irish Free State, Liberia, Nicaragua, Norway, Panama, Paraguay, Portugal, Rumania, Salvador, Siam, Union of South Africa, Sweden, Switzerland, Uruguay, Venezuela, and Yugoslavia, at $10,000 each; and to Estonia, Latvia, and Lithuania, $10,000;
In all, not to exceed $640,000:
Provided, That no salary herein appropriated shall be paid to any official receiving any other salary from the United States Government.

SALARIES OF FOREIGN SERVICE OFFICERS

For salaries of Foreign Service officers as provided in the Act approved February 23, 1931 (U. S. C., title 22, secs. 3, 3a); salaries of Ambassadors, Ministers, consuls, vice consuls, and other officers of the United States for the period actually and necessarily occupied in receiving instructions and in making transits to and from their posts, and while awaiting recognition and authority to act in pursuance with the provisions of section 1740 of the Revised Statutes (U. S. C., title 22, sec. 121); and salaries of Foreign Service officers or vice consuls while acting as Chargés d'Affaires ad interim or while in charge of a consulate general or consulate during the absence of the principal officer; $3,424,500.

TRANSPORTATION OF FOREIGN SERVICE OFFICERS

To pay the traveling expenses, including travel by airplane when specifically authorized by the Secretary of State, of Diplomatic,
Leaves of absence. Bringing home remains of officers, etc., dying abroad.

Allowances to widows, etc. R. S. § 1749. 22 U. S. C. § 130.

Proviso. Subsistence on temporary detail.

Rent, heat, fuel, and light allowances.


Allowances for quarters limited.

Custodial, etc., service; restriction. Post, pp. 265, 305.


Proviso. Regulation of expenditure.


Consular, and Foreign Service officers, and other employees of the Foreign Service, including Foreign Service inspectors, and under such regulations as the Secretary of State may prescribe, of their families and expenses of transportation of effects, in going to and returning from their posts, including not to exceed $110,000 for expenses incurred in connection with leaves of absence, and of the preparation and transportation of the remains of those officers and said employees of the Foreign Service, who have died or may die abroad or in transit while in the discharge of their official duties, to their former homes in this country or to a place not more distant for interment and for the ordinary expenses of such interment, and also for payment under the provisions of section 1749 of the Revised Statutes (U. S. C., title 22, sec. 130) of allowances to the widows or heirs at law of Diplomatic, Consular, and Foreign Service officers of the United States dying in foreign countries in the discharge of their duties, $610,000, of which amount $53,300 shall be immediately available: Provided, That this appropriation shall be available also for the authorized subsistence expenses of Consular and Foreign Service officers while on temporary detail under commission.

ALLOWANCES FOR RENT, HEAT, FUEL, AND LIGHT, FOREIGN SERVICE

For rent, heat, fuel, and light for the Foreign Service for offices and grounds, and, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a), for living quarters and not to exceed $1,140,000 for allowances for living quarters, including heat, fuel, and light, $2,000,000: Provided, That payment for rent may be made in advance: Provided further, That the Secretary of State may enter into leases for such offices, grounds, and living quarters for periods not exceeding ten years: Provided further, That no part of this appropriation shall be used for allowances for living quarters, including heat, fuel, and light, in an amount exceeding $8,000 for an ambassador, minister, or chargé d'affaires, and not exceeding $1,700 for any other Foreign Service officer: Provided further, That under this appropriation and the appropriations herein for "Contingent expenses, Foreign Service", and "Miscellaneous salaries and allowances, Foreign Service", not more than $5,000 shall be expended for custodial service, heat, fuel, and light for each ambassador or minister occupying a Government-owned building for residence or residence and office purposes, and not more than $1,700 for such purposes in the case of any other Foreign Service officer, and during the incumbency of a chargé d'affaires the limitation on such expenditures shall be the same as for the occupancy by the principal officer.

COST OF LIVING ALLOWANCE, FOREIGN SERVICE OFFICERS

To carry out the provisions of the Act approved February 28, 1931 (U. S. C., title 22, secs. 12, 23c), relating to allowances and additional compensation to Diplomatic, Consular, and Foreign Service officers and clerks when such allowances and additional compensation are necessary to enable such officers and clerks to carry on their work efficiently: Provided, That such allowances and additional compensation shall be granted only in the discretion of the President, and under such regulations as he may prescribe, $280,000.

REPRESENTATION ALLOWANCES

For representation allowances as authorized by the Act approved February 28, 1931 (U. S. C., title 22, sec. 12), $125,000.
FOREIGN SERVICE RETIREMENT AND DISABILITY FUND

For financing the liability of the United States, created by the Act approved February 23, 1931 (U. S. C., title 22, sec. 21), $188,000, which amount shall be placed to the credit of the "Foreign Service retirement and disability fund."

SALARIES OF CLERKS IN THE FOREIGN SERVICE

For salaries of clerks in the Foreign Service, as provided in the Act approved February 23, 1931 (U. S. C., title 22, sec. 23a), including salaries during transit to and from homes in the United States upon the beginning and after termination of service $2,305,000.

MISCELLANEOUS SALARIES AND ALLOWANCES, FOREIGN SERVICE

For salaries or compensation of kavasses, guards, dragomans, porters, interpreters, prison keepers, translators, archive collaborators, Chinese writers, messengers, couriers, telephone operators, supervisors of construction, and custodial and operating force for maintenance and operation of Government-owned and leased diplomatic and consular properties in foreign countries; compensation of agents and employees of dispatch agencies at London, New York, San Francisco, Seattle, and New Orleans, including salaries during transit to and from their homes in the United States upon the beginning and after termination of service $2,935,000.

CONTINGENT EXPENSES, FOREIGN SERVICE

For stationery; blanks; record and other books; seals; presses; flags; signs; repairs and any alterations; repairs, preservation, and maintenance of Government-owned diplomatic and consular properties in foreign countries, including water, materials, supplies, tools, seeds, plants, shrubs, and similar objects; newspapers (foreign and domestic); freight; postage; telegrams; advertising; ice and drinking water for office purposes; purchase (at not to exceed $750 for any one automobile), maintenance, and hire of motor-propelled or horse-drawn passenger-carrying vehicles, and purchase, maintenance, and hire of other passenger-carrying vehicles; funds for establishment and maintenance of commissary service; uniforms; furniture; household furniture and furnishings, except as provided by the Act of May 7, 1926, as amended, for Government-owned or rented buildings, when, in the judgment of the Secretary of State, it would be in the public interest to do so, not to exceed $135,500; typewriters and
Dispatch agencies.
Attendance at trade conferences, etc.
46 Stat. 1209.
Loss by exchange.

Language study.
Relief, etc., of American seamen.

Consular prisons, etc.
Care of insane.

Bringing home persons charged with crime.
R. S. § 5275.

Proviso.
Navy reimbursement.

Proviso.

Emergencies, Diplomatic and Consular Service.
Neutrality Act expenses.
Amst., p. 121.
R. S. § 201.

Interchangeability provision; restriction.

Proviso.

Report in Budget.

exchange of same; maintenance and rental of launch for embassy in Turkey, not exceeding $3,500, including personnel for operation; rent and other expenses for dispatch agencies at London, New York, San Francisco, Seattle, and New Orleans; traveling expenses, including attendance at trade and other conferences or congresses under orders of the Secretary of State as authorized by the Act approved February 23, 1931 (U. S. C., title 22, sec. 16); loss by exchange; payment in advance for telephone and other similar services, expenses of vice consulates and consular agencies for any of the foregoing objects; allowances for special instruction, education, and individual training of Foreign Service officers at home and abroad, not to exceed $10,000; cost, not exceeding $900 per annum each, of the tuition of Foreign Service officers assigned for the study of the languages of Asia and eastern Europe; for relief, protection, and burial of American seamen in foreign countries, in the Panama Canal Zone, and in the Philippine Islands, and shipwrecked American seamen in the Territory of Alaska, in the Hawaiian Islands, in Puerto Rico, and in the Virgin Islands, and for expenses which may be incurred in the acknowledgment of the services of masters and crews of foreign vessels in rescuing American seamen or citizens from shipwreck or other catastrophe at sea; for expenses of maintaining in China, the former Ottoman Empire, Egypt, Ethiopia, Morocco, and Muscat institutions for incarcerating American convicts and persons declared insane by any consular court, rent of quarters for prisons, ice and drinking water for prison purposes, and for the expenses of keeping, feeding, and transportation of prisoners and persons declared insane by any consular court in China, the former Ottoman Empire, Egypt, Ethiopia, Morocco, and Muscat; for every expenditure requisite for or incident to the bringing home from foreign countries of persons charged with crime as authorized by section 5275 of the Revised Statutes (U. S. C., title 18, sec. 659); and such other miscellaneous expenses as the President may deem necessary; $1,252,000, of which amount not to exceed $42,000 shall be available for remodeling and altering, including equipment, of the United States Legation building in Prague, Czechoslovakia: Provided, That this appropriation shall be available for reimbursement of appropriations to the Navy Department, in an amount not to exceed $35,000, for materials, supplies, equipment, and services furnished by the Navy Department, including pay, subsistence, allowances, and transportation of enlisted men of the Navy and Marine Corps who may be assigned by the Secretary of the Navy, upon request of the Secretary of State, to embassies, legations, or consular offices of the United States located in foreign countries.

EMERGENCIES ARISING IN THE DIPLOMATIC AND CONSULAR SERVICE

To enable the President to meet unforeseen emergencies arising in the Diplomatic and Consular Service, and to extend the commercial and other interests of the United States and to meet the necessary expenses attendant upon the execution of the Neutrality Act, to be expended pursuant to the requirement of section 291 of the Revised Statutes (U. S. C., title 31, sec. 107), $175,000. Not to exceed 10 per centum of any of the foregoing appropriations under the caption "Foreign intercourse" for the fiscal year ending June 30, 1938, may be transferred, with the approval of the Director of the Bureau of the Budget, to any other foreign appropriation or appropriations under such caption for such fiscal year, but no appropriation shall be increased more than 10 per centum thereby: Provided, That all such transfers and contemplated transfers shall be set forth in the Budget for the fiscal year 1939.
For payment of the annual contributions, quotas, and expenses, including loss by exchange in discharge of the obligations of the United States in connection with international commissions, congresses, bureaus, and other objects, in not to exceed the respective amounts, as follows: Cape Spartel and Tanger Light, Coast of Morocco, $588; International Bureau of Weights and Measures, $4,342.50; International Bureau for Publication of Customs Tariffs, $1,318.77; Pan American Union, $192,942.80; including not to exceed $20,000 for printing and binding; International Bureau of Permanent Court of Arbitration, $1,722.57; Bureau of Interparliamentary Union for Promotion of International Arbitration, $20,000, including not to exceed $10,000 for the expenses of the American group of the Interparliamentary Union, including personal services in the District of Columbia and elsewhere without regard to the Classification Act of 1923, as amended, stenographic reporting services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), traveling expenses, purchase of necessary books, documents, newspapers, periodicals, maps, stationery, official cards, printing and binding, entertainment, and other necessary expenses, to be disbursed on vouchers approved by the President and executive secretary of the American group; International Institute of Agriculture at Rome, Italy, $48,831, including not to exceed $11,775 for the salary of the American member of the permanent committee (at not more than $7,500 per annum), compensation of subordinate employees without regard to the Classification Act of 1923, as amended, expenses for the maintenance of the office at Rome, including purchase of necessary books, maps, documents, and newspapers and periodicals (foreign and domestic), printing and binding, allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a), for the use of the American member of the permanent committee, and traveling and other necessary expenses, to be expended under the direction of the Secretary of State; Pan American Sanitary Bureau, $30,986.12; International Office of Public Health, $3,015.63; Bureau of International Telecommunication Union, Radio Section, $5,790; Government of Panama, $250,000; International Hydrographic Bureau, $4,632; Inter-American Trademark Bureau, $14,330.20; International Bureau for Protection of Industrial Property, $1,471.63; Gorgas Memorial Laboratory, $50,000: Provided, That hereafter, notwithstanding the provisions of section 3 of the Act of May 7, 1928 (45 Stat. 491), the report of the operation and work of the laboratory, including the statement of the receipts and expenditures, shall be made to Congress during the first week of each regular session thereof, such report to cover a fiscal-year period ending on June 30 of the calendar year immediately preceding the convening of each such session; American International Institute for the Protection of Childhood, $2,000; International Statistical Bureau at The Hague, $2,000; International Map of the World on the Millionth Scale, $50; International Technical Committee of Aerial Legal Experts, $6,696, including not to exceed $6,500 for the expenses of participation by the Government of the United States in the meetings of the International Technical Committee of Aerial Legal Experts and of the commissions established by that committee, including traveling expenses, personal services in the District of Columbia and elsewhere without reference to the Classification Act of 1923, as amended, stenographic and other services by contract if deemed necessary without regard to the provisions.
of section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), rent, purchase of necessary books and documents, printing and binding, official cards, entertainment, and such other expenses as may be authorized by the Secretary of State; Convention Relating to Liquor Traffic in Africa, $55; International Penal and Penitentiary Commission, $4,328.75, including not to exceed $800 for the necessary expenses of the Commissioner to represent the United States on the Commission at its annual meetings, personal services without regard to the Classification Act of 1923, as amended, printing and binding, traveling expenses, and such other expenses as the Secretary of State may deem necessary; Permanent Association of International Road Congresses, $65; International Labor Organization, $173,939.74, including not to exceed $25,000 for the expenses of participation by the United States in the meetings of the General Conference and of the Governing Body of the International Labor Office and in such regional, industrial, or other special meetings as may be duly called by such Governing Body, including personal services, without reference to the Classification Act of 1923, as amended, in the District of Columbia and elsewhere, stenographic reporting and translating services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), rent, traveling expenses, purchase of books, documents, newspapers, periodicals, and charts, stationery, official cards, printing and binding, entertainment, hire, maintenance, and operation of motor-propelled passenger-carrying vehicles, and such other expenses as may be authorized by the Secretary of State; Implementing the Narcotics Convention of 1931, $9,109.18; International Council of Scientific Unions and Associated Unions, as follows: International Council of Scientific Unions, $19.30; International Astronomical Union, $617.60; International Union of Chemistry, $675; International Union of Geodesy and Geophysics, $2,316; International Scientific Radio Union, $154.40; International Union of Physics, $62.72; International Geographical Union, $125.44; and International Union of Biological Sciences, $154.40; in all, $4,124.86; and Pan American Institute of Geography and History, $10,000; in all, $842,862.75, together with such additional sums, due to increase in rates of exchange as the Secretary of State may determine and certify to the Secretary of the Treasury to be necessary to pay in foreign currencies the quotas and contributions required by the several treaties, conventions, or laws establishing the amount of the obligation.

INTERNATIONAL BOUNDARY COMMISSION, UNITED STATES AND MEXICO

Salaries and expenses: For expenses of meeting the obligations of the United States under the treaties of 1884, 1889, 1905, and 1906 between the United States and Mexico, and of compliance with the Act approved August 19, 1935, as amended (49 Stat. 660, 1370), including maintenance and preservation of the rectified channel of the Rio Grande under the terms of article XI of the Convention between the United States and Mexico, concluded February 1, 1933 (48 Stat. 1621, 1626), operation of gaging stations where necessary and their equipment; personal services and rent in the District of Columbia and elsewhere; fees for professional services at rates and in amounts to be determined by the Secretary of State; travel expenses, including transportation of effects; printing and binding; law books and books of reference; subscriptions to foreign and domestic newspapers and periodicals; purchase, exchange, maintenance, repair, and operation of motor-propelled passenger- and
freight-carrying vehicles; hire, with or without personal services, of work animals, and animal-drawn and motor-propelled vehicles and equipment; purchase of rubber boots and waders for official use of employees; purchase of ice; drilling and testing of dam sites, by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); equipment and such other miscellaneous expenses as the Secretary of State may deem proper, $150,000: Provided, That hereafter employees paid from appropriations to the United States Section, International Boundary Commission, and engaged principally upon project construction or operation and maintenance to such extent as the same may be determined by the American Commission to be necessary, shall be excluded from the purview of the Act of March 3, 1931 (U. S. C., title 5, sec. 26-a).

For the construction (including operation and maintenance and protection during construction) of the following projects under the supervision of the International Boundary Commission, United States and Mexico, United States section, including salaries and wages of employees, laborers, and mechanics; fees for professional services at rates and in amounts to be determined by the Secretary of State; travel expenses; rents; construction and operation of gaging stations; purchase (including exchange), maintenance, repair, and operation of motor-propelled passenger- and freight-carrying vehicles; drilling and testing of dam sites, by contract if deemed necessary, without regard to the provisions of section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); hire, with or without personal services, of work animals and animal-drawn and motor-propelled vehicles and equipment; acquisition by donation, purchase, or condemnation, of real and personal property, including expenses of abstracts and certificates of title; transportation of things (including drayage, packing, and crating of personal effects of employees upon change of station for permanent duty) not to exceed five thousand pounds in any one case; printing and binding; communication services; equipment, materials and supplies, including purchase of ice, rubber boots, and waders for official use of employees, and such other miscellaneous expenses as the Secretary of State may deem necessary.

Rio Grande rectification project: For the rectification of the Rio Grande in the El Paso-Juarez Valley under the convention concluded February 1, 1933, between the United States and Mexico, $875,000.

Lower Rio Grande flood-control project: For construction, including surveys and other preliminary expenses, of the United States portion of the project for flood control on the Lower Rio Grande, as authorized by the Act approved August 19, 1935, as amended (49 Stat. 660, 1370), $1,250,000: Provided, That no part of this appropriation for the Lower Rio Grande flood-control project shall be expended for construction on any land, site, or easement until title thereto has been conveyed to the United States by donation and the same has been approved by the Attorney General of the United States.

Rio Grande Canalization project: For beginning construction of the Rio Grande canalization project as authorized by the Acts approved August 29, 1935 (49 Stat. 961) and June 4, 1936 (49 Stat. 1463), $900,000, of which not to exceed $400,000 may be expended for completion of the construction of a diversion dam in the Rio Grande wholly in the United States, with appurtenant connections to existing irrigation systems.
INTERNATIONAL BOUNDARY COMMISSION, UNITED STATES AND CANADA AND ALASKA AND CANADA

To enable the President to perform the obligations of the United States under the treaty between the United States and Great Britain in respect of Canada, signed February 24, 1925; for salaries and expenses, including the salary of the Commissioner and salaries of the necessary engineers, clerks, and other employees for duty at the seat of government and in the field; cost of office equipment and supplies; necessary traveling expenses; commutation of subsistence to employees while on field duty, not to exceed $4 per day each, but not to exceed $1.75 per day each when a member of a field party and subsisting in camp; for payment for timber necessarily cut in keeping the boundary line clear, not to exceed $500; and for all other necessary and reasonable expenses incurred by the United States in maintaining an effective demarcation of the international boundary line between the United States and Canada and Alaska and Canada under the terms of the treaty aforesaid, including the completion of such remaining work as may be required under the award of the Alaskan Boundary Tribunal and existing treaties between the United States and Great Britain, and including the hire of freight- and passenger-carrying vehicles from temporary field employees, to be disbursed under the direction of the Secretary of State, $41,500.

WATERWAYS TREATY, UNITED STATES AND GREAT BRITAIN: INTERNATIONAL JOINT COMMISSION, UNITED STATES AND GREAT BRITAIN

For salaries and expenses, including salaries of commissioners and salaries of clerks and other employees appointed by the commissioners on the part of the United States, with the approval solely of the Secretary of State; for necessary traveling expenses, and for expenses incident to holding hearings and conferences at such places in Canada and the United States as shall be determined by the Commission or by the American commissioners to be necessary, including travel expense and compensation of necessary witnesses, making necessary transcript of testimony and proceedings; for cost of law books, books of reference and periodicals, office equipment and supplies; and for one-half of all reasonable and necessary joint expenses of the International Joint Commission incurred under the terms of the treaty between the United States and Great Britain concerning the use of boundary waters between the United States and Canada, and for other purposes, signed January 11, 1909; $37,100, to be disbursed under the direction of the Secretary of State: Provided, That the salaries of the American Commissioners shall not exceed $7,500 each per annum: Provided further, That traveling expenses of the commissioners, secretary, and necessary employees shall be allowed in accordance with the provisions of the Subsistence Expense Act of 1926, as amended (U. S. C., title 5, secs. 821–833).

For an additional amount for necessary special or technical investigations in connection with matters which fall within the scope of the jurisdiction of the International Joint Commission, including personal services in the District of Columbia or elsewhere, traveling expenses, procurement of technical and scientific equipment, and the purchase, exchange, hire, maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles, $65,000, to be disbursed under the direction of the Secretary of State, who is authorized to transfer to any department or independent establishment of the Government, with the consent of the head thereof, any part of this amount for direct expenditure by such department or establishment for the purposes of this appropriation.
GENERAL CLAIMS CONVENTION, UNITED STATES AND MEXICO

For the expenses of settlement and adjustment of claims of the citizens of each country against the other under a convention concluded September 8, 1923, as extended, and the protocol and convention signed April 24, 1934, between the United States and Mexico, including the expenses which, under the terms of the above agreements, are chargeable in part to the United States, the expenses of an agency of the United States to perform all necessary services in connection with the preparation of American claims and the defense of the United States in cases presented by Mexico, and of a general claims commissioner to act as a joint appraiser in appraising the claims, including salaries of an agent and necessary counsel and other assistants and employees and rent in the District of Columbia and elsewhere, law books and books of reference, printing and binding, contingent expenses, contract stenographic reporting services, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), the employment of special counsel, translators, and other technical experts, by contract, without regard to the provisions of any statute relative to employment, traveling expenses, and such other expenses in the United States and elsewhere as the President may deem proper, $48,500, to be available immediately: Provided, That the salary of the American commissioner of general claims shall not exceed $10,000 per annum: Provided further, That from any sums received from the Mexican Government in settlement of a general claim of an American citizen against it, there shall be deducted and deposited in the Treasury of the United States as miscellaneous receipts, 5 per centum thereof in reimbursement of the Government of the United States of expenses incurred by it in respect of such claim: Provided further, That this appropriation may be used to reimburse other appropriations under the Department of State from which expenditures may have been made for any of the purposes herein defined prior to the effective date of this appropriation.

INTERNATIONAL FISHERIES COMMISSION

For the share of the United States of the expenses of the International Fisheries Commission, under the convention between the United States and Great Britain, concluded May 9, 1930, including salaries of two members and other employees of the Commission, traveling expenses, charter of vessels, purchase of books, periodicals, furniture, and scientific instruments, contingent expenses, rent in the District of Columbia, and such other expenses in the United States and elsewhere as the Secretary of State may deem proper, to be disbursed under the direction of the Secretary of State, $25,000: Provided, That not to exceed $700 shall be expended by the Commissioner and his staff in attending meetings of the Commission.

MISCELLANEOUS CONFERENCES, COMMISSIONS, AND SO FORTH

Eighth International Conference of American States, Lima, Peru: For the expenses of participation by the United States in the Eighth International Conference of American States, to be held at Lima, Peru, including personal services in the District of Columbia or elsewhere, without reference to the Classification Act of 1923, as amended; stenographic reporting and other services, by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses (and by indirect routes and by airplane if specifically authorized by the Secretary of State); hire, maintenance, and operation of motor-propelled passenger-carrying vehicles; equipment; purchase of neces-
Reimbursement of other appropriations.

Telecommunication Conference, Cairo, Egypt.
Post, p. 770.

Reimbursement of other appropriations.


Delaware Valley Tercentenary Commission.
49 Stat. 1486.

Relief of designated officers, etc.
Gustava Hanna.

Willard L. Beaulac.

For the relief of certain officers and employees of the Foreign Service: For payment to Gustava Hanna, widow of Matthew E. Hanna, American Minister to Nicaragua, the sum of $19,745.33, of which the sum of $19,592.25 represents the value of reasonable and necessary personal property lost as a result of the earthquake at Managua, Nicaragua, March 31, 1931, and the sum of $153.08 represents the amount of money and vouchers destroyed when the contents of the safe in the legation were burned; to Willard L. Beaulac, secretary of the American Legation at Managua, Nicaragua, the sum of $821.92, such sum representing the value of reasonable and necessary personal property lost as a result of the earthquake at

Telecommunication Conference, Cairo, Egypt: For the expenses of participation by the United States in the Telecommunication Conference to be held at Cairo, Egypt, including personal services in the District of Columbia or elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting and other services, by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses (and by indirect routes if specifically authorized by the Secretary of State); hire, maintenance, and operation of motor-propelled passenger-carrying vehicles; equipment; purchase of necessary books, documents, newspapers, periodicals, and maps; stationery; official cards; entertainment; printing and binding; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, to be expended under the direction of the Secretary of State, $67,500, to remain available until June 30, 1939.

Aviation Conference, Lima, Peru: The unexpended balance of the appropriation "Aviation Conference, Lima, Peru, 1936 and 1937", contained in the First Deficiency Appropriation Act, fiscal year 1936, approved June 22, 1936, is continued available for the same purposes until June 30, 1938.

United States Delaware Valley Tercentenary Commission: For the expenses of the United States Delaware Valley Tercentary 1 Commission, appointed to cooperate with representatives of the States of Delaware and Pennsylvania in the appropriate observance of the three-hundredth anniversary of the first permanent settlement of Swedish colonists in Delaware, Pennsylvania, and New Jersey, as authorized by Public Resolution Numbered 102, approved June 5, 1936, including personal services in the District of Columbia and elsewhere, without reference to the Classification Act of 1923, as amended; stenographic reporting and other services, by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; actual and necessary traveling and subsistence expenses; hire, maintenance, and operation of motor-propelled passenger-carrying vehicles; equipment; purchase of necessary books, documents, newspapers, periodicals, and maps; stationery; official cards; entertainment; printing and binding; badges; and other necessary expenses; to be expended by the Commission, $10,000.

So in original.
Managua, Nicaragua, March 31, 1931; and to Marion P. Hoover, clerk in the Legation at Managua, Nicaragua, the sum of $80, such sum representing the value of reasonable and necessary personal property lost as a result of the earthquake at Managua, Nicaragua, March 31, 1931, as authorized by Private Law Numbered 589, approved June 3, 1936; in all, $20,647.25.

Section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not apply to any purchase by or service rendered for the Department of State when the aggregate amount involved does not exceed $100 or when the purchase or service relates to the packing of personal and household effects of Diplomatic, Consular, and Foreign Service officers and clerks for foreign shipment.

Unless expressly authorized, no portion of the sums appropriated in title I of this Act shall be expended for rent or rental allowances in the District of Columbia or elsewhere in the United States.

The President, in his discretion, may assign officers of the Army or Navy or officers or employees of the Treasury Department for duty as inspectors of buildings owned or occupied by the United States in foreign countries, or as inspectors or supervisors of buildings under construction or repair by or for the United States in foreign countries, under the jurisdiction of the Department of State, or for duty as couriers of the Department of State, and when so assigned they may receive the same traveling expenses as are authorized for officers of the Foreign Service, payable from the applicable appropriations of the Department of State.

This title may be cited as the “Department of State Appropriation Act, 1938”.

**TITLE II—DEPARTMENT OF JUSTICE**

**OFFICE OF THE ATTORNEY GENERAL**

Salaries: For personal services in the District of Columbia as follows:

For the Office of the Attorney General, $52,380.
For the Office of the Solicitor General, $74,740.
For the Office of the Assistant Solicitor General, $43,300.
For the Office of Assistant to the Attorney General, $43,100.
For the Administrative Division, $541,670.
For the Tax Division, $563,500.
For the Criminal Division, $150,100.
For the Claims Division, $191,340.
For the Lands Division, $117,060.
For the Office of Pardon Attorney, $22,470.
For the Anti-Trust Division, $110,400.

Total, Office of the Attorney General, $1,889,660: Provided, That 10 per centum of the foregoing amounts shall be available interchangeably for expenditures in the various offices and divisions named, but not more than 10 per centum shall be added to the amount appropriated for any one of said offices or divisions and any interchange of appropriations hereunder shall be reported to Congress in the annual Budget.

Contingent expenses: For stationery, furniture and repairs, floor coverings not exceeding $1,000, file holders and cases; miscellaneous expenditures, including telegraphing and telephones, and teleprinters rentals and tolls, postage, labor, typewriters and adding machines and the exchange thereof and repairs thereto, streetcar fares not exceeding $300, newspapers not exceeding $150, press clippings, and other necessaries ordered by the Attorney General; official transportation, including the repair, maintenance, and operation of six

**PROVISIONS**

- Minor purchases.
- Rental restriction.
- Assignments as inspectors, etc., of buildings abroad; traveling expenses.
- Short title.
motor-driven passenger cars (one for the Attorney General, three for general use of the Department, two for the Federal Bureau of Investigation for investigative work), delivery trucks, and motorcycle, to be used only for official purposes; purchase of law books, books of reference, and periodicals, including the exchange thereof; and miscellaneous and emergency expenses authorized and approved by the Attorney General, to be expended at his discretion, $148,300: Provided, That this appropriation may be reimbursed for expenditures in connection with cars herein authorized for the Bureau of Investigation from the appropriation of the expenses of said Bureau when approved in writing by the Attorney General: Provided further, That not to exceed $2 per volume shall be paid for the current and future volumes of the United States Code, Annotated: Provided further, That a statement of expenditures from this appropriation shall be reported to Congress in the annual Budget.

Traveling expenses: For all necessary traveling expenses under the Department of Justice and the Judiciary, including traveling expenses of probation officers and their clerks but not including traveling expenses otherwise payable under any appropriations for "United States Supreme Court", "United States Court of Customs and Patent Appeals", "United States Customs Court", "Court of Claims", "United States Court for China", "Federal Bureau of Investigation", "Salaries and expenses of marshals", "Fees of jurors and witnesses", and "Penal and correctional institutions (except as otherwise hereinbefore provided)", $800,000.

Printing and binding: For printing and binding for the Department of Justice and the Courts of the United States, $275,000.

FEDERAL BUREAU OF INVESTIGATION

SALARIES AND EXPENSES

Detection and prosecution of crimes: For the detection and prosecution of crimes against the United States; for the protection of the person of the President of the United States; the acquisition, collection, classification, and preservation of identification and other records and their exchange with the duly authorized officials of the Federal Government, of States, cities, and other institutions; for such other investigations regarding official matters under the control of the Department of Justice and the Department of State as may be directed by the Attorney General; purchase and exchange not to exceed $50,000, and hire, maintenance, upkeep, and operation of motor-propelled passenger-carrying vehicles, to be used only on official business; purchase and exchange at not to exceed $7,000 each, and maintenance, upkeep, and operation, of not more than four armored automobiles; firearms and ammunition; such stationery, supplies, and equipment for use at the seat of government or elsewhere as the Attorney General may direct; not to exceed $10,000 for taxicab hire to be used exclusively for the purposes set forth in this paragraph and to be expended under the direction of the Attorney General; traveling expenses, including expenses, in an amount not to exceed $4,500, of attendance at meetings concerned with the work of such Bureau when authorized in writing by the Attorney General; payment of rewards when specifically authorized by the Attorney General for information leading to the apprehension of fugitives from justice, including not to exceed $20,000 to meet unforeseen emergencies of a confidential character, to be expended under the direction of the Attorney General, who shall make a certificate of the amount of such expenditure as he may think it advisable not to specify, and every such certificate shall be deemed a sufficient
voucher for the sum therein expressed to have been expended; and including not to exceed $1,640,000 for personal services in the District of Columbia; $6,000,000: Provided, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the Federal Bureau of Investigation in the field when the aggregate amount involved does not exceed the sum of $50.

**MISCELLANEOUS OBJECTS, DEPARTMENT OF JUSTICE**

Conduct of customs cases: Assistant Attorney General, special attorneys and counselors at law in the conduct of customs cases, to be employed and their compensation fixed by the Attorney General; necessary clerical assistance and other employees at the seat of government and elsewhere, to be employed and their compensation fixed by the Attorney General, including experts at such rates of compensation as may be authorized or approved by the Attorney General; expenses of procuring evidence, supplies, Supreme Court Reports and Digests, and Federal Reporter and Digests, and other miscellaneous and incidental expenses, to be expended under the direction of the Attorney General; in all, $130,000.

Taxes and Penalties Division: For salaries and expenses in connection with the enforcement of liability for internal-revenue taxes and penalties involving violation of the National Prohibition Act, as amended and supplemented, the determination of the remission or mitigation of forfeitures under the internal-revenue laws and of liability for internal-revenue taxes and penalties in connection with violations of the National Prohibition Act occurring prior to the repeal of the eighteenth amendment, the institution of suits upon any cause of action under the National Prohibition Act or under the internal-revenue laws involving a violation of the National Prohibition Act arising prior to, and not affected by the repeal of the eighteenth amendment, and the compromise of any such cause of action before or after suit is brought, personal services in the District of Columbia and elsewhere, and such other expenditures (not exceeding $50 for any one item) as may be necessary, $203,000.

Examination of judicial offices: For the investigation of the official acts, records, and accounts of marshals, attorneys, clerks of the United States courts and Territorial courts, probation officers, and United States commissioners, for which purpose all the official papers, records, and dockets of said officers, without exception, shall be examined by the agents of the Attorney General at any time; and also, when requested by the presiding judge, the official acts, records, and accounts of referees and trustees of such courts; for copying, in the District of Columbia or elsewhere, reports of examiners at folio rates; in all, $46,000, to be expended under the direction of the Attorney General.

**BUREAU OF PRISONS**

Salaries: For salaries in the District of Columbia and elsewhere in connection with the supervision of the maintenance and care of United States prisoners, $236,700.

The appropriation under title II for traveling expenses, shall be available in an amount not to exceed $3,500, for expenses of attendance at meetings concerned with the work of the Bureau of Prisons when incurred on the written authorization of the Attorney General.

**VETERANS' INSURANCE LITIGATION**

Salaries and expenses: For salaries and expenses incident to the defense of suits against the United States under section 19, of the
World War Veterans' Act, 1924, approved June 7, 1924, as amended and supplemented, or the compromise of the same under the Independent Offices Appropriation Act, 1934, approved June 16, 1933, including office expenses, law books, supplies, equipment, stenographic reporting services by contract or otherwise, including notarial fees or like services and stenographic work in taking depositions at such rates of compensation as may be authorized or approved by the Attorney General, printing and binding, the employment of experts at such rates of compensation as may be authorized or approved by the Attorney General, and personal services in the District of Columbia and elsewhere, $530,000.

JUDICIAL

UNITED STATES SUPREME COURT

Salaries: For the Chief Justice and eight Associate Justices, Reporter of the Court, and all other officers and employees whose compensation shall be fixed by the Court, except as otherwise provided by law, and who may be employed and assigned by the Chief Justice to any office or work of the Court, $422,700.

Printing and binding: For printing and binding for the Supreme Court of the United States, $21,000, to be expended as required without allotment by quarters, and to be executed by such printer as the Court may designate.

Miscellaneous expenses: For miscellaneous expenses of the Supreme Court of the United States, to be expended as the Chief Justice may approve, $26,000.

Structural and mechanical care of the building and grounds: For such expenditures as may be necessary to enable the Architect of the Capitol to carry out the duties imposed upon him by the Act approved May 7, 1934 (48 Stat. 668), including improvements, maintenance, repairs, equipment, supplies, materials, and appurtenances, and personal and other services, and for snow removal by hire of men and equipment or under contract without compliance with sections 3709 and 3744 of the Revised Statutes (U. S. C., title 41, secs. 5 and 16), $60,000.

SALARIES OF JUDGES

Salaries of judges: For forty-three circuit judges; one hundred and sixty-three district judges (including two in the Territory of Hawaii, one in the Territory of Puerto Rico, four in the Territory of Alaska, and one in the Virgin Islands); and judges retired under section 260 of the Judicial Code, as amended, and section 518 of the Tariff Act of 1930; in all, $2,410,000: Provided, That this appropriation shall be available for the salaries of all United States judges and circuit and district judges lawfully entitled thereto, whether active or retired.

COURT OF CUSTOMS AND PATENT APPEALS

Salaries: Presiding judge and four associate judges and all other officers and employees of the court, $101,120.

Contingent expenses: For books and periodicals, including their exchange; stationery, supplies, traveling expenses; drugs, chemicals, cleansers, furniture; and for such other miscellaneous expenses as may be approved by the presiding judge, $3,000.

Printing and binding: For printing and binding, $6,250.

UNITED STATES CUSTOMS COURT

Salaries: Presiding judge and eight judges; and all other officers and employees of the court, $229,900.
Contingent expenses: For books and periodicals, including their exchange; stationery, supplies, traveling expenses; and for such other miscellaneous expenses as may be approved by the presiding judge, $14,500.

Printing and binding: For printing and binding, $1,000.

COURT OF CLAIMS

Salaries: Chief justice and four judges; chief clerk at not exceeding $6,500; auditor at not exceeding $5,000; and all other officers and employees of the court, $122,160.

Printing and binding: For printing and binding, $25,500.

Contingent expenses: For stationery, court library, repairs, fuel, electric light, electric elevator, and other miscellaneous expenses, $6,500.

Salaries and expenses of commissioners: For salaries of five regular commissioners and one temporary commissioner at $7,500 each, and for traveling expenses, compensation of stenographers authorized by the court, and for stenographic and other fees and charges necessary in the taking of testimony and in the performance of the duties as authorized by the Act entitled "An Act amending section 2 and repealing section 3 of the Act approved February 24, 1925 (U. S. C., title 28, secs. 269, 270), entitled 'An Act to authorize the appointment of commissioners by the Court of Claims and to prescribe their powers and compensation', and for other purposes", approved June 28, 1930 (U. S. C., title 28, sec. 270), $65,500.

Repairs, furnishings, and so forth: For necessary repairs, furnishings, and improvements to the Court of Claims buildings, to be expended under the supervision of the Architect of the Capitol, $6,000.

TERRITORIAL COURTS

Hawaii: For salaries of the chief justice and two associate justices, and for judges of the circuit courts, $88,500.

DISTRICT COURT, PANAMA CANAL ZONE

Salaries, District Court, Panama Canal Zone: For salaries of the officials and employees of the District Court of the United States for the Panama Canal Zone, $47,000.

UNITED STATES COURT FOR CHINA

United States Court for China: For salaries of the judge, district attorney, and other officers and employees of the United States Court for China; allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a), not to exceed $1,700 for any one person; court expenses, including reference and law books, printing and binding, ice and drinking water for office purposes, traveling expenses of officers and employees of the court, and, under such regulations as the Attorney General may prescribe, of their families and effects, in going to and returning from their posts; preparation and transportation of remains of officers and employees who may die abroad or in transit while in the discharge of their official duties, to their former homes in the United States, or to a place not more distant for interment and for the ordinary expenses of such interment; the expense of maintaining in China American convicts and persons declared insane by the court, rent of quarters for prisoners, ice and drinking water for prison purposes, including wages of prison keepers, and the expense of keeping, feeding, and transporting prisoners and persons declared insane by the court, $54,000.
Salaries and expenses of marshals, and so forth: For salaries, fees, and expenses of United States marshals and their deputies, including services rendered in behalf of the United States or otherwise, services in Alaska in collecting evidence for the United States when so specifically directed by the Attorney General, traveling expenses, purchase, when authorized by the Attorney General, of ten motor-propelled passenger-carrying vans at not to exceed $2,000 each, and maintenance, alteration, repair, and operation of motor-propelled passenger-carrying vehicles used in connection with the transaction of the official business of the United States marshals, $3,560,000.

Salaries and expenses of district attorneys, and so forth: For salaries and expenses of United States district attorneys and their regular assistants, clerks, and other employees, including the office expenses of United States district attorneys in Alaska, and for salaries of regularly appointed clerks to United States district attorneys for services rendered during vacancy in the office of the United States district attorney, $2,918,500.

Salaries and expenses of special attorneys, and so forth: For compensation of special attorneys and assistants to the Attorney General and to United States district attorneys employed by the Attorney General to aid in special cases, and for payment of foreign counsel employed by the Attorney General in special cases, $927,000, no part of which, except for payment of foreign counsel, shall be used to pay the compensation of any persons except attorneys duly licensed and authorized to practice under the laws of any State, Territory, or the District of Columbia: Providing, That the amount paid as compensation out of the funds herein appropriated to any person employed hereunder shall not exceed the rate of $10,000 per annum: Provided further, That reports be submitted to the Congress on the 1st day of July and January showing the names of the persons employed hereunder, the annual rate of compensation or amount of any fee paid to each together with a description of their duties.

Salaries and expenses, clerks of courts: For salaries of clerks of United States circuit courts of appeals and United States district courts, their deputies, and other assistants, and expenses of conducting their respective offices, $2,170,000.

Fees of commissioners: For fees of the United States commissioners and other committing magistrates acting under section 1014, Revised Statutes (U. S. C., title 18, sec. 591), $320,000.

Conciliation commissioners, United States courts: For fees of conciliation commissioners, as authorized by the Act entitled "An Act to amend an Act entitled 'An Act to establish a uniform system of bankruptcy throughout the United States', approved July 1, 1898, and Acts amendatory thereof and supplementary thereto", approved March 3, 1933, as amended, $105,000: Provided, That none of the money appropriated herein shall be used to pay the statutory fee of any conciliation commissioner until the case for which the fee is provided shall have been finally disposed of, and not more than one fee shall be paid in any one case.

Fees of jurors and witnesses: For mileage and per diems of jurors; for mileage and per diems of witnesses and for per diems in lieu of subsistence; and for payment of the expenses of witnesses, as provided by section 850, Revised Statutes (U. S. C., title 28, sec. 604), including the expenses, mileage, and per diems of witnesses on behalf of the Government before the United States Customs Court, such payments to be made on the certification of the attorney for
the United States and to be conclusive as provided by section 846, Revised Statutes (U. S. C., title 28, sec. 577), $3,040,000: Provided, That not to exceed $10,000 of this amount shall be available for such compensation and expenses of witnesses or informants as may be authorized or approved by the Attorney General, which approval shall be conclusive: Provided further, That no part of the sum herein appropriated shall be used to pay any witness more than one attendance fee for any one calendar day.

Salaries and expenses of bailiffs, and so forth: For bailiffs, not exceeding three bailiffs in each court, except in the southern district of New York and the northern district of Illinois; meals and lodging for jurors in United States cases, and of bailiffs in attendance upon the same, when ordered by the court, and meals and lodging for jurors in Alaska, as provided by section 193, title II, of the Act of June 6, 1900 (U. S. C., title 28, secs. 9, 557-570, 595, 596), and compensation for jury commissioners, $5 per day, not exceeding three days for any one term of court, $202,000: Provided, That, excepting in the case of bailiffs in charge of juries over Sundays and holidays, no per diem shall be paid to any bailiff unless the court is actually in session and the judge present and presiding or present in chambers: Provided further, That none of this appropriation shall be used for the pay of bailiffs when deputy marshals or marshals are available for the duties ordinarily executed by bailiffs, the fact of unavailability to be determined by the certificate of the marshal.

Miscellaneous expenses: For such miscellaneous expenses as may be authorized or approved by the Attorney General, for the United States courts and their officers, including experts, and notarial fees or like services and stenographic work in taking depositions, at such rates of compensation as may be authorized or approved by the Attorney General, so much as may be necessary in the discretion of the Attorney General for such expenses in the District of Alaska, the Court of Claims, and in courts other than Federal courts; patent applications and contested proceedings involving inventions; rent of rooms for United States courts and judicial officers; supplies, including the exchange of typewriting and adding machines, for the United States courts and judicial officers, including firearms and ammunition therefor; purchase of law books, including the exchange thereof, for United States judges, district attorneys, and other judicial officers, including the libraries of the ten United States circuit courts of appeals, and the Federal Reporter and continuations thereto as issued, $1,086,000: Provided, That such books shall in all cases be transmitted to their successors in office; all books purchased hereunder to be marked plainly, "The Property of the United States": Provided further, That not to exceed $2 per volume shall be paid for the current and future volumes of the United States Code, Annotated: Provided further, That the maximum salary paid to any stenographer or law clerk to any circuit or district judge shall not exceed $2,500 per annum: Provided further, That this limitation shall not operate to reduce the compensation of any stenographer now employed nor shall the salary of any stenographer drawing more than $2,500 per annum hereafter be increased.

No part of the funds appropriated by title II of this Act for salaries of judges, the Attorney General, Assistant Attorneys General, Solicitor General, district attorneys, marshals, and clerks of court shall be used for any other purpose whatsoever, but such salaries shall be allotted out of appropriations herein made for such salaries and retained by the Department and paid to such officials severally, as and when such salaries fall due and without delay.
PENAL AND CORRECTIONAL INSTITUTIONS

For all services, including personal services compensated upon fee basis, supplies, materials, and equipment in connection with or incident to the subsistence and care of inmates and maintenance and upkeep of Federal penal and correctional institutions, including farm and other operations not otherwise specifically provided for in the discretion of the Attorney General; gratuities for inmates at release, provided such gratuities shall be furnished to inmates sentenced for terms of imprisonment of not less than six months, and transportation to the place of conviction or bona-fide residence at the time of conviction or to such other place within the United States as may be authorized by the Attorney General; expenses of interment or transporting remains of deceased inmates to their homes in the United States; maintenance and repair of passenger-carrying vehicles; traveling expenses of institution officials and employees when traveling on official duty, including expenses, in an amount not to exceed $750 for each institution of attendance at meetings concerned with the work of the several institutions when authorized in writing by the Attorney General, and including expenses incurred in pursuing and identifying escaped inmates; traveling expenses of members of advisory boards authorized by law incurred in the discharge of their official duties; packing, crating, drayage, and transportation of household effects, not exceeding in any one case five thousand pounds, of employees when transferred from one official station to another for permanent duty and uniforms for the guard force, when specifically authorized by the Attorney General; rewards for the capture of escaped inmates; newspapers, books, and periodicals; firearms and ammunition; tobacco for inmates; and the purchase and exchange of farm products and livestock, when authorized by the Attorney General: Provided, That any part of the appropriations under this heading used for payment of salaries of personnel employed in the operation of prison commissaries shall be reimbursed from commissary earnings, and such reimbursement shall be in addition to the amounts appropriated herein.

MEDICAL AND HOSPITAL SERVICE

Medical and hospital service: For medical relief for, and incident to the care and maintenance of, inmates of penal and correctional institutions, including personal services in the District of Columbia and elsewhere, medical, surgical, and hospital supplies, materials, equipment, and appliances, together with appliances necessary for patients, $563,040, which amount, in the discretion of the Attorney General, may be transferred to the Public Health Service for direct expenditure under the laws, appropriations, and regulations governing the Public Health Service.

United States penitentiary, Leavenworth, Kansas: For the United States penitentiary at Leavenworth, Kansas, including not to exceed $424,120 for salaries and wages of all officers and employees, $953,870.

United States penitentiary annex, Leavenworth, Kansas: For the United States penitentiary annex at Leavenworth, Kansas, including not to exceed $302,460 for salaries and wages of all officers and employees, $601,540.

United States penitentiary, Atlanta, Georgia: For the United States penitentiary at Atlanta, Georgia, including not to exceed $403,360 for salaries and wages of all officers and employees, $932,610.

Medical and hospital service. Care, maintenance, etc.

Pen and correctional institutions. Services, supplies, etc.
United States penitentiary, McNeil Island, Washington: For the United States penitentiary at McNeil Island, Washington, including not to exceed $258,480 for salaries and wages of all officers and employees, $513,980.

Construction and repair: For construction and repair of buildings, including (1) extension of existing facilities, $27,000, and (2) development of island area, $110,000, including the purchase and installation of machinery and equipment and all expenses incident thereto, $137,000, to be available immediately and to remain available until expended and to be expended so as to give the maximum amount of employment to inmates of the institution: Provided, That the ultimate cost of the project for development of the island area shall not exceed $800,000.

United States Northeastern Penitentiary: For the United States penitentiary in the Northeast, including not to exceed $391,510 for salaries and wages of all officers and employees, and including the purchase of one passenger-carrying automobile, $734,390.

United States Penitentiary, Alcatraz Island, California: For the United States Penitentiary at Alcatraz Island, California, including not to exceed $161,960 for salaries and wages, of all officers and employees, $305,600.

United States Industrial Institution for Women, Alderson, West Virginia: For the Federal Industrial Institution for Women at Alderson, West Virginia, including not to exceed $139,480 for salaries and wages of all officers and employees, $273,900.

United States Industrial Reformatory, Chillicothe, Ohio: For the United States Industrial Reformatory at Chillicothe, Ohio, including not to exceed $352,560 for salaries and wages of all officers and employees, $761,360.

United States Southwestern Reformatory: For the United States Southwestern Reformatory, including not to exceed $284,090 for salaries and wages of all officers and employees, $514,040.

United States Hospital for Defective Delinquents: For the United States Hospital for Defective Delinquents, including not to exceed $153,920 for salaries and wages of all officers and employees, and including the purchase of one passenger-carrying automobile, $341,000.

Federal jails: For maintenance and operation of Federal jails, including not to exceed $455,000 for salaries and wages of all officers and employees, $1,023,465.

Prison camps: For the construction and repair of buildings at prison camps, the purchase and installation of machinery and equipment, and all necessary expenses incident thereto, and for the maintenance of United States prisoners at prison camps, including the purchase of four passenger-carrying automobiles and the maintenance, alteration, repair, and operation of a motor-propelled passenger-carrying bus and four passenger-carrying automobiles, to be expended so as to give the maximum amount of employment to prisoners, $376,440: Provided, That reimbursements from this appropriation made to the War or other departments for supplies or subsistence shall be at the net contract or invoice price notwithstanding the provisions of any other Act.

Federal Reformatory Camp, Petersburg, Virginia: For the Federal Reformatory Camp at Petersburg, Virginia, including not to exceed $133,640 for salaries and wages of all officers and employees, $274,000.

Not to exceed 10 per centum of any of the foregoing appropriations under the general heading “Penal and Correctional Institutions” (except those for “Medical and hospital services”, “Buildings...
and equipment", and "Construction and repair, United States penitentiary, McNeil Island, Washington") may be transferred, with the approval of the Director of the Bureau of the Budget, to any appropriation or appropriations from which transfers are authorized to be made by this paragraph, but no appropriation shall be increased by more than 10 per centum thereby and no transfer shall be effected for the payment of personnel in any such institution.

Buildings and equipment, public works: For extensions to existing facilities and not to exceed $50,000 for construction of dwellings for prison officers at existing institutions, to be expended under the direction of the Attorney General by contract or purchase of material and hire of labor and services and utilization of labor of United States prisoners as the Attorney General may direct, $280,000.

Buildings and equipment, public works: For completion of construction of the Federal jails at Los Angeles, California, Sandstone, Minnesota, and Tallahassee, Florida, $1,100,000 to be immediately available and to remain available until expended.

National Training School for Boys, Washington, District of Columbia: For the National Training School for Boys, Washington, District of Columbia, including expenses of a suitable attendant to accompany the remains of deceased inmates to their homes for burial and including not to exceed $114,000 for salaries and wages of all officers and employees, $235,000.

Buildings and equipment: For alterations of and repairs to buildings, including the purchase and installation of machinery and equipment, and all expenses incident thereto, to be expended so as to give the maximum amount of employment to inmates of the institution, $21,540.

Probation system, United States courts: For salaries and expenses of probation officers, as authorized by the Act entitled "An Act to amend the Act of March 4, 1925, chapter 521, and for other purposes", approved June 6, 1930 (U. S. C., title 18, sec. 726), $584,500: Provided, That no part of the appropriation herein made shall be used to pay any probation officer a salary in excess of $2,800 per annum: Provided further, That no part of any appropriation in this Act shall be used to defray the salary or expenses of any probation officer who does not comply with the official orders, regulations, and probation standards promulgated by the Attorney General.

Support of prisoners: For support of United States prisoners, in non-Federal institutions and in the Territory of Alaska, including necessary clothing and medical aid, discharge gratuities provided by law and transportation to place of conviction or place of bona fide residence in the United States, or such other place within the United States as may be authorized by the Attorney General; and including rent, repair, alteration, and maintenance of buildings and the maintenance of prisoners therein, occupied under authority of sections 4 and 5 of the Act of May 14, 1930 (U. S. C., title 18, sec. 753c, 753d); support of prisoners becoming insane during imprisonment, and who continue insane after expiration of sentence, who have no relatives or friends to whom they can be sent; shipping remains of deceased prisoners to their relatives or friends in the United States; and interment of deceased prisoners whose remains are unclaimed; expenses incurred in identifying, pursuing, and returning escaped prisoners and for rewards for their recapture; and for repairs, betterments, and improvements of United States jails, including sidewalks; $2,000,000.

Section 323 of part II of the Legislative Appropriation Act, approved June 30, 1932, except so much thereof as suspends the per diem for expenses of subsistence for witnesses, is hereby con-
continued in full force and effect during the fiscal year ending June 30, 1938; and for the purpose of making such section applicable to such fiscal year the figures "1933" shall be read as "1938."

None of the money appropriated by this title shall be used to pay any witness, juror, or bailiff more than one per diem for any one day's service even though he serves in more than one of such three capacities on the same day.

This title may be cited as the "Department of Justice Appropriation Act, 1938."

TITLE III—DEPARTMENT OF COMMERCE

OFFICE OF THE SECRETARY

Salaries: Secretary of Commerce, two Assistant Secretaries, and other personal services in the District of Columbia, including the Chief Clerk and Superintendent, who shall be chief executive officer of the Department and who may be designated by the Secretary of Commerce to sign minor routine official papers and documents during the temporary absence of the Secretary and the Assistant Secretaries of the Department, $352,000.

Contingent expenses: For contingent and miscellaneous expenses of the offices and bureaus of the Department, except the Patent Office, including those for which appropriations for contingent and miscellaneous expenses are specifically made, including professional and scientific books, lawbooks, books of reference, periodicals, blank books, pamphlets, maps, newspapers (not exceeding $1,500); purchase of atlases or maps; stationery; furniture and repairs to same; carpets, matting, oilcloth, file cases, towels, ice, brooms, soap, sponges; fuel, lighting, and heating; purchase and exchange of motortrucks and bicycles; purchase, including exchange, of two motor-propelled passenger-carrying vehicles for the general use of the Department; maintenance, repair, and operation of three motor-propelled passenger-carrying vehicles (one for the Secretary of Commerce and two for the general use of the Department), and motortrucks and bicycles, to be used only for official purposes; freight and express charges; postage to foreign countries; telegraph and telephone service; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; first-aid outfits for use in the buildings occupied by employees of this Department; and all other necessary miscellaneous items (not exceeding $50 for any one item) not included in the foregoing, $126,842, which sum shall constitute the appropriation for contingent expenses of the Department, except the Patent Office, and shall also be available for the purchase of necessary supplies and equipment for field services of bureaus and offices of the Department for which contingent and miscellaneous appropriations are specifically made in order to facilitate the purchase through the central purchasing office (Division of Purchases and Sales), as provided by law: Provided, That a statement of expenditures from this appropriation shall be reported to Congress in the annual Budget.

Traveling expenses: For all necessary traveling expenses under the Department of Commerce, including all bureaus and divisions thereunder, and traveling expenses for the examinations authorized by the Act entitled "An Act to provide for retirement for disability in the Lighthouse Service", approved March 4, 1925 (U. S. C., title 33, sec. 765), but not including travel properly chargeable to the appropriation herein for "Transportation of families and effects of officers and employees and allowances for living quarters", Bureau of Foreign and Domestic Commerce, $939,000.
Printing and binding: For all printing and binding for the Department of Commerce, including all of its bureaus, offices, institutions, and services in the District of Columbia and elsewhere, except the Patent Office, $500,000, of which $10,000 shall be immediately available: Provided, That an amount not to exceed $2,000 of this appropriation may be expended for salaries of persons detailed from the Government Printing Office for service as copy editors.

Departmental salaries: For personal services in the District of Columbia, $628,000, of which $5,000 shall be immediately available.

Establishment of air-navigation facilities: For the establishment of additional aids to air navigation, including the equipment of additional airmail routes for day and night flying; the construction of additional necessary lighting, radio, and other signaling and communicating structures and apparatus; the alteration and modernization of existing aids to air navigation; for personal services in the field; purchase, including exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles and aircraft for official use in field work; special clothing, wearing apparel, and suitable equipment for aviation purposes; and for the acquisition of the necessary sites by lease or grant, $3,037,800, of which $7,500 shall be immediately available: Provided, That in addition to the amount herein appropriated, the Secretary of Commerce may, prior to July 1, 1938, enter into contracts for the purchase, construction, and installation of additional air navigation aids not in excess of $2,000,000 and, prior to July 1, 1939, $2,000,000 additional may be obligated under contracts for such purchase, construction and installation of additional air navigation aids; Provided further, That the Secretary of Commerce before entering into any such contract shall personally certify that in his opinion it is necessary in the public interest: Provided further, That a full report of all such certifications and of all expenditures under this item shall be made to Congress on or before July 1, 1938.

Maintenance of air-navigation facilities: For all necessary expenses of operation, maintenance, and upkeep of existing aids to air navigation, including purchase, exchange, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles and aircraft; purchase of special clothing, wearing apparel, and suitable equipment for aviation purposes (including rubber boots, snowshoes, and skis); books of reference and periodicals; $5,698,700, of which $58,500 shall be immediately available.

Aircraft in commerce: To carry out the provisions of the Act approved May 20, 1926, entitled "An Act to encourage and regulate the use of aircraft in commerce, and for other purposes," as amended by the Act approved February 28, 1929, and the Acts approved June 19 and 20, 1934 (U. S. C., title 49, secs. 171-184), including personal services in the field; control of air traffic on civil airways at air terminals, including necessary equipment therefor; rent in the District of Columbia and elsewhere; contract stenographic reporting services; fees and mileage of witnesses; purchase of furniture and equipment; stationery and supplies, including medical supplies, typewriting, adding, and computing machines, accessories, and repairs; purchase, including exchange (not to exceed $5,000), maintenance, operation, and repair of motor-propelled passenger-carrying vehicles for official use in field work; replacement, by purchase or exchange, of aircraft (not to exceed $200,000); purchase of aircraft motors, aircraft and motor accessories, and spare parts; maintenance, operation, and repair of aircraft and aircraft motors;
purchasing of special clothing, wearing apparel, and similar equipment for aviation purposes; purchase of books of reference and periodicals; newspapers, reports, documents, plans, specifications, maps, manuscripts, and other publications; and all other necessary expenses (not exceeding $50 for any one item) not included in the foregoing; in all, $1,582,000, of which $11,000 shall be immediately available: Provided, That a statement of expenditures from this appropriation shall be reported to Congress in the annual Budget.

Safety and planning: Further to carry out the provisions of the Act approved May 20, 1926, entitled "An Act to encourage and regulate the use of aircraft in commerce, and for other purposes", as amended by the Act approved February 28, 1929, and the Acts approved June 19 and June 20, 1934, through safety research relative to aviation equipment, personnel, and operation methods; including not to exceed $75,000 for personal services in the District of Columbia and not to exceed $80,000 for personal services in the field; including not to exceed $1,000 for the purchase of books of reference and periodicals, reports, documents, plans, specifications, and manuscripts, $292,000.

The appropriation under title III herein for traveling expenses shall be available in an amount not to exceed $2,000 for expenses of attendance at meetings concerned with the promotion of civil aeronautics; and all expenses of illustrating the work of the Bureau of Air Commerce by showing of maps, charts, and graphs at such meetings when incurred on the written authority of the Secretary of Commerce and shall also be available for payments, at a rate of not to exceed 4 cents per mile, to maintenance and operating personnel, Bureau of Air Commerce, as reimbursement to such personnel of the expenses of the necessary travel in their personally owned automobiles in connection with the maintenance and operation of remotely controlled air-navigation facilities, all of which may be considered as being within the limits of the official post of duty of such personnel. Appropriations herein made for maintenance of air-navigation facilities and aircraft in commerce shall be available in a total amount of not to exceed $15,000 for expenses of packing, crating, and transporting household effects of employees, in any one case not to exceed six thousand pounds, when transferred from one official station to another for permanent duty: Provided, That section 3709 of the Revised Statutes of the United States (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the Bureau of Air Commerce when the aggregate amount involved does not exceed $100: Provided further, That no part of the appropriations made herein for the Bureau of Air Commerce shall be used for any purpose not authorized by the Air Commerce Act of 1926 as amended.

BUREAU OF FOREIGN AND DOMESTIC COMMERCE

Salaries and expenses, Washington Commerce Service: For the salary of the Director and other personal services in the District of Columbia, including the functions set forth under the Bureau of Foreign and Domestic Commerce, Department of Commerce, Appropriation Act for 1937, approved May 15, 1936, and for every necessary expense connected with collecting and compiling lists of foreign buyers and reports thereon; administration of the China Trade Act in the District of Columbia; collecting and compiling information regarding the restrictions and regulations of trade imposed by foreign countries; establishment, operation, and maintenance of
foreign trade zones in ports of entry of the United States, including contract stenographic reporting services and fees for mileage of witnesses; purchases for use in Washington or the field offices of furniture, equipment, stationery and supplies, typewriting, adding and computing, multigraphing, photostat, and other duplicating machines and devices, including their exchange and repair, telegraph and telephone service, accessories and repairs, books of reference, newspapers, periodicals, reports, documents, plans and specifications, freight, express, and drayage, streetcar fares, $543,800: Provided, That a statement of expenditures from this appropriation shall be reported to Congress in the annual Budget.

Domestic commerce and raw-materials investigations: For personal services of officers and employees to enable the Bureau of Foreign and Domestic Commerce to collect and compile information regarding the disposition and handling of raw materials and manufactures within the United States; and to investigate the conditions of production and marketing of foreign raw materials essential for American industries, $330,000.

District and cooperative office service: For all expenses necessary to operate and maintain district and cooperative offices, including personal services, rent outside of the District of Columbia, purchase of furniture and equipment, stationery and supplies, typewriting, adding, and computing machines, accessories, and repairs, purchase of maps, books of reference, and periodicals, reports, documents, plans, specifications, manuscripts, newspapers, both foreign and domestic (not exceeding $300), and all other publications necessary for the promotion of the commercial interests of the United States, and all other necessary incidental expenses (not exceeding $50 in any one case) not included in the foregoing, $323,000: Provided, That a statement of expenditures from this appropriation shall be reported to Congress in the annual Budget.

Customs statistics: For all expenses necessary for the operation of the section of customs statistics transferred to the Department of Commerce from the Treasury Department by the Act approved January 5, 1923 (U. S. C., title 15, sec. 194) and expenses connected with the monthly publication of statistics showing the United States exports and imports by customs districts and destinations, including personal services in the District of Columbia (not to exceed $120,000) and elsewhere; rent of or purchase of tabulating, punching, sorting, and other mechanical labor-saving machinery or devices, including adding, typewriting, billing, computing, mimeographic, multigraphing, photostat, and other duplicating machines and devices, including their exchange and repair; telegraph and telephone service; freight, express, drayage; tabulating cards, stationery, and miscellaneous office supplies; books of reference and periodicals; furniture and equipment; ice, water, heat, light, and power; streetcar fare; and all other necessary incidental expenses (not exceeding $50 in any one case) not included in the foregoing; $403,000: Provided, That a statement of expenditures from this appropriation shall be reported to Congress in the annual Budget, of which sum not to exceed $20,000 shall be available immediately.

Export industries: To enable the Bureau of Foreign and Domestic Commerce to investigate and report on domestic as well as foreign problems relating to the production, distribution, and marketing, insofar as they relate to the important export industries of the United States, including personal services, purchase of furniture and equipment, stationery and supplies, typewriting, adding and computing machines, accessories and repairs, books of reference and periodicals,
reports, documents, plans, specifications, manuscripts, and all other publications, rent outside of the District of Columbia, ice and drinking water for office purposes, and all other necessary incidental expenses (not exceeding $50 in any one case) connected therewith, $520,000: Provided, That a statement of expenditures from this appropriation shall be reported to Congress in the annual Budget.

Salaries and expenses, Foreign Commerce Service: For the promotion and development of the foreign commerce of the United States and for carrying out the provisions of the Act approved March 3, 1927, as amended (U. S. C., title 15, secs. 197-197f, 198), to establish in the Bureau of Foreign and Domestic Commerce, Department of Commerce, a Foreign Commerce Service of the United States, including personal services in the District of Columbia and elsewhere, the compensation of a clerk or clerks for each commercial attaché at a rate not to exceed $3,000 per annum for each person so employed, and to carry out the provisions of the Act entitled "China Trade Act, 1922", including rent outside of the District of Columbia, the purchase of necessary furniture and equipment, loss by exchange, stationery and supplies, typewriting, adding, duplicating, and computing machines, accessories and repairs, law books, books of reference, and periodicals, uniforms, maps, reports, documents, plans, specifications, manuscripts, newspapers (not exceeding $2,500), ice and drinking water for office purposes, and for every necessary incidental expense (not exceeding $50 in any one case) not included in the above. The purchase of supplies and equipment or the procurement of services in foreign countries may be made in the open market without compliance with section 3709 of the Revised Statutes of the United States (U. S. C., title 41, sec. 5) in the manner common among businessmen when the aggregate amount of the purchase or the service does not exceed $100 in any instance; Foreign Commerce Service officers are authorized to enter into leases for office quarters, payment in advance for rent, telephone, or other charges required by the customs of the country is hereby authorized; and for all other necessary expenses (not exceeding $50 in any one case) not included in the foregoing, $778,000: Provided, That a statement of expenditures from this appropriation shall be reported to Congress in the annual Budget.

Transportation of families and effects of officers and employees and allowances for living quarters: To pay the traveling expenses and expenses of transportation, under such regulations as the Secretary of Commerce may prescribe, of families and effects of officers and employees of the Bureau of Foreign and Domestic Commerce in going and returning from their posts, or when traveling under the order of the Secretary of Commerce, and also for defraying the expenses of preparing and transporting the remains of officers and employees of the Bureau of Foreign and Domestic Commerce who may die abroad or in transit, while in the discharge of their official duties, to their former homes in this country, or to a place not more distant, for interment, and for the ordinary expenses of such interment; to enable the Secretary of Commerce, under such regulations as he may prescribe, in accordance with the provisions of the Act entitled "An Act to amend the Act entitled 'An Act to establish in the Bureau of Foreign and Domestic Commerce of the Department of Commerce, a Foreign Commerce Service of the United States, and for other purposes,' approved March 3, 1927", approved April 12, 1930 (U. S. C., title 15, sec. 197f), to furnish the officers in the Foreign Commerce Service of the Bureau of Foreign and Domestic Commerce stationed in a foreign country, without cost to them and
within the limits of this appropriation, allowances for living quarters, heat, and light, notwithstanding the provisions of section 1765 of the Revised Statutes (U. S. C., title 5, sec. 70), $143,800: Provided, That the maximum allowance to any officer shall not exceed $1,700.

The appropriation herein under title III for traveling expenses shall be available in an amount not to exceed $5,000 for expenses of attendance at meetings concerned with the promotion of foreign and domestic commerce, or either, and also expenses of illustrating the work of the Bureau of Foreign and Domestic Commerce by showing of maps, charts, and graphs at such meetings, when incurred on the written authority of the Secretary of Commerce.

BUREAU OF THE CENSUS

For expenses for securing information for and compiling the census reports provided for by law, including personal services in the District of Columbia and elsewhere; compensation and expenses of enumerators, special agents, supervisors, supervisor’s clerks, and interpreters in the District of Columbia and elsewhere; the cost of transcribing State, municipal, and other records; temporary rental of quarters outside the District of Columbia; not to exceed $2,500 for the employment by contract of personal services for the preparation of monographs on census subjects; not to exceed $54,000 for constructing tabulating machines and repairs to such machinery and other mechanical appliances, including technical, mechanical, and other personal services in connection therewith in the District of Columbia and elsewhere, and the purchase of necessary machinery and supplies, $1,990,000 of which amount not to exceed $1,380,000 may be expended for personal services in the District of Columbia, including not to exceed $120,000 for temporary employees who may be appointed by the Director of the Census under civil-service rules, at per-diem rates to be fixed by him without regard to the provisions of the Classification Act of 1923, as amended, for the purpose of assisting in periodical inquiries.

The appropriation under title III herein for traveling expenses shall be available for the Census Bureau, in an amount not to exceed $500, for attendance at meetings concerned with the collection of statistics when incurred on the written authority of the Secretary of Commerce.

Salaries and expenses, Social Security Act: For salaries and necessary expenses for searching census records and supplying information incident to carrying out the provisions of the Social Security Act, approved August 14, 1935 (U. S. C., Supp. I, title 42, ch. 7), including personal services in the District of Columbia; binding records; supplies; services; repair to, and replacement parts for, office and mechanical equipment for the reproduction of census records, $25,000: Provided, That the procedure hereunder for the furnishing from census records of evidence for the establishment of age of individuals shall be pursuant to regulations approved jointly by the Secretary of Commerce and the Social Security Board.

Expenses of the sixteenth Census: For expenses preparatory to the taking of the sixteenth decennial census, including temporary employees who may be appointed by the Director of the Census under the civil-service rules for any period not to exceed June 30, 1942, at per-diem rates to be fixed by the Director of the Census without regard to the Classification Act of 1923, as amended; materials, supplies, equipment, services, and tabulation cards; $50,000, of which amount not to exceed $35,000 may be expended for personal services in the District of Columbia.
Departmental salaries: For the Director and other personal services in the District of Columbia, $297,540.

Salaries and general expenses: For salaries of shipping commissioners, inspectors, and other personal services; to enable the Secretary of Commerce to provide and operate such motor boats and employ such persons (including temporary employees) as may be necessary for the enforcement, under his direction, of laws relating to navigation and inspection of vessels, boarding of vessels, counting of passengers on excursion boats to prevent overcrowding, and to secure uniformity in the admeasurement of vessels; fees to witnesses; materials, supplies, equipment, and services, including rent and janitor service; purchase, exchange, and repair of instruments; plans and specifications; insignia, braid, and chin straps; coats, caps, and aprons for stewards' departments on vessels; and other incidental expenses of field offices, including contract stenographic reporting services in the District of Columbia and elsewhere; $2,114,460, of which not to exceed $50,000 may be used for the purchase by the Bureau of the boat "Waleda II": Provided, That $90,000 of the amount herein appropriated shall be available only for the payment of extra compensation for overtime services of local inspectors of steam vessels and their assistants, and United States shipping commissioners and their deputies and assistants, for which the United States receives reimbursement in accordance with the provisions of section 6 of the Act of May 27, 1936 (49 Stat., p. 1380).

NATIONAL BUREAU OF STANDARDS

Salaries and expenses: For carrying out the provisions of the Act establishing the National Bureau of Standards, approved March 3, 1901 (U. S. C., title 3, secs. 591, 597; title 15, secs. 271-278), and of Acts supplementary thereto affecting the functions of the Bureau, and specifically including the functions as set forth under the Bureau of Standards in the "Department of Commerce Appropriation Act, 1935," approved April 7, 1934, and for all necessary expenses, purchases, and personnel connected with administration and operation, testing, inspection and technical information service, research and development, and standards for commerce, including rental of laboratories in the field, communication service, transportation service; street-car fares not exceeding $100, expenses of the visiting committee, attendance of American member at the meeting of the International Committee of Weights and Measures; compensation and expenses of medical officers of the Public Health Service detailed to the National Bureau of Standards for the purpose of maintaining a first-aid station and making clinical observations; compiling and disseminating scientific and technical data; demonstrating the results of the Bureau's work by exhibits or otherwise as may be deemed most effective; purchases of supplies, materials, stationery, electric power, fuel for heat, light, and power, and accessories of all kinds needed in the work of the Bureau, including supplies for office, laboratory, shop, and plant, and cleaning and toilet supplies, gloves, goggles, rubber boots, and aprons; contingencies of all kinds; supplies for operation, maintenance, and repair of motortrucks and a passenger automobile for official use, including their exchange; purchases of equipment of all kinds, including its repair and exchange, including apparatus, machines, and tools, furniture, typewriters, adding machines, and other labor-saving devices, books, periodicals, and reference books, including their exchange when not needed for permanent use; trans-
Salaries.

Operation, etc.

Testing, inspection, and information services.

Research and development.

Standards for commerce.

Investigation of building materials.

Proviso.

Cooperative work with departments, etc., on scientific investigations.

Transfer of funds.

Salaries.

Operation and administration: For the general operation and administration of the Bureau; improvement and care of the grounds; plant equipment; necessary repairs and alterations to buildings; $272,000.

Testing, inspection, and information service: For calibrating and certifying measuring instruments, apparatus, and standards in terms of the national standards; the preparation and distribution of standard materials; the broadcasting of radio signals of standard frequency; the testing of equipment, materials, and supplies in connection with Government purchases; the improvement of methods of testing; advisory services to governmental agencies on scientific and technical matters; and supplying available information to the public, upon request, in the field of physics, chemistry, and engineering, $837,000.

Research and development: For the maintenance and development of national standards of measurement; the development of improved methods of measurement; the determination of physical constants and the properties of materials; the investigation of mechanisms and structures, including their economy, efficiency, and safety; the study of fluid resistance and the flow of fluids and heat; the investigation of radiation, radioactive substances, and X-rays; the study of conditions affecting radio transmission; the development of methods of chemical analysis and synthesis; and the investigation of the properties of rare substances; investigations relating to the utilization of materials, including lubricants and liquid fuels; the study of new processes and methods of fabrication; and the solutions of problems arising in connection with standards, $701,000.

Standards for commerce: For cooperation with Government purchasing agencies, industries, and national organizations in developing specifications and facilitating their use; for encouraging the application of the latest developments in the utilization and standardization of building materials; for the development of engineering and safety codes, simplified-practice recommendations, and commercial standards of quality and performance, $110,000.

Investigation of building materials: For personal services in the District of Columbia and elsewhere and all other necessary expenses for the first year of a two-year study of the properties and suitability of building materials, with particular reference to their use in low-cost housing, including the construction of such experimental structures as may be necessary for this purpose; and the publication and dissemination of the results thereof, $198,000: Provided, That no part of this sum shall be used to duplicate any work now being performed by the Forest Products Laboratory of the Department of Agriculture.

During the fiscal year 1938 the head of any department or independent establishment of the Government having funds available for scientific investigations and requiring cooperative work by the National Bureau of Standards on scientific investigations within the scope of the functions of that Bureau, and which the National Bureau of Standards is unable to perform within the limits of its appropriations, may, with the approval of the Secretary of Commerce, transfer to the National Bureau of Standards such sums as may be necessary to carry on such investigations. The Secretary of the Treasury shall transfer on the books of the Treasury Department any sums which may be authorized hereunder, and such amounts shall be placed to the credit of the National Bureau of Standards for performance of
work for the department or establishment from which the transfer is made, including, where necessary, compensation for personal services in the District of Columbia and in the field.

The appropriation under title III herein for traveling expenses shall be available for the Bureau of Standards in an amount not to exceed $3,000 for attendance at meetings concerned with standardization and research or either, when incurred on the written authority of the Secretary of Commerce.

Total, National Bureau of Standards, $2,118,000, of which amount not to exceed $1,875,000 may be expended for personal services in the District of Columbia.

BUREAU OF LIGHTHOUSES

Salaries: For the Commissioner and other personal services in the District of Columbia, $125,000.

General expenses: For supplies, including replacement of and necessary additions to existing equipment, repairs, maintenance, and incidental expenses of lighthouses and other lights, beacons, buoys, fog signals, lighting of rivers heretofore authorized to be lighted, light vessels, other aids to navigation, and lighthouse tenders, including the establishment, repair, and improvement of beacons and day marks, and purchase of land for same; establishment of post lights, buoys, submarine signals, and fog signals; construction of necessary outbuildings, including oil houses at light stations, at a cost not exceeding $2,500 at any one light station in any fiscal year; improvement of grounds and buildings connected with light stations and depots; restoring light stations and depots and buildings connected therewith: Provided, That such restoration shall be limited to the original purpose of the structures; wages of persons attending post lights; temporary employees and field force while engaged on works of general repair and maintenance, and laborers and mechanics at lighthouse depots; rations and provisions or commutation thereof for working parties in the field, officers and crews of light vessels and tenders, and officials and other authorized persons of the Lighthouse Service on duty on board of such tenders or vessels, and money accruing from commutation for rations and provisions for the above-named persons on board of tenders and light vessels or in working parties in the field may be paid on proper vouchers to the person having charge of the mess of such vessel or party; not exceeding $3,500 for packing, crating, and transporting personal household effects of employees, not to exceed six thousand pounds in any one case, when transferred from one official station to another for permanent duty; purchase of rubber boots, oilskins, rubber gloves, goggles, and coats, caps, and aprons for stewards' departments on vessels; reimbursement under rules prescribed by the Secretary of Commerce of keepers of light stations and masters of light vessels and of lighthouse tenders for rations and provisions and clothing furnished shipwrecked persons who may be temporarily provided for by them, not exceeding in all $1,000 in any fiscal year; fuel, light, and rent of quarters where necessary for keepers of lighthouses; purchase of land sites for fog signals; rent of necessary ground for all such lights and beacons as are for temporary use or to mark changeable channels and which in consequence cannot be made permanent; rent of offices, depots, and wharves; mileage; library books for light stations and vessels, and technical books and periodicals not exceeding $750; traveling expenses of teachers while actually employed by States or private persons to instruct the children of keepers of lighthouses; all other contingent expenses of district offices and depots, including the purchase of provisions for sale to
lighthouse keepers at isolated stations, and the appropriation reimbursed; purchase (not to exceed $5,000), exchange, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles for official use in field work; payment of rewards for the apprehension and conviction, or for information helpful to the apprehension and conviction of persons found interfering with aids to navigation maintained by the Lighthouse Service, in violation of section 6 of the Act of May 14, 1908 (U. S. C., title 33, sec. 761); $4,137,000.

Special projects, vessels, and aids to navigation: For constructing or purchasing and equipping lighthouse tenders and light vessels for the Lighthouse Service as may be specifically approved by the Secretary of Commerce, not to exceed $796,000; and for establishing and improving aids to navigation and other works as may be specifically approved by the Secretary of Commerce, $500,000; in all, $1,296,000, which sums shall be available for all expenditures, directly relating to the respective projects which are approved by the Secretary of Commerce.

Keepers of lighthouses: For salaries of not exceeding one thousand four hundred lighthouse and fog-signal keepers and persons attending lights, exclusive of post lights, $1,853,000.

Lighthouse vessels: For salaries and wages of officers and crews of light vessels and lighthouse tenders, including temporary employment when necessary, $2,226,000.

Superintendents, clerks, etc.: For salaries of eighteen superintendents of lighthouses, and of assistant superintendents, clerks, draftsmen, and other authorized permanent employees in the district offices and depots of the Lighthouse Service, exclusive of those regularly employed in the office of the Bureau of Lighthouses, District of Columbia, $729,900.

Retired pay: For retired pay of officers and employees engaged in the field service or on vessels of the Lighthouse Service, except persons continuously employed in district offices and shops, $654,000.

COAST AND GEODETIC SURVEY

For every expenditure requisite for and incident to the work of the Coast and Geodetic Survey, including maintenance, repair, exchange, and operation of motor-propelled or horse-drawn vehicles for official use in field work, purchase of motorcycles with side cars, including their exchange, not to exceed $500, surveying instruments, including their exchange, rubber boots, canvas and rubber gloves, goggles, and caps, coats, and aprons for stewards' departments on vessels, extra compensation at not to exceed $1 per day for each station to employees of the Lighthouse Service and the Weather Bureau while observing tides or currents or tending seismographs, services of one tide observer in the District of Columbia at not to exceed $1 per day, and compensation, not otherwise appropriated for, of persons employed in the field work, for operation, maintenance and repair of an airplane for photographic survey, and expenses incident to the execution of field work upon approval by the head of the Bureau, to be expended in accordance with the regulations relating to the Coast and Geodetic Survey subscribed by the Secretary of Commerce, and under the following heads:

Field expenses, Atlantic and Gulf coasts: For surveys and necessary resurveys of the Atlantic and Gulf coasts of the United States, including the coasts of outlying islands under the jurisdiction of the United States, and including the employment in the field and office of one physicist to develop survey methods based on transmission of sound through sea water and one temporary engineer to develop
instruments for aerial photographic surveying, $114,000: Provided, That not more than $85,000 of this amount shall be expended on the coasts of said outlying islands and the Atlantic entrance to the Panama Canal;

Pacific coast: For surveys and necessary resurveys of coasts on the Pacific Ocean under the jurisdiction of the United States, and including the employment in the field and office of one physicist to develop survey methods based on transmission of sound through seawater, $163,000;

Tides, currents, and so forth: For continuing researches in physical hydrography, relating to harbors and bars, and for tidal and current observations on the coasts of the United States, or other coasts under the jurisdiction of the United States, $12,700;

Coast Pilot: For compilation of the Coast Pilot, including the employment of such pilots and nautical experts, and stenographic help in the field and office as may be necessary for the same, $4,200;

Magnetic and seismological work: For continuing magnetic and seismological observations and to establish meridian lines in connection therewith in all parts of the United States; making magnetic and seismological observations in other regions under the jurisdiction of the United States; purchase of additional magnetic and seismological instruments; lease of sites where necessary and the erection of temporary magnetic and seismological buildings; and including the employment in the field and office of such magnetic and seismological observers, and instrument makers and stenographic services as may be necessary, $58,500;

Federal, boundary, and State surveys: For continuing lines of exact levels between the Atlantic, Pacific, and Gulf coasts; determining geographic positions by triangulation and traverse for the control of Federal, State, boundary, county, city, and other surveys and engineering works in all parts of the United States; including special geodetic surveys of first-order triangulation and leveling in regions subject to earthquakes, not exceeding $10,000; determining field astronomic positions and the variation of latitude, including the maintenance and operation of the latitude observatories at Ukiah, California, and Gaithersburg, Maryland, not exceeding $2,500 each; establishing lines of exact levels, determining geographic positions by triangulation and traverse, and making astronomic observations in Alaska; and continuing gravity observations in the United States and for making such observations in regions under the jurisdiction of the United States and also on islands and coasts adjacent thereto, $93,000, of which amount not to exceed $35,440 may be expended for personal services in the District of Columbia;

Miscellaneous objects: For the preparation or purchase of plans and specifications of vessels and the employment of such hull draftsmen in the field and office as may be necessary for the same; the reimbursement, under rules prescribed by the Secretary of Commerce, of officers of the Coast and Geodetic Survey for food, clothing, medicines, and other supplies furnished for the temporary relief of distressed persons in remote localities and to shipwrecked persons temporarily provided for by them, not to exceed a total of $500; actual necessary expenses of officers of the field force temporarily ordered to the office in the District of Columbia for consultation with the director, and not exceeding $3,000 for special surveys that may be required by the Bureau of Lighthouses or other proper authority, $3,600;

Vessels: For repair of vessels, exclusive of engineer's supplies and other ship chandlery, $68,300;
Pay of officers and men on vessels: For all necessary employees to man and equip the vessels, including professional seamen serving as mates on vessels of the Survey, to execute the work of the Survey herein provided for and authorized by law, $580,000;

Pay, commissioned officers: For pay and allowances prescribed by law for commissioned officers on sea duty and other duty, holding relative rank with officers of the Navy, including one director, six hydrographic and geodetic engineers with relative rank of captain, ten hydrographic and geodetic engineers with relative rank of commander, seventeen hydrographic and geodetic engineers with relative rank of lieutenant commander, forty-seven hydrographic and geodetic engineers with relative rank of lieutenant, sixty-one junior hydrographic and geodetic engineers with relative rank of lieutenant (junior grade), twenty-nine aides with relative rank of ensign, and including officers retired in accordance with existing law, $815,000: Provided, That the Secretary of Commerce may designate one of the hydrographic and geodetic engineers to act as assistant director;

Office force: For personal services, $572,000;

Office expenses: For purchase of new instruments (except surveying instruments), including their exchange, materials, equipment, replacement of one proving press, and supplies required in the instrument shop, carpenter shop, and chart division; books, scientific and technical books, journals, books of reference, map charts, and subscriptions; copper plates, chart paper, printer’s ink, copper, zinc and chemicals for electrotyping and photographing; engraving, printing, photographing, rubber gloves, and electrotyping supplies; photolithographing and printing charts for immediate use; stationery for office and field parties; transportation of instruments and supplies when not charged to party expenses; telegrams; washing; office furniture, repairs; miscellaneous expenses, contingencies of all kinds, not exceeding $90 for street-car fares, $59,600;

Aeronautical charts: For compilation and printing of aeronautical charts, including personal services in the District of Columbia (not to exceed $85,500), operation of an airplane for check flights, and aerial photographs, execution of ground surveys at air terminals, and the purchase of drafting, photographic, photolithographic, and printing supplies and equipment, $105,500.

Appropriations herein made for traveling expenses or for the Coast and Geodetic Survey shall not be available for allowance to civilian or other officers for subsistence while on duty at Washington (except as hereinbefore provided for officers of the field force ordered to Washington for short periods for consultation with the director), except as now provided by law.

The appropriation under title III herein for traveling expenses shall be available, in an amount not to exceed $150, for expenses of attendance at meetings concerned with the work of the Coast and Geodetic Survey when incurred on the written authority of the Secretary of Commerce.

BUREAU OF FISHERIES

Commissioner’s office: For the Commissioner and other personal services in the District of Columbia, $150,400.

Propagation of food fishes: For maintenance, repair, alteration, improvement, equipment, acquisition, and operation of fish-cultural stations, general propagation of food fishes and their distribution, including movement, maintenance, and repairs of cars and not to exceed $15,000 for purchase of trucks for fish distribution; maintenance, repair, and operation of motor-propelled passenger-carrying
vehicles for official use in the field; purchase of equipment (including rubber boots and oilskins), and apparatus; contingent expenses; pay of permanent employees not to exceed $387,030; temporary labor; not to exceed $10,000 for propagation and distribution of fresh-water mussels and the necessary expenses connected therewith, and not to exceed $10,000 for the purchase, collection, and transportation of specimens and other expenses incidental to the maintenance and operation of aquarium, of which not to exceed $5,000 may be expended for personal services in the District of Columbia, $929,000, including not to exceed $260,000 to establish or commence the establishment of those stations authorized by the Act approved May 21, 1930 (46 Stat. 371), for which the need is most urgent, and for the further development of stations heretofore established pursuant to the provisions of said Act, including the acquisition of necessary land, construction of buildings and ponds, water supply, improvements to grounds, purchase of equipment, and all other necessary expenses.

Maintenance of vessels: For maintenance and operation of vessels and launches, including purchase and repair of boats, apparatus, machinery, and other facilities required for use with the same, hire of vessels, temporary employees, and all other necessary expenses in connection therewith, including not to exceed $750 for the purchase of plans and specifications for vessels or for contract personal services for the preparation thereof, and money accruing from commutation of rations and provisions on board vessels may be paid on proper vouchers to the persons having charge of the mess of such vessels, $168,000, of which not to exceed $13,460 may be expended for pay of officers and employees of vessels of the Atlantic coast, and not to exceed $75,000 for pay of officers and crews of vessels for the Alaska Fisheries Service.

Commutation of rations (not to exceed $1 per day) may be paid to officers and crews of vessels of the Bureau of Fisheries during the fiscal year 1938 under regulations prescribed by the Secretary of Commerce.

Inquiry respecting food fishes: For inquiry into the cause of the decrease of food fishes in the waters of the United States, and for investigation and experiments in respect to the aquatic animals, plants, and waters, and screening of irrigation ditches and fishways, in the interests of fish culture and the fishery industries, including pay of permanent employees not to exceed $179,000; temporary employees, maintenance, repair, improvement, equipment, and operation of biological stations, preparation of reports, and not to exceed $500 for rent of suitable quarters in the District of Columbia for laboratory and storage purposes, $262,000.

Fishery industries: For collection and compilation of statistics of the fisheries and the study of their methods and relations, and the methods of preservation and utilization of fishery products, and to enable the Secretary of Commerce to execute the functions imposed upon him by the Act entitled "An Act authorizing associations of producers of aquatic products", approved June 25, 1934 (48 Stat., p. 1213), including pay of permanent employees not to exceed $60,000 of which amount not exceeding $8,620 may be expended for personal services in the District of Columbia, compensation of temporary employees, preparation of reports, contract stenographic reporting services, temporary employees in the District of Columbia not to exceed $2,600, and all other necessary expenses (not exceeding $60 in any one case) in connection therewith, including the purchase (not to exceed $1,100), exchange, maintenance, repair, and operation of motor-propelled, passenger-carrying vehicles for official use in the
field work of the Bureau of Fisheries, $73,600: Provided, That a statement of expenditures from this appropriation shall be reported to Congress in the annual Budget.

Fishery market news service: For collecting, publishing, and distributing, by telegraph, mail, or otherwise, information on the fishery industry, information on market supply and demand, commercial movement, location, disposition, and market prices of fishery products, with or without cooperation with any department or agency of the United States, or any State or Territory, or subdivision thereof, compensation of temporary employees, purchase of equipment and supplies, travel and preparation of reports, printing and binding, and all other necessary expenses (not exceeding $50 in any one case) connected therewith, $75,000, including pay of permanent employees, of which not to exceed $8,000 may be expended for personal services in the District of Columbia: Provided, That a statement of expenditures from this appropriation shall be reported to Congress in the annual Budget.

Alaska, general service: For protecting the seal fisheries of Alaska, including the furnishing of food, fuel, clothing, and other necessities of life to the natives of the Pribilof Islands of Alaska; not exceeding $20,000 for construction, improvement, repair, and alteration of buildings and roads, transportation of supplies to and from the islands, subsistence of agents and other employees while on said islands, hire and maintenance of vessels, purchase of sea otters, and for all expenses necessary to carry out the provisions of the Act entitled “An Act to protect the seal fisheries of Alaska, and for other purposes”, approved April 21, 1910 (U. S. C., title 16, secs. 631-658), and for the protection of the fisheries of Alaska, including pay of permanent employees not to exceed $69,900, contract stenographic reporting service, hire of boats, employment of temporary labor, and all other necessary expenses (not exceeding $50 in any one case) connected therewith, $274,000, of which $100,000 shall be available immediately: Provided, That a statement of expenditures from this appropriation shall be reported to Congress in the annual Budget.

Enforcement of black-bass law: To enable the Secretary of Commerce to carry into effect the Act entitled “An Act to amend the Act entitled ‘An Act to regulate interstate transportation of black bass, and for other purposes’, approved May 20, 1926” (U. S. C., title 16, secs. 851-856), approved duly 2, 1930 (46 Stat., pp. 845-847), $13,500, of which not to exceed $7,400 may be expended for personal services in the District of Columbia.

Mississippi Wild Life and Fish Refuge: For construction of buildings, boats, and ponds, for purchase of equipment, including boats, for maintenance, operation, repair, and improvements, including expenditures for personal services at the seat of government and elsewhere as may be necessary, as authorized in the Act approved June 7, 1924 (U. S. C., title 16, secs. 721-731), $17,900.

Whaling Treaty Act: To enable the Secretary of Commerce to execute the functions imposed upon him by “The Whaling Treaty Act”, approved May 1, 1936 (49 Stat. p. 1246), preparation of reports, and all other necessary expenses, $3,600, of which not to exceed $3,200 may be expended for personal services in the District of Columbia.

The appropriation herein under title III for traveling expenses shall be available, in an amount not to exceed $750, for expenses of attendance at meetings concerned with the work of the Bureau of Fisheries when incurred on the written authority of the Secretary of Commerce.
PATENT OFFICE

Salaries: For the Commissioner of Patents and other personal services in the District of Columbia, $3,380,000: Provided, That of the amount herein appropriated not to exceed $25,000 may be used for special and temporary services of typists certified by the Civil Service Commission, who may be employed in such numbers, at $4 per diem, as may, in the judgment of the Commissioner of Patents, be necessary to keep current the work of furnishing manuscript copies of records.

Photolithographing: For producing copies of weekly issue of drawings of patents and designs; reproduction of copies of drawings and specifications of exhausted patents, designs, trade marks, and other papers; such other papers when reproduced for sale to be sold at not less than cost plus 10 per centum; reproduction of foreign patent drawings; photo prints of pending application drawings; and photostat and photographic supplies and dry mounts, $190,000.

The headings of the drawings for patented cases may be multigraphed in the Patent Office for the purpose of photolithography.

Miscellaneous expenses: For purchase and exchange of law, professional, and other reference books and publications and scientific books; expenses of transporting publications of patents issued by the Patent Office to foreign governments; directories, furniture and filing cases; for investigating the question of public use or sale of inventions for two years or more prior to filing applications for patents, and such other questions arising in connection with applications for patents and the prior art as may be deemed necessary by the Commissioner of Patents; for expense attending defense of suits instituted against the Commissioner of Patents and for other contingent and miscellaneous expenses of the Patent Office, $47,000.

Printing and binding: For printing the weekly issue of patents, designs, trade marks, prints, and labels, exclusive of illustrations; and for printing, engraving illustrations, and binding the Official Gazette, including weekly and annual indices, $890,000; for miscellaneous printing and binding, $75,000; in all, $965,000.

The Appropriation under title III herein for traveling expenses shall be available, in an amount not to exceed $500, for expenses of attendance at meetings concerned with the work of the Patent Office when incurred on the written authority of the Secretary of Commerce.

This title may be cited as the "Department of Commerce Appropriation Act, 1938".

TITLE IV—DEPARTMENT OF LABOR

OFFICE OF THE SECRETARY

Salaries: Secretary of Labor, Assistant Secretary, Second Assistant Secretary, and other personal services in the District of Columbia, $923,500: Provided, That persons (not exceeding ten in number) now employed in the determination of wages pursuant to the provisions of the Act entitled "An Act to amend the Act approved March 3, 1931, relating to the rate of wages for laborers and mechanics employed by contractors and subcontractors on public buildings", approved August 30, 1935, may be continued in such employment and paid from the amount herein appropriated without regard to the provisions of the civil-service laws requiring competitive examinations.

Salaries and expenses, Division of Labor Standards: For salaries and expenses in connection with the promotion of health, safety, employment, stabilization, and amicable industrial relations for
labor and industry, $135,400, of which amount not to exceed $90,000 may be expended for personal services in the District of Columbia.

The appropriation under title IV for traveling expenses shall be available for expenses of attendance of cooperating officials and consultants at conferences concerned with the work of the Division of Labor Standards when called by the Division of Labor Standards with the written approval of the Secretary of Labor, and shall be available also in an amount not to exceed $2,000 for expenses of attendance at meetings related to the work of the Division of Labor Standards when incurred on the written authority of the Secretary of Labor.

Contingent expenses: For contingent and miscellaneous expenses of the offices and bureaus of the Department, for which appropriations for contingent and miscellaneous expenses are not specifically made, including the purchase of stationery, furniture, and repairs to the same, carpets, matting, oilcloths, file cases, towels, ice, brooms, soap, sponges, laundry, street-car fares not exceeding $400; purchase, exchange, maintenance, and repair of motorcycles and motor trucks; purchase of a passenger-carrying automobile for the general use of the Department and maintenance, operation, and repair of two motor-propelled passenger-carrying vehicles, to be used only for official purposes; freight and express charges; newspaper clippings not to exceed $1,200; postage to foreign countries, telegraph and telephone service; typewriters, adding machines, and other labor-saving devices; purchase and exchange of law books, books of reference, newspapers and periodicals, and, when authorized by the Secretary of Labor, dues for library membership in societies or associations which issue publications to members only or at a price to members lower than to subscribers who are not members, not exceeding $4,500; contract stenographic services; all other necessary miscellaneous expenses (not exceeding $50 in any one case) not included in the foregoing; and not to exceed $25,000 for purchase of certain supplies for the Immigration and Naturalization Service; in all, $115,100: Provided, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the Department of Labor when the aggregate amount involved does not exceed the sum of $100: Provided, That a statement of expenditures from this appropriation shall be reported to Congress in the annual Budget.

Traveling expenses: For all traveling expenses, except travel expenses incident to the deportation of aliens, under the Department of Labor, including all bureaus and divisions thereunder, $666,900.

Printing and binding: For printing and binding for the Department of Labor, including all its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, $250,000.

Commissioners of conciliation: To enable the Secretary of Labor to exercise the authority vested in him by section 8 of the Act creating the Department of Labor (U. S. C., title 5, sec. 611) and to appoint commissioners of conciliation, telegraph and telephone service, and not to exceed $80,000 for personal services in the District of Columbia, $273,000: Provided, That persons now employed in such conciliation work pursuant to authority contained under this head in the Second Deficiency Appropriation Act, fiscal year 1935, may be continued in such employment and paid from the amount herein appropriated.

Liaison with the International Labor Organization, Geneva, Switzerland, salaries and expenses: For a United States Labor Commissioner and other personal services in Geneva, Switzerland; compensation of interpreters, translators, and porters; transportation of
employees, their families, and effects, in going to and returning from foreign posts; rent, heat, light, and fuel; hire, maintenance, and operation of motor-propelled, passenger-carrying vehicles; purchase and exchange of foreign and domestic books, periodicals, and newspapers; purchase of furniture, stationery, and supplies; printing and binding; postage; telephone and other similar expenses, for which payment may be made in advance; necessary technical or special investigations in connection with matters falling within the scope of the International Labor Organization; allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a), not to exceed $1,700 for any person, and contingent and such other expenses in the United States and elsewhere as the Secretary of Labor may deem necessary, $21,000.

Division of Public Contracts, salaries and expenses: For personal services in the District of Columbia and elsewhere, in performing the duties imposed by the "Act to provide conditions for the purchase of supplies and the making of contracts by the United States, and for other purposes", approved June 30, 1936 (49 Stat., p. 2036), including supplies, stationery, printing and binding, telephone service, telegrams, furniture, office equipment, contract stenographic reporting services, and other necessary expenses, $315,000.

BUREAU OF LABOR STATISTICS

Salaries and expenses: For personal services, including temporary statistical clerks, stenographers, and typewriters in the District of Columbia, and including also experts and temporary assistants for field service outside of the District of Columbia; purchase of periodicals, documents, envelopes, price quotations, and reports and materials for reports and bulletins of said Bureau, $784,000, of which amount not to exceed $658,000 may be expended for the salary of the Commissioner and other personal services in the District of Columbia.

The appropriation for traveling expenses in title IV shall be available, in an amount not to exceed $2,000, for expenses of attendance at meetings concerned with the work of the Bureau of Labor Statistics when incurred on the written authority of the Secretary of Labor.

IMMIGRATION AND NATURALIZATION SERVICE

Salaries and expenses: For enforcement of the laws regulating the immigration to, the residence in, and the exclusion and deportation from the United States of aliens and persons subject to the Chinese exclusion laws; for enforcement of the laws authorizing a uniform rule for the naturalization of aliens; salaries, and other expenses of officers, clerks, and other employees appointed to enforce said laws; care, detention, maintenance, transportation and traveling expenses incident to the deportation and exclusion of aliens and persons subject to the Chinese exclusion laws, as authorized by law, in the United States and to, through, or in foreign countries; purchase of supplies and equipment, including alterations and repairs; purchase, exchange, operation, maintenance, and repair of motor-propelled vehicles, including passenger-carrying vehicles for official use in field work; arms, ammunition and accessories; cost of reports of decisions of the Federal courts and digests thereof for official use; verifications of legal papers; refunding of head tax, maintenance bills, and immigration fines, upon presentation of evidence showing conclusively that collection and deposit was made through error; mileage and fees to witnesses subpoenaed on behalf of the United States, and for all other expenses necessary to enforce said laws; $9,686,600, all to be expended under the direction of the Secretary
Commissioner, and
other services in the
District.

Provisions.

Vehicles.

Privately-owned
horses.

Allowance for living
quarters.

46 Stat. 818.
5 U. S. C. § 118a,
Overtime services of
inspectors, etc.

46 Stat. 1467.
8 U. S. C. §§ 109a,
109b.

Pay of assistants to
clerks of courts for-
bidden.

Payment of re-
wards.

Contract laborers.

39 Stat. 893.

41 Stat. 66.

Immigration sta-
tions.

Attendance at meet-
ings.

Children's Bureau.

Salaries and ex-
penes. Investigations, etc.

of Labor, of which amount not to exceed $555,000 may be expended
for the salary of the Commissioner of Immigration and Naturali-
zation and other personal services in the District of Columbia, includ-
ing services of persons authorized by law to be detailed there for
duty: Provided, That not to exceed $45,000 of the sum herein appro-
priated shall be available for the purchase, including exchange, of
motor-propelled passenger-carrying vehicles: Provided further, That
the Commissioner of Immigration and Naturalization, with the
approval of the Secretary of Labor, may contract with officers and
employees stationed outside of the District of Columbia, whose
salaries are payable from this appropriation, for the use, on official
business outside of the District of Columbia, of privately owned
horses, and the consideration agreed upon shall be payable from the
funds herein appropriated: Provided further, That not to exceed
$36,000 of the total amount herein appropriated shall be available for
allowances for living quarters, including heat, fuel, and light, as
authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec.
118a), not to exceed $1,700 for any person: Provided further, That
$120,000 of the amount herein appropriated shall be available only
for the payment of extra compensation for overtime services of
inspectors and employees of the Immigration and Naturalization
Service for which the United States receives reimbursement in
accordance with the provisions of the Act of March 2, 1931 (U. S.
C., title 8, secs. 109a and 109b): Provided further, That no part of
this appropriation shall be available for the compensation of assist-
ants to clerks of United States courts: Provided further, That not to
exceed $10,000 of the sum herein appropriated may be expended for
payment of rewards, when specifically authorized by the Secretary
of Labor, for information leading to the detection, arrest, or convic-
tion of persons violating the immigration or naturalization laws:
Provided further, That notwithstanding the provisions of the Act
of February 5, 1917 (U. S. C., title 8, sec. 109), authorizing the
Secretary of Labor to draw annually from the appropriations for
the enforcement of the laws regulating the immigration of aliens
into the United States, $200,000 or so much thereof as may be neces-
sary to enforce the law excluding contract laborers and induced and
assisted immigrants, not to exceed $95,000 of the sum herein appro-
priated may be expended for such purposes, and such expenditure
shall be made in strict compliance with the provisions of the Act of
July 11, 1919 (U. S. C., title 18, sec. 201).

Immigration stations: For remodeling, repairing (including repairs
to the ferryboat Ellis Island), renovating buildings, and purchase of
equipment, $100,000.

The appropriation under title IV for traveling expenses shall be
available in an amount not to exceed $400 for expenses of attend-
ance at meetings concerned with the work of the Bureau of Immigra-
tion and Naturalization when incurred on the written authority of
the Secretary of Labor.

Children's Bureau.

Salaries and ex-
penes. Investigations, etc.

Salaries and expenses: For expenses of investigating and report-
ing upon matters pertaining to the welfare of children and child
life, and especially to investigate the questions of infant mortality;
personal services, including experts and temporary assistants; pur-
chase of reports and material for the publication of the Children's
Bureau and for reprints from State, city, and private publications
for distribution when said reprints can be procured more cheaply
than they can be printed by the Government, and other necessary
expenses, $363,500, of which amount not to exceed $313,500 may be
expended for personal services in the District of Columbia.
Salaries and expenses: For all authorized and necessary administrative expenses of the Children’s Bureau in performing the duties imposed upon it by title V of the Social Security Act, approved August 14, 1935, including personal services, rentals, repairs, and alterations to buildings, in the District of Columbia and elsewhere; printing and binding; supplies; services; equipment; newspapers, books of reference, periodicals, and press clippings, $306,000.

In the administration of title V of the Social Security Act for the fiscal year 1938, payments to States for any quarter of the fiscal year 1938 under parts 1 and 2 may be made with respect to any State plan approved under such respective parts by the Chief of the Children’s Bureau prior to or during such quarter, but no such payment shall be made with respect to any plan for any period prior to the quarter in which such plan was submitted to the Chief of the Children’s Bureau for approval.

Grants to States for Maternal and Child Health Services
Grants to States for maternal and child health services, Children’s Bureau: For grants to States for the purpose of enabling each State to extend and improve services for promoting the health of mothers and children, as authorized in title V, part 1, of the Social Security Act, approved August 14, 1935 (49 Stat. 629-631), $3,700,000, to be available immediately: Provided, That in carrying out such part 1, the allotments to States and expenditures thereunder for the fiscal year 1938 are authorized to be made on the basis of a total of $3,800,000 for all States (as defined in such Act): Provided further, That any allotment to a State pursuant to section 502 (b) shall not be included in computing for the purposes of subsections (a) and (b) of section 504 an amount expended or estimated to be expended by the State.

Grants to States for Services for Crippled Children
Grants to States for services for crippled children, Children’s Bureau: For the purpose of enabling each State to extend and improve services for crippled children, as authorized in title V, part 2, of the Social Security Act, approved August 14, 1935 (49 Stat. 631-633), $2,800,000, to be available immediately: Provided, That in carrying out such part 2, the allotments to States (as defined in such Act) and expenditures thereunder for the fiscal year 1938 are authorized to be made on the basis of a total of $2,850,000 for all States.

Grants to States for Child-Welfare Services
Grants to States for child-welfare services, Children’s Bureau: For grants to States for the purpose of enabling the United States, through the Children’s Bureau, to cooperate with State public-welfare agencies in establishing, extending, and strengthening public-welfare services for the care of homeless or neglected children, or children in danger of becoming delinquent, as authorized in title V, part 3, of the Social Security Act, approved August 14, 1935 (49 Stat. 633), $1,475,000, to be available immediately: Provided, That in carrying out such part 3, the allotments to States (as defined in such Act) and expenditures thereunder for the fiscal year 1938 are authorized to be made on the basis of a total of $1,500,000 for all States.

The appropriation under title IV for traveling expenses shall be available for expenses of attendance of cooperating officials and consultants at conferences concerned with the administration of title
Salaries and expenses: For carrying out the provisions of the Act entitled “An Act to provide for the establishment of a national employment system and for cooperation with the States in the promotion of such system, and for other purposes”, approved June 6, 1933 (U. S. C., title 29, secs. 49-491); personal services and rent in the District of Columbia and elsewhere; law books, books of reference, newspapers and periodicals, printing and binding, supplies and equipment, telegraph and telephone service, and miscellaneous expenses, $777,000, including not to exceed $210,000 for personal services in the Department in the District of Columbia.

For payment to the several States in accordance with the provisions of the said Act of June 6, 1933 (U. S. C., title 29, secs. 49-491), as amended, $1,500,000: Provided, That apportionments for the fiscal year 1938 shall be on the basis of a total apportionment to all States of $3,000,000: Provided further, That amounts herein and hereafter appropriated, together with the unexpended balances of amounts heretofore appropriated, for payment to the several States in accordance with said Act of June 6, 1933, as amended, shall constitute one fund to remain available until expended, and the unused balances of amounts apportioned to the several States for the fiscal year 1936 for establishing and maintaining public employment offices shall be reapportioned among all the States, in accordance with said Act of June 6, 1933, as amended, without regard to the sufficiency therefor of said fund.

The appropriation under title IV for traveling expenses shall be available in an amount not to exceed $4,000 for expenses of attendance at meetings concerned with the work of the United States Employment Service when incurred on the written authority of the Secretary of Labor.

This title may be cited as the “Department of Labor Appropriation Act, 1938”.

SEC. 2. No part of the money appropriated under this Act shall be paid to any person for the filling of any position for which he or she has been nominated after the Senate has voted not to approve of the nomination of said person.

Approved, June 16, 1937.
[CHAPTER 361]

AN ACT

To further extend the period of time during which final proof may be offered by homestead and desert-land entrymen.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act entitled "An Act to extend the period of time during which final proof may be offered by homestead entrymen", approved May 15, 1932, as amended, is amended by striking out "December 31, 1935" and inserting in lieu thereof "December 31, 1936".

Approved, June 16, 1937.

[CHAPTER 362]

AN ACT

To expedite the dispatch of vessels from certain ports of call.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to expedite the dispatch of vessels carrying passengers operating on regular schedules and arriving at night or on a Sunday or a holiday at a port in the United States at which such vessel is required by law to report arrival and make entry and from which it is required to obtain a clearance, the collector of customs, or any deputy collector of customs designated by him, if the vessel departs during the same night, Sunday, or holiday on which it arrives may, under such regulations as may be prescribed jointly by the Secretary of Commerce and the Secretary of the Treasury, receive the report of arrival and entry of such vessel from and give clearance for such vessel to the master or other proper officer thereof on board such vessel: Provided, That bond, as prescribed in section 451 of the Tariff Act of 1930, is given to secure reimbursement to the Government for the compensation of, and expenses incurred by, such customs officers in performing such services, who shall be entitled to rates of compensation fixed on the same basis and payable in the same manner and upon the same terms and conditions as in the case of customs officers and employees assigned to lading or unlading at night or on Sunday or a holiday.

Approved, June 16, 1937.

[CHAPTER 364]

JOINT RESOLUTION

Authorizing the Secretary of War to receive for instruction at the United States Military Academy at West Point, Olmedo Alfaro, a citizen of Ecuador.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to permit Olmedo Alfaro, a citizen of Ecuador, to receive instruction at the United States Military Academy at West Point: Provided, That no expense shall be caused to the United States thereby, and the said Olmedo Alfaro shall agree to comply with all regulations for the police and discipline of the academy, to be studious, and to give his utmost efforts to accomplish the courses in the various departments of instruction, and that he shall not be admitted to the academy until he shall have passed the mental and physical examinations prescribed for candidates from the United States, and that he shall be immediately withdrawn if deficient in studies or in conduct and so recommended by the academic board: Provided further, That in the case of said Olmedo Alfaro the provisions of sections 1520 and 1521 of the Revised Statutes shall be suspended.

Approved, June 18, 1937.
Criminal Code, amendment.

Death penalty; State law to govern manner of infliction. Use of local facilities, etc.

Where State has no provision for infliction of death penalty.

AN ACT

To provide for the manner of inflicting the punishment of death.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 323 of the Criminal Code of the United States (U. S. C., title 18, sec. 542) be, and the same is hereby, amended to read as follows:

"SEC. 323. The manner of inflicting the punishment of death shall be the manner prescribed by the laws of the State within which the sentence is imposed. The United States marshal charged with the execution of the sentence may use available State or local facilities and the services of an appropriate State or local official or employ some other person for such purpose, and pay the cost thereof in an amount approved by the Attorney General. If the laws of the State within which sentence is imposed make no provision for the infliction of the penalty of death, then the court shall designate some other State in which such sentence shall be executed in the manner prescribed by the laws thereof."

Approved, June 19, 1937.

AN ACT

To amend the Inland Waterways Corporation Act, approved June 3, 1924, as amended; authorising the Secretary of War to extend the services and operations of the Inland Waterways Corporation to the Savannah River.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to create the Inland Waterways Corporation for the purpose of carrying out the mandate and purpose of Congress as expressed in sections 201 and 500 of the Transportation Act, and for other purposes", approved June 3, 1924, as amended, be further amended by adding at the end thereof the following new section:

"SEC. 7. The Secretary of War is authorized to extend the services and operations of the Inland Waterways Corporation to the Savannah River, under the same terms and conditions as are prescribed for the extension of such services and operations to any tributary or connecting waterway of the Mississippi River in section 3 (b) of this Act, as amended by section 2 of the Act approved May 29, 1928 (45 Stat. 979)."

Approved, June 19, 1937.

AN ACT

To amend the Federal Register Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 11 of the Federal Register Act, approved July 26, 1935 (49 Stat. 500), is hereby amended to read as follows:

"SEC. 11. (a) On July 1, 1938, and on the same date of every fifth year thereafter, each agency of the Government shall have prepared and shall file with the Administrative Committee a complete codification of all documents which, in the opinion of the agency, have general applicability and legal effect and which have been issued or promulgated by such agency and are in force and effect and relied upon by the agency as authority for, or invoked or used by it in the
discharge of, any of its functions or activities on June 1, 1938. The Committee shall, within ninety days thereafter, report thereon to the President, who may authorize and direct the publication of such codification in special or supplemental editions of the Federal Register.

“(b) There is hereby established a Codification Board, which shall consist of six members: The Director of the Division of the Federal Register, chairman ex officio; three attorneys of the Department of Justice, designated by the Attorney General; and two attorneys of the Division of the Federal Register, designated by the Archivist. The Board shall supervise and coordinate the form, style, arrangement, and indexing of the codifications of the various agencies.

“(c) The codified documents of the several agencies published in the supplemental edition of the Federal Register pursuant to the provisions of subsection (a) hereof, as amended by documents subsequently filed with the Division, and published in the daily issues of the Federal Register, shall be prima-facie evidence of the text of such documents and of the fact that they are in full force and effect on and after the date of publication thereof.

“(d) The Administrative Committee shall prescribe, with the approval of the President, regulations for carrying out the provisions of this section.”

Approved, June 19, 1937.

[CHAPTER 376] AN ACT

To amend the provisions of the pension laws for peace-time service to include Reserve officers and members of the Enlisted Reserves.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Veterans’ Regulation 1(a), part II, paragraph 1(a), be amended to read as follows:

“1. (a) For disability resulting from personal injury or disease contracted in line of duty or for aggravation of a preexisting injury or disease contracted or suffered in line of duty when such disability was incurred in or aggravated by active military or naval service other than in a period of war service as provided in part I, the United States will pay to any person thus disabled and who was honorably discharged from such period of service in which said injury or disease was incurred, or preexisting injury or disease was aggravated, a pension as hereinafter provided, but no pension shall be paid if the disability is the result of the person’s own misconduct: Provided, That active service, including service for training purposes, performed by a Reserve officer or member of the Enlisted Reserves of the United States Army, Navy, or Marine Corps, shall be considered as active military or naval service for the purpose of granting benefits under part II hereof, and it shall not be required that such Reserve officer or enlisted man shall have been discharged from the service. Pension under this paragraph shall not be paid concurrently with active duty pay or employees’ compensation. Where a person who is eligible for pension hereunder is also eligible for the benefits of Employees’ Compensation Act, he shall elect which benefit he shall receive. This amendment shall be effective June 15, 1933, but payment of pension hereunder shall be effective from the date of receipt in the Veterans’ Administration of application therefor or the date of enactment of this amendment, whichever is the later.”

Approved, June 23, 1937.
June 24, 1937

[CHAPTER 377] AN ACT

To authorize the coinage of 50-cent pieces in commemoration of the seventy-fifth anniversary of the Battle of Antietam.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the seventy-fifth anniversary of the Battle of Antietam there shall be coined at one mint only of the United States to be designated by the Director of the Mint not to exceed fifty thousand silver 50-cent pieces of standard size, weight, and composition and of a special appropriate single design to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, but the United States shall not be subject to the expense of making the necessary dies and other preparations for this coinage.

Sec. 2. The coins herein authorized shall bear the date 1937, irrespective of the year in which they are minted or issued, shall be legal tender in any payment to the amount of their face value, and shall be issued only upon the request of the Washington County Historical Society of Hagerstown, Maryland, upon payment by it of the par value of such coins, but not less than twenty-five thousand such coins shall be issued to it at any one time and no such coins shall be issued after the expiration of one year after the date of enactment of this Act. Such coins may be disposed of at par or at a premium by such Washington County Historical Society of Hagerstown, Maryland, subject to the approval of the Director of the Mint, and the net proceeds shall be used by it in defraying the expenses incidental and appropriate to the commemoration of such event.

Sec. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same, regulating and guarding the process of coinage, providing for the purchase of material, and for the transportation, distribution, and redemption of coins, for the prevention of debasement or counterfeiting, for the security of the coins, or for any other purposes, whether such laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized.

Approved, June 24, 1937.

June 24, 1937

[CHAPTER 381] AN ACT

Providing for the suspension of annual assessment work on mining claims held by location in the United States.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of section 2824 of the Revised Statutes of the United States, which requires on each mining claim located, and until a patent has been issued therefor, not less than $100 worth of labor to be performed or improvements aggregating such amount to be made each year, be, and the same is hereby, suspended as to all mining claims in the United States during the year beginning at 12 o'clock meridian July 1, 1936, and ending at 12 o'clock meridian July 1, 1937: Provided, That the provisions of this Act shall not apply in the case of any claimant not entitled to exemption from the payment of a Federal income tax for the taxable year 1936: Provided further, That every claimant of any such mining claim, in order to obtain the benefits of this Act, shall file, or cause to be filed, in the office where the location notice or certificate is recorded, on or before 12 o'clock meridian July 1, 1937, a notice of his desire to hold said
mining claim under this Act, which notice shall state that the claimant, or claimants, were entitled to exemption from the payment of a Federal income tax for the taxable year 1936: Provided further, That such suspension of assessment work shall not apply to more than six lode-mining claims held by the same person, nor to more than twelve lode-mining claims held by the same partnership, association, or corporation: And provided further, That such suspension of assessment work shall not apply to more than six placer-mining claims not to exceed one hundred and twenty acres (in all) held by the same person, nor to more than twelve placer-mining claims not to exceed two hundred and forty acres (in all) held by the same partnership, association, or corporation.

Approved, June 24, 1937.

[CHAPTER 382]

AN ACT

To amend an Act entitled "An Act to establish a retirement system for employees of carriers subject to the Interstate Commerce Act, and for other purposes", approved August 29, 1935.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

PART I

That the Act of August 29, 1935, entitled "An Act to establish a retirement system for employees of carriers subject to the Interstate Commerce Act, and for other purposes", be, and it is hereby, amended to read as follows:

"DEFINITIONS

"SECTION 1. For the purposes of this Act—

"(a) The term 'employer' means any carrier (as defined in subsection (m) of this section), and any company which is directly or indirectly owned or controlled by one or more such carriers or under common control therewith, and which operates any equipment or facility or performs any service (except trucking service, casual service, and the casual operation of equipment or facilities) in connection with the transportation of passengers or property by railroad, or the receipt, delivery, elevation, transfer in transit, refrigeration or icing, storage, or handling of property transported by railroad, and any receiver, trustee, or other individual or body, judicial or otherwise, when in the possession of the property or operating all or any part of the business of any such employer: Provided, however, That the term 'employer' shall not include any street, interurban, or suburban electric railway, unless such railway is operating as a part of a general steam-railroad system of transportation, but shall not exclude any part of the general steam-railroad system of transportation now or hereafter operated by any other motive power. The Interstate Commerce Commission is hereby authorized and directed upon request of the Board, or upon complaint of any party interested, to determine after hearing whether any line operated by electric power falls within the terms of this proviso. The term 'employer' shall also include railroad associations, traffic associations, tariff bureaus, demurrage bureaus, weighing and inspection bureaus, collection agencies and other associations, bureaus, agencies, or organizations controlled and maintained wholly or principally by two or more employers as hereinafore defined and engaged in the performance of services in connection with or incidental to railroad transpor-
"Employee."

"(b) The term 'employee' means (1) any individual in the service of one or more employers for compensation, (2) any individual who is in the employment relation to one or more employers, and (3) an employee representative. The term 'employee' shall include an employee of a local lodge or division defined as an employer in subsection (a) only if he was in the service of or in the employment relation to a carrier on or after the enactment date. The term 'employee representative' means any officer or official representative of a railway labor organization other than a labor organization included in the term 'employer' as defined in section 1 (a) who before or after the enactment date was in the service of an employer as defined in section 1 (a) and who is duly authorized and designated to represent employees in accordance with the Railway Labor Act, as amended, and any individual who is regularly assigned to or regularly employed by such officer or official representative in connection with the duties of his office.

"Employee Service defined."

"(c) An individual is in the service of an employer whether his service is rendered within or without the United States if he is subject to the continuing authority of the employer to supervise and direct the manner of rendition of his service, which service he renders for compensation: Provided, however, That an individual shall be deemed to be in the service of an employer not conducting the principal part of its business in the United States only when he is rendering service to it in the United States.

"Employee Place of employment."

"(d) An individual is in the employment relation to an employer if he is on furlough, subject to call for service within or outside the United States and ready and willing to serve, or on leave of absence, or absent on account of sickness or disability; all in accordance with the established rules and practices in effect on the employer: Provided, however, That an individual shall not be deemed to have been in the employment relation to an employer not conducting the principal part of its business in the United States unless during the last pay-roll period in which he rendered service to it prior to the enactment date, he rendered service to it in the United States.

"Employee Status of person employed within, for United States."

"(e) The term 'United States', when used in a geographical sense, means the States, Alaska, Hawaii, and the District of Columbia.

"Employee Years of service."

"(f) The term 'years of service' shall mean the number of years an individual as an employee shall have rendered service to one or more employers for compensation or received remuneration for time lost, and shall be computed in accordance with the provisions of section 3 (b): Provided, however, That where service prior to the enactment date may be included in the computation of years of service as provided in subdivision (1) of section 3 (b), it may be included as to service rendered to a person which was on the enactment date an employer, irrespective of whether, at the time such service was rendered, such person was an employer; and it may also be included as to service rendered to any express company, sleeping-car company, or carrier by railroad which was a predecessor of a company which, on the enactment date, was a carrier as defined in subsection (m), irrespective of whether, at the time such service was rendered to such predecessor, it was an employer. Twelve calendar months, consecutive or otherwise, in each of which an employee has rendered such
service or received such wages for time lost, shall constitute a year of
service. An ultimate fraction of six months or more shall be taken
as one year. An ultimate fraction of less than six months shall be
taken at its actual value.

"(g) The term ‘annuity’ means a monthly sum which is payable on
the 1st day of each calendar month for the accrual during the pre-
ceding calendar month.

"(h) The term ‘compensation’ means any form of money remunera-
tion earned by an individual for services rendered as an employee to
one or more employers, or as an employee representative, including
remuneration paid for time lost as an employee, but remuneration
paid for time lost shall be deemed earned in the month in which
such time is lost. Such term does not include tips, or the voluntary
payment by an employer, without deduction from the remuneration
of the employee, of any tax now or hereafter imposed with respect to
the compensation of such employee.

"(i) The term ‘Board’ means the Railroad Retirement Board.

"(j) The term ‘enactment date’ means the 29th day of August 1935.

"(k) The term ‘company’ includes corporations, associations, and
joint-stock companies.

"(l) The term ‘employee’ includes an officer of an employer;

"(m) The term ‘carrier’ means an express company, sleeping-car
company, or carrier by railroad, subject to part I of the Interstate
Commerce Act.

"(n) The term ‘person’ means an individual, a partnership, an
association, a joint-stock company, or a corporation.

"ANNUITIES

"Sec. 2. (a) The following-described individuals, if they shall have
been employees on or after the enactment date, shall, subject to the
conditions set forth in subsections (b), (c), and (d), be eligible for
annuities after they shall have ceased to render compensated service
to any person, whether or not an employer as defined in section 1
(a) (but with the right to engage in other employment to the extent
not prohibited by subsection (d)):

1. Individuals who on or after the enactment date shall be sixty-
five years of age or over.

2. Individuals who on or after the enactment date shall be sixty-
years of age or over and (a) either have completed thirty years of
service or (b) have become totally and permanently disabled for
regular employment for hire, but the annuity of such individuals
shall be reduced one one-hundred-and-eightieth for each calendar
month that they are under age sixty-five when the annuity begins
to accrue.

3. Individuals, without regard to age, who on or after the enact-
ment date are totally and permanently disabled for regular employ-
ment for hire and shall have completed thirty years of service.

Such satisfactory proof of the permanent total disability and
of the continuance of such disability until age sixty-five shall be
made from time to time as may be prescribed by the Board. If the
individual fails to comply with the requirements prescribed by the
Board as to proof of the disability or the continuance of the dis-
ability until age sixty-five, his right to an annuity under subdivision
2 or subdivision 3 of this subsection by reason of such disability
shall, except for good cause shown to the Board, cease, but without
prejudice to his rights under subdivision 1 or 2 (a) of this sub-
section. If, prior to attaining age sixty-five, such an individual
recovers and is no longer disabled for regular employment for hire,
his annuity shall cease upon the last day of the month in which
he so recovers and if after such recovery the individual is granted an annuity under subdivision 1 or 2 (a) of this subsection, the amount of such annuity shall be reduced on an actuarial basis to be determined by the Board so as to compensate for the annuity previously received under this subdivision.

"(b) An annuity shall be paid only if the applicant shall have relinquished such rights as he may have to return to the service of an employer and of the person by whom he was last employed; but this requirement shall not apply to the individuals mentioned in subdivision 2 (b) and subdivision 3 of subsection (a) prior to attaining age sixty-five.

"(c) An annuity shall begin to accrue as of a date to be specified in a written application (to be made in such manner and form as may be prescribed by the Board and to be signed by the individual entitled thereto), but—

"(1) not before the date following the last day of compensated service of the applicant, and

"(2) not more than sixty days before the filing of the application.

"(d) No annuity shall be paid with respect to any month in which an individual in receipt of an annuity hereunder shall render compensated service to an employer or to the last person by whom he was employed prior to the date on which the annuity began to accrue. Individuals receiving annuities shall report to the Board immediately all such compensated service.

"COMPUTATION OF ANNUITIES

\[ \text{Sec. 3. (a)} \]

The annuity shall be computed by multiplying an individual’s ‘years of service’ by the following percentages of his ‘monthly compensation’: 2 per centum of the first $50; 1\%\% per centum of the next $100; and 1 per centum of the next $150.

"(b) The ‘years of service’ of an individual shall be determined as follows:

"(1) In the case of an individual who was an employee on the enactment date, the years of service shall include all his service subsequent to December 31, 1936, and if the total number of such years is less than thirty, then the years of service shall also include his service prior to January 1, 1937, but not so as to make his total years of service exceed thirty: Provided, however, That with respect to any such individual who rendered service to any employer after January 1, 1937, and who on the enactment date was not an employee of an employer conducting the principal part of its business in the United States no greater proportion of his service rendered prior to January 1, 1937, shall be included in his ‘years of service’ than the proportion which his total compensation (including compensation in any month in excess of $300) for service after January 1, 1937, rendered anywhere to an employer conducting the principal part of its business in the United States or rendered in the United States to any other employer bears to his total compensation (including compensation in any month in excess of $300) for service rendered anywhere to an employer after January 1, 1937.

"(2) In all other cases, the years of service shall include only the service subsequent to December 31, 1936.

"(3) Where the years of service include only part of the service prior to January 1, 1937, the part included shall be taken in reverse order beginning with the last calendar month of such service.
“(4) In no case shall the years of service include any service rendered after June 30, 1937, by an individual who is sixty-five years of age or over, except for the purpose of computing his monthly compensation as provided in subsection (c) of this section.

“(c) The ‘monthly compensation’ shall be the average compensation earned by an employee in calendar months included in his ‘years of service’, except (1) that with respect to service prior to January 1, 1937, the monthly compensation shall be the average compensation earned by an employee in calendar months included in his years of service in the years 1924-1931, and (2) that where service in the period 1924-1931 is, in the judgment of the Board, insufficient to constitute a fair and equitable basis for determining the monthly compensation for service prior to January 1, 1937, the Board shall determine the monthly compensation for such service in such manner as in its judgment shall be just and equitable. If the employee earned compensation after June 30, 1937, and after the last day of the month in which he attained age sixty-five, such compensation shall be disregarded if the result of taking such compensation into account would be to diminish his annuity. In computing the monthly compensation, no part of any month’s compensation in excess of $300 shall be recognized.

“(d) The annuity of an individual who shall have been an employee representative shall be determined in the same manner and with the same effect as if the employee organization by which he shall have been employed were an employer.

“(e) If the individual was an employee when he attained age sixty-five and has completed twenty years of service, the minimum annuity payable to him shall be $40 per month: Provided, however, That if the monthly compensation on which his annuity is based is less than $50, his annuity shall be 80 per centum of such monthly compensation, except that if such 80 per centum is less than $20, the annuity shall be $20 or the same amount as the monthly compensation, whichever is less. In no case shall the value of the annuity be less than the value of the additional old-age benefit he would receive under title II of the Social Security Act if his service as an employee after December 31, 1936, were included in the term ‘employment’ as defined therein.

“(f) Annuity payments due an individual but not yet paid at death shall be paid to a surviving spouse if such spouse is entitled to an annuity under an election made pursuant to the provisions of section 4; otherwise they shall be paid to the same individual or individuals who may be entitled to receive any death benefit that may be payable under the provisions of section 5.

“(g) No annuity shall accrue with respect to the calendar month in which an annuitant dies.

“(h) After an annuity has begun to accrue, it shall not be subject to recomputation on account of service rendered thereafter to an employer, except as provided in subdivision 3 of section 2 (a).

“(i) If an annuity is less than $2.50, it may, in the discretion of the Board, be paid quarterly or in a lump sum equal to its commuted value as determined by the Board.

“JOINT AND SURVIVOR ANNUITY

“Sec. 4. An individual whose annuity shall not have begun to accrue may elect prior to January 1, 1938, or at least five years before the date on which his annuity begins to accrue, or upon furnishing proof of health satisfactory to the Board, to have the value of his annuity apply to the payment of a reduced annuity to him during life and
an annuity after his death to his spouse during life equal to, or 75 per centum of, or 50 per centum of such reduced annuity. The amounts of the two annuities shall be such that their combined actuarial value as determined by the Board shall be the same as the actuarial value of the single-life annuity to which the individual would otherwise be entitled. Such election shall be irrevocable, except that it shall become inoperative if the individual or the spouse dies before the annuity begins to accrue or if the individual's marriage is dissolved or if the individual shall be granted an annuity under subdivision 3 of section 2 (a): Provided, however, That the individual may, if his marriage is dissolved before the date his annuity begins to accrue, or if his annuity under subdivision 3 of section 2 (a) ceases because of failure to make the required proof of disability, make a new election under the conditions stated in the first sentence of this subsection. The annuity of a spouse under this subsection shall begin to accrue on the first day of the calendar month in which the death of the individual occurs.

**Death Benefits**

"Sec. 5. The following benefits shall be paid with respect to the death of individuals who were employees after December 31, 1936:

"(a) If the deceased should not be survived by a widow or widower who is entitled to an annuity under an election made pursuant to the provisions of section 4, there shall be paid to such person or persons as the deceased may have designated by a writing filed with the Board prior to his death, or if there be no designation, to the legal representative of the deceased, the amount, if any, by which 4 per centum of the aggregate compensation earned by the deceased after December 31, 1936, exceeds the sum of the total of the annuity payments actually made to the deceased plus the total of the annuity payments due the deceased but not yet paid at death. If the person or persons designated to receive the death benefit do not survive the deceased, the death benefit shall be paid to the legal representative of the deceased.

"(b) If the deceased should be survived by a widow or widower entitled to an annuity under an election made pursuant to the provisions of section 4, there shall, on the death of the widow or widower, be paid to such person or persons as the deceased may have designated by a writing filed with the Board prior to his death, or if there be no designation, to the legal representative of the deceased, the amount, if any, by which 4 per centum of the aggregate compensation earned by the deceased after December 31, 1936, exceeds the sum of the total of the annuity payments actually made to the deceased plus the total of the annuity payments actually made to the widow or widower under an election made pursuant to the provisions of section 4 and under the provisions of section 3 (f), plus the total of the annuity payments due the widow or widower but not yet paid at death. If the person or persons designated to receive the death benefit do not survive the widow or widower, the death benefit shall be paid to the legal representative of the deceased.

"In computing the aggregate compensation for the purpose of this section, no part of any month's earnings in excess of $300 shall be recognized.

**Pensions to Individuals on Pension or Gratuity Rolls of Employers**

"Sec. 6. (a) Beginning July 1, 1937, each individual then on the pension or gratuity roll of an employer by reason of his employment, who was on such roll on March 1, 1937, shall be paid on July 1, 1937,
and on the 1st day of each calendar month thereafter during his life, a pension at the same rate as the pension or gratuity granted to him by the employer without diminution by reason of a general reduction or readjustment made subsequent to December 31, 1930, and applicable to pensioners of the employer: Provided, however, That no pension payable under this section shall exceed $120 monthly: And provided further, That no individual on the pension or gratuity roll of an employer not conducting the principal part of its business in the United States shall be paid a pension under this section unless, in the judgment of the Board, he was, on March 1, 1937, carried on the pension or gratuity roll as a United States pensioner.

"(b) No individual covered by this section who was on July 1, 1937, eligible for an annuity under this Act or the Railroad Retirement Act of 1935, based in whole or in part on service rendered prior to January 1, 1937, shall receive a pension payment under this section subsequent to the payment due on October 1, 1937, or due on the 1st day of the month in which the application for an annuity of such individual has been awarded and certified by the Board, whichever of the two dates is earlier. The annuity claims of such individuals who receive pension payments under this section shall be adjudicated in the same manner and with the same effect as if no pension payments had been made: Provided, however, That no such individual shall be entitled to receive both a pension under this section and an annuity under this Act or the Railroad Retirement Act of 1935, and in the event pension payments have been made to any such individual in any month in which such individual is entitled to an annuity under this Act or the Railroad Retirement Act of 1935, the difference between the amounts paid as pensions and the amounts due as annuities shall be adjusted in accordance with such rules and regulations as the Board may deem just and reasonable.

"(c) The pension paid under this section shall not be considered to be in substitution for that part of the pension or gratuity from the employer which is in excess of a pension or gratuity at the rate of $120 a month.

"Sec. 7. Nothing in this Act or the Railroad Retirement Act of 1935 shall be taken as restricting or discouraging payment by employers to retired employees of pensions or gratuities in addition to the annuities or pensions paid to such employees under such Acts, nor shall such Acts be taken as terminating any trust heretofore created for the payment of such pensions or gratuities.

"CONCLUSIVENESS OF RETURNS OF COMPENSATION AND OF FAILURE TO MAKE RETURNS OF COMPENSATION

"Sec. 8. Employers shall file with the Board, in such manner and form and at such times as the Board by rules and regulations may prescribe, returns under oath of monthly compensation of employees, and, if the Board shall so require, shall furnish employees with statements of their monthly compensation as reported to the Board. Any such return shall be conclusive as to the amount of compensation earned by an employee during each month covered by the return, and the fact that no return was made of the compensation claimed to be earned by an employee during a particular calendar month shall be taken as conclusive that no compensation was earned by such employee during that month, unless the error in the amount of compensation returned in the one case, or the failure to make return of the compensation in the other case, is called to the attention of the Board within four years after the last date on which return of the compensation was required to be made.
"ERRONEOUS PAYMENTS"

"SEC. 9. (a) If the Board finds that at any time more or less than the correct amount of any annuity or pension has theretofore been paid to any individual under this Act or the Railroad Retirement Act of 1935, then, under regulations made by the Board, proper adjustments shall be made in connection with subsequent payments under such Acts to the same individual.

(b) There shall be no recovery of payments of annuities, death benefits, or pensions from any person who, in the judgment of the Board, is without fault and if, in the judgment of the Board, such recovery would be against equity and good conscience. No disbursing officer shall be held liable for any amount paid by him to any person where the recovery of such amount is waived under this section.

"RETIREMENT BOARD"

"Personnel"

"SEC. 10. (a) There is hereby established as an independent agency in the executive branch of the Government a Railroad Retirement Board, to be composed of three members appointed by the President, by and with the advice and consent of the Senate. Each member shall hold office for a term of five years, except that any member appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of the term and the terms of office of the members first taking office after the enactment date shall expire, as designated by the President, one at the end of two years, one at the end of three years, and one at the end of four years after the enactment date. One member shall be appointed from recommendations made by representatives of the employees and one member shall be appointed from recommendations made by representatives of carriers, in both cases as the President shall direct, so as to provide representation on the Board satisfactory to the largest number, respectively, of employees and carriers concerned. One member, who shall be the chairman of the Board, shall be appointed initially for a term of two years without recommendation by either carriers or employees and shall not be in the employment of or be pecuniarily or otherwise interested in any employer or organization of employees. Vacancies in the Board shall not impair the powers or affect the duties of the Board or of the remaining members of the Board, of whom a majority of those in office shall constitute a quorum, for the transaction of business. Each of said members shall receive a salary of $10,000 per year, together with necessary traveling expenses and subsistence expenses, or per diem allowance in lieu thereof, while away from the principal office of the Board on official duties.

"Duties"

1. The Board shall have and exercise all the duties and powers necessary to administer this Act and the Railroad Retirement Act of 1935. The Board shall take such steps as may be necessary to enforce such Acts and make awards and certify payments. Decisions by the Board upon issues of law and fact relating to pensions, annuities, or death benefits shall not be subject to review by any other administrative or accounting officer, agent, or employee of the United States.

2. If the Board finds that an applicant is entitled to an annuity under the provisions of this Act or the Railroad Retirement Act of 1935 then the Board shall make an award fixing the amount of the annuity and shall certify the payment thereof as hereinafter provided; otherwise the application shall be denied.
"3. The Board shall from time to time certify to the Secretary of the Treasury the name and address of each individual entitled to receive a payment, the amount of such payment, and the time at which it should be made, and the Secretary of the Treasury through the Division of Disbursements of the Treasury Department, and prior to audit by the General Accounting Office, shall make payment in accordance with the certification by the Board.

"4. The Board shall establish and promulgate rules and regulations to provide for the adjustment of all controversial matters arising in the administration of such Acts, with power as a Board or through any member or designated subordinate thereof, to require and compel the attendance of witnesses, administer oaths, take testimony, and make all necessary investigations in any matter involving annuities or other payments and shall maintain such offices, provide such equipment, furnishings, supplies, services, and facilities, and employ such individuals and provide for their compensation and expenses as may be necessary for the proper discharge of its functions. In the employment of such individuals under the civil service laws and rules the Board shall give preference over all others to individuals who have had experience in railroad service, if, in the judgment of the Board, they possess the qualifications necessary for the proper discharge of the duties of the positions to which they are to be appointed. All rules, regulations, or decisions of the Board shall require the approval of at least two members except as provided in subdivision 5 of this subsection and they shall be entered upon the records of the Board, which shall be a public record. Notice of a decision of the Board, or of an employee thereof, shall be communicated to the applicant in writing within thirty days after such decision shall have been made. The Board shall gather, keep, compile, and publish in convenient form such records and data as may be necessary to assure proper administration of such Acts. The Board shall have power to require all employers and employees and any officer, board, commission, or other agency of the United States to furnish such information and records as shall be necessary for the administration of such Acts. The several district courts of the United States and the District Court of the United States for the District of Columbia shall have jurisdiction upon suit by the Board to compel obedience to any order of the Board issued pursuant to this section. The orders, writs, and processes of the District Court of the United States for the District of Columbia in such suits may run and be served anywhere in the United States. The Board shall make an annual report to the President of the United States to be submitted to Congress. Witnesses summoned before the Board shall be paid the same fees and mileage that are paid witnesses in the courts of the United States.

"5. The Board is authorized to delegate to any of its employees the power to make decisions on applications for annuities or death benefits in accordance with rules and regulations prescribed by the Board; Provided, however, That any person aggrieved by a decision so made shall have the right to appeal to the Board.

"COURT JURISDICTION

"SEC. 11. An employee or other person aggrieved may apply to the district court of any district wherein the Board may have established an office or to the District Court of the United States for the District of Columbia to compel the Board (1) to set aside an action or decision of the Board claimed to be in violation of a legal right of the applicant or (2) to take action or to make a decision necessary for the enforcement of a legal right of the applicant. Such court
shall have jurisdiction to entertain such application and to grant appropriate relief. The decision of the Board with respect to an annuity, pension, or death benefit shall not be subject to review by any court unless suit is commenced within one year after the decision shall have been entered upon the records of the Board and communicated to the person claiming the annuity, pension, or death benefit. The jurisdiction herein specifically conferred upon the Federal courts shall not be held exclusive of any jurisdiction otherwise possessed by such courts to entertain actions at law or suits in equity in aid of the enforcement of rights or obligations arising under the provisions of this Act or the Railroad Retirement Act of 1935.

"EXEMPTION"

"SEC. 12. No annuity or pension payment shall be assignable or be subject to any tax or to garnishment, attachment, or other legal process under any circumstances whatsoever, nor shall the payment thereof be anticipated.

"PENALTIES"

"SEC. 13. Any officer or agent of an employer, as the word "employer" is hereinbefore defined, or any employee acting in his own behalf, or any individual whether or not of the character hereinbefore defined, who shall willfully fail or refuse to make any report or furnish any information required, in accordance with the provisions of section 10 (b) 4, by the Board in the administration of this Act or the Railroad Retirement Act of 1935, or who shall knowingly make or cause to be made any false or fraudulent statement or report when a statement or report is required to be made for the purpose of such Acts, or who shall knowingly make or aid in making any false or fraudulent statement or claim for the purpose of causing an award or payment under such Acts, shall be punished by a fine of not more than $10,000 or by imprisonment not exceeding one year.

"SEPARABILITY"

"SEC. 14. If any provision of this Act or the Railroad Retirement Act of 1935, or the application thereof to any person or circumstance, should be held invalid, the remainder of such Act, or the application of such provision to other persons or circumstances, shall not be affected thereby.

"RAILROAD RETIREMENT ACCOUNT"

"SEC. 15. (a) There is hereby created an account in the Treasury of the United States to be known as the Railroad Retirement Account. There is hereby authorized to be appropriated to the account for each fiscal year, beginning with the fiscal year ending June 30, 1937, as an annual premium an amount sufficient, with a reasonable margin for contingencies, to provide for the payment of all annuities, pensions, and death benefits in accordance with the provisions of this Act and the Railroad Retirement Act of 1935. Such amount shall be based on such tables of mortality as the Railroad Retirement Board shall from time to time adopt, and on an interest rate of 3 per centum per annum compounded annually. The Railroad Retirement Board shall submit annually to the Bureau of the Budget an estimate of the appropriation to be made to the account.

(b) At the request and direction of the Board, it shall be the duty of the Secretary of the Treasury to invest such portion of the
amounts credited to the account as, in the judgment of the Board, is not immediately required for the payment of annuities, pensions, and death benefits in accordance with the provisions of this Act and the Railroad Retirement Act of 1935 in interest-bearing obligations of the United States or in obligations guaranteed as to both principal and interest by the United States. For such purpose such obligations may be acquired on original issue at par or by purchase of outstanding obligations at the market price. The purposes for which obligations of the United States may be issued under the Second Liberty Bond Act, as amended, are hereby extended to authorize the issuance at par of special obligations exclusively to the account. Such special obligations shall bear interest at the rate of 3 per cent per annum. Obligations other than such special obligations may be acquired for the account only on such terms as to provide an investment yield of not less than 3 per cent per annum. It shall be the duty of the Secretary of the Treasury to sell and dispose of obligations in the account if it shall be in the interest of the account so to do. Any obligations acquired by the account, except special obligations issued exclusively to the account, may be sold at the market price. Special obligations issued exclusively to the account shall, at the request of the Board, be redeemed at par plus accrued interest. All amounts credited to the account shall be available for the payment of all annuities, pensions, and death benefits in accordance with the provisions of this Act and the Railroad Retirement Act of 1935.

"(c) The Board is hereby authorized and directed to select two actuaries, one from recommendations made by representatives of employees and the other from recommendations made by representatives of carriers. These actuaries, along with a third who shall be designated by the Secretary of the Treasury, shall be known as the Actuarial Advisory Committee with respect to the Railroad Retirement Account. The committee shall examine the actuarial reports and estimates made by the Railroad Retirement Board and shall have authority to recommend to the Board such changes in actuarial methods as they may deem necessary. The compensation of the members of the committee of actuaries, exclusive of the member designated by the Secretary, shall be fixed by the Board on a per-diem basis.

"(d) The Board shall include in its annual report a statement of the status and the operations of the Railroad Retirement Account. At intervals not longer than three years the Board shall make an estimate of the liabilities created by this Act and the Railroad Retirement Act of 1935 and shall include such estimate in its annual report. Such report shall also contain an estimate of the reduction in liabilities under Title II of the Social Security Act arising as a result of the maintenance of this Act and the Railroad Retirement Act of 1935.

"APPROPRIATION FOR ADMINISTRATIVE EXPENSES

"SEC. 16. There is hereby authorized to be appropriated from time to time such sums as may be necessary to provide for the expenses of the Board in administering the provisions of this Act and the Railroad Retirement Act of 1935.

"SOCIAL SECURITY ACT

"SEC. 17. The term 'employment', as defined in subsection (b) of section 210 of title II of the Social Security Act, shall not include service performed by an individual as an employee as defined in section 1 (b)."
Free transportation to annuitants, etc., not unlawful.

"Sec. 18. It shall not be unlawful for carriers by railroad subject to this Act to furnish free transportation to individuals receiving annuities or pensions under this Act or the Railroad Retirement Act of 1935 in the same manner as such transportation is furnished to employees in their service."

PART II

Sec. 201. The Act entitled "An Act to establish a retirement system for employees of carriers subject to the Interstate Commerce Act, and for other purposes", approved August 29, 1935, as in force prior to its amendment by part I of this Act, may be cited as the "Railroad Retirement Act of 1935"; and such Act as amended by part I of this Act, may be cited as the "Railroad Retirement Act of 1937".

Sec. 202. The claims of individuals (and the claims of spouses and next of kin of such individuals) who, prior to the date of the enactment of this Act, relinquished all rights to return to the service of a carrier as defined in the Railroad Retirement Act of 1935 or ceased to be employee representatives as defined therein, and became eligible for annuities under such Act, shall be adjudicated by the Board in the same manner and with the same effect as if this Act had not been enacted: Provided, however, That with respect to any such claims no reduction shall be made in any annuity certified after the date of the enactment of this Act because of continuance in service after age sixty-five: And provided further, That service rendered prior to August 29, 1935, to a company which on that date was a carrier as defined in the Railroad Retirement Act of 1935, shall be included in the service period in connection with any annuity certified in whole or in part by the Board after the date of the enactment of this Act, irrespective of whether at the time such service was rendered such company was a carrier as defined in the Railroad Retirement Act of 1935; and service rendered prior to August 29, 1935, to any express company, sleeping-car company, or carrier by railroad which was a predecessor of a company which on that date was a carrier as defined in the Railroad Retirement Act of 1935, shall also be included in the service period in connection with any annuity certified in whole or in part by the Board after the date of the enactment of this Act, irrespective of whether at the time such service was rendered such predecessor was a carrier as defined in the Railroad Retirement Act of 1935: And provided further, That annuity payments due an individual under the Railroad Retirement Act of 1935 but not yet paid at death shall be paid to a surviving spouse if such spouse is entitled to an annuity under an election made pursuant to the provisions of section 5 of such Act; otherwise they shall be paid to such person or persons as the deceased may have designated by a writing filed with the Board prior to his death, or if there be no designation, to the legal representative of the deceased.

Sec. 203. Any individual who, prior to the date of the enactment of this Act, relinquished all rights to return to the service of a carrier as defined in the Railroad Retirement Act of 1935 or ceased to be an employee representative as defined in such Act, and who is not eligible for an annuity under that Act but who would have been eligible for an annuity under the Railroad Retirement Act of 1937 had such Act been in force from an 4 after August 29, 1935, shall have his right to an annuity adjudicated under the Railroad Retirement Act of 1937: Provided, however, That no such annuity shall begin prior to the date of the enactment of this Act.

4 So in original.
Sec. 4. There are hereby transferred to the Corps all enrolled personnel, records, papers, property, funds, and obligations of the Emergency Conservation Work established under the Act of March 31, 1933 (48 Stat. 22), as amended; and the Corps shall take over the institution of the camp exchange heretofore established and maintained, under supervision of the War Department, in connection with and aiding in administration of Civilian Conservation Corps work-camps conducted under the authority of said Act as amended: Provided, That such camp exchange shall not sell to persons not connected with the operation of the Civilian Conservation Corps.

Sec. 5. The Director and, under his supervision, the heads of other Federal departments or agencies cooperating in the work of the Corps, are authorized within the limit of the allotments of funds therefor, to appoint such civilian personnel as may be deemed necessary for the efficient and economical discharge of the functions of the Corps without regard to the civil-service laws and regulations.

Sec. 6. The President may order Reserve officers of the Army and officers of the Naval and Marine Reserves and warrant officers of the Coast Guard to active duty with the Corps under the provisions of section 37a of the National Defense Act and the Act of February 28, 1925, respectively.

Sec. 7. The Director is authorized to have enrolled not to exceed three hundred thousand men at any one time, of which not more than thirty thousand may be war veterans: Provided, That in addition thereto camps or facilities may be established for not to exceed ten thousand additional Indian enrollees and five thousand additional territorial and insular possession enrollees.

Sec. 8. The enrollees in the Corps (other than war veterans, enrollees in the Territories and insular possessions, Indians, not to exceed one mess steward, three cooks, and one leader per each company) shall be unmarried male citizens of the United States between the ages of seventeen and twenty-three years, both inclusive, and shall at the time of enrollment be unemployed and in need of employment: Provided, That the Director may exclude from enrollment such classes of persons as he may consider detrimental to the well-being or welfare of the Corps, except that no person shall be excluded on account of race, color, or creed: Provided further, That enrollments shall be for a period of not less than six months and reenrollments (except in the case of one mess steward, three cooks, and one leader, in each company, and War Veterans) shall not exceed a total term of two years: Provided further, That in the discretion of the Director continuous service by the enrollee during his period of enrollment shall not be required in any case where the enrollee attends an educational institution of his choice during his leave of absence: Provided further, That the Director shall be authorized to issue certificates of proficiency and merit to enrollees under such rules and regulations as he may provide.

Sec. 9. The compensation of enrollees shall be in accordance with schedules approved by the President, and enrollees with dependent member or members of their families shall be required, under such regulations as may be prescribed by the Director, to make allotments of pay to such dependents. Other enrollees may make deposits of pay in amounts specified by the Director with the Chief of Finance, War Department, to be repaid in case of an emergency or upon completion of or release from enrollment and to receive the balance of their pay in cash monthly: Provided, That Indians may be excluded from these regulations: Provided further, That the pay of enrollees shall not exceed $30 per month, except for not more than ten per centum who may be designated as assistant leaders and who shall
receive not more than $36 per month: *Provided further,* That not to exceed an additional 6 per centum of such enrollees who may be designated as leaders and may receive not more than $45 per month as such leaders.

Sec. 10. Enrollees shall be provided, in addition to the monthly rates of pay, with such quarters, subsistence, and clothing, or com- 
mutilation in lieu thereof, medical attention, hospitalization, and trans-
portation as the Director may deem necessary: *Provided,* That bur-
ial, embalming, and transportation expenses of deceased enrolled 
members of the Corps, regardless of the cause and place of death,
shall be paid in accordance with regulations of the Employees' Com-
penstation Commission: *Provided further,* That the provisions of the 
Act of February 15, 1934 (U. S. C., 1934 ed., title 5, sec. 786), relat-
ing to disability or death compensation and benefits shall apply to 
the enrolled personnel of the Corps.

Sec. 11. The Chief of Finance, War Department, is hereby design-
nated, empowered, and directed, until otherwise ordered by the Pres-
ident, to act as the fiscal agent of the Director in carrying out the 
provisions of this Act: *Provided,* That funds allocated to Government 
agencies for obligation under this Act may be expended in accordance 
with the laws, rules, and regulations governing the usual work 
of such agency, except as otherwise stipulated in this Act: *Provided 
further,* That in incurring expenditures, the provisions of section 
3709, Revised Statutes (U. S. C., 1934 ed., title 41, sec. 5), shall not 
apply to any purchase or service when the aggregate amount involved 
does not exceed the sum of $300.

Sec. 12. The President is hereby authorized to utilize the services 
and facilities of such departments or agencies of the Government as 
he may deem necessary for carrying out the purposes of this Act.

Sec. 13. The Director and, under his supervision, the cooperating 
departments and agencies of the Federal Government are authorized 
to enter into such cooperative agreements with States and civil divi-
sions as may be necessary for the purpose of utilizing the services and 
facilities thereof.

Sec. 14. The Director may authorize the expenditure of such 
amounts as he may deem necessary for supplies, materials, and 
equipment for enrollees to be used in connection with their work, 
instruction, recreation, health, and welfare, and may also authorize 
expenditures for the transportation and subsistence of selected appli-
cants for enrollment and of discharged enrollees while en route upon 
discharge to their homes.

Sec. 15. That personal property as defined in the Act of May 29, 
1935 (49 Stat. 311), belonging to the Corps and declared surplus 
by the Director, shall be disposed of by the Procurement Division, 
Treasury Department, in accordance with the provisions of said Act:
*Provided,* That unserviceable property in the custody of any depart-
ment shall be disposed of under the regulations of that Department.

Sec. 16. The Director and, under his supervision, the heads of coop-
erating departments and agencies are authorized to consider, ascer-
tain, adjust, determine, and pay from the funds appropriated by 
Congress to carry out the provisions of this Act any claim arising 
out of operations authorized by the Act accruing after the effective 
date thereof on account of damage to or loss of property or on account 
of personal injury to persons not provided for by section 10 of this 
Act, caused by the negligence of any enrollee or employee of the 
Corps while acting within the scope of his employment: *Provided,* That the amount allowed on account of personal injury shall be lim-
ited to necessary medical and hospital expenses: *Provided further,* 
That this section shall not apply to any claim on account of personal 

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injury for which a remedy is provided by section 10 of this Act: Provided further, That no claim shall be considered hereunder which is in excess of $500, or which is not presented in writing within one year from the date of accrual thereof: Provided further, That acceptance by any claimant of the amount allowed on account of his claim shall be deemed to be in full settlement thereof, and the action of the Director or of the head of a cooperating department or agency upon such claim so accepted by the claimant shall be conclusive.

SEC. 17. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary for the purpose of carrying out the purposes of this Act: Provided, That no part of any such appropriation shall be used in any way to pay any expense in connection with the conduct, operation, or management of any camp exchange, save and except such camp exchanges as are established and operated, in accordance with regulations to be prescribed by the Director, at such camps as may be designated by him, for real assistance and convenience to enrollees in supplying them and their supervising personnel on duty at any such camp with articles of ordinary use and consumption not furnished by the Government: Provided further, That the person in charge of any such camp exchange shall certify, monthly, that during the preceding calendar month such exchange was operated in compliance therewith.

SEC. 18. This Act, except as otherwise provided, shall take effect July 1, 1937.

Approved, June 28, 1937.

[CHAPTER 384]

AN ACT

To authorize the coining of 50-cent pieces in commemoration of the three-hundredth anniversary of the original Norfolk (Virginia) land grant and the two-hundredth anniversary of the establishment of the city of Norfolk, Virginia, as a borough.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the three-hundredth anniversary of the original Norfolk (Virginia) land grant and the two-hundredth anniversary of the establishment of the city of Norfolk, Virginia, as a borough there shall be coined at one mint only of the United States to be designated by the Director of the Mint not to exceed twenty-five thousand silver 50-cent pieces of standard size, weight, and composition and of a special appropriate single design to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, but the United States shall not be subject to the expense of making the necessary dies and other preparations for this coinage.

SEC. 2. The coins herein authorized shall bear the date 1936, irrespective of the year in which they are minted or issued, shall be legal tender in any payment to the amount of their face value, and shall be issued only upon the request of the Norfolk Advertising Board, Incorporated, affiliated with the Norfolk Association of Commerce upon payment by it of the par value of such coins, but not less than twenty-five thousand such coins shall be issued to it at any one time and no such coins shall be issued after the expiration of one year after the date of enactment of this Act. Such coins may be disposed of at par or at a premium by such association, subject to the approval of the Director of the Mint, and the net proceeds shall be used by it in defraying the expenses incidental and appropriate to the commemoration of such event.
SEC. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same; regulating and guarding the process of coinage; providing for the purchase of material and for the transportation, distribution, and redemption of coins; for the prevention of debasement or counterfeiting; for the security of the coins, or for any other purposes, whether such laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized.

Approved, June 28, 1937.

[CHAPTER 385]

AN ACT

To extend the time for purchase and distribution of surplus agricultural commodities for relief purposes and to continue the Federal Surplus Commodities Corporation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in carrying out the provisions of clause (2) of section 32 of the Act approved August 24, 1935 (49 Stat. 774), as amended, the Secretary of Agriculture may transfer to the Federal Surplus Commodities Corporation, which Corporation is hereby continued, until June 30, 1939, as an agency of the United States under the direction of the Secretary of Agriculture, such funds, appropriated by said section 32, as may be necessary for the purpose of effectuating said clause (2) of section 32: Provided, That such transferred funds, together with other funds of the Corporation, may be used for purchasing, exchanging, processing, distributing, disposing, transporting, storing, and handling of agricultural commodities and products thereof and inspection costs, commissions, and other incidental costs and expenses, without regard to the provisions of existing law governing the expenditure of public funds and for administrative expenses, including rent, printing and binding, and the employment of persons and means, in the District of Columbia and elsewhere, such employment of persons to be in accordance with the provisions of law applicable to the employment of persons by the Agricultural Adjustment Administration.

In carrying out clause (2) of section 32, the funds appropriated by said section may be used for the purchase, without regard to the provisions of existing law governing the expenditure of public funds, of agricultural commodities and products thereof, and such commodities, as well as agricultural commodities and products thereof purchased under the preceding paragraph hereof, may be donated for relief purposes.

Approved, June 28, 1937.

[CHAPTER 386]

AN ACT

To further amend an Act entitled "An Act to authorize the collection and editing of official papers of the Territories of the United States now in the national archives", approved March 3, 1925, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 168d of the Act entitled "An Act to authorize the collection and editing of official papers of the Territories of the United States now in national archives", approved March 3, 1925, as amended by the Act approved February 28, 1929 (U. S. C., Supp. 7, title V, sec. 165a), and by the Act approved February 14, 1936 (49 Stat. 1139), be, and the same

Territorial papers of the United States. Amount authorized for collecting, editing, etc., increased.

Limitation on annual appropriations.

June 28, 1937


Official delegation.

Transfer of funds. 49 Stat. 1337.

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is hereby, amended by striking out the words “there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, not more than the sum of $125,000, and under this authorization not more than $50,000 shall be appropriated for any one year” and inserting in lieu thereof the following: “there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, not more than the sum of $250,000, and under this authorization not more than $25,000 shall be appropriated for any one year.”

Approved, June 28, 1937.

[CHAPTER 387] JOINT RESOLUTION

Making an appropriation to defray expenses incident to the dedication of chapels and other World War memorials erected in Europe, and for other purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of providing for the dedication of the chapels and other World War memorials erected in Europe under the authority of the Act of March 4, 1923 (42 Stat. 1509), there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $175,000, to remain available until June 30, 1938, and to be available for expenditure by the American Battle Monuments Commission for such objects and in such manner as the Commission may deem necessary and proper to accomplish the purposes hereof without regard to the provisions of other laws or regulations relating to the expenditure of public funds except that this exemption shall not be construed as waiving the requirement for the submission of accounts and vouchers to the General Accounting Office for audit. The Commission may utilize the services, materials, supplies, equipment, and other facilities of any other agency of the Government when, in the discretion of such other agency, it is convenient and practicable to furnish the same, the cost thereof to be paid from this appropriation, except that when, in the discretion of the furnishing agency, the public interest will be subserved thereby such services, materials, supplies, equipment, and other facilities may be furnished free of charge to the Commission. The Commission may, within such limits and under such terms and conditions as it may prescribe, delegate to its chairman, secretary, or other designated representatives such of its authority as it may deem necessary and proper in carrying out the purposes hereof. The official delegation designated by the Commission to attend such dedication shall include three Members of the United States Senate, to be appointed by the Vice President or the President pro tempore of the Senate, and three Members of the House of Representatives to be appointed by the Speaker.

SEC. 2. The Secretary of the Treasury is hereby authorized and directed, upon the request of the Secretary of Commerce, to transfer, during the fiscal year 1937, from the appropriation “Salaries and general expenses for the Bureau of Marine Inspection and Navigation, fiscal year 1937”, to the appropriation “Departmental salaries, Bureau of Marine Inspection and Navigation, fiscal year 1937”, not to exceed $8,000.

SEC. 3. There is hereby transferred from the appropriation “Fees of jurors and witnesses, United States courts, fiscal year 1937” to the appropriation “Pay of special assistant attorneys, United States courts, fiscal year 1937”, the amount of $40,000.
SEC. 4. The appropriation in the Legislative Branch Appropriation Act, 1938 (Public Act Numbered 94, Seventy-fifth Congress), for an assistant clerk at $2,800 for the Committee to Audit and Control the Contingent Expenses of the Senate, is hereby amended to make the salary of such assistant clerk read "$2,880".

SEC. 5. The Comptroller General of the United States is authorized and directed to approve payment for nine airplanes obtained from the Stinson Aircraft Corporation, Wayne, Michigan, under contract Cc-2510, dated October 1, 1936, out of an allotment of $83,000 made by the President of the United States on March 23, 1937, for this purpose from the Emergency Relief Appropriation Act of 1935.

Approved, June 28, 1937.

[CHAPTER 390]

AN ACT

To provide for the establishment of a Coast Guard station at or near Menominee, Michigan.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Northern Pacific Halibut Act of 1937".

SEC. 2. When used in this Act—

(a) Convention: The word "Convention" means the Convention between the United States and Canada for the Preservation of the Halibut Fishery of the Northern Pacific Ocean and Bering Sea, signed at Ottawa on the 29th day of January 1937, and shall include the regulations of the International Fisheries Commission promulgated thereunder.

(b) Commission: The word "Commission" means the International Fisheries Commission provided for by article III of the Convention.
Section 3. It shall be unlawful for—

(a) any person other than a national or inhabitant of the United States to catch or attempt to catch any halibut in the territorial waters of the United States;

(b) any person to transfer to or to receive upon any vessel of the United States, or to bring to any place within the jurisdiction of the United States any halibut caught in Convention waters by the use of any vessel of a nation not a party to the Convention, or caught in Convention waters by any national or inhabitant of the United States or Canada in violation of the Convention or of this Act;

(c) any national or inhabitant of the United States to catch, attempt to catch, or to possess any halibut in the territorial waters of the United States or in Convention waters in violation of any provision of the Convention or of this Act;

(d) any person within the territory or jurisdiction of the United States to furnish, prepare, outfit, or provision any vessel, other than a vessel of the United States or Canada, in connection with any voyage during which such vessel is intended to be, is being, or has been employed in catching, attempting to catch, or possessing any halibut in Convention waters or the territorial waters of the United States or Canada;

(e) any person within the territory or jurisdiction of the United States to furnish, prepare, outfit, or provision any vessel of the United States or Canada in connection with any voyage during which such vessel is intended to be, is being, or has been employed in catching, attempting to catch, or possessing any halibut taken, transferred, received, or brought in in violation of any provision of the Convention or of this Act;

(f) any person within the territory or jurisdiction of the United States or any national or inhabitant of the United States within Convention waters knowingly to have or have had in his possession any halibut caught incidentally to fishing for other species of fish by the use of or in any vessel required by the Convention to have on board any
license or permit unless such vessel shall have on board a license or permit which shall comply with all applicable requirements of the Convention, and which shall be available for inspection at any time by any officer authorized to enforce the Convention or by any representative of the Commission; 

(i) any person to take, retain, land, or possess any halibut caught incidentally to fishing for other species of fish, in violation of any provision of the Convention or of this Act.

Sec. 4. It shall be unlawful for the master or owner or person in charge of any vessel or any other person required by the Convention to make, keep, or furnish any record or report, to fail to do so, or to refuse to permit any officer authorized to enforce the Convention or any representative of the Commission to examine and inspect any such record or report at any time.

Sec. 5. (a) The provisions of the Convention and of this Act and any regulations issued under this Act shall be enforced by the Coast Guard, the Customs Service, and the Bureau of Fisheries. For such purposes any officer of the Coast Guard, Customs, or Fisheries may at any time go on board of any vessel in territorial waters of the United States, or any vessel of the United States or Canada in Convention waters, except in the territorial waters of Canada, to address inquiries to those on board and to examine, inspect, and search the vessel and every part thereof and any person, trunk, package, or cargo on board, and to this end may hail and stop such vessel, and use all necessary force to compel compliance.

(b) Whenever it appears to any such officer that any person, other than a national or inhabitant of Canada, on any vessel of the United States is violating or has violated any provision of the Convention or of this Act, he shall arrest such person and seize any such vessel employed in such violation. If any such person on any such vessel of the United States is a national or inhabitant of Canada, such person shall be detained and shall be delivered as soon as practicable to an authorized officer of Canada at the Canadian port or place nearest to the place of detention or at such other port or place as such officers of the United States and of Canada may agree upon.

(c) Whenever it appears to any such officer of the United States that any person, other than a national or inhabitant of the United States, on any vessel of Canada in Convention waters, except in the territorial waters of Canada, is violating or has violated any provision of the Convention, such person, and any such vessel employed in such violation, shall be detained and such person and such vessel shall be delivered as soon as practicable to an authorized officer of Canada at the Canadian port or place nearest to the place of detention, or at such other port or place as such officers of the United States and of Canada may agree upon. If any such person on any such vessel of Canada is a national or inhabitant of the United States, such person shall be arrested as provided for in subsection (b) of this section.

(d) Officers or employees of the Coast Guard, Customs, and Fisheries may be directed to attend as witnesses and to produce such available records and files or certified copies thereof as may be produced compatibly with the public interest and as may be considered essential to the prosecution in Canada of any violation of the provisions of the Convention or any Canadian law for the enforcement thereof when requested by the appropriate Canadian authorities in the manner prescribed in article V of the Convention to suppress smuggling concluded between the United States and Canada on June 6, 1924 (44 Stat. (pt. 3), 2097).
SEC. 6. (a) Any person violating any provision of section 3 of this Act upon conviction shall be fined not more than $1,000 nor less than $100 or be imprisoned for not more than one year, or both.

(b) The cargo of halibut of every vessel employed in any manner in connection with the violation of any provision of section 3 of this Act shall be forfeited; upon a second violation of the provisions of section 3 of this Act, every such vessel, including its tackle, apparel, furniture, and stores may be forfeited and the cargo of halibut of every such vessel shall be forfeited; and, upon a third or subsequent violation of the provisions of section 3 of this Act, every such vessel, including its tackle, apparel, furniture, cargo, and stores shall be forfeited.

(c) All provisions of law relating to the seizure, judicial forfeiture, and condemnation of a vessel for violation of the customs laws, the disposition of such vessel or the proceeds from the sale thereof, and the remission or mitigation of such forfeitures shall apply to seizures and forfeitures incurred, or alleged to have been incurred, under the provisions of this Act, insofar as such provisions of law are applicable and not inconsistent with the provisions of this Act: Provided, That except as provided in section 5 hereof all rights, powers, and duties conferred or imposed by this Act upon any officer or employee of the Treasury Department shall, for the purposes of this Act, be exercised or performed by the Secretary of Commerce or by such persons as he may designate.

SEC. 7. Any person violating section 4 of this Act shall be subject to a penalty of $50 for each such violation. The Secretary of Commerce is authorized and empowered to mitigate or remit any such penalty in the manner prescribed by law for the mitigation or remission of penalties for violation of the navigation laws.

SEC. 8. None of the prohibitions contained in this Act shall apply to the Commission or its agents when engaged in any scientific investigation.

SEC. 9. The Secretary of the Treasury and the Secretary of Commerce are authorized to make such joint rules and regulations as may be necessary to carry out the provisions of this Act.

SEC. 10. This Act shall take effect on the date of exchange of ratifications of the Convention signed by the United States of America and Canada, on January 29, 1937, for the Preservation of the Halibut Fishery of the Northern Pacific Ocean and Bering Sea, unless such date shall be prior to the date of approval of this Act in which case it shall take effect immediately.

Approved, June 28, 1937.

[CHAPTER 393] JOINT RESOLUTION

To provide for the publication and sale by the Northwest Territory Celebration Commission of certain historical and educational material.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the joint resolution entitled “Joint resolution to provide for the observance and celebration of the one hundred and fiftieth anniversary of the adoption of the Ordinance of 1787 and the settlement of the Northwest Territory”, approved August 2, 1935, is amended by adding at the end thereof a new section to read as follows:

“Sec. 5. (a) The Commission is authorized to prepare, publish, and sell such historical and educational material pertaining to the Ordinance of 1787 and the settlement of the Northwest Territory as it deems advisable for the dissemination of information and the advance-
ment of knowledge concerning such Ordinance and settlement. Sums received from the sale of such published material are hereby authorized to be appropriated as a revolving fund for the continued publication and sale of such material.

“(b) The Commission is authorized to have printing, binding, photolithography, and other work done at establishments other than the Government Printing Office.”

Approved, June 28, 1937.

[CHAPTER 395]

AN ACT

To extend the period during which the purposes specified in section 7 (a) of the Soil Conservation and Domestic Allotment Act may be carried out by payments by the Secretary of Agriculture to producers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) section 8 (a) of the Soil Conservation and Domestic Allotment Act, as amended, is amended by—

(1) Striking out “January 1, 1938” wherever appearing therein and inserting in lieu thereof “January 1, 1942”; and

(2) Striking out “December 31, 1937” and inserting in lieu thereof “December 31, 1941”.

(b) Section 7 (g) of such Act, as amended, is amended by striking out “apportionments of funds available for carrying out the purposes specified in this section for the year 1936 may be made at any time during 1936, and apportionments for 1937 may be made at any time during 1937” and inserting in lieu thereof “any such apportionment of funds available for carrying out State plans during any year prior to 1942 may be made at any time prior to or during the year to which such plans relate”.

SEC. 2. Section 9 of such Act is amended by inserting at the end thereof the following: “The Secretary shall transmit to the Congress a report, for the fiscal year ending June 30, 1937, and for each fiscal year thereafter, of the operations for such year under sections 7 to 14, inclusive, of this Act, which report shall include a statement of the expenditures made and obligations incurred, by classes and amounts.”

Approved, June 28, 1937.

[CHAPTER 396]

AN ACT

Making appropriations for the Executive Office and sundry independent executive bureaus, boards, commissions, and offices, for the fiscal year ending June 30, 1938, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Executive Office and sundry independent executive bureaus, boards, commissions, and offices, for the fiscal year ending June 30, 1938, namely:

EXECUTIVE OFFICE

COMPENSATION OF THE PRESIDENT AND VICE PRESIDENT

For compensation of the President of the United States, $75,000.
For compensation of the Vice President of the United States, $15,000.
OFFICE OF THE PRESIDENT

Salaries: For personal services in the office of the President, including the Secretary to the President, and two additional secretaries to the president at $10,000 each; $133,680: Provided, That employees of the executive departments and other establishments of the executive branch of the Government may be detailed from time to time to the office of the President of the United States for such temporary assistance as may be deemed necessary.

Contingent expenses: For contingent expenses of the Executive Office, including stationery, record books, telegrams, telephones, books for library, furniture and carpets for offices, automobiles, expenses of garage, including labor, special services, and miscellaneous items to be expended in the discretion of the President, $50,000.

For printing and binding, $2,700.

Traveling expenses: For traveling and official entertainment expenses of the President of the United States, to be expended in his discretion and accounted for on his certificate solely, $25,000.

Total, Executive Office proper, $301,380.

EXECUTIVE MANSION AND GROUNDS

For the care, maintenance, repair and alteration, refurnishing, improvement, heating, and lighting, including electric power and fixtures of the Executive Mansion, the Executive Mansion greenhouses, including reconstruction, and the Executive Mansion grounds, and traveling expenses, to be expended as the President may determine, notwithstanding the provisions of any other Act, $193,098, of which $50,000 shall be immediately available.

Total, Executive Office, $494,478.

INDEPENDENT ESTABLISHMENTS

AMERICAN BATTLE MONUMENTS COMMISSION

For every expenditure requisite for or incident to the work of the American Battle Monument Commission authorized by the Act of March 4, 1923 (U. S. C., title 36, sees. 121-133), and by Executive Order Numbered 6614 of February 26, 1934, including the acquisition of land or interest in land in foreign countries for carrying out the purposes of said Act and Executive order without submission to the Attorney General of the United States under the provisions of section 355 of the Revised Statutes (U. S. C., title 34, sec. 520; title 40, sec. 255); employment of personal services in the District of Columbia and elsewhere; including not to exceed $3,000 for allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a); purchase and repair of uniforms for caretakers of national cemeteries and monuments in Europe at a cost not exceeding $1,200; travel expenses; rent of office space in foreign countries; the maintenance, repair, and operation of motor-propelled passenger-carrying vehicles which may be furnished to the Commission by other departments of the Government or acquired by purchase; the purchase of one motor-propelled passenger-carrying vehicle at a cost not exceeding $1,600; printing, binding, engraving, lithographing, photographing, and typewriting, including the publication of information concerning the American activities, battlefields, memorials, and cemeteries in Europe; the purchase of maps, textbooks, newspapers, and periodicals, $188,673, together with $21,327 of the unexpended balances of the no-year appropriations for the said Commission carried
in any and all previous Acts, which unexpended sum is hereby made available for all the purposes of this appropriation: Provided, That notwithstanding the requirements of existing laws or regulations, and under such terms and conditions as the Commission may in its discretion deem necessary and proper, the Commission may contract for work in Europe and engage, by contract or otherwise, the services of architects, firms of architects, and other technical and professional personnel: Provided further, That the Commission may purchase supplies and materials without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount involved does not exceed $500: Provided further, That when traveling on business of the Commission officers of the Army serving as members or as secretary of the Commission may be reimbursed for expenses as provided for civilian members of the Commission: And provided further, That the Commission may delegate to its chairman, secretary, or officials in charge of either its Washington or Paris offices, under such terms and conditions as it may prescribe, such of its authority as it may deem necessary and proper.

BOARD OF TAX APPEALS

For every expenditure requisite for and incident to the work of the Board of Tax Appeals as authorized under title IX, section 900, of the Revenue Act of 1924, approved June 2, 1924, as amended by title X of the Revenue Act of 1926, approved February 26, 1926, and title IV of the Revenue Act of 1928, approved May 29, 1928, and title IX of the Revenue Act of 1932, approved June 6, 1932, including personal services and contract stenographic reporting services, rent outside the District of Columbia, traveling expenses, car fare, stationery, furniture, office equipment, purchase and exchange of typewriters, law books and books of reference, periodicals, and all other necessary supplies, $503,000, of which amount not to exceed $470,000 may be expended for personal services in the District of Columbia.

For all printing and binding for the Board of Tax Appeals, $26,000.

Total, Board of Tax Appeals, $529,000.

CENTRAL STATISTICAL BOARD

For every expenditure requisite for and incident to the work of the Central Statistical Board as authorized by law, including personal services in the District of Columbia; traveling expenses; materials; supplies; office equipment; services; newspapers; periodicals and press clippings; printing and binding; repairs and alterations; contract stenographic reporting services and not to exceed $200 for expenses of attendance at meetings which in the discretion of the chairman are necessary for the efficient discharge of the responsibilities of the Board, $87,000.

CIVIL SERVICE COMMISSION

For three Commissioners and other personal services in the District of Columbia, including personal services required for examination of Presidential postmasters, and including not to exceed $2,500 for employment of expert examiners not in the Federal service on special subjects for which examiners within the service are not available, and for personal services in the field; for medical examinations; for necessary traveling expenses, including those of examiners acting under the direction of the Commission, and for expenses of examina-
Attendances at meetings, etc.

Provisos.

Actuarial services.

Details from departments, etc., forbidden.

Emergency transfers, etc., permitted.

Printing and binding.

Civil-service retirement and disability fund.

Contribution.

41 Stat. 614.


Canal Zone retirement and disability fund.

Contribution.

48 Stat. 1271.


Alaska Railroad retirement and disability fund.

Contribution.


For financing of the liability of the United States, created by the Act entitled “An Act for the retirement of employees of the Panama Canal and the Panama Railroad Company, on the Isthmus of Panama, who are citizens of the United States”, approved March 2, 1931, and Acts amendatory thereof (U. S. C., title 48, sec. 1371n), $500,000, which amount shall be placed to the credit of the “Canal Zone retirement and disability fund.”

For financing of the liability of the United States created by the Act entitled “An Act for the retirement of employees of the Alaska Railroad, Territory of Alaska, who are citizens of the United States”, approved June 29, 1936 (49 Stat., p. 2017), $175,000, which amount

CIVIL-SERVICE RETIREMENT FUND

For financing of the liability of the United States, created by the Act entitled “An Act for the retirement of employees in the classified civil service, and for other purposes”, approved May 22, 1920, and Acts amendatory thereof (U. S. C., title 38, sec. 11), $72,392,000, which amount shall be placed to the credit of the “civil-service retirement and disability fund.”

For financing of the liability of the United States, created by the Act entitled “An Act for the retirement of employees of the Alaska Railroad, Territory of Alaska, who are citizens of the United States”, approved June 29, 1936 (49 Stat., p. 2017), $175,000, which amount...
shall be placed to the credit of the "Alaska Railroad retirement and disability fund".

Total, Civil Service Commission, $75,502,000.

DISTRICT OF COLUMBIA ALLEY DWELLING AUTHORITY

The unexpended balance of the "Conversion of inhabited alleys fund" of $500,000, established pursuant to the provisions of the District of Columbia Alley Dwelling Act, approved June 12, 1934, is hereby continued available for the purposes of said Act until June 30, 1938, together with all receipts derived from sales, leases, or other sources, prior to June 30, 1938, as authorized in section 3 (b) of said Act.

EMPLOYEES' COMPENSATION COMMISSION

For three Commissioners and other personal services in the District of Columbia, including not to exceed $1,000 for temporary experts and assistants in the District of Columbia and elsewhere, to be paid at a rate not exceeding $8 per day, and for personal services in the field; for furniture and other equipment and repairs thereto; law books, books of reference, periodicals; stationery and supplies; traveling expenses; fees and mileage of witnesses; contract stenographic reporting services; rent at the seat of government and elsewhere; and miscellaneous items; $466,450.

For all printing and binding for the Employees' Compensation Commission, $8,000.

Employees' compensation fund: For the payment of compensation provided by "An Act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes", approved September 7, 1916 (U. S. C., title 5, sec. 755), including medical examinations, traveling and other expenses, and loss of wages payable to employees under sections 21 and 22; all services, appliances, and supplies provided by section 9 as amended, including payments to Army and Navy hospitals; the transportation and burial expenses provided by sections 9 and 11; and advancement of costs for the enforcement of recoveries provided in sections 26 and 27 where necessary, accruing during the fiscal year 1938 or in prior fiscal years, $4,650,000.

EMPLOYEES' COMPENSATION FUND, CIVIL WORKS

For administrative expenses and payment of compensation in connection with the administration of the benefits for employees of the Civil Works Administration in accordance with the provisions of the Act entitled "An Act making an additional appropriation to carry out the purposes of the Federal Emergency Relief Act of 1933, for continuation of the Civil Works program, and for other purposes", approved February 18, 1934 (48 Stat., p. 352), and in connection with the administration of the benefits authorized by title V of the Act entitled "An Act to liberalize the provisions of Public Law Numbered 484, Seventy-third Congress, to effect uniform provisions in laws administered by the Veterans' Administration, to extend the Employees' Compensation Act with limitations to certain World War veterans and other persons, and for other purposes", approved June 29, 1936 (49 Stat., p. 2035), $233,800 of the special fund set up on the books of the Treasury pursuant to the provisions of said Act shall be available for expenditure during the fiscal year 1938.
EMPLOYEES’ COMPENSATION FUND, EMERGENCY CONSERVATION WORK

For administrative expenses and payment of compensation in connection with the administration of the benefits for enrollees of the Civilian Conservation Corps in accordance with the provisions of the Act entitled “Emergency Appropriation Act, fiscal year 1935” approved June 19, 1934 (48 Stat., p. 1057), $635,000 of the special fund set up on the books of the Treasury pursuant to the provisions of said Act shall be available for expenditure during the fiscal year 1938.

EMPLOYEES’ COMPENSATION FUND, EMERGENCY RELIEF

For administrative expenses and the payment of compensation in connection with the administration of the benefits authorized by section 2 of the Act entitled “Emergency Relief Appropriation Act of 1935”, approved April 8, 1935 (49 Stat. 115-119), and by the “Emergency Relief Appropriation Act of 1936”; approved June 22, 1936 (49 Stat. 1608), $2,582,360 of the special funds set upon the books of the Treasury pursuant to the provisions of the said Acts shall be available for expenditure during the fiscal year 1938.

Total, Employees’ Compensation Commission, $5,124,450.

FEDERAL COMMUNICATIONS COMMISSION

For seven commissioners, and for all other authorized expenditures of the Federal Communications Commission in performing the duties imposed by the Communications Act of 1934, approved June 19, 1934 (48 Stat., p. 1064), the Ship Act of 1910, approved June 24, 1910, as amended (U. S. C., title 46, secs. 481-487), the International Radiotelegraphic Convention (45 Stat., pt. 2, p. 2760), Executive Order Numbered 3513, dated July 9, 1921, as amended under date of June 30, 1934, relating to applications for submarine cable licenses, and the radiotelegraphy provisions of the Convention for Promoting Safety of Life at Sea, ratified by the President of the United States, July 7, 1936, including personal services, contract stenographic reporting services, rental of quarters, newspapers, periodicals, reference books, law books, special counsel fees, supplies and equipment, including purchase and exchange of instruments, which may be purchased without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount involved does not exceed $25, improvement and care of grounds and repairs to buildings, not to exceed $5,000, traveling expenses, including expenses of attendance at meetings which in the discretion of the Commission are necessary for the efficient discharge of its responsibilities, and other necessary expenses, $1,604,000, of which amount not to exceed $1,050,000 may be expended for personal services in the District of Columbia.

For all printing and binding for the Federal Communications Commission, $25,000.

Total, Federal Communications Commission, $1,629,000.

FEDERAL POWER COMMISSION

For every expenditure requisite for and incident to the work of the Federal Power Commission as authorized by law, including traveling expenses; expenses of attendance at meetings which in the discretion of the Commission are necessary for the efficient discharge of its responsibilities; contract stenographic reporting services; rent outside the District of Columbia; hire, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, including not more than one such vehicle for general administrative use in the District of
Columbia; supplies and office equipment; services; scientific instruments; expenses incurred in packing, crating, drayage and transportation of household effects and other property (not to exceed in any case five thousand pounds) of officers and employees when transferred from one official station to another for permanent duty, when specifically authorized by the Commission; and not exceeding $5,000 for purchase and exchange of law books, other books of reference, newspapers, periodicals and newspaper clippings; $1,450,000, of which amount not to exceed $800,000 shall be available for personal services in the District of Columbia, exclusive of not to exceed $25,000 which may be expended for consultants and special counsel: Provided, That the Commission may procure supplies and services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount involved does not exceed $50.

For all printing and binding for the Federal Power Commission, including engraving, lithographing, and photolithographing, $75,000.

Total, Federal Power Commission, $1,525,000.

FEDERAL TRADE COMMISSION

For five commissioners, and for all other authorized expenditures of the Federal Trade Commission in performing the duties imposed by law or in pursuance of law, including secretary to the Commission and other personal services, contract stenographic reporting services; supplies and equipment, law books, books of reference, periodicals, garage rentals, traveling expenses, including not to exceed $900 for expenses of attendance, when specifically authorized by the Commission, at meetings concerning with the work of the Federal Trade Commission, for newspapers and press clippings not to exceed $600, foreign postage, and witness fees and mileage in accordance with section 9 of the Federal Trade Commission Act; $1,950,000: Provided, That the Commission may procure supplies and services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount involved does not exceed $50.

For all printing and binding for the Federal Trade Commission, $31,000.

Total, Federal Trade Commission, $1,981,000.

FOREIGN SERVICE PAY ADJUSTMENT

Foreign service pay adjustment of officers and employees of the United States in foreign countries due to appreciation of foreign currencies: For the purpose of carrying into effect the provisions of the Act entitled "An Act to authorize annual appropriations to meet losses sustained by officers and employees of the United States in foreign countries due to appreciation of foreign currencies in their relation to the American dollar, and for other purposes", approved March 26, 1934, and for each and every object and purpose specified therein, $1,745,342.

GENERAL ACCOUNTING OFFICE

Salaries: For Comptroller General, Assistant Comptroller General, and other personal services in the District of Columbia and elsewhere, $4,954,600.

Contingent expenses: For traveling expenses, materials, supplies, equipment, and services; rent of buildings and equipment; furnishing of heat and light; purchase and exchange of books, law books, books of reference, and periodicals, typewriters, calculating machines, and
other office appliances, including their development, repairs, and maintenance, including one motor-propelled passenger-carrying vehicle; and miscellaneous items; $272,140: Provided, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the General Accounting Office when the aggregate amount involved does not exceed the sum of $50.

For all printing and binding for the General Accounting Office, including monthly and annual editions of selected decisions of the Comptroller General of the United States, $79,800.


**INTERSTATE COMMERCE COMMISSION**

**SALARIES AND EXPENSES**

General administrative expenses: For eleven commissioners, secretary, and for all other authorized expenditures necessary in the execution of laws to regulate commerce, including one chief counsel, one director of finance, and one director of traffic at $10,000 each per annum, field hearings, traveling expenses, and contract stenographic reporting services; $2,544,000, of which amount not to exceed $2,350,000 may be expended for personal services in the District of Columbia, exclusive of special counsel, for which the expenditure shall not exceed $50,000; not exceeding $3,000 for purchase and exchange of necessary books, reports, and periodicals; not exceeding $100 in the open market for the purchase of office furniture similar in class or kind to that listed in the general supply schedule.

Regulating accounts: To enable the Interstate Commerce Commission to enforce compliance with section 20 and other sections of the Interstate Commerce Act as amended by the Act approved June 29, 1906 (U. S. C., title 49, sec. 20), and as amended by the Transportation Act, 1920 (U. S. C., title 49, sec. 20), including the employment of necessary special accounting agents or examiners, and traveling expenses, $852,000, of which amount not to exceed $190,000 may be expended for personal services in the District of Columbia.

Safety of employees: To enable the Interstate Commerce Commission to keep informed regarding and to enforce compliance with Acts to promote the safety of employees and travelers upon railroads; the Act requiring common carriers to make reports of accidents and autopsy the investigations thereof; and to enable the Interstate Commerce Commission to investigate and test appliances intended to promote the safety of railway operation, as authorized by the joint resolution approved June 30, 1906 (U. S. C., title 45, sec. 35), and the provision of the Sundry Civil Act approved May 27, 1908 (U. S. C., title 45, secs. 36, 37), to investigate, test experimentally, and report on the use and need of any appliances or systems intended to promote the safety of railway operation, inspectors, and for traveling expenses, $502,000, of which amount not to exceed $190,000 may be expended for personal services in the District of Columbia.

Signal safety systems: For all authorized expenditures under section 26 of the Interstate Commerce Act, as amended by the Transportation Act, 1920 (U. S. C., title 49, sec. 26), with respect to the provision thereof under which carriers by railroad subject to the Act may be required to install automatic train-stop or train-control devices which comply with specifications and requirements prescribed by the Commission, including investigations and tests pertaining to block-signal and train-control systems, as authorized by the joint resolution approved June 30, 1906 (U. S. C., title 45, sec. 35), and including the employment of the necessary engineers,
and for traveling expenses, $41,500, of which amount not to exceed $35,000 may be expended for personal services in the District of Columbia.

Locomotive inspection: For all authorized expenditures under the provisions of the Act of February 17, 1911, entitled "An Act to promote the safety of employees and travelers upon railroads by compelling common carriers engaged in interstate commerce to equip their locomotives with safe and suitable boilers and appurtenances thereto" (U. S. C., title 45, sec. 22), as amended by the Act of March 4, 1915, extending "the same powers and duties with respect to all parts and appurtenances of the locomotives and tender" (U. S. C., title 45, sec. 30), and amendment of June 7, 1924 (U. S. C., title 45, sec. 27), providing for the appointment from time to time by the Interstate Commerce Commission of not more than fifteen inspectors in addition to the number authorized in the first paragraph of section 4 of the Act of 1911 (U. S. C., title 45, sec. 26), and the amendment of June 27, 1930 (U. S. C., title 45, secs. 24, 26), including such legal, technical, stenographic, and clerical help as the business of the offices of the chief inspector and his two assistants may require and for traveling expenses, $471,000, of which amount not to exceed $71,450 may be expended for personal services in the District of Columbia.

Valuation of property of carriers: To enable the Interstate Commerce Commission to carry out the objects of the Act entitled "An Act to amend an Act entitled "An Act to regulate commerce", approved February 4, 1887, and all Acts amendatory thereof, by providing for a valuation of the several classes of property of carriers subject thereto and securing information concerning their stocks, bonds, and other securities", approved March 1, 1913, as amended by the Act of June 7, 1922 (U. S. C., title 49, sec. 19a), and by the "Emergency Railroad Transportation Act, 1933" (48 Stat., p. 221), including one director of valuation at $10,000 per annum, and traveling expenses, $700,000.

Air mail: To enable the Interstate Commerce Commission to perform the duties imposed upon it by the Act approved June 12, 1934, entitled "An Act to revise air-mail laws, and to establish a Commission to make a report to the Congress recommending an aviation policy" (U. S. C., title 39, secs. 463-469a), as amended by the Act approved August 14, 1935, entitled "An Act to amend the air-mail laws and to authorize the extension of the Air Mail Service" (49 Stat. pp. 614-619), including field hearings, field audits, traveling expenses, contract stenographic reporting services; office supplies and equipment; purchase and exchange of books, reports, and periodicals; $200,000, of which amount not to exceed $160,000 may be expended for personal services in the District of Columbia, exclusive of special counsel or special aviation assistants for which the expenditure shall not exceed $20,000.

Motor transport regulation: For all authorized expenditures necessary to enable the Interstate Commerce Commission to carry out the provisions of the Motor Carrier Act, approved August 9, 1935 (49 Stat., pp. 543-567), including one director at $10,000 per annum and other personal services in the District of Columbia and elsewhere; traveling expenses; supplies; services and equipment; not to exceed $1,000 for purchase and exchange of books, reports, and periodicals; contract stenographic reporting services; purchase (not to exceed $6,500), exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles when necessary for official use in field work; $2,450,000; of which amount not exceeding $75,000 may be expended for rent in the District of Columbia if Government-
Proviso.

Use of Government transportation requests.

Attendance at meetings.

Proviso.

Minor purchases.  
R. S. °3709.  

Printing and binding.

Proviso.

Schedule of Sailings excluded.  
41 Stat. 497.  

National Advisory Committee for Aeronautics.

All expenses, scientific research, etc.

Langley Laboratory.

Allowances.

46 Stat. 818.  

Printing and binding.

National Archives.

Salaries and expenses.  
49 Stat. 593.  

Apparatus, materials, etc.

owned facilities are not available: Provided, That Joint Board members may use Government transportation requests when traveling in connection with their duties as Joint Board members.

Not to exceed $2,500 of the appropriations herein made for the Interstate Commerce Commission shall be available for expenses, except membership fees, for attendance at meetings concerned with the work of the Commission.

In all, salaries and expenses, Interstate Commerce Commission, $7,764,500: Provided, That the Commission may procure supplies and services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount involved does not exceed $50.

For all printing and binding for the Interstate Commerce Commission, including reports in all cases proposing general changes in transportation rates and not to exceed $10,000 to print and furnish to the States, at cost, report form blanks, and the receipts from such reports and blanks shall be credited to this appropriation, $175,000: Provided, That no part of this sum shall be expended for printing the Schedule of Sailings required by section 25 of the Interstate Commerce Act.

Total, Interstate Commerce Commission, $7,939,500.

NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

For scientific research, technical investigations, and special reports in the field of aeronautics, including the necessary laboratory and technical assistants; contracts for personal services in the making of special investigations and in the preparation of special reports; traveling expenses of members and employees; including not to exceed $1,000 for expenses, except membership fees, of attendance upon meetings of technical and professional societies; office supplies and other miscellaneous expenses, including technical periodicals and books of reference; equipment, maintenance, and operation of the Langley Memorial Aeronautical Laboratory; purchase, maintenance, operation, and exchange of motor-propelled passenger-carrying vehicles, including not more than one for general administrative use in the District of Columbia; personal services in the field and the District of Columbia; in all, $1,259,850, of which amount not to exceed $2,000 may be expended for allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (46 Stat. 818), but not to exceed $1,700 for any one person and not to exceed $115,000 for personal services in the District of Columbia.

For all printing and binding for the National Advisory Committee for Aeronautics, including all of its offices, laboratories, and services located in Washington, District of Columbia, and elsewhere, $21,000.

Total, National Advisory Committee for Aeronautics, $1,280,850.

NATIONAL ARCHIVES

Salaries and expenses: For the Archivist and for all other authorized expenditures of the National Archives in carrying out the provisions of the Act of June 19, 1934 (48 Stat. 1122-1124; U. S. C., title 40, ch. 2A); the Act of July 26, 1935 (49 Stat. 500-503; U. S. C., Supp. I, title 44, ch. 8A); and the Act of June 22, 1936 (Public, Numbered 756, Seventy-fourth Congress), including personal services in the District of Columbia; supplies and equipment, including scientific, technical, first-aid, protective, and other apparatus and materials for the arrangement, titling, scoring, repair, processing, editing, duplication, reproduction, and authentication of photographic
records (including motion-picture films) and sound recordings in the custody of the Archivist; purchase and exchange of books, including law books, books of reference, maps, and charts; contract stenographic reporting services; purchase of newspapers, periodicals, and press clippings; not to exceed $100 for payment in advance when authorized by the Archivist for library membership in societies whose publications are available to members only or to members at a price lower than to the general public; travel expenses, including not to exceed $1,000 for the expenses of attendance at meetings concerned with the work of the National Archives; repairs to equipment; maintenance and operation of motor vehicles, including the purchase and exchange of one passenger-carrying automobile for official use; and all other necessary expenses, $100,000: Provided, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the National Archives when the aggregate cost involved does not exceed the sum of $50.

Printing and binding: For all printing and binding for the National Archives, $17,000.

Total, The National Archives, $717,000.

NATIONAL CAPITAL PARK AND PLANNING COMMISSION

For each and every purpose requisite for and incident to the work of the National Capital Park and Planning Commission necessary toward carrying into effect the provisions of the Act entitled "An Act for the acquisition, establishment, and development of the George Washington Memorial Parkway along the Potomac from Mount Vernon and Fort Washington to the Great Falls, and to provide for the acquisition of lands in the District of Columbia and the States of Maryland and Virginia requisite to the comprehensive park, parkway, and playground system of the National Capital", approved May 29, 1930; personal services, including real estate and other technical services, at rates of pay to be fixed by the Commission and not exceeding those usual for similar services and without reference to civil-service rules and the Classification Act of 1923, as amended; travel expenses; expenses of surveys and searching of titles, purchase of options, and all other costs incident to the acquisition of land, purchase, operation, and maintenance of passenger-carrying vehicles for official use, $893,700, to be expended in carrying out the provisions of section 4 of said Act, and to remain available until expended.

NATIONAL LABOR RELATIONS BOARD

Salaries and expenses: For three Board members, and for all other authorized and necessary expenditures of the National Labor Relations Board in performing the duties imposed by law or in pursuance of law, including rent and personal services in the District of Columbia and elsewhere; repairs and alterations; communications; contract stenographic reporting services, and not to exceed $300 for law books; books of reference; newspapers; periodicals; operation, maintenance, and repair of one automobile; $750,000: Provided, That the Board may procure supplies and services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount involved does not exceed $50.

Printing and binding: For all printing and binding for the National Labor Relations Board in Washington and elsewhere, $35,000.

Total, National Labor Relations Board, $785,000.
NATIONAL MEDIATION BOARD

For three members of the Board, and for other authorized expenditures of the National Mediation Board in performing the duties imposed by law, including contract stenographic reporting services; supplies and equipment; not to exceed $200 for newspapers, books of reference and periodicals, $140,700, of which amount not to exceed $107,060 may be expended for personal services in the District of Columbia.

Arbitration boards: To enable the National Mediation Board to pay necessary expenses of arbitration boards, including compensation of members and employees of such boards, together with their necessary traveling expenses and expenses actually incurred for subsistence while so employed, and printing of awards, together with proceedings and testimony relating thereto, as authorized by the Railway Labor Act, including also contract stenographic reporting service, and rent of quarters when suitable quarters cannot be supplied in any Federal building, the unexpended balance of previous appropriations for this purpose shall be available.

Emergency boards: For expenses of emergency boards appointed by the President to investigate and report respecting disputes between carriers and their employees, as authorized by section 10, Railway Labor Act, approved May 20, 1926 (U. S. C., title 45, sec. 160), the unexpended balance of previous appropriations for this purpose shall be available.

For all printing and binding for the National Mediation Board, $2,500.

NATIONAL RAILROAD ADJUSTMENT BOARD

For authorized expenditures of the National Railroad Adjustment Board, in performing the duties imposed by law, including contract stenographic reporting services and supplies and equipment, $207,565, of which $47,900 shall be available only for services of referees and not more than $105,460 may be expended for other personal services.

For all printing and binding for the National Railroad Adjustment Board, $35,000.

Total, National Railroad Adjustment Board, $242,565.

Total, National Mediation Board, $385,765.

PROTECTION OF INTERESTS OF THE UNITED STATES IN MATTERS AFFECTING OIL LANDS IN FORMER NAVAL RESERVES

Protection of interests of the United States in matters affecting oil lands in former naval reserves: For compensation and expenses of special counsel and for all other expense, including employment of experts and other assistants at such rates as may be authorized or approved by the President, in connection with carrying into effect the joint resolution entitled "Joint resolution directing the Secretary of the Interior to institute proceedings touching sections 16 and 36, township 30 south, range 23 east, Mount Diablo meridian", approved February 21, 1924, $34,000, to be expended by the President: Provided, That no part of this sum shall be used to compensate any person at a rate in excess of $10,000 per annum.

RAILROAD RETIREMENT BOARD

For salaries and expenses, Railroad Retirement Board: For three Board members and for all other authorized and necessary expenditures of the Railroad Retirement Board in performing the duties
imposed by law or in pursuance of law, including rent; personal and other services in the District of Columbia and elsewhere; traveling expenses, including not to exceed $1,000 for expenses of attendance at meetings concerned with the work of the Board when specifically authorized by the Board; not to exceed $2,500 for payment of actual transportation expenses, and per diem (not to exceed $10) in lieu of subsistence and other compensation, of persons serving while away from their homes without other compensation in an advisory capacity to the Railroad Retirement Board; repairs and alterations; contract stenographic reporting services; office appliances and labor-saving devices; supplies and equipment (including photographic equipment); not to exceed $2,000 for law books, books of reference, newspapers, press clippings, periodicals, and for payment in advance when authorized by the Board for library membership in organizations which issue publications to members only or to members at a price lower than to the general public; operation, maintenance, and repair of motor-propelled passenger-carrying vehicles to be used only for official purposes in the District of Columbia and elsewhere; and other necessary expenses; $2,300,000: Provided, That the Board may procure supplies and services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount does not exceed $50.

For the payment of annuities to employees, representatives, widows, widowers, or dependent next of kin of employees, as provided in sections 3, 4, and 5 of the Railroad Retirement Act of 1935 (Act August 29, 1935, 49 Stats., pp. 969-970), the unexpired balance of the appropriation for this purpose for the fiscal year 1937 is continued available for the same purpose for the fiscal year 1938.

For printing and binding for the Railroad Retirement Board, $25,000.
Total, Railroad Retirement Board, $2,325,000.

RURAL ELECTRIFICATION ADMINISTRATION
Salaries and expenses: For administrative expenses and expenses of studies, investigations, publications, and reports necessary to carry out the provisions of the Rural Electrification Act of 1936, approved May 20, 1936, including the salary of the Administrator and other personal services in the District of Columbia and elsewhere; traveling expenses, including expenses of attendance of officers and employees at meetings when determined by the Administrator to be necessary in furthering the work of the Administration; contract stenographic reporting services; expert witness fees; materials, supplies, equipment, and services; rentals, including buildings and parts of buildings and garages, in the District of Columbia and elsewhere; purchase and exchange of books, law books, books of reference, directories, and periodicals; not to exceed $200 for newspapers and press clippings; financial and credit reports; purchase, rental, exchange, operation, maintenance, and repair of typewriters, calculating machines, and other office appliances; and all other expenses necessary to administer said Act, $1,450,000: Provided, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the Rural Electrification Administration when the aggregate amount involved does not exceed $100.
Printing and binding: For printing and binding for the Rural Electrification Administration, $79,000.
Loans and purchase of property. 49 Stat. 1364.
Securities and Exchange Commission.
Commissioners, and other expenses.
Securities and Exchange Commission.

Loans, Rural Electrification Administration: For loans in accordance with sections 3, 4, and 5, and the purchase of property in accordance with section 7, of the Rural Electrification Act of May 20, 1936 (49 Stat., p. 1363), $30,000,000.
Total, Rural Electrification Administration, $31,520,000.

SECURITIES AND EXCHANGE COMMISSION
For five Commissioners, and other personal services in the District of Columbia, and for all other authorized expenditures of the Securities and Exchange Commission in performing the duties imposed by law or in pursuance of law, including employment of experts when necessary; contract stenographic reporting services; supplies and equipment; purchase and exchange of law books, books of reference, directories, periodicals, newspapers and press clippings; travel expenses, including the expense of attendance, when specifically authorized by the Commission, at meetings concerned with the work of the Securities and Exchange Commission; garage rental; foreign postage; mileage and witness fees; rent of quarters outside the District of Columbia; rental of equipment; and other necessary expenses; $3,850,000:

Provided, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the Securities and Exchange Commission when the aggregate cost involved does not exceed the sum of $50.

For all printing and binding for the Securities and Exchange Commission, $45,000.
Total, Securities and Exchange Commission, $3,895,000.

SMITHSONIAN INSTITUTION
For expenses of the general administrative office, Smithsonian Institution, compensation of necessary employees, traveling expenses, purchase of books and periodicals, supplies and equipment, and any other necessary expenses, $36,330.

International exchanges: For the system of international exchanges between the United States and foreign countries, under the direction of the Smithsonian Institution, including necessary employees, and purchase of necessary books and periodicals, and traveling expenses, $44,260.

American ethnology: For continuing ethnological researches among the American Indians and the natives of Hawaii, the excavation and preservation of archeologic remains under the direction of the Smithsonian Institution, including necessary employees, the preparation of manuscripts, drawings, and illustrations, the purchase of books and periodicals, and traveling expenses, $58,730.

Astrophysical Observatory: For maintenance of the Astrophysical Observatory, under the direction of the Smithsonian Institution, including assistants, purchase of books, periodicals, and apparatus, making necessary observations in high altitudes, repairs and alterations of buildings, preparation of manuscripts, drawings, and illustrations, traveling expenses, and miscellaneous expenses, $30,850.

NATIONAL MUSEUM
For cases, furniture, fixtures, and appliances required for the exhibition and safe-keeping of collections; heating, lighting, electrical, telegraphic, and telephonic service, repairs and alterations of buildings, shops, and sheds, including approaches and all necessary material; personal services, and traveling and other necessary inci-
dental expenses, $144,840, of which $10,450 shall be available only for installation of a water main and water line and the purchase of fire hose.

Preservation of collections: For continuing preservation, exhibition, and increase of collections from the surveying and exploring expeditions of the Government, and from other sources, including personal services, traveling expenses, purchasing and supplying uniforms to guards and elevator conductors, postage stamps and foreign postal cards and all other necessary expenses, and not exceeding $5,500 for preparation of manuscripts, drawings, and illustrations for publications, and not exceeding $3,000 for purchase of books, pamphlets, and periodicals, $609,380.

NATIONAL GALLERY OF ART

For the administration of the National Gallery of Art by the Smithsonian Institution, including compensation of necessary employees, purchase of books of reference and periodicals, traveling expenses, uniforms for guards, and necessary incidental expenses, $94,276.

PRINTING AND BINDING

For all printing and binding for the Smithsonian Institution, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, $65,000, of which not to exceed $8,000 shall be available for printing the report of the American Historical Association.

Total, Smithsonian Institution, $1,023,665, of which amount not to exceed $846,000 may be expended for personal services in the District of Columbia.

SOCIAL SECURITY BOARD

Salaries and expenses: For all authorized and necessary administrative expenses of the Social Security Board in performing the duties imposed upon it in titles I, II, III, IV, VII, IX, and X of the Social Security Act, approved August 14, 1935, including three Board members, an executive director at a salary of $9,000 a year, a director of the old-age benefits division at a salary of $9,000 a year, and other personal services in the District of Columbia and elsewhere; travel expenses, including not to exceed $10,000 for expenses of attendance at meetings concerned with the work of the Board when specifically authorized by the chairman; not to exceed $10,000 for payment of actual transportation expenses and not to exceed $10 per diem in lieu of subsistence and other expenses of persons serving while away from their home, without other compensation, in an advisory capacity to the Social Security Board; supplies; reproducing, photographing, and all other equipment, office appliances, and labor-saving devices; services; advertising, postage, telephone, telegraph, and not to exceed $900 for teleype news services and tolls; newspapers and press clippings (not to exceed $1,500), periodicals, manuscripts and special reports, purchase and exchange of law books and other books of reference; library membership fees or dues in organizations which issue publications to members only or to members at a lower price than to others, payment for which may be made in advance; alterations and repairs; rentals, including garages, in the District of Columbia or elsewhere; purchase and exchange, not to exceed $35,000, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles to be used only for official purposes in the District of Columbia and in the field; and miscellaneous items, including those for public instruction and information deemed necessary by the Board,
Balance reappropriated.

$9,500,000, together with any unexpended balance of the appropriation for the same purpose contained in the First Deficiency Appropriation Act, fiscal year 1936: Provided, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase by the Board when the aggregate amount involved does not exceed the sum of $100: Provided further, That the Board may expend not to exceed $40,000 of the sum herein appropriated for employing persons or organizations, by contract or otherwise, for special accounting, actuarial, statistical, and reporting, engineering, and organizational services determined necessary by the Board, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), and the provisions of other laws applicable to the employment and compensation of officers and employees of the United States: Provided further, That no salary shall be paid for personal services from the money herein appropriated under the heading "Social Security Board" in excess of the rates allowed by the Classification Act of 1923, as amended, for similar services: Provided further, That this proviso shall not apply to the salaries of the Board members: Provided further, That none of the funds herein appropriated under the heading "Social Security Board" shall be used to pay the salary of any expert or attorney receiving compensation of $5,000 or more per annum unless and until such expert or attorney shall be appointed by the President, by and with the advice and consent of the Senate.

For printing and binding for the Social Security Board, $1,000,000.

For grants to States for old-age assistance: For grants to States for assistance to aged needy individuals, as authorized in title I of the Social Security Act, approved August 14, 1935, $132,000,000, of which sum such amount as may be necessary shall be available for grants under such title I for any period in the fiscal year 1937 subsequent to March 31, 1937: Provided, That payments to States for the fourth quarter of the fiscal year 1937 and for any quarter in the fiscal year 1938 under such title I may be made with respect to any State plan approved under such title I by the Social Security Board prior to or during such period, but no such payment shall be made with respect to any plan for any period prior to the quarter in which such plan was submitted to the Board for approval.

For grants to States for unemployment compensation administration: For grants to States for unemployment compensation administration, as authorized in title III of the Social Security Act, approved August 14, 1935, $19,000,000, together with any unexpended balance of the appropriation for the same purpose contained in the First Deficiency Appropriation Act, fiscal year 1936, of which sum such amount as may be necessary shall be available for grants under such title III for any period in the fiscal year 1937 from and after January 1, 1937.

For grants to States for aid to dependent children: For grants to States for the purpose of enabling each State to furnish financial assistance to needy dependent children, as authorized in title IV of the Social Security Act, approved August 14, 1935, $54,600,000, of which sum such amount as may be necessary shall be available for grants under such title IV for any period in the fiscal year 1937 subsequent to March 31, 1937: Provided, That payments to States for the fourth quarter of the fiscal year 1937 and for any quarter in the fiscal year 1938 under such title IV may be made with respect to any State plan approved under such title IV by the Social Security Board prior to or during such period, but no such payment shall be made with respect to any plan for any period prior to the quarter in which such plan was submitted to the Board for approval.
Grants to States for aid to the blind: For grants to States for the purpose of enabling each State to furnish financial assistance to needy individuals who are blind, as authorized in title X of the Social Security Act, approved August 14, 1935, $10,000,000, of which sum such amount as may be necessary shall be available for grants under such title X for any period in the fiscal year 1937 subsequent to March 31, 1937: Provided, That payments to States for the fourth quarter of the fiscal year 1937 and for any quarter in the fiscal year 1938 under such title X may be made with respect to any State plan approved under such title X by the Social Security Board prior to or during such period, but no such payment shall be made with respect to any plan for any period prior to the quarter in which such plan was submitted to the Board for approval.

The appropriations herein made for “Grants to States for old-age assistance”, “Grants to States for aid to dependent children”, and “Grants to States for aid to the blind”, shall be available interchangeably for transfer of appropriations but no such transfer shall be made except upon approval of the Director of the Bureau of the Budget.

Total, Social Security Board, $226,100,000.

TARIFF COMMISSION

For salaries and expenses of the Tariff Commission, including personal services in the District of Columbia and elsewhere, purchase and exchange of labor-saving devices, the purchase of professional and scientific books, law books, books of reference, gloves and other protective equipment for photostat and other machine operators, rent in the District of Columbia and elsewhere, subscriptions to newspapers and periodicals, and contract stenographic reporting services, as authorized by sections 330 to 341 of the Tariff Act of 1930, approved June 17, 1930 (U. S. C., title 19, secs. 1330-1341), $925,000, of which amount not to exceed $2,500 may be expended for expenses, except membership fees, of attendance at meetings concerned with subjects under investigation by the Commission; and not to exceed $7,500 for allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a), but not to exceed $1,700 for any one person: Provided, That the Commission may procure supplies and services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount involved does not exceed $50: Provided further, That no part of this appropriation shall be used to pay the salary of any member of the Tariff Commission who shall hereafter participate in any proceedings under sections 336, 337, and 338 of the Tariff Act of 1930, wherein he or any member of his family has any special, direct, and pecuniary interest, or in which he has acted as attorney or special representative.

For all printing and binding for the Tariff Commission, $20,000. Total, Tariff Commission, $945,000.

VETERANS’ ADMINISTRATION

Administration, medical, hospital, and domiciliary services: For all salaries and expenses of the Veterans’ Administration, including the expenses of maintenance and operation of medical, hospital, and domiciliary services of the Veterans’ Administration, in carrying out the duties, powers, and functions devolving upon it pursuant to the authority contained in the Act entitled “An Act to authorize the President to consolidate and coordinate governmental activities affecting war veterans”, approved July 3, 1930 (U. S. C., title 38, secs.
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$94,000,000: Provided, That not to exceed $3,500 of this amount shall be available for expenses, except membership fees, of employees, detailed by the Administrator of Veterans' Affairs to attend meetings of associations for the promotion of medical science and annual national conventions of organized war veterans: Provided further, That this appropriation shall be available also for personal services and rentals in the District of Columbia and elsewhere, including traveling expenses; examination of estimates of appropriations in the field, including actual expenses of subsistence or per diem allowance in lieu thereof; for expenses incurred in packing, crating, drayage, and transportation of household effects and other property, not exceeding in any one case five thousand pounds, of employees when transferred from one official station to another for permanent duty and when specifically authorized by the Administrator; furnishing and laundering of such wearing apparel as may be prescribed for employees in the performance of their official duties; purchase and exchange of law books, books of reference, periodicals, and newspapers; for passenger-carrying and other motor vehicles, including purchase, maintenance, repair, and operation of same, including not more than two passenger automobiles for general administrative use of the central office in the District of Columbia; and notwithstanding any provisions of law to the contrary, the Administrator is authorized to utilize Government-owned automotive equipment in transporting children of Veterans' Administration employees located at isolated stations to and from school under such limitations as he may be by regulation prescribe; and notwithstanding any provisions of law to the contrary, the Administrator is authorized to expend not to exceed $2,000 of this appropriation for actuarial services pertaining to the Government life-insurance fund, to be obtained by contract, without obtaining competition, at such rates of compensation as he may determine to be reasonable; for allotment and transfer to the Public Health Service, the War, Navy, and Interior Departments, for disbursement by them under the various headings of their applicable appropriations, of such amounts as are necessary for the care and treatment of beneficiaries of the Veterans' Administration, including minor repairs and improvements of existing facilities under their jurisdiction necessary to such care and treatment; for expenses incidental to the maintenance and operation of farms; for recreational articles and facilities at institutions maintained by the Veterans' Administration for administrative expenses incidental to securing employment for war veterans; for funeral, burial, and other expenses incidental thereto for beneficiaries of the Veterans' Administration accruing during the year for which this appropriation is made or prior fiscal years: Provided further, That the appropriations herein made for the care and maintenance of veterans in hospitals or homes under the jurisdiction of the Veterans' Administration shall be available for the purchase of tobacco to be furnished, subject to such regulations as the Administrator of Veterans' Affairs shall prescribe, to veterans receiving hospital treatment or domiciliary care in Veterans' Administration hospitals or homes: Provided further, That this appropriation shall be available for continuing aid to State or Territorial homes for the support of disabled volunteer soldiers and sailors, in conformity with the Act approved August 27, 1888 (U. S. C., title 24, sec. 134), as amended, for those veterans eligible for admission to Veterans' Administration facilities for domiciliary care.
No part of this appropriation shall be expended for the purchase of any site for or toward the construction of any new hospital or home, or for the purchase of any hospital or home; and not more than $4,000,000 of this appropriation may be used to repair, alter, improve, or provide facilities in the several hospitals and homes under the jurisdiction of the Veterans’ Administration either by contract or by the hire of temporary employees and the purchase of materials.

For printing and binding for the Veterans’ Administration, including all its bureaus and functions located in Washington, District of Columbia, and elsewhere, $125,000.

Pensions: For the payment of compensation, pensions, gratuities, and allowances, now authorized under any Act of Congress, or regulation of the President based thereon, or which may hereafter be authorized, including emergency officers’ retirement pay and annuities, the administration of which is now or may hereafter be placed in the Veterans’ Administration, accruing during the fiscal year 1938 or in prior fiscal years, $400,955,000, to be immediately available.

For military and naval insurance accruing during the fiscal year for which this appropriation is made or in prior fiscal years, $88,792,000.

Adjusted service and dependent pay: For payment of adjusted-service credits of not more than $50 each and the quarterly installments due to dependents of deceased veterans, as provided in the Act of May 19, 1924, as amended (U. S. C., title 38, secs. 631-632, 661-670; U. S. C., Supp. II, secs. 662-664), $2,000,000, to be immediately available and to remain available until expended.

Total, Veterans’ Administration, $585,832,000: Provided, That no part of this appropriation shall be expended for the purchase of oleomargarine or butter substitutes except for cooking purposes.

EMERGENCY AGENCIES

COMMODITY CREDIT CORPORATION

Not to exceed $525,000 of the funds of the Commodity Credit Corporation, established as an agency of the Government by Executive Order Numbered 6340, dated October 16, 1933, continued to April 1, 1937, as a governmental agency under section 7 of the Act approved January 31, 1933 (Public, Numbered 1, Seventy-fourth Congress), and further continued to June 30, 1939, by the Act of January 26, 1937 (Public, Numbered 2, Seventy-fifth Congress), shall be available during the fiscal year 1938 for administrative expenses of the Corporation, including personal services in the District of Columbia and elsewhere; travel expenses, in accordance with the Standardized Government Travel Regulations and the Act of June 3, 1926, as amended (U. S. C., title 5, secs. 821-833); printing and binding; law books and books of reference; not to exceed $150 for periodicals, maps, and newspapers; procurement of supplies, equipment, and services; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; rent in the District of Columbia and elsewhere; and all other necessary administrative expenses: Provided, That all necessary expenses (including special services performed on a contract or fee basis, but not including other personal services) in connection with the acquisition, operation, maintenance, improvement, or disposition of any real or personal property belonging to the Corporation or in which
it has an interest, including expenses of collections of pledged collateral, shall be considered as nonadministrative expenses for the purposes hereof.

**ELECTRIC HOME AND FARM AUTHORITY**

Not to exceed $300,000 of the funds of the Electric Home and Farm Authority, established as an agency of the Government by Executive Order Numbered 7139 of August 12, 1935, continued to February 1, 1937, by the Act of March 31, 1936 (Public, Numbered 484, Seventy-fourth Congress), and continued further until June 30, 1939, by the Act of January 26, 1937 (Public, Numbered 2, Seventy-fifth Congress), shall be available during the fiscal year 1938 for administrative expenses of the Authority, including personal services in the District of Columbia and elsewhere; travel expenses, in accordance with the Standardized Government Travel Regulations and the Act of June 3, 1926, as amended (U. S. C., title 5, secs. 821-833); printing and binding; law books and books of reference; not to exceed $200 for periodicals, newspapers, and maps; procurement of supplies, equipment, and services; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; rent in the District of Columbia and elsewhere; and all other necessary expenses: Provided, That all necessary expenses (including special services performed on a contract or fee basis, but not including other personal services) in connection with the acquisition, care, repair, and disposition of any security or collateral now or hereafter held or acquired by the Authority, shall be considered as nonadministrative expenses for the purposes hereof.

**EXPORT-IMPORT BANK OF WASHINGTON**

Not to exceed $50,000 of the funds of the Export-Import Bank of Washington, established as an agency of the Government by Executive Order Numbered 6581 of February 2, 1934, continued until June 16, 1937, by the Act approved January 31, 1935 (Public, Numbered 1, Seventy-fourth Congress), and further continued until June 30, 1939, under the Act approved January 26, 1937 (Public, Numbered 2, Seventy-fifth Congress), shall be available during the fiscal year 1938 for administrative expenses of the bank, including personal services in the District of Columbia and elsewhere; travel expenses, in accordance with the Standardized Government Travel Regulations and the Act of June 3, 1926, as amended (U. S. C., title 5, secs. 821-833); printing and binding; law books and books of reference; not to exceed $250 for periodicals, newspapers, and maps; procurement of supplies, equipment, and services; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; rent in the District of Columbia and elsewhere; and all other necessary administrative expenses: Provided, That all necessary expenses (including special services performed on a contract or fee basis, but not including other personal services) in connection with the acquisition, operation, maintenance, improvement, or disposition of any real or personal property belonging to the bank or in which it has an interest, including expenses of collections of pledged collateral, shall be considered as nonadministrative expenses for the purposes hereof.

**FEDERAL HOME LOAN BANK BOARD**

For the administrative expenses of the Federal Home Loan Bank Board, established by the Federal Home Loan Bank Act of July 22, 1932 (47 Stat., p. 725), including personal services in the District
of Columbia and elsewhere; travel expenses, in accordance with the
Standardized Government Travel Regulations and the Act of June
3, 1926, as amended (U. S. C., title 5, secs. 821-833); printing
and binding; law books, books of reference, and not to exceed $500 for
periodicals and newspapers; procurement of supplies, equipment,
and services; typewriters, adding machines, and other labor-saving
devices, including their repair and exchange; rent outside of the
District of Columbia; payment, when specifically authorized by the
Board, of actual transportation expenses and not to exceed $10 per
diem in lieu of subsistence and other expenses of persons serving,
while away from their homes, without other compensation from the
United States, in an advisory capacity to the Board; use of the
services and facilities of the Home Owners' Loan Corporation and
the Federal Savings and Loan Insurance Corporation; and all other
necessary administrative expenses, $1,140,000, payable from assess-
ments upon the Federal home loan banks and receipts of the Federal
Home Loan Bank Board from other sources for the fiscal year 1938
and prior fiscal years: Provided, That all necessary expenses (includ-
ing services performed on a contract or fee basis, but not including
other personal services) in connection with the sale, issuance, and
retirement of, or payment of interest on, debentures or bonds, under
said Federal Home Loan Bank Act, as amended, shall be considered
as nonadministrative expenses for the purposes hereof: Provided
further, That, except for the limitations in amounts hereinafter
specified, and the restrictions in respect to travel expenses, the
administrative expenses and other obligations of the Board shall be
incurred, allowed, and paid in accordance with the provisions of said

HOME OWNERS' LOAN CORPORATION

Not to exceed $30,000,000 of the funds of the Home Owners' Loan
Corporation, established by the Home Owners' Loan Act of 1933
(48 Stat., p. 128), shall be available during the fiscal year 1938 for
administrative expenses of the Corporation, including personal serv-
ces in the District of Columbia and elsewhere; travel expenses, in
accordance with the Standardized Government Travel Regulations
and the Act of June 3, 1926, as amended (U. S. C., title 5, secs. 821-
833); printing and binding; law books, books of reference, and not
to exceed $500 for periodicals and newspapers; procurement of sup-
plies, equipment, and services; maintenance, repair, and operation of
motor-propelled passenger-carrying vehicles, to be used only for
official purposes; typewriters, adding machines, and other labor-
saving devices, including their repair and exchange; rent in the
District of Columbia and elsewhere; use of the services and facilities
of the Federal Home Loan Bank Board, Federal home-loan banks,
and Federal Reserve banks; and all other necessary administrative
expenses: Provided, That all necessary expenses (including services
performed on a force account, contract or fee basis, but not including
other personal services) in connection with the acquisition, protec-
tion, operation, maintenance, improvement, or disposition of real or
personal property belonging to the Corporation or in which it has an
interest, shall be considered as nonadministrative expenses for the
purposes hereof: Provided further, That except for the limitations
in amounts hereinafter specified, and the restrictions in respect to
travel expenses, the administrative expenses and other obligations
of the Corporation shall be incurred, allowed, and paid in accordance
with the provisions of said Home Owners' Loan Act of 1933, as
amended (U. S. C., title 12, secs. 1461-1468).
FEDERAL HOUSING ADMINISTRATION

Not to exceed $10,000,000 of the funds advanced by the Reconstruction Finance Corporation to the Federal Housing Administration, created under authority of the National Housing Act of June 27, 1934 (48 Stat., p. 1246), shall be available during the fiscal year 1938 for administrative expenses of the Administration, including: Personal services in the District of Columbia and elsewhere; travel expenses, in accordance with the Standardized Government Travel Regulations and the Act of June 3, 1926, as amended (U. S. C., title 5, secs. 821-833), except employees engaged in the inspection of property may be paid an allowance not to exceed 4 cents per mile for all travel performed by motor vehicle in connection with such inspection; printing and binding; law books, books of reference, and not to exceed $1,500 for periodicals and newspapers; not to exceed $1,500 for contract actuarial services; procurement of supplies, equipment, and services; maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, to be used only for official purposes; payment, when specifically authorized by the Administrator, of actual transportation expenses and not to exceed $10 per diem in lieu of subsistence and other expenses to persons serving, while away from their homes, without other compensation from the United States, in an advisory capacity to the Administration; not to exceed $2,000 for expenses of attendance, when specifically authorized by the Administrator, at meetings concerned with the work of the Administration; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; rent in the District of Columbia and elsewhere; and all other necessary administrative expenses: Provided, That all necessary expenses (including services performed on a contract or fee basis, but not including other personal services) in connection with the operation, maintenance, improvement, or disposition of real or personal property of the Administration acquired under authority of title II of said National Housing Act, shall be considered as nonadministrative expenses for the purposes hereof, and shall be paid from the mutual mortgage insurance fund created by said Act: Provided further, That except for the limitations in amounts hereinbefore specified, and the restrictions in respect to travel expenses, the administrative expenses and other obligations of the Administration shall be incurred, allowed, and paid in accordance with the provisions of said Act of June 27, 1934, as amended (U. S. C., title 12, secs. 1701-1723): Provided further, That not exceeding $300,000 of the sum herein authorized to be advanced from the Reconstruction Finance Corporation shall be expended in the District of Columbia during the fiscal year 1938 for purposes of the Public Relations and Education Division.

RECONSTRUCTION FINANCE CORPORATION

Not to exceed $9,500,000 of the funds of the Reconstruction Finance Corporation, established by the Act of January 22, 1932 (47 Stat., p. 5), shall be available during the fiscal year 1938 for administrative expenses of the Corporation, and of the RFC Mortgage Company, including personal services in the District of Columbia and elsewhere; travel expenses, in accordance with the Standardized Government Travel Regulations and the Act of June 3, 1926, as amended (U. S. C., title 5, secs. 821-833); printing and binding; law books, books of reference, and not to exceed $500 for periodicals and newspapers; procurement of supplies, equipment,
and services: typewriters, adding machines, and other labor-saving devices, including their repair and exchange; rent in the District of Columbia and elsewhere; use of the services and facilities of the Federal Reserve banks; and all other necessary administrative expenses: Provided, That all necessary expenses in connection with the acquisition, operation, maintenance, improvement, or disposition of any real or personal property belonging to the Corporation or the RFC Mortgage Company or in which they have an interest, including expenses of collections of pledged collateral, shall be considered as nonadministrative expenses for the purposes hereof: Provided further, That except for the limitations in amounts hereinbefore specified, and the restrictions in respect to travel expenses, the administrative expenses and other obligations of the Corporation shall be incurred, allowed, and paid in accordance with the provisions of said Act of January 29, 1932, as amended (U. S. C., title 15, secs. 601-617).

FEDERAL EMERGENCY ADMINISTRATION OF PUBLIC WORKS

Not to exceed $10,000,000 of the amount of $300,000,000 made available, upon the direction of the President, to the Federal Emergency Administration of Public Works by Emergency Relief Appropriation Act of 1936 shall be available during the fiscal year 1938 for administrative expenses in connection with the liquidation of said Administration, including personal services in the District of Columbia and elsewhere; travel expenses, in accordance with the Standardized Government Travel Regulations and the Act of June 3, 1926, as amended (U. S. C., title 5, secs. 821-833); printing and binding; law books, books of reference, and not to exceed $250 for periodicals, newspapers, and press clippings; procurement of supplies, equipment, and services; maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, to be used only for official purposes; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; not to exceed $1,000 for expenses of attendance, when specifically authorized by the Administrator, at meetings concerned with the work of the Administration; rent in the District of Columbia and elsewhere; and all other necessary administrative expenses: Provided, That except for the limitations in amounts hereinbefore specified, and the restrictions in respect to travel expenses, the administrative expenses and other obligations of the Administration shall be incurred, allowed, and paid in accordance with the provisions of Title II of the National Industrial Recovery Act.

FEDERAL SAVINGS AND LOAN INSURANCE CORPORATION

Not to exceed $256,180 of the funds of the Federal Savings and Loan Insurance Corporation, established by title IV of the National Housing Act of June 27, 1934 (48 Stat., p. 1246), shall be available during the fiscal year 1938, for administrative expenses of the Corporation, including personal services, in the District of Columbia and elsewhere; travel expenses, in accordance with the Standardized Government Travel Regulations and the Act of June 3, 1926, as amended (U. S. C., title 5, secs. 821-833); printing and binding; law books, books of reference, and not to exceed $250 for periodicals and newspapers; procurement of supplies, equipment, and services; typewriters, adding machines, and other labor-saving devices, including
Use of services, etc., of designated agencies.

Proviso.
Designated expenses deemed non-administrative.

Payment of administrative, etc., expenses.

Salaries limited to average rates under Classification Act.

Proviso.
Restriction not applicable to clerical-mechanical service.
No reduction in fixed salary.
Transfers without reduction.

Higher rates permitted.

If only one position in a grade.

Interstate Commerce Commission and Tariff Commission; salary rates of Commissioners.

Short title.

June 29, 1937
[H. J. Res. 361]

Emergency Relief Appropriation Act of 1937.

Continuation of relief and work relief, appropriation for.

their repair and exchange; use of the services and facilities of the Federal Home Loan Bank Board, Federal home loan banks, Federal Reserve banks, and agencies of the Government as authorized by said title IV; and all other necessary administrative expenses: Provided, That all necessary expenses in connection with the liquidation of insured institutions under said title IV shall be considered as non-administrative expenses for the purposes hereof: Provided further, That, except for the limitations in amounts hereinafter specified, and the restrictions in respect to travel expenses, the administrative expenses and other obligations of the Corporation shall be incurred, allowed, and paid in accordance with the provisions of said Act of June 27, 1934, as amended (U. S. C., title 12, secs. 1725-1732).

Sec. 2. In expending appropriations or portions of appropriations contained in this Act, for the payment of personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade except that in unusually meritorious cases of one position in a grade, advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: Provided, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service; or (2) to require the reduction in salary of any person whose compensation was fixed, as of July 1, 1924, in accordance with the rules of section 6 of such Act; (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade, in the same or different bureau, office, or other appropriation unit; (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law; or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

Sec. 3. During the fiscal year ending June 30, 1938, the salaries of the Commissioners of the Interstate Commerce Commission and the Commissioners of the United States Tariff Commission shall be at the rate of $10,000 each per annum.

Sec. 4. This Act may be cited as the "Independent Offices Appropriation Act, 1938".

Approved, June 28, 1937.
appropriated, out of any money in the Treasury not otherwise appropriated, to remain available until June 30, 1938, and to be used in the discretion and under the direction of the President, $1,500,000,000 together with such unexpended balances, as the President may determine, of appropriations made by (a) the second paragraph of the Emergency Relief Appropriation Act of 1936, as supplemented by the First Deficiency Appropriation Act, fiscal year 1937, and (b) section 1 of the Emergency Relief Appropriation Act of 1935, including the unexpended balances of appropriations referred to therein: Provided, That this appropriation shall be available for the following classes of public projects, Federal and non-Federal, and the amounts to be used for each class shall not, except as hereinafter provided, exceed the respective amounts stated, namely: (a) Highways, roads, and streets, $415,000,000; (b) public buildings, parks and other recreational facilities, including buildings therein, public utilities, electric transmission and distribution lines or systems to serve persons in rural areas including projects sponsored by and for the benefit of nonprofit and cooperative associations, sewer systems, water supply and purification, airports and other transportation facilities, flood control, conservation, eradication of insect pests, and miscellaneous work projects, $630,000,000; (c) assistance for educational, professional, and self-help, and clerical persons and women's projects, $380,000,000; and (d) National Youth Administration, $75,000,000: Provided further, That no portion of the funds hereby appropriated shall be allocated or used for any purpose except to provide relief or work relief for persons in need: Provided further, That not to exceed 5 per centum of the amount allotted or used by any department or agency may be expended for administration of such relief or work relief; except that this provision shall not apply to allocations made to the General Accounting Office, the Department of Justice, the Treasury Department, the Employees' Compensation Commission, the United States Employment Service of the Department of Labor, the Bureau of Air Commerce of the Department of Commerce, the National Emergency Council, the Resettlement Administration or to the Prison Industries Reorganization Administration, for administrative expenses in performing functions for or on behalf of the relief or work-relief program: Provided further, That the amount specified for any of the foregoing classes may be increased proportionately in accordance with the amount of such unexpended balances as the President transfers for the purposes of this section from the appropriations made by (a) the Emergency Relief Appropriation Act of 1935 and (b) the Emergency Relief Appropriation Act of 1936, as supplemented: Provided further, That the amount specified for any of the foregoing classes may be increased by not to exceed 15 per centum thereof by transfer of an amount or amounts from any other class or classes in order to effectuate the purposes of the foregoing appropriation: Provided, That no Federal construction project shall be undertaken or prosecuted under this appropriation unless and until there shall have been allocated and irrevocably set aside Federal funds sufficient for its completion; and no non-Federal project shall be undertaken or prosecuted under this appropriation unless and until the sponsor has made a written agreement to finance such part of the entire cost thereof as is not to be supplied from Federal funds. This appropriation shall be available for expenditure by the Resettlement Administration for such loans, relief, and rural rehabilitation for needy persons as the President may determine, including such cost of administration as the President may direct: Provided, That no person employed on work projects and certified as in need...
of relief who refuses a bona-fide offer of private employment under reasonable working conditions which pays as much or more in compensation for the same length of service as such person receives or could receive under this appropriation and who is capable of performing such work, shall be retained in employment under this appropriation for the period such private employment would be available: Provided further, That any person who takes such private employment shall at the expiration thereof be entitled to immediate resumption of his previous employment status under this appropriation if he is still in need of relief and if he has lost the private employment through no fault of his own.

The funds herein appropriated shall be so apportioned and distributed over the twelve months of the fiscal year ending June 30, 1938, and shall be so administered during such fiscal year, as to constitute the total amount that will be furnished during such fiscal year for relief purposes.

SEC. 2. In carrying out the purposes of the foregoing appropriation the President is authorized (a) to prescribe such rules and regulations as may be necessary and to utilize agencies within the Government and to empower such agencies to prescribe rules and regulations to carry out the functions delegated thereto by the President: Provided, That the rates of pay for persons engaged upon projects under the foregoing appropriation shall be not less than the prevailing rates of pay for work of a similar nature in the same locality as determined by the Works Progress Administration with the approval of the President; and (b) to accept and utilize voluntary and uncompensated services, and utilize, with the consent of the State, such State and local officers and employees as may be necessary, and prescribe their authorities, duties, and responsibilities: Provided, however, That in the employment of persons, applicants in actual need whose names have not heretofore been placed on relief rolls shall be given the same eligibility for employment as applicants whose names have heretofore appeared on such rolls: Provided further, That in order to insure the fulfillment of the purposes for which the foregoing appropriation is made and to avoid competition between the Works Progress Administration and other Federal or non-Federal agencies in the employment of labor on construction projects of any nature whatsoever, financed in whole or in part by the Federal Government, no relief worker shall be eligible for employment on any project of the Works Progress Administration who has refused to accept employment on any other Federal or non-Federal project at a wage rate comparable with or higher than the wage rate established for similar work on projects of the Works Progress Administration: Provided further, That any relief worker who has been engaged on any Federal or non-Federal project and whose service has been regularly terminated through no fault of his own shall not lose his eligibility for restoration to the relief rolls or for reemployment on any other Federal or non-Federal project on account of such previous employment: Provided further, That the fact that a person is entitled to or has received either adjusted-service bonds or a Treasury check in payment of an adjusted-compensation certificate shall not be considered in determining actual need of such employment.

SEC. 3. The departments, agencies, or establishments having supervision of projects for which funds from the foregoing appropriation are made available shall not knowingly employ on such projects aliens illegally within the limits of the United States or aliens who have not filed declaration of intention to become citizens, and they shall
make every reasonable effort consistent with prompt employment of the destitute unemployed to see that such aliens are not employed, and if employed and their status as such alien is disclosed they shall thereupon be discharged: *Provided*, That preference shall be given to American citizens who are in need of relief in employment by the Works Progress Administration and next those aliens who are in need of relief and who have declared their intention to become citizens prior to the enactment of this joint resolution: *Provided further*, That veterans of the World War and Spanish War who are in need of relief shall be given preference for employment by the Works Progress Administration.

Sec. 4. Any Administrator or other officer named to have general supervision at the seat of government over the program and work contemplated under the foregoing appropriation and receiving a salary of $5,000 or more per annum from such appropriation, and any State or regional administrator receiving a salary of $5,000 or more per annum from such appropriation shall be appointed by the President, by and with the advice and consent of the Senate: *Provided*, That the provisions of section 1761 of the Revised Statutes shall not apply to any such appointee and the salary of any person so appointed shall not be increased for a period of six months after confirmation.

Sec. 5. Appointments to Federal positions of an administrative or advisory capacity under the foregoing appropriation in any State shall be made from among the bona-fide citizens of that State so far as not inconsistent with efficient administration.

So far as not inconsistent with efficient administration no part of the sums appropriated by this joint resolution shall be available to pay the compensation of any officer or employee of the United States who holds an administrative, executive, or supervisory position under this joint resolution, if the position is in any office located outside the District of Columbia or is on any project prosecuted in any place outside the District of Columbia, unless such person is an actual and bona-fide citizen of the State, Territory, region, or district in which the office or project is situated, but this provision shall not apply to the temporary and emergency assignment of any person to a position where the period of service in such position does not exceed sixty days.

Sec. 6. No part of the foregoing appropriation shall be used to pay the salary or expenses of any person who is a candidate or any State, district, county, or municipal office (such office requiring full time of such person and to which office a salary or per diem attaches), in any primary, general, or special election, or who is serving as a campaign manager or assistant thereto for any such candidate.

Sec. 7. Hereafter, so far as not inconsistent with efficient administration, all appointments of persons to the Federal Service for employment within the District of Columbia, under the provisions of this joint resolution, whether such appointments be within the classified Civil Service or otherwise, shall be apportioned among the several States and the District of Columbia upon the basis of population as ascertained at the last preceding census.

In making separations from the Federal Service, or furloughs without pay to last as long as three months, of persons employed within the District of Columbia, under the provisions of this joint resolution the appointing power shall give preference, as nearly as good administration will warrant, in retention to appointees from States that have not received their share of appointments according
Disability or death compensation, persons entitled to, exceptions.

48 Stat. 351.

National Youth Administration.

Limitation.

Special fund created.

Availability.

Cases within purview of State, etc., workmen’s compensation laws.

Administrative, etc., expenses.

Establishment of special funds for materials, supplies, etc.

Proviso.

Flood control, etc., projects, certain construction provisions waived.

Minor purchases.

R. S. § 3709.


False statements with intent to defraud, etc.

to population: Provided, however, That soldiers, sailors, and marines, the widows of such, or the wives of injured soldiers, sailors, and marines, who themselves are not qualified, but whose wives are qualified to hold a position in the Government Service, shall be given preference in retention, in their several grades and classes, where their ratings are good or better.

Sec. 8. The provisions of the Act of February 15, 1934 (48 Stat. 351), relating to disability or death compensation and benefits shall apply to persons (except administrative employees qualifying as civil employees of the United States) receiving compensation from the foregoing appropriation for services rendered as employees of the United States and to persons receiving assistance in the form of payments from the United States for services rendered under the National Youth Administration created by Executive order of June 26, 1935: Provided, That hereafter the monthly compensation in any individual case heretofore or hereafter coming within the purview of said Act of February 15, 1934, shall not exceed the rate of $30, exclusive of medical costs: Provided further, That so much of the foregoing appropriation as the United States Employees’ Compensation Commission, with the approval of the Director of the Bureau of the Budget, estimates and certifies to the Secretary of the Treasury will be necessary for the payment of such compensation and administrative expenses shall be set aside in a special fund to be administered by the Commission for such purposes; and after June 30, 1938, such special fund shall be available for such purposes annually in such amounts as may be specified therefor in the annual appropriation Acts: Provided further, That this section shall not apply in any case coming within the purview of the workmen’s compensation law of any State or Territory, or in which the claimant has received or is entitled to receive similar benefits for injury or death.

Sec. 9. Subject to the limitations of section 1 of this joint resolution so much of the foregoing appropriation as may be determined by the President to be necessary for administrative expenses of any department, establishment, or agency of the United States for additional work incident to carrying out the purposes of such appropriation or the provisions of section 5 of the Emergency Relief Appropriation Act of 1935, or as may be necessary for administrative expenses of the National Resources Committee, may be allotted therefor by the President, and the funds so allotted shall be available until June 30, 1938, for expenditure in the discretion of the President for the purposes and in accordance with the provisions of the first paragraph of section 3 of said Act.

Sec. 10. In carrying out the purpose of the foregoing appropriation the President is authorized to prescribe rules and regulations for the establishment of special funds in the nature of revolving funds for use, until June 30, 1938, in the purchase, repair, distribution, or rental of materials, supplies, equipment, and tools: Provided, That the requirement in section 1 hereof that no Federal construction project shall be undertaken unless and until there have been allocated and irrevocably set aside sufficient funds for its completion shall not apply to flood-control and water-conservation projects authorized by other law and prosecuted hereunder.

Sec. 11. The provisions of section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not apply to any purchase made or service procured in connection with the foregoing appropriation when the aggregate amount involved is less than $300.

Sec. 12. Any person who knowingly and with intent to defraud the United States makes any false statement in connection with any application for any project, employment, or relief aid under the fores-
going appropriation, or diverts, or attempts to divert or assists in
diverting, for the benefit of any person or persons not entitled thereto,
any portion of such appropriation, or any services or real or personal
property acquired thereunder, or who knowingly, by means of any
fraud, force, threat, intimidation, or boycott, or discrimination on
account of race, religion, or political affiliations, deprives any person
of any of the benefits to which he may be entitled under such appro-
priation, or attempts so to do, or assists in so doing, shall be deemed
guilty of a misdemeanor and fined not more than $2,000 or impris-
oned not more than one year, or both.

Sec. 13. The Works Progress Administrator is hereby authorized
and directed to liquidate and wind up the affairs of the Federal
Emergency Relief Administration established under the Act of May
12, 1933, as amended, and funds available to said Federal Emergency
Relief Administration shall be available for expenditure for such
purpose until June 30, 1938.

Sec. 14. A report of the operations under the foregoing appropria-
tion, including a statement of the expenditures made and obligations
incurred by classes and amounts, shall be submitted by the President
to Congress before the 15th day of January in each of the next two
regular sessions of Congress.

Sec. 15. No part of the funds made available in this joint resolu-
tion shall be loaned or granted, except pursuant to an obligation
incurred prior to the date of the enactment of this joint resolution,
to any State, or any of its political subdivisions or agencies, for the
purpose of carrying out or assisting in carrying out any program or
project of constructing, rebuilding, repairing, or replanning its penal
or reformatory institutions, unless the President shall find that the
projects to be financed with such loan or grant will not cause or pro-
mote competition of the products of convict labor with the products
of free labor.

Sec. 16. Title I of this joint resolution may be cited as the “Emer-
gency Relief Appropriation Act of 1937”.

TITLE II

Sec. 201. The Federal Emergency Administration of Public
Works (herein called the “Administration”) is hereby continued
until July 1, 1939, and until such date is hereby authorized to con-
tinue to perform all functions which it is authorized to perform on
June 29, 1937. All provisions of law existing on June 29, 1937, and
relating to the availability of funds for carrying out any of the
functions of such Administration are hereby continued until July 1,
1939, except that the date specified in the Emergency Relief Appropria-
tion Act of 1936, prior to which, in the determination of the Federal Emergency Administrator of Public Works (herein called
the “Administrator”), a project can be substantially completed is
hereby changed from “July 1, 1938” to “July 1, 1939”.

Sec. 202. The amount which the Reconstruction Finance Corpora-
tion is authorized by existing law to have invested at any one time
in securities purchased from the Administration is hereby increased
from $250,000,000 to $400,000,000.

Sec. 203. The amount of funds which the Administrator, upon
direction of the President, is authorized to use for grants from
moneys realized from the sale of securities is hereby increased from
$300,000,000 to $359,000,000; and after the date of the enactment of
this joint resolution no allotment shall be made by the Administrator
for any project the application for which has not been approved by
the examining divisions of the Administration prior to such date.
Sect. 204. The paragraph in the Independent Offices Appropriation Act, 1938, under the caption "Federal Emergency Administration of Public Works" is hereby amended by (a) striking out the words "in connection with the liquidation" and (b) striking out the sum of "$10,000,000" and inserting in lieu thereof the sum of "$15,000,000".

Sect. 205. The funds available to the Administrator for the making of loans or grants or loans and grants may be used for projects (in addition to other purposes for which funds may be used) of the following classes, in amounts not to exceed the sums specified for each such class: (a) For school projects (other than those included in subdivisions (b) and (c) of this section) to replace, eliminate, or ameliorate existing school facilities or conditions which, in the determination of the Administrator, are hazardous to the life, safety, or health of school children, $60,000,000 for grants and $11,000,000 for loans; (b) for projects which have been authorized, or for the financing of which bonds or other obligations have been authorized, at elections held prior to the date of enactment of this joint resolution, or for projects for which an authority or board constituting an independent corporation without taxing power has been specifically created by a State legislature prior to such date, $70,000,000 for grants and $22,000,000 for loans; (c) for projects for which appropriations have been made by the legislatures of the States, $15,000,000 for grants and $2,000,000 for loans; (d) for projects to be financed, except for the grant, by the issuance to contractors of tax or assessment securities at not less than their par value: Provided, That an allotment shall not be made for any such project unless the applicant has, in the determination of the Administrator, made or incurred substantial expenditures or obligations in contemplation of receiving an allotment, $5,000,000 for grants; (e) for projects for which funds have been tentatively earmarked by the Administrator but for which formal allotments have not been made, $54,000,000 for grants and $78,000,000 for loans: Provided, That the grant for any such project shall not exceed the amount tentatively earmarked as a grant for such project: Provided further, That the amount specified for any of the foregoing classes may be increased by not to exceed 15 per centum thereof by transferring an amount or amounts from any other class or classes in order to effectuate the purposes of the title.

Sect. 206. No new applications for loans or grants for non-Federal projects shall be received or considered by the Administration after the date of enactment of this joint resolution.

Sect. 207. Title II of this joint resolution may be cited as the "Public Works Administration Extension Act of 1937".

Approved, June 29, 1937, 11 p. m.

[CHAPTER 402] JOINT RESOLUTION

To provide revenue, and for other purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That title IV, as amended, and parts I, II, III, and IV, of title V, as amended, of the Revenue Act of 1932, are further amended by striking out "1937" wherever appearing therein and inserting in lieu thereof "1939". Section 1001 (a), as amended, of the Revenue Act of 1932, and section 2, as amended, of the Act entitled "An Act to extend the gasoline tax for one year, to modify postage rates on mail matter, and for other purposes", approved June 10, 1933, are further amended by striking out "1937" wherever appearing therein and inserting in lieu thereof "1939".

Approved, June 29, 1937, 10 p. m.
[CHAPTER 403]  
AN ACT  
Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1938, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to defray the expenses of the District of Columbia for the fiscal year ending June 30, 1938, any revenue (not including the proportionate share of the United States in any revenue arising as the result of the expenditure of appropriations made for the fiscal year 1924 and prior fiscal years) now required by law to be credited to the District of Columbia and the United States in the same proportion that each contributed to the activity or source from whence such revenue was derived shall be credited wholly to the District of Columbia, and, in addition, $5,000,000 is appropriated, out of any money in the Treasury not otherwise appropriated, to be advanced July 1, 1937, and all of the remainder out of the combined revenues of the District of Columbia, namely:

GENERAL EXPENSES  
EXECUTIVE OFFICE  
For personal services, $48,060, plus so much as may be necessary to compensate the Engineer Commissioner at such rate in grade 8 of the professional and scientific service of the Classification Act of 1923, as amended, as may be determined by the Board of Commissioners: Provided, That in expending appropriations or portions of appropriations contained in this Act for the payment of personal services in accordance with the Classification Act of 1923, as amended, with the exception of the two civilian Commissioners the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: Provided, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service; (2) to require the reduction in salary of any person whose compensation was fixed, as of July 1, 1924, in accordance with the rules of section 6 of such Act; (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit; (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law; or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

Purchasing division: For personal services, $57,000.
Building inspection division: For personal services, $121,360.
Plumbing inspection division: For personal services, $43,160; two members of plumbing board at $150 each; in all, $43,460.
Smoke and boiler regulation: For personal services, equipment, instruments, supplies, transportation, and other contingent expenses necessary for the enforcement of the Act entitled “An Act to prevent the fouling of the atmosphere in the District of Columbia by smoke and other foreign substances, and for other purposes”, approved August 15, 1935 (49 Stat., p. 653), and the Act entitled “An Act to provide for the inspection, control, and regulation of steam boilers and unfired pressure vessels in the District of Columbia”, approved June 25, 1936 (49 Stat., p. 1917), $20,500.

Office of Poundmaster: For personal services, maintenance and operation of motor vehicles, and other necessary expenses, $10,490: Provided, That the salary of the poundmaster shall be at the rate of $2,000 per annum.

PUBLIC CONVENIENCE STATIONS
For maintenance of public convenience stations, including compensation of necessary employees, $14,000.

CARE OF THE DISTRICT BUILDINGS
For personal services, including temporary labor, and service of cleaners as necessary at not to exceed 48 cents per hour, $96,700: Provided, That no other appropriation made in this Act shall be available for the employment of additional assistant engineers or watchmen for the care of the District Buildings.

For fuel, light and power, repairs, laundry, and miscellaneous supplies, $30,000.

ASSESSOR’S OFFICE
For personal services, $221,000.

COLLECTOR’S OFFICE
For personal services, $47,900.

AUDITOR’S OFFICE
For personal services, $131,700, of which $5,000 shall be available without reference to the Classification Act of 1923, as amended, and civil-service requirements for examination of estimates of appropriations and for other purposes; and the compensation of the present incumbent of the position of disbursing officer of the District of Columbia shall be exclusive of his compensation as United States property and disbursing officer for the National Guard of the District of Columbia.

OFFICE OF CORPORATION COUNSEL
Corporation counsel, including extra compensation as general counsel of the Public Utilities Commission, and other personal services, $93,000.

ALCOHOLIC BEVERAGE CONTROL BOARD
For personal services, street-car and bus transportation, telephone service, not exceeding $1,000 for the purchase of samples, not exceeding $100 for witness fees, and other necessary contingent and miscellaneous expenses, $42,440.

CORONER’S OFFICE
For personal services, including deputy coroners, in accordance with the Classification Act of 1923, as amended, $10,600.

For the maintenance of a non-passenger-carrying motor wagon for the morgue, jurors’ fees, witness fees, ice, disinfectants, telephone service, and other necessary supplies, repairs to the morgue, and the
necessary expenses of holding inquests, including stenographic services in taking testimony and photographing unidentified bodies, $4,000.

OFFICE OF SUPERINTENDENT OF WEIGHTS, MEASURES, AND MARKETS

For personal services, $53,800.
For contingent expenses, and maintenance and repairs to markets, including not to exceed $1,000 for purchase of commodities and for personal services in connection with investigation and detection of sales of short weight and measure, maintenance and repair of motor vehicles, and not exceeding $750 for the purchase including exchange, of one motor vehicle equipped for making investigations of sales of gasoline and oil by short measure, $9,175.

OFFICE OF CHIEF CLERK, ENGINEER DEPARTMENT

For personal services, $31,940, including $2,600 for the employment of one safety inspector.

MUNICIPAL ARCHITECT'S OFFICE

For personal services, $57,980.
All apportionments of appropriations for the use of the municipal architect in payment of personal services employed on construction work provided for by said appropriations shall be based on an amount not exceeding 3 per centum of a total of not more than $2,000,000 of appropriations made for such construction projects and not exceeding 2³⁄₄ per centum of a total of the appropriations in excess of $2,000,000.

PUBLIC UTILITIES COMMISSION

For two commissioners, people's counsel, and for other personal services, $61,500, of which amount not to exceed $5,000 may be used for the employment of expert services by contract or otherwise and without reference to the Classification Act of 1923, as amended. For incidental and all other general necessary expenses authorized by law, including the purchase of newspapers, $1,500.
No part of the appropriations contained in this Act shall be used for or in connection with the preparation, issuance, publication, or enforcement of any regulation or order of the Public Utilities Commission requiring the installation of meters in taxicabs, or for or in connection with the licensing of any vehicle to be operated as a taxicab except for operation in accordance with such system of uniform zones and rates and regulations applicable thereto as shall have been prescribed by the Public Utilities Commission.

BOARD OF EXAMINERS, STEAM ENGINEERS

Salaries: Two members, at $150 each, $300, and the inspector of boilers shall serve without additional compensation.

DEPARTMENT OF INSURANCE

For personal services, including one fire-insurance-rate expert at not exceeding $4,600 per annum, $29,220.

SURVEYOR'S OFFICE

For personal services, $79,000.
For completing the rebinding and repairing of record books in the office of the surveyor of the District of Columbia, showing properties in the District of Columbia, $2,500.
### Minimum Wage Board

For personal services, including not to exceed $2,500 for the secretary of the Board, $8,040.

For equipment, transportation, and other necessary expenses, $875.

### District of Columbia Employees' Compensation Fund

For carrying out the provisions of section 11 of the District of Columbia Appropriation Act approved July 11, 1919, extending to the employees of the government of the District of Columbia the provisions of the Act entitled "An Act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes", approved September 7, 1916, $41,000.

Administrative expenses, compensation to injured employees in the District of Columbia: For the enforcement of the Act entitled "An Act to provide compensation for disability or death resulting from injury to employees in certain employments in the District of Columbia, and for other purposes", approved May 17, 1928 (45 Stat., p. 600), $53,300, for transfer to and expenditure by the Employees' Compensation Commission under its appropriations "Salaries and expenses", $53,000, and "Printing and binding", $300.

For financing of the liability of the government of the District of Columbia, created by the Act entitled "An Act for the retirement of employees in the classified civil service, and for other purposes", approved May 22, 1920, and Acts amendatory thereof (U. S. C., title 5, sec. 707a), $842,760, which amount shall be placed to the credit of the "civil service retirement and disability fund."

### Department of Vehicles and Traffic

For personal services, $82,440.

For purchase, installation, and modification of electric traffic lights, signals, and controls, markers, painting white lines, labor, maintenance of non-passenger-carrying motor vehicles, and such other expenses as may be necessary in the judgment of the Commissioners, including not to exceed $30,000 for the operation and maintenance of electric traffic lights, signals, and controls, $93,000, of which not less than $25,000 shall be expended for the purchase, installation, and modification of electric traffic-light signals: Provided, That no part of this or any other appropriation contained in this Act shall be expended for building, installing, and maintaining street-car loading platforms and lights of any description employed to distinguish same.

For the purchase of motor-vehicle identification number plates, $20,000.

### Register of Wills

For personal services, $74,940.

For miscellaneous and contingent expenses, telephone bills, printing, typewriters, photostat paper and supplies, including laboratory costs and photographic developing-room equipment, towels, towel service, window washing, street-car tokens, furniture and equipment and repairs thereto, and purchase of books of reference, law books, and periodicals, $10,500.

### Recorder of Deeds

For personal services, $110,000.

For miscellaneous and contingent expenses, including telephone service, printing, binding, rebinding, repairing, and preservation of
records; typewriters, towels, towel service, furniture and equipment and repairs thereto; books of reference, law books and periodicals, street-car tokens, postage; not exceeding $100 for rest room for sick and injured employees and the equipment of and medical supplies for said rest room, and all other necessary incidental expenses, $12,500.

For rent of offices of the recorder of deeds, $14,000, to be expended without reference to the provisions of section 6 of this Act.

CONTINGENT AND MISCELLANEOUS EXPENSES

For checks, books, law books, books of reference, periodicals, newspapers, stationery; surveying instruments and implements; drawing materials; binding, rebinding, repairing, and preservation of records; ice; traveling expenses not to exceed $2,000, including payment of dues and traveling expenses in attending conventions when authorized by the Commissioners of the District of Columbia; expenses authorized by law in connection with the removal of dangerous or unsafe and insanitary buildings, including payment of a fee of $6 per diem to each member of board of survey, other than the inspector of buildings, while actually employed on surveys of dangerous or unsafe buildings, not exceeding $3,000 for the settlement of claims not in excess of $250 each, approved by the Commissioners under and in accordance with the provisions of the Act entitled "An Act authorizing the Commissioners of the District of Columbia to settle claims and suits against the District of Columbia", approved February 11, 1920 (45 Stat. 1160), as amended by the Act approved June 5, 1920 (46 Stat. 500); and other general necessary expenses of District offices, $29,050: Provided, That no part of this or any other appropriation contained in this Act shall be expended for printing or binding a schedule or list of supplies and materials for the furnishing of which contracts have been or may be awarded.

For postage for strictly official mail matter, including the rental of postage-meter equipment, $28,000.

For judicial expenses, including witness fees, and expert services in District of Columbia cases before the District Court of the United States for the District of Columbia, $1,800: Provided, That the Commissioners of the District of Columbia are authorized, when in their judgment such action be deemed in the public interest, to contract for stenographic reporting services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) under available appropriations contained in this Act: Provided further, That neither the District of Columbia nor any officer thereof acting in his official capacity for the District of Columbia shall be required to pay court costs to the clerk of the District Court of the United States for the District of Columbia.

For general advertising, authorized and required by law, and for tax and school notices and notices of changes in regulations, $7,000: Provided, That this appropriation shall not be available for the payment of advertising in newspapers published outside of the District of Columbia, notwithstanding the requirement for such advertising provided by existing law.

For advertising notice of taxes in arrears July 1, 1937, as required to be given by the Act of February 28, 1898, as amended, to be reimbursed by a charge of 50 cents for each lot or piece of property advertised, $5,500: Provided, That this appropriation shall not be available for the payment of advertising the delinquent tax list for more than once a week for two weeks in the regular issue of one morning or one evening newspaper published in the District of Columbia, notwithstanding the provisions of existing law.

Rent. Post, p. 394.

Contingent and miscellaneous expenses. Objects specified.

Removing unsafe, etc., buildings.


Proviso. Printing, etc., list of supplies forbidden.

Postage.

Judicial expenses.

Proviso. Contract reporting services.


No court costs, etc., in District Court for D. C. required.

General advertising.

Proviso. Outside advertising.

Taxes in arrears. 30 Stat. 250.

Proviso. Advertising delinquent tax list in newspapers.
Printed and bound:

Provided, That no part of the appropriations contained in this Act shall be available for expenditure for printing and binding unless the need for such expenditure shall have been specifically approved by the Commissioners of the District of Columbia, or by the purchasing officer and the auditor for the District of Columbia acting for such Commissioners.

To aid in support of the National Conference of Commissioners on Uniform State Laws, $250.

**CENTRAL GARAGE**

For maintenance, care, repair, and operation of passenger-carrying automobiles owned by the District of Columbia, including personal services, $60,980; for purchase (including exchange) of passenger-carrying automobiles, $12,040; in all, $73,020.

For allowances for furnishing privately owned motor vehicles in the performance of official duties at a rate of not to exceed $264 per year for each automobile, $10,296: Provided, That allowances under this appropriation shall be made only to persons whose duties require full-time field service.

All motor-propelled passenger-carrying vehicles owned by the District of Columbia shall be used exclusively for "official purposes" directly pertaining to the public services of said District, and shall be under the direction and control of the Commissioners, who may from time to time alter or change the assignment for use thereof or direct the joint or interchangeable use of any of the same by officials and employees of the District, except as otherwise provided in this Act; and "official purposes" shall not include the transportation of officers and employees between their domiciles and places of employment, except as to the Commissioners of the District of Columbia and in cases of officers and employees the character of whose duties makes such transportation necessary and then only as to such latter cases when the same is approved by the Commissioners: Provided, That no passenger-carrying automobile, except busses, station wagons, patrol wagons, and ambulances, and except as otherwise specifically authorized in this Act, shall be acquired under any provision of this Act, by purchase or exchange, at a cost, including the value of a vehicle exchanged, exceeding $650. No motor vehicles shall be transferred from the police or fire departments to any other branch of the government of the District of Columbia.

Appropriations in this Act shall not be used for the payment of premiums or other cost of fire insurance.

The Commissioners are authorized, in their discretion, to furnish necessary transportation in connection with strictly official business of the District of Columbia by the purchase of street-car and bus fares from appropriations contained in this Act: Provided, That the expenditures herein authorized shall be so apportioned as not to exceed a total of $8,000: Provided further, That the provisions of this paragraph shall not include the appropriations herein made for the fire and police departments.

**EMPLOYMENT SERVICE**

For personal services and miscellaneous and contingent expenses required for maintaining a public employment service for the District of Columbia, $4,640.

**EMERGENCY FUND**

To be expended only in case of emergency, such as riot, pestilence, public insanitary conditions, calamity by flood, or fire, or storm, and of like character, and in all other cases of emergency not otherwise
sufficiently provided for, in the discretion of the Commissioners, $2,500: Provided, That the certificate of the Commissioners shall be sufficient voucher for the expenditure of this appropriation for such purposes as they may deem necessary.

**REFUND OF ERRONEOUS COLLECTIONS**

To enable the Commissioners, in any case where special assessments, school tuition charges, payments for lost library books, rents, fees, or collections of any character have been erroneously covered into the Treasury, to refund such erroneous payments, wholly or in part, including the refunding of fees paid for building permits authorized by the District of Columbia Appropriation Act approved March 2, 1911 (36 Stat. p. 967), $3,000: Provided, That this appropriation shall be available for such refunds of payments made within the past three years.

For payment of amounts collected by the District erroneously on account of taxes, fines, fees, and similar charges, which are returned to the respective parties who may have paid the same, $100,000: Provided, That this appropriation shall be available for refund of such erroneous payments made within the past three years only.

**WHARVES**

For reconstruction, where necessary, and for maintenance and repair of wharves under the control of the Commissioners of the District of Columbia, in the Washington Channel of the Potomac River, $3,000.

**REPAYMENT OF LOAN FROM PUBLIC WORKS ADMINISTRATION**

For reimbursement to the United States, in compliance with section 3 of the Act approved June 25, 1934 (48 Stat. p. 1215), of funds loaned under the authority of said Act, $1,000,000: Provided, That during the fiscal year 1938 no greater sum shall be deposited in the Treasury of the United States to the credit of the special account established under section 3 of said Act than is required by said section for reimbursement to the United States.

**FREE PUBLIC LIBRARY**

For personal services, and for substitutes and other special and temporary services, including extra services on Sundays, holidays, and Saturday half holidays, at the discretion of the librarian, $380,010.

Miscellaneous: For books, periodicals, newspapers, and other printed material, including payment in advance for subscription books, and society publications, $84,500: Provided, That the disbursing officer of the District of Columbia is authorized to advance to the librarian of the free Public Library, upon requisition previously approved by the auditor of the District of Columbia, sums of money not exceeding $25 at the first of each month, to be expended for the purchase of certain books, pamphlets, numbers of periodicals or newspapers, or other printed material, and to be accounted for on itemized vouchers.

For binding, including necessary personal services, $20,000.
For maintenance, alterations, repairs, fuel, lighting, fitting up buildings, care of grounds, maintenance of motor delivery vehicles, and other contingent expenses, including not to exceed $800 for purchase and exchange of one motor delivery vehicle, $36,000.
For rent of suitable quarters for branch libraries in Chevy Chase and Woodridge, $4,320.

For completing construction of the Petworth branch library building, including improvement of grounds and necessary furniture and equipment, $105,000: Provided, That the limit of cost fixed in the Act of June 23, 1936, is hereby increased from $150,000 to $180,000.

For personal services, $180,030.

For cleaning and repairing sewers and basins; including the replacement of the following motor trucks: One at not to exceed $2,500; two at not to exceed $975 each; and the purchase of one motor truck at not to exceed $2,500; and for operation and maintenance of the sewage pumping service, including repairs to boilers, machinery, and pumping stations, and employment of mechanics and laborers, purchase of coal, oil, waste, and other supplies, and the maintenance of non-passenger-carrying motor vehicles used in this work, $245,000.

For main and pipe sewers and receiving basins, $100,000.

For suburban sewers, including the maintenance of non-passenger-carrying motor vehicles used in this work, and the replacement of the following motor trucks: Two at not to exceed $975 each; one at not to exceed $750; and one at not to exceed $650; in all, $150,000.

For commencing construction of the Oxon Run Interceptor to provide an outlet for sewage from Washington Highlands, $169,000.

For assessment and permit work, sewers, including not to exceed $1,000 for purchase or condemnation of rights-of-way for construction, maintenance, and repair of public sewers, $400,000.

For the control and prevention of the spread of mosquitoes in the District of Columbia, including personal services, operation, maintenance, and repair of motor-propelled vehicles, purchase of oil, and other necessary expenses, $12,000: Provided, That of the amount herein appropriated there may be transferred, in the interest of coordinating the work of mosquito control in the District of Columbia, not to exceed $4,100 to the Public Health Service of the Treasury Department, the amount so transferred to be available for the objects herein specified.

Sewage treatment plant: For operation and maintenance, including salaries and wages of necessary employees, supplies, repairs to buildings and equipment, purchase of electric power, fuel, oil, waste, and other necessary expenses including the maintenance of non-passenger-carrying motor vehicles used in this work, $160,000.

For personal services, $130,000.

For dust prevention, sweeping and cleaning streets, avenues, alleys, and suburban streets, under the immediate direction of the Commissioners, including services and purchase and maintenance of equipment, rent of storage rooms; maintenance and repair of garages; maintenance and repair of non-passenger-carrying motor-propelled vehicles necessary in cleaning streets and purchase of motor-propelled street-cleaning equipment and necessary incidental expenses, $403,730.

To enable the Commissioners to carry out the provisions of existing law governing the collection and disposal of garbage, dead animals, night soil, and miscellaneous refuse and ashes in the District of Columbia, including inspection; fencing of public and private property designated by the Commissioners as public dumps; and
incident expenses, $850,000: Provided, That this appropriation shall not be available for collecting ashes or miscellaneous refuse from hotels and places of business or from apartment houses of four or more apartments in which the landlord furnishes heat to tenants.

PUBLIC PLAYGROUNDS

For personal services, $127,780: Provided, That employments hereunder, except directors who shall be employed for twelve months, shall be distributed as to duration in accordance with corresponding employments provided for in the District of Columbia Appropriation Act for the fiscal year 1924.

For general maintenance, repairs, and improvements, equipment, supplies, incidental and contingent expenses of playgrounds, including labor and maintenance, $40,800.

For the maintenance and contingent expenses of keeping open during the summer months the public-school playgrounds, under the direction and supervision of the Commissioners; for special and temporary services, directors, assistants, and janitor service during the summer vacation, and, in the larger yards, daily after school hours during the school term, $29,700.

For temporary services, including superintendence, supplies, repairs, maintenance, and expenses necessary in the operation of swimming or bathing pools, $11,300.

ELECTRICAL DEPARTMENT

For personal services, $145,000.

For general supplies, repairs, new batteries and battery supplies, telephone rental and purchase, telephone service charges, wire and cable for extension of telegraph and telephone service, repairs of lines and instruments, purchase of poles, tools, insulators, brackets, pins, hardware, cross arms, ice, record book, stationery, extra labor, new boxes, maintenance of motor trucks, and other necessary items, including not to exceed $600 for the purchase of one non-passenger-carrying motor vehicle, $30,800.

For placing wires of fire alarm, police patrol, and telephone services underground, extension and relocation of police-patrol and fire-alarm systems, purchase and installing additional lead-covered cables, labor, material, appurtenances, and other necessary equipment and expenses, $40,000, of which $15,000 shall be available for the purchase and replacement of two sections of main trunk cables.

Lighting: For purchase, installation, and maintenance of public lamps, lampposts, street designations, lanterns, and fixtures of all kinds on streets, avenues, roads, alleys, and public spaces, part cost of maintenance of airport and airway lights necessary for operation of the air mail, and for all necessary expenses in connection therewith, including rental of storerooms, extra labor, operation, maintenance, and repair of motor trucks, this sum to be expended in accordance with the provisions of sections 7 and 8 of the District of Columbia Appropriation Act for the fiscal year 1912 (36 Stat., pp. 1008–1011, sec. 7), and with the provisions of the District of Columbia Appropriation Act for the fiscal year 1913 (37 Stat., pp. 181–184, sec. 7), and other laws applicable thereto, $765,000: Provided, That this appropriation shall not be available for the payment of rates for electric street lighting in excess of those authorized to be paid in the fiscal year 1927, and payment for electric current for new forms of street lighting shall not exceed 2 cents per kilowatt-hour
Awards to lowest bidder.

Public schools.

Administrative and supervisory officers.


Personal services.

School attendance and work permits department.

43 Stat. 367, 806.

45 Stat. 998.

Teachers, librarians, etc.


Health and physical education teachers.

Advancement provisions.

Provisions.

Assignment of kindergarten teachers in grades 1 to 4.

Placing unassigned teachers of special, etc., subjects.

Librarians, pay restriction.

Vacation schools, instruction, etc.

Night schools.

Salaries.

Contingent expenses.

Americanization work.

Instruction of foreigners of all ages.

For current consumed: Provided further, That no part of this appropriation shall be available for the payment on any contract required by law to be awarded through competitive bidding, which is not awarded to the lowest responsible bidder on specifications, and such specifications shall be so drawn as to admit of fair competition.

PUBLIC SCHOOLS

For personal services of administrative and supervisory officers in accordance with the Act fixing and regulating the salaries of teachers, school officers, and other employees of the Board of Education of the District of Columbia, approved June 4, 1924 (43 Stat., pp. 367-375), including salaries of presidents of teachers colleges in the salary schedule for first assistant superintendents, $683,800.

For personal services of clerks and other employees, $180,260.

For personal services in the department of school attendance and work permits in accordance with the Act approved June 4, 1924 (43 Stat., pp. 367-375), the Act approved February 5, 1925 (43 Stat., pp. 806-808), and the Act approved May 29, 1928 (45 Stat., p. 938), $4,500.

For personal services of teachers and librarians in accordance with the Act approved June 4, 1924 (43 Stat., pp. 367-375), including for teachers colleges assistant professors in salary class eleven, and professors in salary class twelve, and including $10,000 for health and physical education teachers to supervise play in schools of the central area bounded by North Capitol Street on the east, Florida Avenue on the north, the Mall on the south, and Twelfth Street on the west; and including $4,000 for advancement of teachers from group 1A to 1B, group 2A to 2B, group 3A to 3B, and group 2C to 2D, $7,167,820: Provided, That as teacher vacancies occur during the fiscal year 1938 in grades one to four, inclusive, of the elementary schools, such vacancies may be filled by the assignment of teachers now employed in kindergartens, and teachers employed in kindergartens are hereby made eligible to teach in the said grades: Provided further, That teaching vacancies that occur during the fiscal year 1938 wherever found may be filled by the assignment of teachers of special subjects and teachers not now assigned to classroom instruction, and such teachers are hereby made eligible for such assignment without further examination: Provided further, That the average of the salaries paid librarians in the public schools shall not exceed the average of the salaries paid employees performing the same grade of work in the Free Public Library.

For the instruction and supervision of children in the vacation schools, and supervisors and teachers of vacation schools may also be supervisors and teachers of day schools, $30,400.

NIGHT SCHOOLS

For teachers and janitors of night schools, including teachers of industrial, commercial, and trade instruction, and teachers and janitors of night schools may also be teachers and janitors of day schools, $102,150, of which $8,000 shall be for night-school instruction at Western High School.

For contingent and other necessary expenses, including equipment and purchase of all necessary articles and supplies for classes in industrial, commercial, and trade instruction, $4,000.

AMERICANIZATION WORK

For Americanization work and instruction of foreigners of all ages in both day and night classes, and teachers and janitors of
Americanization schools may also be teachers and janitors of the day schools, $8,800.

For contingent and other necessary expenses, including books, equipment, and supplies, $600.

For carrying out the provisions of the Act of June 19, 1934 (U. S. C., title 34, sec. 945), entitled "An Act providing educational opportunities for the children of soldiers, sailors, and marines who were killed in action or died during the World War", $3,000.

For the development of vocational education in the District of Columbia in accordance with the Act entitled "An Act to provide for the further development of vocational education in the several States and Territories," approved June 8, 1936 (49 Stat., p. 1488), $4,225.

**COMMUNITY CENTER DEPARTMENT**

For personal services of the director, general secretaries, and community secretaries in accordance with the Act approved June 4, 1924 (43 Stat., pp. 369, 370); clerks and part-time employees, including janitors on account of meetings of parent-teacher associations and other activities, and contingent expenses, equipment, supplies, and lighting fixtures, $102,000.

**CARE OF BUILDINGS AND GROUNDS**

For personal services, including care of smaller buildings and rented rooms at a rate not to exceed $96 per annum for the care of each schoolroom, other than those occupied by atypical or ungraded classes, for which service an amount not to exceed $120 per annum may be allowed, $942,705.

**MISCELLANEOUS**

For the maintenance of schools for tubercular and crippled pupils, $8,300.

For transportation for pupils attending schools for tubercular pupils, sight conservation pupils, and crippled pupils, $22,500: Provided, That expenditures for street-car and bus fares from this fund shall not be subject to the general limitations on the use of street-car and bus fares covered by this Act.

For purchase and repair of furniture, tools, machinery, material, and books, and apparatus to be used in connection with instruction in manual and vocational training, and incidental expenses connected therewith, $64,000, to be immediately available.

For fuel, gas, and electric light and power, $325,000.

For contingent expenses, including United States flags, furniture and repairs of same, including not exceeding $10,000 for the purchase of furniture and equipment for the Phelps Vocational School, stationery, ice, paper towels, and other necessary items not otherwise provided for, and including not exceeding $13,000 for books of reference and periodicals, of which $5,000 shall be available for the purchase of such books for the Wilson Teachers College, not exceeding $1,500 for replacement of pianos at an average cost of not to exceed $300 each, not exceeding $6,800 for labor; in all, $140,000, to be immediately available, of which not to exceed $1,200 may be expended for tabulating school census cards either by contract or by day labor as the Commissioners may determine: Provided, That a bond shall not be required on account of military supplies or equipment issued by the War Department for military instruction and practice by the students of high schools in the District of Columbia.

For completely furnishing and equipping buildings and additions to buildings as follows: Lafayette School addition and assembly-gymnasium, $3,500; Truesdell School, addition and assembly-gym-
Supplies to pupils. 46 Stat. 62.

Kindergartens.

Supplies for general science departments.

School gardens, utensils, etc.

Repairs, etc., to buildings.

Proviso.

Contracts, etc.

Equipment for school yard playgrounds. Hours open.


Deaf, dumb, and blind. Maintenance and instruction. R. S. § 4994. 31 Stat. § 44.

Colored deaf mutes. Tuition of, under contract.

Proviso. Supervision of expenditures.

Blind children. Tuition of, under contract.

Proviso. Supervision of expenditures.

nasmium, $10,000; Grimke School, addition and assembly-gymnasium, $10,000; Young School, addition and gymnasium, $7,250; Cleveland School, addition, $6,750; Shepherd School, second floor, $2,750; Dennison Vocational School, $26,000; Paul Junior High School, addition and gymnasium, $10,500; Deal Junior High School, addition and gymnasium, $10,500; Eastern High School, alterations, $30,000; in all, $119,250.

For textbooks and other educational books and supplies as authorized by the Act of January 31, 1930 (46 Stat., p. 62), including not to exceed $7,000 for personal services, $185,000, to be immediately available.

For maintenance of kindergartens, $5,600, to be immediately available.

For purchase of apparatus, fixtures, specimens, technical books, and for extending the equipment and for the maintenance of laboratories of the department of physics, chemistry, biology, and general science in the several high and junior high schools, vocational schools, and teachers colleges, and for the installation of the same, $16,400, to be immediately available.

For utensils, materials, and labor, for establishment and maintenance of school gardens, $2,400.

For repairs and improvements to school buildings and grounds, repairing and renewing heating, plumbing, and ventilating apparatus, installation and repair of electric equipment, and installation of sanitary drinking fountains, and maintenance of motor trucks, including not to exceed $975 for the replacement of one one and one-half ton truck and including $4,000 for improvements at the Central High School stadium, $396,975, of which amount $100,000 shall be immediately available: Provided, That work performed for repairs and improvements shall be by contract or otherwise, as may be determined by the Commissioners to be most advantageous to the District of Columbia.

For the purchase, installation, and maintenance of equipment, for school yards for the purposes of play of pupils, $7,000: Provided, That such playgrounds shall be kept open for play purposes in accordance with the schedule maintained for playgrounds under the jurisdiction of the playground department.

Ta carry out the purposes of the Act approved June 11, 1926, entitled "An Act to amend the Act entitled "An Act for the retirement of public-school teachers in the District of Columbia", approved January 15, 1920, and for other purposes" (41 Stat., pp. 387-390), $400,000.

THE DEAF, DUMB, AND BLIND

For maintenance and instruction of deaf and dumb persons admitted to the Columbian Institution for the Deaf from the District of Columbia, under section 4864 of the Revised Statutes, and as provided for in the Act approved March 1, 1901 (U. S. C., title 24, sec. 238), and under a contract to be entered into with the said institution by the Commissioners, $35,500.

For maintenance and instruction of colored deaf-mutes of teachable age belonging to the District of Columbia, in Maryland, or some other State, under a contract to be entered into by the Commissioners, $7,500: Provided, That all expenditures under this appropriation shall be made under the supervision of the Board of Education.

For maintenance and instruction of blind children of the District of Columbia, in Maryland, or some other State, under a contract to be entered into by the Commissioners, $11,500: Provided, That all expenditures under this appropriation shall be made under the supervision of the Board of Education.
No part of any appropriation made in this Act shall be paid to any person employed under or in connection with the public schools of the District of Columbia who shall solicit or receive, or permit to be solicited or received, on any public-school premises, any subscription or donation of money or other thing of value from any pupil enrolled in such public schools for presentation of testimonials to school officials or for any purpose except such as may be authorized by the Board of Education at a stated meeting upon the written recommendation of the superintendent of schools.

No money appropriated in this Act for the purchase of furniture and equipment and school supplies for the public schools of the District of Columbia shall be expended unless the requisitions of the Board of Education therefor shall be approved by the Commissioners of the District of Columbia, or by the purchasing officer and the auditor for the District of Columbia acting for the Commissioners.

The Board of Education is authorized to designate the months in which the ten salary payments now required by law shall be made to teachers assigned to the work of instruction in nature study and school gardens.

The children of officers and men of the United States Army, Navy, and Marine Corps, and children of other employees of the United States stationed outside the District of Columbia shall be admitted to the public schools without payment of tuition.

**BUILDINGS AND GROUNDS**

For completing the construction of a vocational school for girls to replace the old Dennison School Building on S Street, on land owned by the District of Columbia at Arkansas Avenue and Allison Street Northwest, $236,000: Provided, That the limit of cost fixed in the Act of June 23, 1936, is hereby increased from $280,000 to $336,000.

For beginning the construction of the Thomas Jefferson Memorial Junior High School and Library, $300,000, of which sum $16,800 shall be available for the preparation of plans, specifications, and administration; the employment of such personal services to be without reference to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), the Classification Act of 1923, as amended, and civil-service requirements; and the Commissioners are authorized to enter into contract or contracts for such building or buildings at a cost not to exceed $800,000: Provided, That the library shall be under the administration of the Board of Library Trustees of the Free Public Library;

For the construction of an eight-room addition to the Bundy School, including an assembly hall-gymnasium, and the necessary remodeling of the present building, $150,000;

For beginning the construction of a vocational school to replace the present Lenox Vocational School, on land now owned by the District of Columbia at Potomac Avenue between Thirteenth and Fourteenth Streets Southeast, $160,000, of which sum $7,560 shall be available for the preparation of plans, specifications, and administration, and the Commissioners are authorized to enter into a contract or contracts for such building at a cost not to exceed $360,000;

For the construction of a third-story addition to the Cleveland School to provide six additional rooms, $114,000;

For beginning the construction of a new senior high school on a site already owned by the District of Columbia at Fifth and Sheridan Streets Northwest, $350,000, of which sum $28,300 shall be available for the preparation of plans, specifications, and administration; the
employment of such personal services to be without reference to section 8709 of the Revised Statutes (U. S. C., title 41, sec. 5), or the Classification Act of 1923, as amended, and the Commissioners are authorized to enter into contract or contracts for such building at a cost not to exceed $1,350,000;

For the erection of a junior high school building on a portion of the site of the existing Banneker Playground, $200,000, of which sum $15,217 shall be available for the preparation of plans, specifications, and administration, and the Commissioners are authorized to enter into contract or contracts for such building at a cost not to exceed $724,650;

For the completion of the second floor of the Shepherd School, $30,000;

In all, $1,540,000, to be immediately available and to be disbursed and accounted for as "Buildings and grounds, public schools", and for that purpose shall constitute one fund and remain available until expended: Provided, That no part of this appropriation shall be used for or on account of any school building not herein specified.

For the purchase of school building and playground sites as follows:

For the purchase of land adjoining the site of the old Dennison School, to provide for the construction of an elementary school building;

Not exceeding $17,500 for the purchase of land for elementary school purposes in the vicinity of First and Pierce Street Northwest;

For the purchase of a site for elementary school purposes in the vicinity of Third Street and Concord Avenue Northwest;

For the purchase of additional land for an extension to the Margaret Murray Washington Vocational School;

For the purchase of additional land for the new Lenox Vocational School, adjacent to the site for said school now owned by the District of Columbia at Potomac Avenue between Thirteenth and Fourteenth Streets Southeast;

In all, $242,500.

The unexpended balance of the appropriation of $200,000 contained in the District of Columbia Appropriation Act for the fiscal year 1932 for the erection of a new school building for the Jefferson Junior High School is hereby made available for the acquisition of a site in the area bounded by Seventh Street on the west and K Street on the south in Southwest Washington for a new building for the Thomas Jefferson Memorial Junior High School and Library.

No part of the foregoing appropriations for public schools shall be used for instructing children under five years of age except children entering during the first half of the school year who will be five years of age by November 1, 1937, and children entering during the second half of the school year who will be five years of age by March 15, 1938: Provided, That this limitation shall not be considered as preventing the employment of a matron and the care of children under school age at the Webster School whose parent or parents are in attendance in connection with Americanization work.

None of the money appropriated by this Act shall be paid or obligated toward the construction of or addition to any building the whole and entire construction of which, exclusive of heating, lighting, plumbing, painting, and treatment of grounds, shall not have been awarded in one or a single contract, separate and apart from any other contract, project, or undertaking, to the lowest responsible bidder complying with all the legal requirements as to a deposit of money or the execution of a bond, or both, for the faithful perform-
ance of the contract: Provided, That nothing herein shall be construed as repealing existing law giving the Commissioners the right to reject all bids.

The plans and specifications for all buildings provided for in this Act under appropriations administered by the Commissioners of the District of Columbia shall be prepared under the supervision of the municipal architect, and those for school buildings after consultation with the Board of Education, and shall be approved by the Commissioners and shall be constructed in conformity thereto.

The school buildings authorized and appropriated for herein shall be constructed with all doors intended to be used as exits or entrances opening outward, and each of said buildings having in excess of eight rooms shall have at least four exits. Appropriations carried in this Act shall not be used for the maintenance of school in any building unless all outside doors thereto used as exits or entrances shall open outward and be kept unlocked every school day from one-half hour before until one-half hour after school hours.

METROPOLITAN POLICE

SALARIES

For the pay and allowances of officers and members of the Metropolitan Police force, in accordance with the Act entitled "An Act to fix the salaries of the Metropolitan Police force, the United States Park Police force, and the fire department of the District of Columbia" (43 Stat., pp. 174-175), as amended by the Act of July 1, 1930 (46 Stat., pp. 839-841), including compensation at the rate of $2,100 per annum for the present assistant property clerk of the police department, $3,386,730.

For personal services, $138,730.

MISCELLANEOUS

For fuel, $7,200.

For repairs and improvements to police stations and station grounds, $12,500.

For miscellaneous and contingent expenses, including rewards for fugitives, purchase of gas equipment and firearms, maintenance of card system, stationery, city directories, books of reference, periodicals, newspapers, telegraphing, telephoning, photographs, rental and maintenance of teletype system and labor-saving devices, telephone service charges, purchase, maintenance, and servicing of radio broadcasting systems, purchase of equipment, gas, ice, washing, meals for prisoners, medals of award, not to exceed $300 for car tickets, furniture and repair thereto, beds and bed clothing, insignia of office, police equipments and repairs to same, and mounted equipment, flags and halyards, storage and hauling of stolen or abandoned property, and traveling and other expenses incurred in prevention and detection of crime and other necessary expenses, including expenses of harbor patrol, $68,375, of which amount not exceeding $2,000 may be expended by the major and superintendent of police for prevention and detection of crime, under his certificate, approved by the Commissioners, and every such certificate shall be deemed a sufficient voucher for the sum therein expressed to have been expended: Provided, That the Commissioners are authorized to employ the electrician of the District Building to repair and test speedometers at such cost not exceeding $250 as they may approve, payment to be in addition to his regular compensation, and such services to be performed after regular working hours.
Motor vehicles, etc. For purchase, exchange, and maintenance of passenger-carrying and other motor vehicles and the replacement of those worn out in the service and condemned, $67,300.

Uniforms: For furnishing uniforms and other official equipment prescribed by department regulations as necessary and requisite in the performance of duty to officers and members of the Metropolitan Police, including cleaning, alteration, and repair of articles transferred from one individual to another, $49,750.

House of Detention. Maintenance, etc. For maintenance of a suitable place for the reception and detention of girls and women over seventeen years of age, arrested by the police on charge of offense against any laws in force in the District of Columbia, or held as witnesses or held pending final investigation or examination, or otherwise, including transportation, the maintenance of necessary motor vehicles, clinic supplies, food, upkeep and repair of buildings, fuel, gas, ice, laundry, supplies and equipment, electricity, and other necessary expenses, $8,900; for personal services, $9,420; in all, $18,320.

Policemen and Firemen's Relief Fund. Payments from. To pay the policemen and firemen's relief and other allowances as authorized by law, $1,015,000.

Fire Department. Salaries. For the pay of officers and members of the fire department, in accordance with the Act entitled “An Act to fix the salaries of officers and members of the Metropolitan Police force, the United States Park Police force, and the fire department of the District of Columbia” (43 Stat. 175), as amended by the Act of July 1, 1930 (46 Stat. 839-841), $2,211,000.

For personal services, $5,620.

Miscellaneous. For repairs and improvements to buildings and grounds, $20,000.

Uniforms: For furnishing uniforms and other official equipment prescribed by department regulations as necessary and requisite in the performance of duty to officers and members of the fire department, including cleaning, alteration, and repair of articles transferred from one individual to another, $23,000.

Repairs to apparatus, etc. For repairs to apparatus, motor vehicles, and other motor-driven apparatus, fire boat and for new apparatus, new motor vehicles, new appliances, employment of mechanics, helpers, and laborers in the fire department repair shop, and for the purchase of necessary supplies, materials, equipment, and tools, $45,000: Provided, That the Commissioners are authorized, in their discretion, to build or construct, in whole or in part, fire-fighting apparatus in the fire department repair shop.

For hose, $18,000.

For fuel, $23,500.

For contingent expenses, furniture, fixtures, oil, blacksmithing, gas and electric lighting, flags, and halyards, medals of award, and other necessary items, $83,500.

For additional fire-fighting apparatus, including three chiefs' automobiles, at not to exceed $1,200 each, $100,000.
HEALTH DEPARTMENT

SALARIES

For personal services, including not exceeding $19,360 for employees in the permit office and ambulance service, and not exceeding $16,880 for the inspection of all public establishments and employees where food is sold or served, $217,690.

PREVENTION OF CONTAGIOUS DISEASES

For contingent expenses incident to the enforcement of the provisions of an Act to prevent the spread of contagious diseases in the District of Columbia, approved March 3, 1897 (29 Stat., pp. 635-641), and an Act for the prevention of scarlet fever, diphtheria, measles, whooping cough, chicken pox, epidemic cerebrospinal meningitis, and typhoid fever in the District of Columbia, approved February 9, 1907 (34 Stat., pp. 889-890), and an Act to provide for registration of all cases of tuberculosis in the District of Columbia, for free examination of sputum in suspected cases, and for preventing the spread of tuberculosis in said District of Columbia, approved May 13, 1908 (35 Stat., pp. 126-127), under the direction of the health officer of said District, manufacture of serums, including their use in indigent cases, and for the prevention of infantile paralysis and other communicable diseases, and of an Act for the prevention of venereal diseases in the District of Columbia, and for other purposes, approved February 26, 1925 (43 Stat., pp. 1001-1003), and for maintenance of disinfecting service, including salaries or compensation for personal services, when ordered in writing by the Commissioners and necessary for the enforcement and execution of said Acts, and for the prevention of such other communicable diseases as hereinbefore provided, and purchase of reference books and medical journals, $43,830: Provided, That any bacteriologist employed under this appropriation may be assigned by the health officer to the bacteriological examination of milk and other dairy products and of the water supplies of dairy farms, and to such other sanitary works as in the judgment of the health officer will promote the public health, whether such examinations be or be not directly related to contagious diseases.

For the maintenance of a dispensary or dispensaries for the treatment of indigent persons suffering from tuberculosis and of indigent persons suffering from venereal diseases, including payment for personal services, rent, supplies, and contingent expenses, $43,830: Provided, That any bacteriologist employed under this appropriation may be assigned by the health officer to the bacteriological examination of milk and other dairy products and of the water supplies of dairy farms, and to such other sanitary works as in the judgment of the health officer will promote the public health, whether such examinations be or be not directly related to contagious diseases.

For the maintenance of a dispensary or dispensaries for the treatment of indigent persons suffering from tuberculosis and of indigent persons suffering from venereal diseases, including payment for personal services, rent, supplies, and contingent expenses, $43,830: Provided, That the Commissioners may accept such volunteer services as they deem expedient in connection with the establishment and maintenance of the dispensaries herein authorized: Provided further, That this shall not be construed to authorize the expenditure or the payment of any money on account of any such volunteer service.

Nursing service: For maintaining a nursing service, including personal services, uniforms, supplies, and contingent expenses, $143,440: Provided, That the Commissioners may accept such volunteer services as they deem expedient in connection with the maintenance of the nursing service herein authorized: Provided further, That this shall not be construed to authorize the expenditure or payment of any money on account of any such volunteer service.

For enforcement of the provisions of an Act to provide for the drainage of lots in the District of Columbia, approved May 19, 1896 (29 Stat., pp. 125-126), and an Act to provide for the abatement of nuisances in the District of Columbia by the Commissioners, and for other purposes, approved April 14, 1906, $1,000.
Hygiene and sanitation, public schools, salaries: For personal services in the conduct of hygiene and sanitation work in the public schools, including the necessary expenses of maintaining free dental clinics, and the establishment of one additional clinic, $111,060: Provided, That of the persons employed as medical inspectors one shall be a woman, four shall be dentists, and four shall be of the colored race, and that of the graduate nurses employed as public-school nurses three shall be of the colored race.

For maintenance of laboratories, including reference books and periodicals, apparatus, equipment, and necessary contingent and miscellaneous expenses, $7,890.

For contingent expenses incident to the enforcement of an Act relating to the adulteration of foods and drugs in the District of Columbia approved February 17, 1898 (30 Stat., pp. 246-248), an Act to prevent the adulteration of candy in the District of Columbia, approved May 5, 1898 (30 Stat., p. 398), an Act for preventing the manufacture, sale, or transportation of adulterated or misbranded or poisonous or deleterious foods, drugs, medicines, and liquors, and for regulating traffic therein, and for other purposes, approved June 30, 1906 (34 Stat., pp. 768-772), and an Act to regulate, within the District of Columbia, the sale of milk, cream, and ice cream, and for other purposes, approved February 27, 1925 (43 Stat., pp. 1004-1008), including traveling and other necessary expenses of dairy-farm inspectors, and car tokens and passes for nurses, sanitary inspectors and food inspectors; and including not to exceed $200 for special services in detecting adulteration of drugs and foods, including candy and milk, $7,000: Provided, That inspectors of dairy farms may receive an allowance for furnishing privately owned motor vehicles in the performance of official duties at the rate of not to exceed $312 per annum for each inspector.

For maintenance and operation of motor ambulances and motor vehicles, $800.

Child welfare and hygiene: For maintaining a child-hygiene service, including the establishment and maintenance of child-welfare stations for clinical examinations, advice in the care of children under six years of age, payment for personal services, rent, fuel, periodicals, and supplies, $25,000: Provided, That the Commissioners may accept such volunteer services as they may deem expedient in connection with the establishment and maintenance of the service herein authorized: Provided further, That this shall not be construed to authorize the expenditure or the payment of any money on account of any such volunteer service.

For the following hospital and sanatoria, which, on and after July 1, 1937, shall be under the direction and control of the Health Department of the District of Columbia and subject to the supervision of the Board of Commissioners:

Tuberculosis Sanatoria: For personal services, $325,440.

For provisions, fuel, forage, harness, and vehicles, and repairs to same, gas, water, ice, shoes, clothing, dry goods, tailoring, drugs and medical supplies, furniture and bedding, kitchen utensils, medical books, school books, classroom supplies, books of reference, and periodicals not to exceed $500, maintenance of motor trucks, and other necessary items, $203,000.

For repairs and improvements to buildings and grounds, including roads and sidewalks, $13,000.

Gallinger Municipal Hospital: For personal services, including not to exceed $2,000 for temporary labor, $468,560, of which $13,000 shall be available for out-patient relief of the poor including medical and surgical supplies, artificial limbs, and pay of physicians.
For maintenance of the hospital; for maintenance of the quarantine station, smallpox hospital, and public crematorium, including expenses incident to furnishing proper containers for the reception, burial, and identification of the ashes of all human bodies of indigent persons that are cremated at the public crematorium and remain unclaimed after twelve months from the date of such cremation; for maintenance and purchase of horses and horse-drawn vehicles; for medical books, books of reference, and periodicals not to exceed $500; for maintenance of non-passenger-carrying motor vehicles; and for all other necessary expenses, $270,000.

For repairs and improvements to buildings and grounds, $4,500.

Purchase of books, musical instruments and music, expense of commencement exercises, entertainments, and inspection by New York State Board of Regents, and other incidental expenses of the training school for nurses, $600.

Medical charities: For care and treatment of indigent patients under contracts to be made by the Health Officer of the District of Columbia and approved by the Commissioners with the following institutions and for not to exceed the following amounts, respectively:

- Children's Hospital, $40,000.
- Central Dispensary and Emergency Hospital, $65,000.
- Eastern Dispensary and Casualty Hospital, $40,000.
- Washington Home for Incurables, $10,000.

Health Center: For the construction on the site of the Jones Elementary School at First and L Streets Northwest, of a building for a Health Center, including necessary fixed equipment therefor, $165,000, of which sum $7,000 shall be available for preparation of plans and specifications, administration and inspection, including the employment of personal services without reference to the Classification Act of 1923, as amended: Provided, That all buildings belonging to the District of Columbia shall be under the jurisdiction and control of the Commissioners of said District.

COURTS

**JUVENILE COURT**

Salaries: For personal services, $65,800.

Miscellaneous: For compensation of jurors, $2,000.

For fuel, ice, gas, laundry work, stationery, books of reference, periodicals, typewriters and repairs thereto, preservation of records, mops, brooms, and buckets, removal of ashes and refuse, telephone service, traveling expenses, meals of jurors and prisoners, repairs to courthouse, sidewalks, grounds, furniture, fixtures, and equipment, and other incidental expenses not otherwise provided for, $2,150.

The disbursing officer of the District of Columbia is authorized to advance to the chief probation officer of the juvenile court upon requisition previously approved by the judge of the juvenile court and the auditor of the District of Columbia, sums of money not to exceed $50 at any one time, to be expended for transportation and traveling expenses to secure the return of absconding probationers, and to be accounted for monthly on itemized vouchers to the accounting officer of the District of Columbia.

**POLICE COURT**

Salaries: For personal services, $114,500.

For law books, books of reference, directories, periodicals, stationery, rebinding of books, preservation of records, typewriters and repairs thereto, fuel, ice, gas, electric lights and power, telephone service, laundry work, removal of ashes and rubbish, mops, brooms, buckets, dusters, sponges, painter's and plumber's supplies, toilet maintenance, etc.

Repairs, etc.

Incidental expenses.

Medical charities.

COURTS.

Salaries.

Miscellaneous.

Contingent expenses.

Advances for returning absconding probationers.

Police Court.

Salaries.

Contingent expenses.
Witness fees and jurors' compensation.

New building, completion.

Municipal Court.
Salaries.

Jurors.

Deposits for jury trials earned unless new date set, etc.

41 Stat. 1312.

Contingent expenses.

District Court of the United States for the District of Columbia.
Salaries.

Fees of jurors and witnesses: For mileage and per diem of jurors, for mileage and per diem of witnesses and for per diem in lieu of subsistence, and payment of the expenses of witnesses in said court as provided by section 850, Revised Statutes (U. S. C., title 28, sec. 604), $85,000.

For not exceeding twenty deputy marshals who act as bailiffs, clerks of jury commissioners, and per diems of jury commissioners, and for expenses of meals and lodging for jurors in United States cases, and of bailiffs in attendance upon same when ordered by the court, $37,400: Provided, That the compensation of each jury commissioner for the fiscal year 1938 shall not exceed $250.

Probation system: For personal services, $13,280; contingent expenses, $500; in all, $13,780.

Courthouse: For personal services for care and protection of the courthouse, under the direction of the United States marshal of the District of Columbia, $55,290, to be expended under the direction of the Attorney General.

For repairs and improvements to the courthouse, including repair and maintenance of the mechanical equipment, and for labor and material and every item incident thereto, $19,675, of which $9,000 shall be immediately available for changing electric wiring in said courthouse from direct to alternating current, to be expended under the direction of the Architect of the Capitol.

COURT OF APPEALS

Salaries: For the chief justice and four associate justices, marshal, $3,600, whose appointment is hereby authorized, five law clerks at
$2,500 each, and all other officers and employees of the court; reporting service; and not to exceed $520 for necessary expenditures in the conduct of the clerk's office; in all, $115,400: Provided, That the reports of the court shall not be sold for a price exceeding that approved by the court and for not more than $6.50 per volume.

Building: For personal services for care and protection of the United States Court of Appeals Building, including one mechanic, under the direction of the Architect of the Capitol, $8,340: Provided, That the clerk of the court of appeals shall be the custodian of said building, under the direction and supervision of the justices of said court.

For mops, brooms, buckets, disinfectants, removal of refuse, electrical supplies, books, and all other necessary and incidental expenses not otherwise provided for, $660.

For repairs and improvements to the United States Court of Appeals Building, including repair and maintenance of the mechanical equipment, and for labor and material and every item incident thereto, $4,500, of which $3,000 shall be immediately available for changing electric wiring in said building from direct to alternating current, to be expended under the direction of the Architect of the Capitol.

MISCELLANEOUS

Support of convicts: For support, maintenance, and transportation of convicts transferred from District of Columbia; expenses of shipping remains of deceased convicts to their homes in the United States, and expenses of interment of unclaimed remains of deceased convicts; expenses incurred in identifying and pursuing escaped convicts and rewards for their recapture; and discharge gratuities provided by law, $71,200.

Writs of lunacy: For expenses attending the execution of writs de lunatice inquirendo and commitments thereunder in all cases of indigent insane persons committed or sought to be committed to Saint Elizabeths Hospital by order of the executive authority of the District of Columbia under the provisions of existing law, and expenses of commitments to the District Training School, $1,000.

Miscellaneous court expenses: For such miscellaneous expenses as may be authorized by the Attorney General for the District Court of the United States for the District of Columbia and its officers, including the furnishing and collecting of evidence where the United States is or may be a party in interest, and including such expenses other than for personal services as may be authorized by the Attorney General for the United States Court of Appeals, District of Columbia, $25,000.

Printing and binding: For printing and binding for the District Court of the United States for the District of Columbia, $3,000, and the United States Court of Appeals of the District of Columbia, $3,000, except records and briefs in cases in which the United States is a party; in all, $6,000.

PUBLIC WELFARE

BOARD OF PUBLIC WELFARE

For personal services, $97,740.

DIVISION OF CHILD WELFARE

Administration: For administrative expenses, including placing and visiting children, city directory, purchase of books of reference and periodicals not exceeding $80, and all office and sundry expenses,
$3,500, and no part of the money herein appropriated shall be used for the purpose of visiting any ward of the Board of Public Welfare placed outside the District of Columbia and the States of Virginia and Maryland; and a ward placed outside said District and the States of Virginia and Maryland shall be visited not less than once a year by a voluntary agent or correspondent of said Board, and that said Board shall have power, upon proper showing, in its discretion, to discharge from guardianship any child committed to its care.

For board and care of all children committed to the guardianship of said Board by the courts of the District, and for temporary care of children pending investigation or while being transferred from place to place, with authority to pay not more than $1,500 each to institutions under sectarian control and not more than $400 for burial of children dying while under charge of the Board, $275,000.

To carry out the purposes of the Act entitled "An Act to provide home care for dependent children in the District of Columbia," approved June 22, 1926 (44 Stat., pp. 758-760), including not to exceed $13,000 for personal services in the District of Columbia, $163,000: Provided, That this appropriation shall be so apportioned by the Commissioners as to prevent a deficiency therein, and no more than $100 per month shall be paid therefrom to any one family and no more than $400 shall be paid for burial of children dying while beneficiaries under said Act.

For the maintenance, under the jurisdiction of the Board of Public Welfare, of a suitable place in a building entirely separate and apart from the house of detention for the reception and detention of children under seventeen years of age arrested by the police on charge of offense against any laws in force in the District of Columbia, or committed to the guardianship of the Board, or held as witnesses, or held temporarily, or pending hearing, or otherwise, including transportation, food, clothing, medicine, and medicinal supplies, rental, repair and upkeep of buildings, fuel, gas, electricity, ice, supplies and equipment, and other necessary expenses including not to exceed $19,120 for personal services, $38,000.

The disbursing officer of the District of Columbia is authorized to advance to the director of public welfare, upon requisitions previously approved by the auditor of the District of Columbia and upon such security as may be required of said director by the Commissioners, sums of money not to exceed $400 at any one time, to be used for expenses in placing and visiting children, traveling on official business of the board, and for office and sundry expenses, all such expenditures to be accounted for to the accounting officers of the District of Columbia within one month on itemized vouchers properly approved.

JAIL

Salaries; For personal services, $86,600.

For maintenance and support of prisoners of the District of Columbia at the jail, expenses incurred in identifying and pursuing escaped prisoners and rewards for their capture; repair and improvements to buildings, cells, and locking devices; newspapers, books, and periodicals not to exceed $100; purchase including exchange of one truck, $700; maintenance of non-passenger-carrying motor vehicle; purchase of one motor-driven extractor, $2,200; and expense of electrocutions, $84,900.

GENERAL ADMINISTRATION, WORKHOUSE AND REFORMATORY, DISTRICT OF COLUMBIA

For personal services, $442,640.

For maintenance, care, and support of inmates, rewards for fugitives, discharge gratuities provided by law, medical supplies, news-
papers, books, books of reference and periodicals, farm implements, tools, equipment, transportation expenses, purchase and maintenance of livestock and horses; purchase, exchange, maintenance, operation, and repair of non-passenger-carrying vehicles and motor bus; purchase of one bus, including exchange, for transportation of prisoners, $7,500; fuel for heating, lighting, and power, and all other necessary items, including uniforms and caps for guards, $437,500.

For repairs to buildings and grounds, and maintenance of utilities, marine and railroad transportation facilities, and mechanical equipment not used in industrial enterprises, $22,000.

For replacing defective electric wiring and equipment of distribution system with underground construction at the District of Columbia penal institutions at Lorton and Occoquan, and moving electric generators from powerhouse at Occoquan to powerhouse at Lorton, $29,000.

To provide a working capital fund for such industrial enterprises as may be approved by the Commissioners of the District of Columbia, $30,000: Provided, That the various departments and institutions of the District of Columbia and the Federal Government may purchase, at fair market prices, as determined by the Commissioners, such surplus products and services as meet their requirements; receipts from the sale of products and services shall be deposited to the credit of said working capital fund, and said fund, including all receipts credited thereto, shall be used as a revolving fund for the fiscal year 1938 for the purchase and repair of machinery, tools, and equipment, purchase of raw materials and manufacturing supplies, purchase, maintenance, and operation of non-passenger-carrying vehicles, purchase and maintenance of horses, and purchase of fuel for manufacturing purposes; for freight, personal services, and all other necessary expenses; and for the payment to inmates or their dependents of such pecuniary earnings as the Commissioners may deem proper.

For continuing construction of permanent buildings for women, including sewers, water mains, and other necessary utilities, $45,000.

The disbursing officer of the District of Columbia is authorized to advance to the general superintendent of penal institutions, upon requisitions previously approved by the auditor of the District of Columbia, and upon such security as the Commissioners may require of said superintendent, sums of money not exceeding $300 at one time, to be used only for expenses in returning escaped prisoners, conditional releases, and parolees, payable from the maintenance appropriations for the workhouse and reformatory, all such expenditures to be accounted for to the accounting officers of the District of Columbia within one month on itemized vouchers properly approved.

NATIONAL TRAINING SCHOOL FOR BOYS

For care and maintenance of boys committed to the National Training School for Boys by the courts of the District of Columbia under a contract to be made by the Board of Public Welfare with the authorities of said National Training School for Boys, $150,000.

NATIONAL TRAINING SCHOOL FOR GIRLS

Salaries: For personal services, $31,500.

For groceries, provisions, light, fuel, clothing, shoes, forage and farm supplies; medicine, medical service, including not to exceed $2,000 for medical care and not to exceed $600 for dental care; transportation, maintenance of non-passenger-carrying vehicles; equipment, fixtures, books, magazines, and other educational supplies; recreational equipment and supplies, including rental of
motion-picture films; stationery, postage; repairs; and other necessary items, including not exceeding $2,500 for additional labor and services on a per diem basis; funds for foster home placement of girls approved for such treatment by the Board of Public Welfare not to exceed $1,000, and other necessary expenses incident to securing suitable homes for paroled or discharged girls, $30,000.

The unexpended balance of the appropriation of $100,000 contained in the District of Columbia Appropriation Act for the fiscal year 1937 for the construction, repair, improvement, and extension of buildings at the National Training School for Girls, in accordance with plans to be approved by the Municipal Architect and the Commissioners; and for additional personnel and maintenance at that institution is hereby continued available during the fiscal year 1938.

COLUMBIA HOSPITAL AND LYING-IN ASYLUM

For general repairs, including labor and material, to be expended in the discretion and under the direction of the Architect of the Capitol, $5,000.

DISTRICT TRAINING SCHOOL

For personal services, including not to exceed $1,000 for temporary labor, $104,270.

For maintenance and other necessary expenses, including the maintenance of non-passenger-carrying motor vehicles, the purchase and maintenance of horses and wagons, farm machinery and implements, and not to exceed $300 for the purchase of books, books of reference, and periodicals, $97,000.

For repairs and improvements to buildings and grounds, including improvements to the power and lighting system, $17,500.

For the purchase, including exchange, of one three-ton dump truck, $2,500.

For construction of a hospital and administration building, including purchase of furniture and equipment, $175,000, of which sum $4,000 shall be available for preparation of plans, specifications, and administration.

INDUSTRIAL HOME SCHOOL FOR COLORED CHILDREN

Salaries: For personal services, $37,760; temporary labor, $500; in all, $38,260.

For maintenance, including purchase and maintenance of farm implements, horses, wagons, and harness, maintenance of non-passenger-carrying motor vehicles, not to exceed $1,250 for manual-training equipment and materials, and not to exceed $2,000 for laundry machinery, $25,500.

For repairs and improvements to buildings and grounds, $4,500.

For construction of a vocational building, such work to be performed by day labor or otherwise in the discretion of the Commissioners, $15,000.

INDUSTRIAL HOME SCHOOL

Salaries: For personal services, $24,750; temporary labor, $1,000; in all, $25,750.

For maintenance, including purchase of equipment, maintenance of non-passenger-carrying motor vehicles, $23,000.

For repairs and improvements to buildings and grounds, $2,500.

HOME FOR AGED AND INFIRM

Salaries: For personal services, $64,400; temporary labor, $2,000; in all, $66,400.
For provisions, fuel, forage, harness, and vehicles and repairs to same, ice, shoes, clothing, dry goods, tailoring, drugs and medical supplies, furniture and bedding, kitchen utensils, and other necessary items, and maintenance of non-passenger-carrying motor vehicles, $78,000.

For repairs and improvements to buildings and grounds, such work to be performed by day labor or otherwise in the discretion of the Commissioners, $4,500.

For the purchase, including exchange, of one three-ton dump truck, $2,500.

For purchase and installation of an additional boiler for the heating plant, $15,750.

MUNICIPAL LODGING HOUSE

For personal services, $3,600; maintenance, $4,000; in all, $7,600.

PUBLIC ASSISTANCE

For the purpose of affording relief to residents of the District of Columbia who are unemployed or otherwise in distress because of the existing emergency, to be expended by the Board of Public Welfare of the District of Columbia by employment and direct relief, in the discretion of the Board of Commissioners and under rules and regulations to be prescribed by the board and without regard to the provisions of any other law, payable from the revenues of the District of Columbia, $1,411,500, and not to exceed 10 per centum of this appropriation of Federal grants reimbursed under this appropriation shall be expended for personal services: Provided, That all auditing, disbursing, and accounting for funds administered through the Public Assistance Division of the Board of Public Welfare, including all employees engaged in such work and records relating thereto, shall be under the supervision and control of the Auditor of the District of Columbia.

Assistance against old-age want: To carry out the provisions of the Act entitled "An Act to amend the Code of Laws for the District of Columbia in relation to providing assistance against old-age want", approved August 24, 1935 (49 Stat., p. 747), including not to exceed $32,265 for personal services and other necessary expenses, $428,265.


TEMPORARY HOME FOR FORMER SOLDIERS AND SAILORS

For personal services, $4,620; maintenance, $11,750; and repairs to buildings and grounds, $1,000; in all, $17,370, to be expended under the direction of the Commissioners; and former Union soldiers, sailors, or marines of the Civil War, former soldiers, sailors, or marines of the Spanish War, Philippine Insurrection, or China relief expedition, and former soldiers, sailors, or marines of the World War or who served prior to July 2, 1921, shall be admitted to the home, all under the supervision of a board of management.

FLORENCE CRITTENTON HOME

For care and maintenance of women and children under a contract to be made with the Florence Crittenton Home by the Board of Public Welfare, maintenance, $9,000.
SO U T H E R N  R E L I E F  S O C I E T Y

For care and maintenance of needy and infirm Confederate veterans, their widows and dependents, residents in the District of Columbia, under a contract to be made with the Southern Relief Society by the Board of Public Welfare, $10,000.

NATIONAL LIBRARY FOR THE BLIND

For aid and support of the National Library for the Blind, located at 1800 D Street Northwest, to be expended under the direction of the Commissioners of the District of Columbia, $5,000.

COLUMBIA POLYTECHNIC INSTITUTE

To aid the Columbia Polytechnic Institute for the Blind, located at 1808 H Street Northwest, to be expended under the direction of the Commissioners of the District of Columbia, $3,000.

SAINT ELIZABETHS HOSPITAL

For support of indigent insane of the District of Columbia in Saint Elizabeths Hospital, as provided by law, $2,325,780.

NONRESIDENT INSANE

For deportation of nonresident insane persons, in accordance with the Act of Congress “to change the proceedings for admission to the Government Hospital for the Insane in certain cases, and for other purposes”, approved January 31, 1899, including persons held in the psychopathic ward of the Gallinger Municipal Hospital, $12,000.

In expending the foregoing sum the disbursing officer of the District of Columbia is authorized to advance to the Director of Public Welfare, upon requisitions previously approved by the auditor of the District of Columbia, and upon such security as the Commissioners may require of said Director, sums of money not exceeding $300 at one time, to be used only for deportation of nonresident insane persons, and to be accounted for monthly on itemized vouchers to the accounting officer of the District of Columbia.

BURIAL OF EX-SERVICE MEN

For expenses of burying in the Arlington National Cemetery, or in the cemeteries of the District of Columbia, indigent Union ex-soldiers, ex-sailors, or ex-marines, of the United States service, either Regular or Volunteer, who have been honorably discharged or retired, and who died in the District of Columbia, to be disbursed by the Secretary of War at a cost not exceeding $45 for such burial expenses in each case, exclusive of cost of grave, $270.

TRANSPORTATION OF INDIGENT PERSONS

For transportation of indigent persons, including indigent veterans of the World War and their families, $3,500.

VOCATIONAL REHABILITATION

Vocational rehabilitation of disabled residents, District of Columbia: To carry out the provisions of the Act entitled “An Act to provide for the vocational rehabilitation of disabled residents of the District of Columbia, and for other purposes”, approved February 23, 1929 (45 Stat., p. 1260), $25,000.
MILITIA

For the following, to be expended under the authority and direction of the commanding general, who is hereby authorized and empowered to make necessary contracts and leases, namely:

For personal services, $21,500; temporary labor, $5,800; for expenses of camps, including hire of horses for officers required to be mounted, and for the payment of commutation of subsistence for enlisted men who may be detailed to guard or move the United States property at home stations on days immediately preceding and immediately following the annual encampments; damages to private property incident to encampment; reimbursement to the United States for loss of property for which the District of Columbia may be held responsible; cleaning and repairing uniforms, arms, and equipment; instruction, purchase, and maintenance of athletic, gymnastic, and recreational equipment at armory or field encampments, not to exceed $500; practice marches, drills, and parades; rent of armories, drill halls, and storehouses; fuel, light, heat, care, and repair of armories, offices, and storehouses; machinery and dock, including dredging alongside of dock; construction of buildings for storage and other purposes at target range; telephone service; printing, stationery, and postage; horses and mules for mounted organizations; maintenance and operation of passenger and non-passenger-carrying motor vehicles; street-car fares (not to exceed $200) necessarily used in the transaction of official business; not exceeding $400 for traveling expenses, including attendance at meetings or conventions of associations pertaining to the National Guard; and for general incidental expenses of the service, $15,480; in all, $42,780.

ANACOSTIA RIVER AND FLATS

For continuing the reclamation and development of Anacostia Park, in accordance with the revised plan as set forth in Senate Document Numbered 37, Sixty-eighth Congress, first session, $50,000.

NATIONAL CAPITAL PARKS

For personal services, $351,910.

GENERAL EXPENSES, PUBLIC PARKS

General expenses: For general expenses in connection with the maintenance, care, improvement, furnishing of heat, light, and power of public parks, grounds, fountains and reservations, propagating gardens and greenhouses under the jurisdiction of the National Park Service, including the tourists’ camp on its present site in East Potomac Park, and including personal services of seasonal or intermittent employees at per-diem rates of pay approved by the Director, not exceeding current rates of pay for similar employment in the District of Columbia; placing and maintaining portions of the parks in condition for outdoor sports and for expenses incident to the conducting of band concerts in the parks; the hire of draft animals with or without drivers at local rates approved by the Director; the purchase and maintenance of draft animals, harness, and wagons; contingent expenses; city directories; communication service; carfare; traveling expenses; professional, scientific, technical, and law books; periodicals and reference books, blank books and forms; photographs; dictionaries and maps; leather and rubber articles for the protection of employees and property; the main-
tenance, repair, exchange, and operation of not to exceed two motor- 
propelled passenger-carrying vehicles and all necessary bicycles, 
motorcycles, and self-propelled machinery; the purchase, mainte-
nance, and repair of equipment and fixtures, and so forth, $382,500: 
Provided, That not to exceed $10,000 of the amount herein 
appropriated may be expended for the erection of minor auxiliary 
structures.

PARK POLICE

Salaries: For pay and allowances of the United States park police 
force, in accordance with the Act approved May 27, 1924, as amended, 
$175,470.

For uniforming and equipping the United States park police 
force, including the purchase, issue, operation, maintenance, repair, 
exchange, and storage of revolvers, bicycles, and motor-propelled 
passenger-carrying vehicles, uniforms, ammunition, and radio equip-
ment, $9,000.

NATIONAL CAPITAL PARK AND PLANNING 
COMMISSION

For reimbursement to the United States in compliance with sec-
tion 4 of the Act approved May 29, 1930 (46 Stat., p. 452), as 
amended, $300,000.

For each and every purpose, except the acquisition of land, requi-
site for and incident to the work of the National Capital Park and 
Planning Commission as authorized by the Act entitled “An Act 
providing for a comprehensive development of the park and play-
ground system of the National Capital”, approved June 6, 1924 
(U. S. C., title 40, sec. 71), as amended, including personal services 
in the District of Columbia, maintenance, operation, and repair of 
motor-propelled passenger-carrying vehicles, not to exceed $1,000 
for printing and binding; not to exceed $500 for traveling expenses 
and carfare of employees of the Commission, and not to exceed $300 
for professional, scientific, technical, and reference books, and peri-
odicals, $40,150: Provided, That the Commission may procure sup-
plies and services without regard to section 3709 of the Revised 
Statutes (U. S. C., title 41, sec. 5), when the aggregate amount in-
volved does not exceed $50: Provided further, That a statement of 
expenditures from this appropriation shall be reported to Congress 
in the annual Budget.

NATIONAL ZOOLOGICAL PARK

For roads, walks, bridges, water supply, sewerage, and drainage; 
grading, planting, and otherwise improving the grounds, erecting 
and repairing buildings and enclosures; care, subsistence, purchase, 
and transportation of animals; necessary employees; traveling and 
incidental expenses not otherwise provided for, including not to 
exceed $2,000 for travel and field expenses in the United States and 
foreign countries for the procurement of live specimens and for the 
care, subsistence, and transportation of specimens obtained in the 
course of such travel; maintenance and operation of one motor-pro-
pelled passenger-carrying vehicle required for official purposes; for 
the purchase, issue, operation, maintenance, repair, and exchange 
of bicycles and non-passenger-carrying motor vehicles, revolvers, 
and ammunition; not exceeding $2,500 for purchasing and supplying 
uniforms to park police, keepers, and assistant keepers; not exceed-
ing $100 for the purchase of necessary books and periodicals, 
$325,000, no part of which sum shall be available for architect’s 
fees or compensation,
STREET AND ROAD IMPROVEMENT AND REPAIR

For personal services, $251,000, payable from the special fund created by section 1 of the Act entitled "An Act to provide for a tax on motor-vehicle fuels sold within the District of Columbia, and for other purposes", approved April 23, 1924 (43 Stat., p. 106), and accretions by repayment of assessments.

GASOLINE TAX, ROAD AND STREET IMPROVEMENTS AND REPAIRS

For paving, repaving, grading, and otherwise improving streets, avenues, and roads, including temporary per diem services, surveying instruments and implements, and drawing materials, and the maintenance of motor vehicles used in this work, including curbing and gutters and replacement of curb-line trees where necessary, and including trees and parkings, assessment and permit work and the several purposes provided for in that paragraph, as follows, to be paid from the special fund created by section 1 of the Act entitled "An Act to provide for a tax on motor-vehicle fuels sold within the District of Columbia, and for other purposes", approved April 23, 1924 (43 Stat., p. 106), and accretions by repayment of assessments:

For paving, repaving, and surfacing, including curbing and gutters where necessary, the following:

Southeast: Branch Avenue, Alabama Avenue to Denver Street, $26,000;
Southeast: Minnesota Avenue, Pennsylvania Avenue to Twenty-seventh Street, $10,000;
Northeast: Fenwick Street, New York Avenue to West Virginia Avenue, $18,000;
Northeast: Franklin Street, Michigan Avenue to Lincoln Road, $16,500;
Northwest: New Hampshire Avenue, Buchanan Street to North Capitol Street, $96,000;
Northwest: For widening to seventy feet and repaving the roadway of Seventeenth Street, from Pennsylvania Avenue to H Street, including the necessary replacement and relocation of sewers, water mains, fire-alarm and police-patrol boxes, $23,500: Provided, That in widening and repaving this roadway 40 per centum of the entire cost thereof shall be assessed against and collected from the owners of the abutting property in the manner provided in the Act approved February 20, 1931 (46 Stat., pp. 1197-1199). The owners of abutting property also shall be required to modify, at their own expense, the roofs of any vaults that may be under the sidewalks or parking on said street if it be found necessary to change such vaults to permit of the roadway being widened:
Southeast: Denver Street, Branch Avenue to Thirty-fourth Street, $15,000;
Southeast: Sixteenth Street, Ridge Place to Q Street, $10,500;
Southeast: Nineteenth Street, Minnesota Avenue to P Street, $10,500;
Southeast: R Street, Sixteenth Street to Seventeenth Street, $8,300;
Southeast: Q Street, Sixteenth Street to Seventeenth Street, $8,300;
Southeast: Q Street, Nineteenth Street to Minnesota Avenue, $3,800;
Southeast: P Street, Eighteenth Place to Nineteenth Street, $4,500;
Southeast: Eighteenth Place, Fairlawn Avenue to P Street, $3,700;
Northeast: Seventeenth Street, C Street to E Street, $19,000;
Northeast: D Street, Seventeenth Street to Eighteenth Street, $9,000;
Northeast: Eighteenth Street, C Street to D Street, $7,500;
Northeast: E Street, Sixteenth Street to Seventeenth Street, $4,800;
Northeast: Holbrook Street, Morse Street to Neal Street, $6,100;
Northeast: Seventeenth Place, K Street to L Street, $5,400;
Northeast: Seventeenth Street, K Street to M Street, $15,000;
Northeast: Lang Street, Seventeenth Street eastward, $8,000;
Northeast: Lyman Street, Seventeenth Street eastward, $3,600;
Northeast: R Street, Bladensburg Road eastward, $10,500;
Northeast: Evarts Street, Twenty-second Street to Twenty-fourth Street, $3,300;
Northeast: Nineteenth Street, South Dakota Avenue to Bunker Hill Road, $14,000;
Northeast: Randolph Street, Eighteenth Street to Twentieth Street, $16,500;
Northeast: South Dakota Avenue, Eighteenth Street to Nineteenth Street, $21,900;
Northeast: Thirteenth Place, Taylor Street to Michigan Avenue, $5,300;
Northeast: Taylor Street, Michigan Avenue to Fourteenth Street, $10,000;
Northeast: Lang Street, Seventeenth Street eastward, $3,000;
Northeast: Lyman Street, Seventeenth Street eastward, $3,600;
Northeast: R Street, Bladensburg Road eastward, $10,500;
Northeast: Evarts Street, Twenty-second Street to Twenty-fourth Street, $3,300;
Northeast: Nineteenth Street, South Dakota Avenue to Bunker Hill Road, $14,000;
Northeast: Randolph Street, Eighteenth Street to Twentieth Street, $16,500;
Northeast: South Dakota Avenue, Eighteenth Street to Nineteenth Street, $21,900;
Northeast: Thirteenth Place, Taylor Street to Michigan Avenue, $5,300;
Northeast: Taylor Street, Michigan Avenue to Fourteenth Street, $10,000;
Northeast: Lang Street, Seventeenth Street eastward, $3,000;
Northeast: Lyman Street, Seventeenth Street eastward, $3,600;
Northeast: R Street, Bladensburg Road eastward, $10,500;
Northeast: Evarts Street, Twenty-second Street to Twenty-fourth Street, $3,300;
Northeast: Nineteenth Street, South Dakota Avenue to Bunker Hill Road, $14,000;
Northeast: Randolph Street, Eighteenth Street to Twentieth Street, $16,500;
Northeast: South Dakota Avenue, Eighteenth Street to Nineteenth Street, $21,900;
Northeast: Thirteenth Place, Taylor Street to Michigan Avenue, $5,300;
Northeast: Taylor Street, Michigan Avenue to Fourteenth Street, $10,000;
Northwest: Crittenden Street, New Hampshire Avenue to Fourth Street, $5,300;
Northwest: Third Place, Crittenden Street to Decatur Street, $4,600;
Northwest: Decatur Street, New Hampshire Avenue to Fourth Street, $9,000;
Northwest: Fourth Street, Decatur Street to Emerson Street, $6,800;
Northwest: Delsfield Place, Third Street to Fourth Street, $6,800;
Northwest: Third Street, New Hampshire Avenue to Emerson Street, $10,500;
Northwest: Third Street, Farragut Street to Kansas Avenue, $28,500;
Northwest: Gallatin Street, Third Street to Fourth Street, $7,500;
Northwest: Hamilton Street, New Hampshire Avenue to Kansas Avenue, $29,500;
Northwest: Second Street, New Hampshire Avenue to Hamilton Street, $11,300;
Northwest: Farragut Street, New Hampshire Avenue to First Street, $4,500;
Northwest: First Street, Concord Avenue to Longfellow Street, $10,500;
Northwest: Powhatan Place, Fifth Street to Seventh Street, $9,100;
Northwest: Sixth Street, Tuckerman Street to Van Buren Street, $8,200;
Northwest: Seventh Street, Tewksbury Place to Whittier Street, $17,300;
Northwest: Oglethorpe Street, Seventh Street to Eighth Street, $6,000;
Northwest: Gallatin Street, Georgia Avenue to Ninth Street, $7,500;
Northwest: Western Avenue, Rittenhouse Street to Broad Branch Road, $24,200;
Northwest: Elder Street, Seventh Street to Eighth Street, $6,000;
For grading streets, alleys, and roads, including construction of necessary culverts and retaining walls, $50,000;
For paving the unpaved center strips of paved roadways, $5,000;
For minor changes in roadway and sidewalks on plans to be approved by the Commissioners of the District of Columbia to facilitate vehicular and pedestrian traffic, $5,000;
For construction of curbs and gutters, or concrete shoulders in connection with all forms of macadam roadways and adjustment of roadways thereto, together with resurfacing and replacing of base of such roadways where necessary, $200,000;
For the surfacing and resurfacing or replacement of asphalt, granite block, or concrete pavements with the same or other approved material, $450,000;
For construction, maintenance, operation, and repair of bridges, $54,540;
For current work of repairs to streets, avenues, roads, and alleys, including the reconditioning of existing gravel streets and roads; for cleaning snow and ice from streets, sidewalks, cross walks, and gutters in the discretion of the Commissioners; and including the purchase, exchange, maintenance, and operation of non-passenger-carrying motor vehicles used in this work, $900,000: Provided, That appropriations contained in this Act for highways, sewers, city refuse, and the water department shall be available for snow removal when specifically and in writing ordered by the Commissioners: Provided further, That the Commissioners of the District of Columbia, should they deem such action to be to the advantage of the District of Columbia, are hereby authorized to purchase a municipal asphalt plant at a cost not to exceed $30,000.

This appropriation shall be available for the construction and repair of pavements of street railways in accordance with the provisions of the Merger Act, approved January 14, 1933 (47 Stat., p. 752). The proportion of the amount thus expended which under the terms of the said Act is required to be paid by the street-railway company shall be collected, upon the neglect or the refusal of such street-railway company to pay, from the said street-railway company in the manner provided by section 5 of "An Act providing a permanent form of government for the District of Columbia", approved June 11, 1878, and shall be deposited to the credit of the appropriation for the fiscal year in which it is collected;

For completing the replacement of the superstructure, and such portions of the substructure as may be necessary, including relocation and reconstruction of approach roads of the Chain Bridge in accordance with plans and profiles to be approved by the Commissioners of the District of Columbia, including personal services, engineering and incidental expenses, $143,000; and the Commissioners are authorized to enter into contract or contracts for the completion of said bridge at a cost not to exceed $393,000;

For the preparation of studies, preliminary plans and surveys, estimates, and investigations of foundation conditions (1) for a highway, including the necessary bridges, across Rock Creek Park to provide a direct connection between Sixteenth Street and Connecticut Avenue at a location near or north of Klinlge Road, (2) for a through or bypass highway in Georgetown in the general line of K Street and Canal Road Northwest, between Twenty-seventh Street and Foxhall Road, including the necessary bridges, viaducts, grade-separation structures, and connections to Key Bridge, (3) for a redesign and changes in Dupont, Scott, and Thomas Circles, including adjacent public space, to meet present and future traffic and transportation needs, including the necessary underpasses, curb and roadway changes, street-railway-track relocation and changes and addition to underground structures, and including the employ-
ment of engineering or other professional services, by contract or otherwise, and without reference to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), or the Classification Act of 1923, as amended, and engineering and incidental expenses, $30,000;

To carry out the provisions of existing law which authorize the Commissioners of the District of Columbia to open, extend, straighten, or widen any street, avenue, road, or highway, in accordance with the plan of the permanent system of highways for the District of Columbia, including the procurement of chains of title, $30,000, to remain available until June 30, 1939: Provided, That this appropriation shall be available to carry out the provision of existing law for the opening, extension, widening, or straightening of alleys and minor streets and for the establishment of building lines in the District of Columbia;

For assessment and permit work, paving of roadways under the permit system, and construction and repair of sidewalks and curbs around public reservations and municipal and United States buildings, including purchase or condemnation of streets, roads, and alleys, and of areas less than two hundred and fifty square feet at the intersection of streets, avenues, or roads in the District of Columbia, to be selected by the Commissioners, and including maintenance of non-passenger-carrying motor vehicles, $150,000;

For personal services, trees and parkings, $26,600;

For contingent expenses, trees and parkings, including laborers, trimmers, nurserymen, repairmen, teamsters, hire of carts, wagons, or motor trucks, trees, tree boxes, tree stakes, tree straps, tree labels, planting and care of trees, and tree spaces on city and suburban streets, purchase and maintenance of non-passenger-carrying motor vehicles, and miscellaneous items, $100,000;

In all, not to exceed $2,894,340, to be immediately available; to be disbursed and accounted for as "Gasoline tax, road, and street improvements and repairs", and for that purpose shall constitute one fund: Provided, That assessments in accordance with existing law shall be made for paving and repaving roadways, alleys, and sidewalks where such roadways, alleys, and sidewalks are paved or repaved with funds derived from the collection of the tax on motor-vehicle fuels and accretions by repayment of assessments: Provided further, That any portion of this appropriation (Gasoline tax, road and street improvements and repairs) may be used for payment to contractors and for other expenses in connection with the expense of design, construction, and inspection of grade-crossing elimination projects authorized under section 8 of Act of Congress, Public Law Numbered 686, Seventy-fourth Congress, approved June 16, 1936, pending reimbursement to the District of Columbia by the Department of Agriculture, reimbursement to be credited to fund from which payment was made.

The Commissioners of the District of Columbia are authorized and empowered, in their discretion, to fix or alter the respective widths of sidewalks and roadways (including tree spaces and parking) of all highways that may be improved under appropriations contained in this Act.

No part of any appropriation contained in this Act shall be available for repairing, resurfacing, or newly paving any street, avenue, or roadway by private contract unless the specifications for such work shall be so prepared as to permit of fair and open competition in paving material as well as in price.

In addition to the provision of existing law requiring contractors to keep new pavements in repair for a period of one year from the date of the completion of the work, the Commissioners of the Dis-
District of Columbia shall further require that where repairs are necessary during the four years following the said one-year period, due to inferior work or defective materials, such repairs shall be made at the expense of the contractor, and the bond furnished by the contractor shall be liable for such expense.

No part of the appropriations contained in this Act shall be used for the operation of a testing laboratory of the highways department for making tests of materials in connection with any activity of the District government.

WATER SERVICE

The following sums are appropriated wholly out of the revenues of the water department for expenses of the Washington aqueduct and its appurtenances and for expenses for water department, namely:

WASHINGTON AQUEDUCT

For operation, including salaries of all necessary employees, maintenance and repair of Washington aqueducts and their appurtenances, including Dalecarlia, Georgetown, McMillan Park, first and second High Service Reservoirs, Washington aqueduct tunnel, the filtration plants, the pumping plants and the plant for the preliminary treatment of the water supply, ordinary repairs, grading, opening ditches, and other maintenance of Conduit Road, purchase, installation, and maintenance of water meters on Federal services; purchase, care, repair, and operation of vehicles, including the purchase and exchange of one passenger-carrying motor vehicle at a cost not to exceed $650; purchase and repair of rubber boots and protective apparel, and for each and every purpose connected therewith, $540,000, including $40,000 for emergency repairs caused by the floods of the Potomac River in March 1936 and April 1937.

Nothing herein shall be construed as affecting the superintendence and control of the Secretary of War over the Washington Aqueduct, its rights, appurtenances, and fixtures connected with the same and over appropriations and expenditures therefor as now provided by law.

For revenue and inspection and distribution branches: For personal services, $179,670.

For the maintenance of the water department distribution system, including pumping stations and machinery, water mains, valves, fire and public hydrants, and all buildings and accessories, and motor trucks, and motor vehicles such as are now owned, and the replacement by purchase and exchange of the following motor-propelled vehicles: One two-passenger coupe and one five-passenger sedan at not to exceed $600 each; three station wagons at not to exceed $750 each; one truck at not to exceed $500; four trucks at not to exceed $750 each; one truck at not to exceed $800; one truck at not to exceed $3,300; and one special truck at not to exceed $3,500; and the purchase of the following additional motor vehicles: five trucks at not to exceed $750 each; purchase of fuel, oils, waste, and other materials, and the employment of all labor necessary for the proper execution of this work; and for contingent expenses, including books, blanks, stationery, printing and binding not to exceed $2,500; postage, purchase of technical reference books and periodicals not to exceed $275, and other necessary items, $7,500; in all for maintenance, $387,800, of which not exceeding $5,000 shall be available for operation of pumps at Bryant Street pumping station upon interruption of service from Dalecarlia pumping station.
Extension of distribution system.

For extension of the water department distribution system, laying of such service mains as may be necessary under the assessment system, $300,000.

Meters.

For installing and repairing water meters on services to private residences and business places as may not be required to install meters under existing regulations, as may be directed by the Commissioners; said meters at all times to remain the property of the District of Columbia, $220,000.

Hydrants.

For installing fire and public hydrants, $22,500.

Replacement of old mains, etc.

For replacement of old mains and divide valves in various locations, on account of inadequate size and bad condition of pipe on account of age, and laying mains in advance of pavements, $135,000.

Investment of water funds.

The Treasurer of the United States is authorized to invest in United States securities for the account of the water fund of the District of Columbia such funds as may be determined by the Commissioners to be available for that purpose during the fiscal year 1938, and such funds are appropriated for this purpose from the revenues of the Water Department.

New mains.

For the construction of approximately seven thousand six hundred feet of thirty-six inch trunk line water main from the vicinity of First and L Streets Northwest to the vicinity of East Capitol and Second Streets, $171,000; for the construction of approximately three thousand and eighty feet of twenty-four, thirty, and forty-eight inch trunk water main in the vicinity of Washington Circle, including minor changes in present construction, $85,000; in all, $256,000, to be paid wholly from the revenues of the Water Department and to be disbursed and accounted for as "Mains, Water Department, District of Columbia"; and for that purpose shall constitute one fund.

Refunds of erroneous charges.

For the refunding of water rents and other water charges erroneously paid in the District of Columbia, to be refunded in the manner prescribed by law for the refunding of erroneously paid taxes, $3,500: Provided, That this appropriation shall be available for such refunds of payments made within the past two years.

Proviso.

For expenses of a survey to determine the reproduction cost and historical cost of the water system of the District of Columbia, and the proper water rates to cover not only operating expenses but also depreciation reserve, including the employment of engineering or other professional services by contract or otherwise, without reference to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), or the Classification Act of 1923, as amended, and such other expenses as may be approved by the Commissioners, $20,000, to be immediately available and to be payable from the water revenues of said District of Columbia.


Construction work, etc., under Commissioners.

Sec. 2. That the services of draftsmen, assistant engineers, levelers, transitmen, rodmen, chainmen, computers, copyists, overseers, and inspectors temporarily required in connection with sewer, water, street, street-cleaning, or road work, or construction and repair of buildings and bridges, or any general or special engineering or construction work authorized by appropriations may be employed exclusively to carry into effect said appropriations when specifically and in writing ordered by the Commissioners, and all such necessary expenditures for the proper execution of said work shall be paid from and equitably charged against the sums appropriated for said work; and the Commissioners in their Budget estimates shall report the number of such employees performing such services, and their work, and the sums paid to each, and out of what appropriation: Provided, That the expenditures hereunder shall not exceed $42,000 during the fiscal year.
year 1938: Provided further, That, excluding inspectors in the sewer department and one inspector in the electrical department, no person shall be employed in pursuance of the authority contained in this paragraph for a longer period than nine months in the aggregate during the fiscal year.

Appropriations in this Act shall be available for payment by the District of Columbia of its contributions as an employer, in accordance with the provisions of the District of Columbia Unemployment Compensation Act (49 Stat., p. 946).

The Commissioners, or their duly designated representatives, are further authorized to employ temporarily such laborers, skilled laborers, drivers, hostlers, and mechanics as may be required exclusively in connection with sewer, water, street, and road work, and street cleaning, or the construction and repair of buildings, and bridges, furniture and equipments, and any general or special engineering or construction or repair work, and to incur all necessary engineering and other expenses, exclusive of personal services, incidental to carrying on such work and necessary for the proper execution thereof, said laborers, skilled laborers, drivers, hostlers, and mechanics to be employed to perform such work as may not be required by law to be done under contract, and to pay for such services and expenses from the appropriations under which such services are rendered and expenses incurred.

Sec. 3. That all horses, harness, horse-drawn vehicles necessary for use in connection with construction and supervision of sewer, street, street lighting, road work, and street-cleaning work, including maintenance of said horses and harness, and maintenance and repair of said vehicles, and purchase of all necessary articles and supplies in connection therewith, or on construction and repair of buildings and bridges, or any general or special engineering or construction work authorized by appropriations, may be purchased, hired, and maintained, and motor trucks may be hired exclusively to carry into effect said appropriations, when specifically and in writing ordered by the Commissioners; and all such expenditures necessary for the proper execution of said work, exclusive of personal services, shall be paid from and equitably charged against the sums appropriated for said work; and the Commissioners in the Budget estimates shall report the number of horses, vehicles, and harness purchased, and horses and vehicles hired, and the sums paid for same, and out of what appropriation; and all horses owned or maintained by the District shall, so far as may be practicable, be provided for in stables owned or operated by said District: Provided, That such horses, horse-drawn vehicles, and carts as may be temporarily needed for hauling and excavating material in connection with works authorized by appropriations may be temporarily employed for such purposes under the conditions named in section 2 of this Act in relation to the employment of laborers, skilled laborers, and mechanics.

Sec. 4. That the Commissioners are authorized to employ in the execution of work, the cost of which is payable from the appropriation account created in the District of Columbia Appropriation Act, approved April 27, 1904, and known as the miscellaneous trust-fund deposits; District of Columbia, necessary personal services, horses, carts, and wagons, and to hire therefor motor trucks when specifically and in writing authorized by the Commissioners, and to incur all necessary expenses incidental to carrying on such work and necessary for the proper execution thereof, including the purchase, exchange, maintenance, and operation of motor vehicles for inspection and transportation purposes, such services and expenses to be provided.
Proviso. Employment of labor.

Material, supplies, vehicles, etc. Purchase of.

Surplus articles, price basis.

Proviso. Transfers under Executive order.

Limitation on rentals.

Proviso. Prior leases.

Unexpended balances to be covered in.

Pay increase by reallocation of position forbidden.

Proviso. Exceptions.

Issuance of congressional tags limited. 47 Stat. 750.

Credit allowed for designated disbursements.

paid from said appropriation account: Provided, That the Commissioners may delegate to their duly authorized representatives the employment under this section of laborers, mechanics, and artisans.

Sec. 5. That the Commissioners and other responsible officials, in expending appropriations contained in this Act, so far as possible, shall purchase material, supplies, including food supplies and equipment, when needed and funds are available, in accordance with the regulations and schedules of the Procurement Division of the Treasury Department or from various services of the Government of the United States possessing material, supplies, passenger-carrying and other motor vehicles, and equipment no longer required. Surplus articles purchased from the Government, if the same have not been used, shall be paid for at a reasonable price, not to exceed actual cost, and if the same have been used, at a reasonable price based upon length of usage. The various services of the Government of the United States are authorized to sell such surplus articles to the municipal government under the conditions specified, and the proceeds of such sales shall be covered into the Treasury as miscellaneous receipts: Provided, That this section shall not be construed to amend, alter, or repeal the Executive order of December 3, 1918, concerning the transfer of office materials, supplies, and equipment in the District of Columbia falling into disuse because of the cessation of war activities.

Sec. 6. No part of the funds appropriated in this Act shall be available for the payment of rental of quarters for any activity at a rate in excess of 90 per centum of the per annum rate paid by the District of Columbia for such quarters on June 30, 1933: Provided, That the provisions of this paragraph shall not apply to leases made prior to the passage of this Act, except when renewals thereof are made hereafter: Provided further, That the appropriations or portions of appropriations unexpended by reason of the operation of this paragraph shall not be used for any purpose, but shall be impounded and deposited in the Treasury to the credit of the District of Columbia.

Sec. 7. No part of the appropriations contained in this Act shall be used to pay any increase in the salary of any officer or employee by reason of the reallocation of the position of such officer or employee to a higher grade after June 30, 1937, by the Civil Service Commission, and salaries paid accordingly shall be payment in full: Provided, That the foregoing limitation shall not apply to the reallocation of positions where the salary is less than $2,600 per annum.

Sec. 8. No part of this appropriation shall be available for any expense for or incident to the issuance of congressional tags except to those persons set out in the Act of December 19, 1932 (47 Stat. 750), including the Speaker and the Vice President.

Sec. 9. Credit is allowed in the accounts of the District of Columbia for disbursements made from the permanent and indefinite appropriation "Refund of erroneously paid taxes, D. C.", amounting to $3,229.90, covered by audit numbers 33,568, 37,304, 45,549, 53,546, 63,359, and 70,165, and General Accounting Office Certificate Numbered F-5872-DC, dated July 24, 1933.

Approved, June 29, 1937.
[CHAPTER 404]

AN ACT

Making appropriations for the Department of Agriculture and for the Farm Credit Administration for the fiscal year ending June 30, 1938, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of Agriculture and for the Farm Credit Administration for the fiscal year ending June 30, 1938, namely:

TITLE I—DEPARTMENT OF AGRICULTURE
OFFICE OF THE SECRETARY

SALARIES

For the Secretary of Agriculture, Under Secretary of Agriculture, Assistant Secretary, and for other personal services in the District of Columbia, and elsewhere, $452,700: Provided, That in expending appropriations or portions of appropriations contained in this Act for the payment of personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the Assistant Secretary, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act as amended and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: Provided further, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to the requirement to reduce in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade, in the same or different bureau, office, or other appropriation unit, (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated: Provided further, That the Secretary of Agriculture is authorized to contract for stenographic reporting services, and the appropriations made in this Act shall be available for such purposes: Provided further, That the Secretary of Agriculture is authorized to expend from appropriations available for the purchase of lands not to exceed $1 for each option to purchase any particular tract or tracts of land: Provided further, That not to exceed $40,000 of the appropriations available for salaries and expenses of officers and employees of the Department of Agriculture permanently stationed in foreign countries may be used for payment of allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a): Provided further, That with the approval of the Secretary of Agriculture employees of the Department of Agriculture...
stationed abroad may enter into leases for official quarters, for periods not exceeding one year, and may pay rent, telephone, subscriptions to publications, and other charges incident to the conduct of their offices and the discharge of their duties, in advance, in any foreign country where custom or practice requires payment in advance; Provided further, That no part of the funds appropriated by this Act shall be used for the payment of any officer or employee of the Department of Agriculture who, as such officer or employee, or on behalf of the Department or any division, commission, or bureau thereof, issues, or causes to be issued, any prediction, oral or written, or forecast with respect to future prices of cotton or the trend of same: Provided further, That no part of the funds appropriated by this Act shall be used for laboratory investigations to determine the possibly harmful effects on human beings of spray insecticides on fruits and vegetables.

MISCELLANEOUS EXPENSES, DEPARTMENT OF AGRICULTURE

For stationery, blank books, twine, paper, gum, dry goods, soap, brushes, brooms, mats, oils, paints, glass, lumber, hardware, ice, furniture, carpets, and mattings; for freight, express charges, advertising and press clippings, telegraphing, telephoning, postage, washing towels; for the maintenance, repair, and operation of one motorcycle and not to exceed three motor-propelled passenger-carrying vehicles (including one for the Secretary of Agriculture, one for general utility needs of the entire Department, and one for the Forest Service) and purchase of one motor-propelled passenger-carrying vehicle at not to exceed $2,500, including the exchange value of one such vehicle, for official purposes only; for official traveling expenses, including examination of estimates for appropriations in the field for any bureau, office, or service of the Department; and for other miscellaneous supplies and expenses not otherwise provided for and necessary for the practical and efficient work of the Department, which are authorized by such officer as the Secretary may designate, $105,750, together with not to exceed $10,000 of the unexpended balance of the appropriation for these purposes for the fiscal year 1937: Provided, That this appropriation shall be available for the payment of salaries of employees engaged in the maintenance, repair, and operation of motor transport vehicles, and that this appropriation shall be reimbursed from the appropriation made for any bureau or office for which such service is performed, in accordance with the provisions of the Act of May 11, 1922 (U. S. C., title 5, sec. 543): Provided further, That the Secretary of Agriculture, during the fiscal year for which this appropriation is made, may maintain stocks of stationery, supplies, equipment, and miscellaneous materials sufficient to meet, in whole or in part, requirements of the bureaus and offices of the Department in the city of Washington and elsewhere, but not to exceed in the aggregate $200,000 in value at the close of the fiscal year, and the appropriations of such bureaus, offices, and agencies available for the purchase of stationery, supplies, equipment, and miscellaneous materials shall be available to reimburse the appropriation for miscellaneous expenses current at the time supplies are allotted, assigned, or issued, or when payment is received; for transfer for the purchase of inventory; and for transfer pursuant to the provisions of section 601 of the Act approved June 30, 1932 (U. S. C., title 31, sec. 686): Provided further, That the appropriations made hereunder shall be available for the payment of salaries and expenses for purchasing, storing, handling, packing, or shipping supplies and blank forms, and there shall be charged proportionately as a part of the cost of sup-
plies issued an amount to cover such salaries and expenses, and in the case of blank forms and supplies not purchased from this appropriation an amount to cover such salaries and expenses shall be charged proportionately to the proper appropriation: Provided further, That the facilities of the central storehouse of the Department shall to the fullest extent practicable be used to make unnecessary the maintenance of separate bureau storehouse activities in the Department: Provided further, That a separate schedule of expenditures, transfers of funds, or other transactions hereunder shall be included in the annual Budget.

**RENT OF BUILDINGS IN THE DISTRICT OF COLUMBIA**

For rent of buildings and parts of buildings in the District of Columbia, for use of the various bureaus, divisions, and offices of the Department of Agriculture, $33,000.

Total, Office of the Secretary, $591,450.

**OFFICE OF THE SOLICITOR**

Salaries and expenses: For the employment of personal services in the District of Columbia and elsewhere, and for other necessary expenses, $194,160, of which not to exceed $163,861 may be expended for personal services in the District of Columbia.

**OFFICE OF INFORMATION**

**SALARIES AND EXPENSES**

For necessary expenses in connection with the publication, indexing, illustration, and distribution of bulletins, documents, and reports, including labor-saving machinery and supplies, envelopes, stationery and materials, office furniture and fixtures, photographic equipment and materials, artists' tools and supplies, telephone and telegraph service, freight and express charges; purchase and maintenance of bicycles; purchase of manuscripts; traveling expenses; electro types, illustrations, and other expenses not otherwise provided for, $366,480, of which not to exceed $347,458 may be used for personal services in the District of Columbia.

**PRINTING AND BINDING**

For all printing and binding for the Department of Agriculture, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, $887,650, including the purchase of reprints of scientific and technical articles published in periodicals and journals; the Annual Report of the Secretary, as required by the Acts of January 12, 1895 (U. S. C., title 44, secs. 111, 212-220, 222, 241, 244), March 4, 1915 (U. S. C., title 7, sec. 418), and June 20, 1936 (U. S. C., Supp. II, title 5, sec. 103), and in pursuance of the Act approved March 30, 1906 (U. S. C., title 44, secs. 210, 224), and also including not to exceed $250,000 for farmers' bulletins, which shall be adapted to the interests of the people of the different sections of the country, an equal proportion of four-fifths of which shall be delivered to or sent out under the addressed franks furnished by the Senators, Representatives, and Delegates in Congress, as they shall direct, but not including work done at the field printing plants of the Weather Bureau and the Forest Service authorized by the Joint Committee on Printing, in accordance with the Act approved March 1, 1919 (U. S. C., title 44, secs. 111, 220)."
Salaries and expenses: For purchase and exchange of books of reference, law books, technical and scientific books, periodicals, and for expenses incurred in completing imperfect series; not to exceed $1,200 for newspapers, and when authorized by the Secretary of Agriculture for dues for library membership in societies or associations which issue publications to members only or at a price to members lower than to subscribers who are not members; for salaries in the city of Washington and elsewhere; for official traveling expenses, and for library fixtures, library cards, supplies, and for all other necessary expenses, $105,420, of which amount not to exceed $71,600 may be expended for personal services in the District of Columbia.

OFFICE OF EXPERIMENT STATIONS

PAYMENTS TO STATES, HAWAII, ALASKA, AND PUERTO RICO FOR AGRICULTURAL EXPERIMENT STATIONS

Hatch Act: To carry into effect the provisions of an Act approved March 2, 1887 (U. S. C., title 7, secs. 362, 363, 365, 368, 377–379), entitled “An Act to establish agricultural experiment stations in connection with the colleges established in the several States under the provisions of an Act approved July 2, 1862 (U. S. C., title 7, secs. 301–308), and of the Acts supplementary thereto”, the sums apportioned to the several States, to be paid quarterly in advance, $720,000.

Adams Act: To carry into effect the provisions of an Act approved March 16, 1906 (U. S. C., title 7, sec. 369), entitled “An Act to provide for an increased annual appropriation for agricultural experiment stations and regulating the expenditure thereof”, and Acts supplementary thereto, the sums apportioned to the several States to be paid quarterly in advance, $720,000.

Purnell Act: To carry into effect the provisions of an Act entitled “An Act to authorize the more complete endowment of agricultural experiment stations”, approved February 24, 1925 (U. S. C., title 7, secs. 361, 366, 370, 371, 373–376, 380, 382), $2,880,000.


Alaska: To carry into effect the provisions of an Act entitled “An Act to extend the benefits of the Hatch Act and the Smith-Lever Act to the Territory of Alaska”, approved February 23, 1929 (U. S. C., title 7, sec. 386c), $15,000; and the provisions of section 2 of the Act entitled “An Act to extend the benefits of the Adams Act, the Purnell Act, and the Capper-Ketcham Act to the Territory of Alaska, and for other purposes”, approved June 20, 1936 (U. S. C., Supp. II, title 7, sec. 369a), $7,500; in all, for Alaska, $22,500.

Puerto Rico: To carry into effect the provisions of an Act entitled “An Act to coordinate the agricultural experiment station work and to extend the benefits of certain Acts of Congress to the Territory of Puerto Rico”, approved March 4, 1931 (U. S. C., title 7, secs. 386d–386f), $40,000.

Title 1, Bankhead-Jones Act: For payments to States, Hawaii, Alaska, and Puerto Rico, pursuant to authorizations contained in title 1 of an Act entitled “An Act to provide for research into basic laws and principles relating to agriculture and to provide for the further development of cooperative agricultural extension work and the more complete endowment and support of land-grant colleges”,

Library. Salaries and expenses.

Services in the District.

Experiment Stations office.

Support of stations.

24 Stat. 440.


College-aid land grants.

12 Stat. 503.

7 U. S. C. °° 301–308.

Increased allotments.

34 Stat. 63.


Further allotments.

43 Stat. 970.


Hawaii.

42 Stat. 571.


Alaska.


7 U. S. C. § 386c.

Benefits of other provisions extended to.

49 Stat. 1004.


Puerto Rico.

46 Stat. 1520.


Research into basic agricultural laws and principles.

49 Stat 436.

approved June 29, 1935 (U. S. C., Supp. II, title 7, secs. 427-427g), $1,800,000.

In all, payments to States, Hawaii, Alaska, and Puerto Rico for agricultural experiment stations, $6,232,500.

SALARIES AND EXPENSES

Administration of grants to States and coordination of research:
To enable the Secretary of Agriculture to enforce the provisions of the Acts approved March 2, 1887 (U. S. C., title 7, secs. 362, 363, 365, 368, 377-379), March 16, 1906 (U. S. C., title 7, secs. 369, 375), February 24, 1925 (U. S. C., title 7, secs. 361, 366, 370, 371, 373-376, 380, 382), May 16, 1928 (U. S. C., title 7, secs. 386-386b), February 23, 1929 (U. S. C., title 7, sec. 396c), March 4, 1931 (U. S. C., title 7, sec. 386d-386f), and June 20, 1936 (U. S. C., Supp. II, title 7, sec. 389a), and Acts amendatory or supplementary thereto, relative to their administration and for the administration of agricultural experiment stations in Hawaii and Puerto Rico, including the employment of clerks, assistants, and other persons in the city of Washington and elsewhere, freight and express charges, official traveling expenses, office fixtures, supplies, apparatus, telegraph and telephone service, gas, electric current, and rent outside the District of Columbia, $161,735; and the Secretary of Agriculture shall prescribe the form of the annual financial statement required under the above Acts, ascertain whether the expenditures are in accordance with their provisions, coordinate the research work of the Department of Agriculture and coordinate the research work of the Department with that of the State agricultural colleges and experiment stations in the lines authorized in said Acts, and make report thereon to Congress.

Insular experiment stations: To enable the Secretary of Agriculture to establish and maintain agricultural experiment stations in Hawaii and Puerto Rico, including the erection of buildings, the preparation, illustration, and distribution of reports and bulletins, and all other necessary expenses, $69,311, as follows: $2,066 for Hawaii, and $67,245 for Puerto Rico: Provided, That the Secretary of Agriculture may, at his discretion, transfer such equipment, including the library, of the Hawaii Experiment Station, as he may deem necessary and advisable to the experiment station of the University of Hawaii, conducted jointly and in collaboration with the Federal station under the Act of May 16, 1928 (U. S. C., title 7, secs. 386-386b); and the Secretary of Agriculture is authorized to sell such products as are obtained on the land belonging to the agricultural experiment stations in Hawaii and Puerto Rico, and the amount obtained from the sale thereof shall be covered into the Treasury of the United States as miscellaneous receipts.

In all, salaries and expenses, $231,046.

Total, Office of Experiment Stations, $6,463,546, of which amount not to exceed $150,105 may be expended for personal services in the District of Columbia, and not to exceed $725 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

SPECIAL RESEARCH FUND, DEPARTMENT OF AGRICULTURE

For enabling the Secretary of Agriculture to carry into effect the provisions of an Act entitled "An Act to provide for research into basic laws and principles relating to agriculture and to provide for
the further development of cooperative agricultural extension work and the more complete endowment and support of land-grant colleges", approved June 29, 1935 (U. S. C., Supp. II, title 7, secs. 427, 427b, 427c, 427f); for administration of the provisions of section 5 of the said Act, and for special research work, including the planning, programming, and coordination of such research, to be conducted by such agencies of the Department of Agriculture as the Secretary of Agriculture may designate or establish, and to which he may make allotments from this fund, including the employment of persons and means in the District of Columbia and elsewhere, and the purchase, maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia, $1,200,000.

EXTENSION SERVICE

PAYMENTS TO STATES, HAWAII, AND ALASKA

Supplementary cooperative extension work: For cooperative agricultural extension work, to be allotted, paid, and expended in the same manner, upon the same terms and conditions, and under the same supervision as the additional appropriations made by the Act of May 8, 1914 (U. S. C., title 7, secs. 341-348), entitled "An Act to provide for cooperative agricultural extension work between the agricultural colleges in the several States receiving benefits of an Act of Congress approved July 2, 1862 (U. S. C., title 7, secs. 301-308), and of Acts supplementary thereto, and the United States Department of Agriculture", $790,000; and all sums appropriated by this Act for use for demonstration or extension work within any State shall be used and expended in accordance with plans mutually agreed upon by the Secretary of Agriculture and the proper officials of the college in such State which receives the benefits of said Act of May 8, 1914: Provided, That of the above appropriation not more than $300,000 shall be expended for purposes other than salaries of county agents.

Capper-Ketcham extension work: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act to provide for the further development of agricultural extension work between the agricultural colleges in the several States receiving the benefits of the Act entitled 'An Act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and mechanic arts', approved July 2, 1862 (U. S. C., title 7, secs. 301-308), and all Acts supplementary thereto, and the United States Department of Agriculture", approved May 22, 1928 (U. S. C., title 7, secs. 343a, 343b), $1,480,000.

Extension work, section 21, Bankhead-Jones Act: To enable the Secretary of Agriculture to carry into effect the provisions of section 21, title II, of the Act entitled "An Act to provide for research into basic laws and principles relating to agriculture and to provide for the further development of cooperative agricultural extension work and the more complete endowment and support of land-grant colleges", approved June 29, 1935 (U. S. C., Supp. II, title 7, sec. 243c), $10,000,000.

Alaska: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act to extend the benefits of the Hatch Act and the Smith-Lever Act to the Territory of Alaska", approved February 23, 1929 (U. S. C., title 7, sec. 386c), $13,918; and the provisions of section 3 of the Act entitled "An Act to extend the benefits of the Adams Act, the Purnell Act, and the Capper-
Ketcham Act to the Territory of Alaska, and for other purposes, approved June 20, 1936 (U. S. C., Supp. II, title 7, sec. 343e), $5,000; in all, for Alaska, $18,918.

Additional cooperative extension work: For additional cooperative agricultural extension work, including employment of specialists in economics and marketing, to be allotted and paid by the Secretary of Agriculture to the several States and the Territory of Hawaii in such amounts as he may deem necessary to accomplish such purposes, $600,000.

In all, payments to States, Hawaii, and Alaska for agricultural extension work, $12,788,918.

SALARIES AND EXPENSES

General administrative expenses: For necessary expenses for general administrative purposes, including personal services in the District of Columbia, $126,246.

Farmers' cooperative demonstration work: For farmers' cooperative demonstration work, including special suggestions of plans and methods for more effective dissemination of the results of the work of the Department of Agriculture and the agricultural experiment stations and of improved methods of agricultural practice, at farmers' institutes and in agricultural instruction, and for such work on Government reclamation projects, and for personal services in the city of Washington and elsewhere, supplies, and all other necessary expenses, $354,670: Provided, That the expense of such service shall be defrayed from this appropriation and such cooperative funds as may be voluntarily contributed by State, county, and municipal agencies, associations of farmers, and individual farmers, universities, colleges, boards of trade, chambers of commerce, other local associations of businessmen, business organizations, and individuals within the State.

Motion pictures: For the preparation and distribution of motion and sound pictures, and sound recordings, as a means of disseminating information to farmers and others on the results of scientific research of the Department, and of teaching improved methods and practices in agriculture, home economics, and other subjects related to the work of the Department of Agriculture; including the employment of persons and means in the city of Washington, $85,000.

Agricultural exhibits at fairs: To enable the Secretary of Agriculture to make suitable agricultural exhibits at State, interstate, and international fairs held within the United States; for the purchase of necessary supplies and equipment; for telephone and telegraph service, freight and express charges; for travel, and for every other expense necessary, including the employment of assistance in or outside the city of Washington, $85,000.

Cooperative farm forestry: For cooperation with appropriate officials of the various States or with other suitable agencies to assist the owners of farms in establishing, improving, and renewing wood lots, shelterbelts, windbreaks, and other valuable forest growth, and in growing and renewing useful timber crops under the provisions of section 5 of the Act entitled "An Act to provide for the protection of forest lands, for the reforestation of denuded areas, for the extension of national forests, and for other purposes, in order to promote the continuous production of timber on lands chiefly suitable therefor", approved June 7, 1924 (U. S. C., title 16, secs. 564–570), including personal services in the District of Columbia, $56,888.

1 So in original.


Additional cooperative extension work.


Timber growth.
Services in the District.

In all, salaries and expenses, $901,754, of which amount not to exceed $679,416 may be expended for personal services in the District of Columbia.

Total, Extension Service, $13,690,672.

WEATHER BUREAU

SALARIES AND EXPENSES

For carrying into effect in the District of Columbia and elsewhere in the United States, in the West Indies, in the Panama Canal, the Caribbean Sea, and on adjacent coasts, in the Hawaiian Islands, in Bermuda and in Alaska the provisions of an Act approved October 1, 1890 (U. S. C., title 15, secs. 311-318, 517), as far as they relate to the weather service transferred thereby to the Department of Agriculture, and the amendments thereof contained in section 5 (e) of the Air Commerce Act of 1926 (U. S. C., title 15, secs. 311-313), for the employment of professors of meteorology, district forecasters, local forecasters, meteorologists, section directors, observers, apprentices, operators, skilled mechanics, instrument makers, foremen, assistant foremen, proofreaders, compositors, pressmen, lithographers, folders and feeders, repair men, station agents, messengers, messenger boys, laborers, special observers, display men, and other necessary employees; for fuel, gas, electricity, freight and express charges, furniture, stationery, ice, dry goods, twine, mail, oil, paints, glass, lumber, hardware, and washing towels; for advertising; for purchase, subsistence, and care of horses and vehicles, the purchase and repair of harness, for official purposes only; for instruments, shelters, apparatus, storm-warning towers and repairs thereto; for rent of offices; for repair, alterations, and improvements to existing buildings and care and preservation of grounds, including the construction of necessary outbuildings and sidewalks on public streets, abutting Weather Bureau grounds; and the erection of temporary buildings for living quarters of observers; for official travel expenses; for telephone rentals, and for telegraphing, telephoning, and cabling reports and messages, rates to be fixed by the Secretary of Agriculture by agreement with the companies performing the service; for the maintenance and repair of Weather Bureau telegraph, telephone, and cable lines; and for every other expenditure required for the establishment, equipment, and maintenance of meteorological offices and stations and for the issuing of weather forecasts and warnings of storms, cold waves, floods, and heavy snows, the gaging and measuring of the flow of rivers and the issuing of river forecasts and warnings; for observations and reports relating to crops; and for other necessary observations and reports, including cooperation with other bureaus of the Government and societies and institutions of learning for the dissemination of meteorological information, as follows:

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, and not to exceed $25,000 for the purchase of an offset lithographic press and equipment therefor, $170,000.

General weather service and research: For necessary expenses incident to collecting and disseminating meteorological, climatological, and marine information, and for investigations in meteorology, climatology, seismology, evaporation, and aerology in the District of Columbia and elsewhere, including $3,930 for investigations of the relationship of weather conditions to forest fires, under section 6 of the Act approved May 22, 1928 (U. S. C., title 16, sec. 581e),
$2,342,870, of which not to exceed $1,500 may be expended for the contribution of the United States to the cost of the office of the secretariat of the International Meteorological Committee, and not to exceed $10,000 may be expended for the maintenance of a printing office in the city of Washington for the printing of weather maps, bulletins, circulars, forms, and other publications: Provided, That no printing shall be done by the Weather Bureau that can be done at the Government Printing Office without impairing the service of said Bureau.

Aerology: For the maintenance of stations for observing, measuring, and investigating atmospheric phenomena, including salaries and other expenses, in the city of Washington and elsewhere, $2,190,179, of which $55,000 shall be immediately available.

Total, Weather Bureau, $4,703,049, of which amount not to exceed $548,600 may be expended for personal services in the District of Columbia: Provided, That Weather Bureau part-time employees, appointed by designation or otherwise, under regulations of the Civil Service Commission, for observational work, may perform odd jobs in the installation, repair, improvement, alteration, cleaning, or removal of Government property and receive compensation therefor at rates of pay to be fixed by the Secretary of Agriculture.

BUREAU OF ANIMAL INDUSTRY

SALARIES AND EXPENSES

For carrying out the provisions of the Act approved May 29, 1884 (U. S. C., title 7, sec. 391; title 21, secs. 112-119, 130), establishing a Bureau of Animal Industry, and the provisions of the Act approved March 3, 1891 (U. S. C., title 45, secs. 75, 76), providing for the safe transport and humane treatment of export cattle from the United States to foreign countries, and for other purposes; the Act approved August 30, 1890 (U. S. C., title 21, secs. 101-105), providing for the importation of animals into the United States, and for other purposes; and the provisions of the Act approved February 2, 1903 (U. S. C., title 21, secs. 111-113, 120-122), to enable the Secretary of Agriculture to more effectually suppress and prevent the spread of contagious and infectious diseases of livestock, and for other purposes; and also the provisions of the Act approved March 3, 1905 (U. S. C., title 21, secs. 123-128), to enable the Secretary of Agriculture to establish and maintain quarantine districts, to permit and regulate the movement of cattle and other livestock therefrom, and for other purposes; and for carrying out the provisions of the Act of June 29, 1906 (U. S. C., title 45, secs. 71-74), entitled "An Act to prevent cruelty to animals while in transit by railroad or other means of transportation"; and for carrying out the provisions of the Meat Inspection Act of June 30, 1906 (U. S. C., title 21, sec. 95), as amended by the Act of March 4, 1907 (U. S. C., title 21, secs. 71-94), as extended to equine meat by the Act of July 24, 1919 (U. S. C., title 21, sec. 96), and as authorized by section 2 (a) of the Act of June 26, 1919 (U. S. C., title 21, sec. 725a); and for carrying out the provisions of the Act approved March 4, 1913 (U. S. C., title 21, secs. 151-158), regulating the preparation, sale, barter, exchange, or shipment of any virus, serum, toxin, or analogous products manufactured in the United States and the importation of such products intended for use in the treatment of domestic animals; and for carrying out the provisions of the Packers and Stockyards Act, approved August 15, 1921 (U. S. C., title 7, secs. 181-229), and as amended by the Act of August 14, 1925 (U. S. C., Supp. II, title 7, secs. 218-218d); and the Packers and Stockyards Act, approved August 15, 1931 (U. S. C., title 7, secs. 181-229), as amended by the Act of August 14, 1935 (U. S. C., Supp. II, title 7, secs. 218-218d); and the Secretary of Agriculture, upon application of any
Inspections other than at headquarters.

Fees credited to appropriate fund.

Collecting and disseminating information.

Personal services.

Tuberculin, serums, etc.

Purchase and destruction of diseased, etc., animals, including poultry.

General administrative expenses.

Animal husbandry.

Big Springs, Tex., cooperative demonstrations, etc.; condition.

Proviso.

Poultry feeding and breeding.

Animal diseases investigations.

Beltsville, Md., station.

Bethesda, Md., station.

Proviso.

Contagious abortion of animals.

Eradicating tuberculosis, etc.

exporter, importer, packer, owner, agent of, or dealer in livestock, hides, skins, meat, or other animal products, may, in his discretion, make inspections and examinations at places other than the headquarters of inspectors for the convenience of said applicants and charge the applicants for the expenses of travel and subsistence incurred for such inspections and examinations, the funds derived from such charges to be deposited in the Treasury of the United States to the credit of the appropriation from which the expenses are paid; and to enable the Secretary of Agriculture to collect and disseminate information concerning livestock and animal products; to prepare and disseminate reports on animal industry; to employ and pay from the appropriation herein made as many persons in the city of Washington or elsewhere as he may deem necessary; to purchase in the open market samples of all tuberculin, serums, antitoxins, or analogous products, of foreign or domestic manufacture, which are sold in the United States, for the detection, prevention, treatment, or cure of diseases of domestic animals, to test the same, and to disseminate the results of said tests in such manner as he may deem best; to purchase and destroy diseased or exposed animals, including poultry, or quarantine the same whenever in his judgment essential to prevent the spread of pleuropneumonia, tuberculosis, contagious poultry diseases, or other diseases of animals from one State to another, as follows:

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, $178,220.

Animal husbandry: For all necessary expenses for investigations and experiments in animal husbandry; for experiments in animal feeding and breeding, including cooperation with the State agricultural experiment stations and other agencies, including repairs and additions to and erection of buildings absolutely necessary to carry on the experiments, including the employment of labor in the city of Washington and elsewhere, rent outside the District of Columbia, and all other necessary expenses, $789,380, including $12,500 for livestock experiments and demonstrations at Big Springs or elsewhere in Texas, to be available only when the State of Texas, or other cooperating agency in Texas shall have appropriated an equal amount or, in the opinion of the Secretary of Agriculture, shall have furnished its equivalent in value in cooperation for the same purpose during the fiscal year 1938: Provided, That of the sum thus appropriated $238,957 may be used for experiments in poultry feeding and breeding, of which amount $40,000 may be used in cooperation with State authorities in the administration of regulations for the improvement of poultry, poultry products, and hatcheries.

Diseases of animals: For all necessary expenses for scientific investigations of diseases of animals, including the construction of necessary buildings at Beltsville, Maryland, the maintenance of the Bureau experiment station at Bethesda, Maryland, and the necessary expenses for investigations of tuberculin, serums, antitoxins, and analogous products, $147,775: Provided, That of said sum $78,182 may be used for researches concerning the cause, modes of spread, and methods of treatment and prevention of the disease of contagious abortion of animals.

Eradicating tuberculosis: For the control and eradication of the diseases of tuberculosis and paratuberculosis of animals, and avian tuberculosis, for the tuberculin testing of animals, including demonstrations, the formation of organizations, and such other means as may be necessary, either independently or in cooperation with farmers, associations, or State, Territory, or county authorities,
$1,003,000, of which $1,103,116 shall be set aside for administrative and operating expenses and $499,884 for the payment of indemnities: Provided, That in carrying out the purpose of this appropriation, if in the opinion of the Secretary of Agriculture it shall be necessary to condemn and destroy tuberculous or paratuberculous cattle, if such animals have been destroyed, condemned, or die after condemnation, he may, in his discretion, and in accordance with such rules and regulations as he may prescribe, expend in the city of Washington or elsewhere such sums as he shall determine to be necessary, within the limitations above provided, for the payment of indemnities, for the reimbursement of owners of such animals, in cooperation with such States, Territories, counties, or municipalities, as shall by law or by suitable action in keeping with its authority in the matter, and by rules and regulations adopted and enforced in pursuance thereof, provide inspection of tuberculous or paratuberculous cattle and for compensation to owners of cattle so condemned, but no part of the money hereby appropriated shall be used in compensating owners of such cattle except in cooperation with and supplementary to payments to be made by State, Territory, county, or municipality where condemnation of such cattle shall take place, nor shall any payment be made hereunder as compensation for or on account of any such animal if at the time of inspection or test, or at the time of condemnation thereof, it shall belong to or be upon the premises of any person, firm, or corporation to which it has been sold, shipped, or delivered for the purpose of being slaughtered: Provided further, That out of the money hereby appropriated no payment as compensation for any cattle condemned for slaughter shall exceed one-third of the difference between the appraised value of such cattle and the value of the salvage thereof; that no payment hereunder shall exceed the amount paid or to be paid by the State, Territory, county, and municipality where the animal shall be condemned; that in no case shall any payment hereunder be more than $25 for any grade animal or more than $50 for any purebred animal, and that no payment shall be made unless the owner has complied with all lawful quarantine regulations.

Eradicating cattle ticks: For all necessary expenses for the eradication of southern cattle ticks, $513,940: Provided, That, except upon the written order of the Secretary of Agriculture, no part of this appropriation shall be used for the purchase of animals or in the purchase of materials for or in the construction of dipping vats upon land not owned solely by the United States, except at fairs or exhibitions where the Department of Agriculture makes exhibits or demonstrations; nor shall any part of this appropriation be used in the purchase of materials or mixtures for use in dipping vats except in experimental or demonstration work carried on by the officials or agents of the Bureau of Animal Industry.

Hog-cholera control: For the control and eradication of hog cholera and related swine diseases, by such means as may be necessary, including demonstrations, the formation of organizations, and other methods, either independently or in cooperation with farmers’ associations, State or county authorities, $127,192.

Inspection and quarantine: For inspection and quarantine work, including all necessary expenses for the eradication of scabies in sheep and cattle and dourine in horses, the inspection of southern cattle, the supervision of the transportation of livestock, and the inspection of vessels, the execution of the twenty-eight-hour law, the inspection and quarantine of imported animals, including the establishment and maintenance of quarantine stations and repairs, altera-
Mallein testing of animals.

Meat inspection:

Equine meat:

Virus-Serum-Toxin Act:
- 37 Stat. 832.

Marketing agreements with respect to hog cholera virus and serum:
- The sum of $30,000 of the appropriation made by section 12 (a) of the Agricultural Adjustment Act, approved May 12, 1933, is hereby made available during the fiscal year 1938 to carry into effect sections 56 to 60, inclusive, of the Act approved August 24, 1935 (U. S. C., Supp. I, title 7, §§ 851-855), entitled “An Act to amend the Agricultural Adjustment Act, and for other purposes”, including the employment of persons and means in the District of Columbia and elsewhere.

Packers and Stockyards Act:
- For necessary expenses in carrying out the provisions of the Packers and Stockyards Act, approved August 15, 1921 (U. S. C., title 7, §§ 181-229), as amended by the Act of August 14, 1935 (U. S. C., Supp. II, title 7, §§ 218-218d), $381,879: Provided, That the Secretary of Agriculture may require reasonable bonds from every market agency and dealer, under such rules and regulations as he may prescribe to secure the performance of their obligations, and whenever, after due notice and hearing, the Secretary finds any registrant is insolvent or has violated any provisions of said Act he may issue an order suspending such registrant for a reasonable specified period. Such order of suspension shall take effect within not less than five days, unless suspended or modified or set aside by the Secretary of Agriculture or a court of competent jurisdiction: Provided further, That the Secretary of Agriculture may, whenever necessary, authorize the charging and collection from owners of a reasonable fee for the inspection of brands appearing upon livestock subject to the provisions of the said Act for the purpose of determining the ownership of such livestock: Provided further, That such fee shall not be imposed except upon written request made to the Secretary of Agriculture by the Board of Livestock Commissioners, or duly organized livestock association of the States from which such livestock have originated or been shipped to market.

ERADICATION OF FOOT-AND-MOUTH AND OTHER CONTAGIOUS DISEASES OF ANIMALS

In case of an emergency arising out of the existence of foot-and-mouth disease, rinderpest, contagious pleuropneumonia, or other contagious or infectious disease of animals, which, in the opinion of the Secretary of Agriculture, threatens the livestock industry of the country, he may expend in the city of Washington or elsewhere, any unexpended balances of appropriations heretofore made for this purpose in the arrest and eradication of any such disease, including...
the payment of claims growing out of past and future purchases and destruction, in cooperation with the States, of animals affected by or exposed to, or of materials contaminated by or exposed to, any such disease, wherever found and irrespective of ownership, under like or substantially similar circumstances, when such owner has complied with all lawful quarantine regulations: Provided, That the payment for animals hereafter purchased may be made on appraisement based on the meat, dairy, or breeding value, but in case of appraisement based on breeding value no appraisement of any animal shall exceed three times its meat or dairy value, and, except in case of an extraordinary emergency, to be determined by the Secretary of Agriculture, the payment by the United States Government for any animals shall not exceed one-half of any such appraisements: Provided further, That the sum of $5,000 of the unexpended balance of the appropriation of $3,500,000 contained in the Second Deficiency Appropriation Act, fiscal year 1924, approved December 5, 1924, for the eradication of the foot-and-mouth disease and other contagious or infectious diseases of animals, is hereby made available during the fiscal year 1938 to enable the Secretary of Agriculture to control and eradicate the European fowl pest and similar diseases in poultry.

Total, Bureau of Animal Industry, $10,873,098, of which amount not to exceed $825,451 may be expended for departmental personal services in the District of Columbia, and not to exceed $71,455 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

BUREAU OF DAIRY INDUSTRY

SALARIES AND EXPENSES

For carrying out the provisions of the Act approved May 29, 1924 (U. S. C., title 7, secs. 401-404), establishing a Bureau of Dairy-ing, for salaries in the city of Washington and elsewhere, and for all other necessary expenses, as follows:

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of the Chief of Bureau and other personal services in the District of Columbia, $70,495.

Dairy investigations: For conducting investigations, experiments, and demonstrations in dairy industry, cooperative investigations of the dairy industry in the various States, and inspection of renovated-butter factories, including repairs to buildings, not to exceed $5,000 for the construction of buildings, $633,199.

Total, Bureau of Dairy Industry, $703,694, of which amount not to exceed $313,020 may be expended for personal services in the District of Columbia.

BUREAU OF PLANT INDUSTRY

SALARIES AND EXPENSES

For all necessary expenses in the investigation of fruits, fruit trees, grain, cotton, tobacco, vegetables, grasses, forage, drug, medicinal, poisonous, fiber, and other plants and plant industries in cooperation with other branches of the Department, the State experiment stations, and practical farmers, and for the erection of necessary farm build-
Provided, That the cost of any building erected, except head houses connecting greenhouses, shall not exceed $2,500; for field and station expenses, including fences, drains, and other farm improvements; for repairs in the District of Columbia and elsewhere; for rent outside the District of Columbia; and for the employment of all investigators, local and special agents, agricultural explorers, experts, clerks, illustrators, assistants, and all labor and other necessary expenses in the city of Washington and elsewhere required for the investigations, experiments, and demonstrations herein authorized, as follows:

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, $189,242.

Arlington Farm: For continuing the necessary improvements to establish and maintain a general experiment farm and agricultural station on the Arlington estate, in the State of Virginia, in accordance with the provisions of the Act of Congress approved April 18, 1900 (31 Stat., pp. 135, 136), $49,414.

Botany: For investigation, improvement, and utilization of wild plants and grazing lands, and for determining the distribution of weeds and means of their control, $76,635, of which $40,000 shall be expended for scientific investigation concerning control and eradication of white top, bind weed, and other noxious weeds.

Cereal crops and diseases: For the investigation and improvement of cereals, including corn, and methods of cereal production and for the study and control of cereal diseases, and for the investigation of the cultivation and breeding of flax for seed purposes, including a study of flax diseases, and for the investigation and improvement of broomcorn and methods of broomcorn production, $541,721.

Cotton and other fiber crops and diseases: For investigation of the production of cotton and other fiber crops, including the improvement by cultural methods, breeding, and selection, fiber yield and quality, and the control of diseases, $406,435, of which sum not less than $15,000 shall be used for experimenting in Sea Island cotton, including its hybridization with other varieties: Provided, That the Secretary of Agriculture is authorized to acquire, by gift, devise, or by purchase in fee simple for a sum not to exceed one dollar, a tract of land containing approximately fifteen acres, now a part of the cotton field station near Greenville, Texas.

Drug and related plants: For the investigation, testing, and improvement of plants yielding drugs, spices, poisons, oils, and related products and byproducts, $47,139.

Dry-land agriculture: For the investigation and improvement of methods of crop production under subhumid, semiarid, or dry-land conditions, $215,578: Provided, That no part of this appropriation shall be used for the establishment of any new field station.

Experimental greenhouse maintenance: For maintenance and operation of experimental greenhouses and adjacent experimental grounds and plots, $75,692.

Forage crops and diseases: For the investigation and improvement of forage crops, including grasses, alfalfas, clovers, soybeans, lespedesas, vetches, cowpeas, field peas, and miscellaneous legumes; for the investigation of green-manure crops and cover crops; for investigations looking to the improvement of pastures; and for the investigation of forage-crop diseases and methods of control, $900,193.

Forest pathology: For the investigation of diseases of forest and ornamental trees and shrubs, including a study of the nature and habits of the parasitic fungi causing the chestnut-tree bark disease,
the white-pine blister rust, and other epidemic tree diseases, for the purpose of discovering new methods of control and applying methods of eradication or control already discovered, and including $134,850 for investigations of diseases of forest trees and forest products, under section 3 of the Act approved May 22, 1928 (U. S. C., title 16, sec. 581b), $259,592.

Fruit and vegetable crops and diseases: For investigation and control of diseases, for improvement of methods of culture, propagation, breeding, selection, and related activities concerned with the production of fruits, nuts, vegetables, ornamentals, and related plants, for investigation of methods of harvesting, packing, shipping, storing and utilizing these products, and for studies of the physiological and related changes of such products during processes of marketing and while in commercial storage, $1,179,482.

Genetics and biophysics: For biophysical investigations in connection with the various lines of work herein authorized, $31,675.

Myology and disease survey: For myological collections and the maintenance of a plant-disease survey, $45,818.

National Arboretum: For the maintenance and development of the National Arboretum established under the provisions of the Act entitled “An Act authorizing the Secretary of Agriculture to establish a National Arboretum, and for other purposes”, approved March 4, 1927 (U. S. C., title 20, secs. 191-194), including not exceeding $80,000 for acquisition of additional land, notwithstanding the limitations of said Act of March 4, 1927, erection of buildings, salaries in the city of Washington and elsewhere, traveling expenses of employees and advisory council, and other necessary expenses, $122,000, of which such amounts as may be necessary may be expended by contract or otherwise for the services of consulting landscape architects without reference to the Classification Act of 1923, as amended, or civil-service rules.

Nematology: For crop technological investigations, including the study of plant-infesting nematodes, $48,061.

Plant exploration and introduction: For investigations in seed and plant introduction, including the study, collection, purchase, testing, propagation, and distribution of rare and valuable seeds, bulbs, trees, shrubs, vines, cuttings, and plants from foreign countries and from our possessions, and for experiments with reference to their introduction and cultivation in this country, $204,483.

Plant nutrition: For plant-nutrition investigations, $16,024.

Rubber and other tropical plants: For investigation of crops, from tropical regions, and for the study and improvement of rubber plants by cultural methods, breeding, acclimatization, adaptation, and selection, and for investigation of their diseases, $46,749.

Seed investigations: For studying and testing commercial seeds, including the testing of samples of seeds of grasses, clover, or alfalfa, and lawn-grass seeds secured in the open market, and where such samples are found to be adulterated or misbranded the results of the tests shall be published, together with the names of the persons by whom the seeds were offered for sale, and for carrying out the provisions of the Act approved August 24, 1912 (U. S. C., title 7, secs. 111-114), entitled “An Act to regulate foreign commerce by prohibiting the admission into the United States of certain adulterated grain and seeds unfit for seeding purposes”, as amended by the Act approved April 26, 1926 (U. S. C., title 7, secs. 111, 115, 116), $79,298: Provided, That not to exceed $250 of this amount may be used for meeting the share of the United States in the expenses of the International Seed Testing Congress in carrying out plans for correlating

1 So in original.
Soil-fertility investigations: For soil investigations into causes of infertility; maintenance of productivity; effects of soil composition, cultural methods, and fertilizers on yield and quality of crops; and the properties, composition, formation, and transformation of soil organic matter, $172,157.

Soil microbiology investigations: For investigations of the microorganisms of the soil and their activities, including the testing of samples procured in the open market, of cultures for inoculating legumes, other crops, or soil, and the publication of results, and if any such samples are found to be impure, nonviable, or misbranded, the results of the tests may be published, together with the names of the manufacturers and of the persons by whom the cultures were offered for sale, $39,854.

Sugar-plant investigations: For sugar-plant investigations, including studies of diseases and the improvement of sugar beets and sugar-beet seed, $428,700, of which $100,000 shall be immediately available for the establishment of a sugarcane station at Houma, Louisiana: Provided, That not to exceed $12,500 of this latter amount may be expended for the purchase of land: Provided further, That the limitations in this Act as to the cost of farm buildings shall not apply to this paragraph.

Tobacco investigations: For the investigation and improvement of tobacco and the methods of tobacco production and handling, $137,744.

Western irrigation agriculture: For investigations in connection with western irrigation agriculture, the utilization of lands reclaimed under the Reclamation Act, and other areas in the arid and semiarid regions, $122,527.

Total, Bureau of Plant Industry, $4,833,048, of which amount not to exceed $1,514,285 may be expended for departmental personal services in the District of Columbia and not to exceed $19,575 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

FOREST SERVICE

To enable the Secretary of Agriculture to experiment and to make and continue investigations and report on forestry, national forests, forest fires, and lumbering, but no part of this appropriation shall be used for any experiment or test made outside the jurisdiction of the United States; to advise the owners of woodlands as to the proper care of the same; to investigate and test American timber and timber trees and their uses, and methods for the preservative treatment of timber; to seek, through investigations and the planting of native and foreign species, suitable trees for the treeless regions; to erect necessary buildings: Provided, That the cost of any building purchased, erected, or as improved, exclusive of the cost of constructing a water-supply or sanitary system and of connecting the same with any such building, and exclusive of the cost of any tower upon which a lookout house may be erected, shall not exceed $7,500, with the exception that any building erected, purchased, or acquired, the cost of which was $7,500 or more, may be improved out of the appropriations made under this Act for the Forest Service by an amount not to exceed two per centum of the cost of such building as certified by the
Secretary of Agriculture; to pay all expenses necessary to protect, administer, and improve the national forests, including tree planting and other measures to prevent erosion, drift, surface wash, soil waste, and the formation of floods, and to conserve water and including the payment of rewards under regulations of the Secretary of Agriculture for information leading to the arrest and conviction for violation of the laws and regulations relating to fires in or near national forests, or for the unlawful taking of, or injury to, Government property; to ascertain the natural conditions upon and utilize the national forests, to transport and care for fish and game supplied to stock the national forests or the waters therein; to employ agents, clerks, assistants, and other labor required in practical forestry and in the administration of national forests in the city of Washington and elsewhere; to collate, digest, report, and illustrate the results of experiments and investigations made by the Forest Service; to purchase necessary supplies, apparatus, office fixtures, law books, reference and technical books and technical journals for officers of the Forest Service stationed outside of Washington, and for medical supplies and services and other assistance necessary for the immediate relief of artisans, laborers, and other employees engaged in any hazardous work under the Forest Service: Provided further, That the appropriations for the work of the Forest Service shall be available for meeting the expenses of warehouse maintenance and the procurement, care, and handling of supplies and materials stored therein for distribution to projects under the supervision of the Forest Service and for sale and distribution to other Government activities, the cost of such supplies and materials, including the cost of supervision, transportation, and handling, to be reimbursed to appropriations current at the time additional supplies and materials are procured for warehouse stocks from the appropriations chargeable with the cost of stock issued; to pay freight, express, telephone, and telegraph charges; for electric light and power, fuel, gas, ice, and washing towels, and official traveling and other necessary expenses, including traveling expenses for legal and fiscal officers while performing Forest Service work; and for rent outside the District of Columbia, as follows:

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of the Chief Forester, for the necessary expenses of the National Forest Reservation Commission as authorized by section 14 of the Act of March 1, 1911 (U. S. C., title 16, sec. 514), and for other personal services in the District of Columbia, $607,500.

National Forest Administration: For the administration, protection, etc., of national forests.

Supplies, etc.

Warehouse maintenance, etc.

Outside rent.

Administrative, etc., expenses.

Chief Forester, National Forest Reservation Commission, etc.


Nurseries.

Aerial fire control.

Protection, etc., of national forests.

Care of fish and game.

Illus.
Lands opened to entry, etc.


Purchase or acquisition.


Provided.

Care of graves of firefighters.


Water rights, investigations, etc.

Fighting forest fires.

Revested Oregon-California lands, etc.


Coos Bay Wagon Road lands.


Forest management. 45 Stat. 701.

Range investigations. 45 Stat. 701.

Forest products, experiments, etc. 45 Stat. 701.

Forest survey. 45 Stat. 702.

Forest economics. 45 Stat. 702.

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game management plans; propagation and transplanting of plants suitable for planting on semiarid portions of the national forests; estimating and appraising of timber and other resources and development and application of plans for their effective management, sale, and use; examination, classification, surveying, and appraisal of land incident to effecting exchanges authorized by law and of lands within the boundaries of the national forests that may be opened to homestead settlement and entry under the Act of June 11, 1906 (U. S. C., title 16, secs. 506-509), and the Act of August 10, 1912 (U. S. C., title 16, sec. 506), as provided by the Act of March 4, 1913 (U. S. C., title 16, sec. 512), and all other expenses necessary for the use, maintenance, improvement, protection, and general administration of the national forests and lands under contract for purchase or for the acquisition of which condemnation proceedings have been instituted under the Act of March 1, 1911 (U. S. C., title 16, sec. 521), and the Act of June 7, 1924 (U. S. C., title 16, secs. 471, 499, 505, 564-570), $11,425,950: Provided, That $200 of this appropriation shall be available for the expenses of properly caring for the graves of firefighters buried at Wallace, Idaho; Newport, Washington; and Saint Maries, Idaho.

Water rights: For the investigation and establishment of water rights, including the purchase thereof or of lands or interests in lands or rights-of-way for use and protection of water rights necessary or beneficial in connection with the administration and public use of the national forests, $10,000.

Fighting forest fires: For fighting and preventing forest fires on or threatening the national forests and for the establishment and maintenance of a patrol to prevent trespass and to guard against and check fires upon the lands revested in the United States by the Act approved June 9, 1916 (39 Stat., p. 218), and the lands known as the Coos Bay Wagon Road lands involved in the case of Southern Oregon Company against United States (numbered 2711), in the Circuit Court of Appeals of the Ninth Circuit, and unappropriated public forest lands, $100,000, which amount shall be immediately available.

Forest research: For forest research in accordance with the provisions of sections 1, 2, 7, 8, 9, and 10 of the Act entitled "An Act to insure adequate supplies of timber and other forest products for the people of the United States, to promote the full use for timber growing and other purposes of forest lands in the United States, including farm wood lots and those abandoned areas not suitable for agricultural production, and to secure the correlation and the most economical conduct of forest research in the Department of Agriculture through research in reforestation, timber growing, protection, utilization, forest economics, and related subjects", approved May 22, 1928 (U. S. C., title 16, secs. 581, 581a, 581f-581i), as follows:

Forest management: Fire silvicultural, and other forest investigations and experiments under section 2, as amended, at forest experiment stations or elsewhere, $636,403.

Range investigations: Investigations and experiments to develop improved methods of management of forest and other ranges under section 7, at forest or range experiment stations or elsewhere, $225,935.

Forest products: Experiments, investigations, and tests of forest products under section 8, at the Forest Products Laboratory, or elsewhere, $292,861.

Forest survey: A comprehensive forest survey under section 9, $290,000.

Forest economics: Investigations in forest economics under section 10, $121,295.
Forest influences: For investigations and experiments at forest experiment stations or elsewhere for determining and demonstrating the influence of natural vegetative cover characteristic of forest, range, or other wild land on water conservation, flood control, streamflow regulation, erosion, climate, and maintenance of soil productivity, and for developing preventive and control measures therefor, $139,152.

In all, salaries and expenses, $14,116,596; and in addition thereto there are hereby appropriated all moneys received as contributions toward cooperative work under the provisions of section 1 of the Act approved March 3, 1925 (U. S. C., title 16, sec. 572), which funds shall be covered into the Treasury and constitute a part of the special funds provided by the Act of June 30, 1914 (U. S. C., title 16, sec. 498) : Provided, That not to exceed $308,939 may be expended for departmental personal services in the District of Columbia : Provided further, That not to exceed $1,000 may be expended for the contribution of the United States to the cost of the office of the secretariat of the International Union of Forest Research Stations.

**FOREST-FIRE COOPERATION**

For cooperation with the various States or other appropriate agencies in forest-fire prevention and suppression and the protection of timbered and cut-over lands in accordance with the provisions of sections 1, 2, and 3 of the Act entitled "An Act to provide for the protection of forest lands, for the reforestation of denuded areas, for the extension of national forests, and for other purposes, in order to promote continuous production of timber on lands chiefly valuable therefor", approved June 7, 1924 (U. S. C., title 16, secs. 564-570), as amended, including also the study of the effect of tax laws and the investigation of timber insurance as provided in section 3 of said Act, $1,655,007, of which not to exceed $83,197 shall be available for departmental personal services in the District of Columbia and not to exceed $2,500 for the purchase of supplies and equipment required for the purposes of said Act in the District of Columbia.

**COOPERATIVE DISTRIBUTION OF FOREST PLANTING STOCK**

For cooperation with the various States in the procurement, production, and distribution of forest-tree seeds and plants in establishing windbreaks, shelter belts, and farm wood lots upon denuded or nonforested lands within such cooperating States, under the provisions of section 4 of the Act entitled "An Act to provide for the protection of forest lands, for the reforestation of denuded areas, for the extension of national forests, and for other purposes, in order to promote the continuous production of timber on lands chiefly suitable therefor", approved June 7, 1924 (U. S. C., title 16, sec. 567), and Acts supplementary thereto, $70,579, of which amount not to exceed $3,610 may be expended for departmental personal services in the District of Columbia.

**ACQUISITION OF LANDS FOR NATIONAL FORESTS**

For the acquisition of forest lands under the provisions of the Act approved March 1, 1911, as amended (U. S. C., title 16, secs. 513-519, 521), $3,000,000: Provided, That not to exceed $75,000 of the sum appropriated in this paragraph may be expended for departmental personal services in the District of Columbia.

For the acquisition of land in accordance with the provisions of the Act entitled "An Act to facilitate the control of soil erosion and/or flood damage originating upon lands within the exterior
49 Stat. 866.

Vehicles, field work.


Chemistry and Soils Bureau.

Salaries and expenses.

Investigations, demonstrations, etc.

Personal services.

General administrative expenses.

Agricultural chemical investigations. 12 Stat. 387. 5 U. S. C. §§ 511, 512. Biological investigations, etc.

Investigation, etc., of methods of sugar manufacture, etc.

Farm products and byproducts. Industrial utilization of, by chemical, etc., methods.

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boundaries of the Uinta and Wasatch National Forests, Utah," approved August 26, 1935 (49 Stat., p. 866), not to exceed $50,000 from the entire receipts from the sale of natural resources or occupancy of public land within said national forests for the fiscal year 1937.

Total, Forest Service, $18,892,182, of which amount not to exceed $61,187 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia, and in addition thereto there is authorized for expenditure from funds provided for carrying out the provisions of the Federal Highway Act of November 9, 1921 (U. S. C., title 23, secs. 21, 23), not to exceed $7,803 for the purchase of motor-propelled passenger-carrying vehicles for use by the Forest Service in the construction and maintenance of national-forest roads.

BUREAU OF CHEMISTRY AND SOILS

SA Salaries and expenses

For all necessary expenses connected with the investigations, experiments, and demonstrations hereinafter authorized, independently or in cooperation with other branches of the Department of Agriculture, other departments or agencies of the Federal Government, States, State agricultural experiment stations, universities and other State agencies and institutions, counties, municipalities, business or other organizations and corporations, individuals, associations, and scientific societies, including the employment of necessary persons and means in the city of Washington and elsewhere; rent outside the District of Columbia, and other necessary supplies and expenses, and for erection, alteration, and repair of buildings outside the District of Columbia at a total cost not to exceed $5,000, as follows:

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of Chief of Bureau and other personal services in the District of Columbia, $90,241.

Agricultural chemical investigations: For conducting the investigations contemplated by the Act of May 15, 1862 (U. S. C., title 5, secs. 511, 512), relating to the application of chemistry to agriculture; for the biological, chemical, physical, microscopical, and technological investigation of foods, feeds, drugs, plants and animal products, and substances used in the manufacture thereof; for investigations of the physiological effects and for the pharmacological testing of such products and of insecticides; for the investigation and development of methods for the manufacture of sugars, sugar sirups and starches and the utilization of new agricultural materials for such purposes; for the technological investigation of the utilization of fruits and vegetables and for frozen pack investigations; for the investigation of chemicals for the control of noxious weeds and plants; and to cooperate with associations and scientific societies in the development of methods of analysis, $360,260.

Industrial utilization of farm products and byproducts: For the investigation, development, experimental demonstration and application of methods for the industrial utilization of agricultural products, waste, and byproducts, and products made therefrom, except as otherwise provided for in this Act, by the application of chemical, physical, and technological methods, including the changes produced by micro-organisms such as yeasts, bacteria, molds, and fungi; the utilization for color, medicinal, and technical purposes of substances grown or produced in the United States, $196,243.
Agricultural fires and explosive dusts: For the investigation, development, experimental demonstration, and application of methods for the prevention and control of dust explosions and fires during the harvesting, handling, milling, processing, fumigating, and storing of agricultural products, and for other dust explosions and resulting fires not otherwise provided for, including fires in grain mills and elevators, cotton gins, cotton-oil mills, and other structures; the heating, charring, and ignition of agricultural products; fires on farms and in rural communities and other explosions and fires in connection with farm and agricultural operations, $483,403.

Naval-stores investigations: For the investigation of naval stores (turpentine and rosin) and their components; the investigation and experimental demonstration of improved equipment, methods, or processes of preparing naval stores; the weighing, storing, handling, transportation, and utilization of naval stores; and for the assembling and compilation of data on production, distribution, and consumption of turpentine and rosin, pursuant to the Act of August 15, 1933 (U. S. C., Supp. II, title 3, sec. 556b), $81,400.

Soil survey: For the investigation of soils and their origin, for survey of the extent of classes and types, and for indicating upon maps and plates, by coloring or otherwise, the results of such investigations and surveys, $301,208.

Soil chemical and physical investigations: For chemical, physical, and physical-chemical investigations of soil types, soil composition, and soil minerals, the soil solution, solubility of soil, and all chemical and physical properties of soils in their relation to soil formation, soil texture, erosibility, and soil productivity, $78,081.

Fertilizer investigations: For investigations within the United States of fertilizers, fertilizer ingredients, including phosphoric acid and potash, and other soil amendments and their suitability for agricultural use, $269,595.

Total, Bureau of Chemistry and Soils, $1,425,431, of which amount not to exceed $982,396 may be expended for personal services in the District of Columbia, and not to exceed $1,575 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

SALARIES AND EXPENSES

For necessary expenses connected with investigations, experiments, and demonstrations for the promotion of economic entomology, for investigating and ascertaining the best means of destroying insects and related pests injurious to agriculture, for investigating and importing useful and beneficial insects and bacterial, fungal, and other diseases of insects and related pests, for investigating and ascertaining the best means of destroying insects affecting man and animals, to enable the Secretary of Agriculture to carry into effect the provisions of the Plant Quarantine Act of August 20, 1912, as amended, to conduct other activities hereinafter authorized, and for the eradication, control, and prevention of spread of injurious insects and plant pests, independently or in cooperation with other branches of the Federal Government, States, counties, municipalities, corporations, agencies, individuals, or with foreign governments; including the employment of necessary persons and means in the District of Columbia and elsewhere, rent, construction, or repair of necessary...
buildings outside the District of Columbia: Provided, That the cost for the construction of any building shall not exceed $1,500, and that the total amount expended for such construction in any one year shall not exceed $7,000, as follows:

General administrative expenses: For general administrative purposes, including the salary of Chief of Bureau and other personal services, $166,280.

Fruit insects: For insects affecting fruits, grapes, and nuts, $428,600.

Japanese beetle control: For the control and prevention of spread of the Japanese beetle, $425,000.

Mexican fruitfly control: For the control and prevention of spread of the Mexican fruitfly, including necessary surveys and control operations in Mexico in cooperation with the Mexican Government or local Mexican authorities, $160,460.

Citrus canker eradication: For determining and applying such methods of eradication or control of the disease of citrus trees known as "citrus canker" as in the judgment of the Secretary of Agriculture may be necessary, including cooperation with such authorities of the States concerned, organizations of growers, or individuals, as he may deem necessary to accomplish such purposes, $13,485: Provided, That no part of the money herein appropriated shall be used to pay the cost or value of trees or other property injured or destroyed.

Sweet potato weevil control: For the determination and application of such methods of control for sweet potato weevils as, in the judgment of the Secretary of Agriculture, may be necessary, $75,000 to be immediately available: Provided, That, in the discretion of the Secretary of Agriculture, no part of this appropriation shall be expended for the control of sweet potato weevil in any State until such State has provided cooperation necessary to accomplish this purpose: Provided further, That no part of this appropriation shall be used to pay the cost or value of farm animals, farm crops, or other property injured or destroyed.

Phony peach and peach mosaic eradication: For determining and applying such methods of eradication, control, and prevention of spread of the diseases of peach trees known as "phony peach" and "peach mosaic" as in the judgment of the Secretary of Agriculture may be necessary, including cooperation with such authorities of the States concerned, organizations of growers, or individuals, as he may deem necessary to accomplish such purposes, including the certification of products out of the infested areas to meet the requirements of State quarantines, $89,800: Provided, That no part of the money herein appropriated shall be used to pay the cost or value of trees or other property injured or destroyed.

Forest insects: For insects affecting forests and forest products, under section 4 of the Act approved May 22, 1928 (U. S. C., title 16, sec. 581c), entitled "An Act to insure adequate supplies of timber and other forest products for the people of the United States, to promote the full use for timber growing and other purposes of forest lands in the United States, including farm wood lots and those abandoned areas not suitable for agricultural production, and to secure the correlation and the most economical conduct of forest research in the Department of Agriculture, through research in reforestation, timber growing, protection, utilization, forest economics, and related subjects", and for insects affecting ornamental trees and shrubs, $253,100, of which $400 shall be immediately available: Provided, That $40,000 of this amount shall only be available for expenditure when matched by State funds.
Gypsy and brown-tail moth control: For the control and prevention of spread of the gypsy and brown-tail moths, $400,000.

Blister rust control: For applying such methods of eradication, control, and prevention of spread of the white pine blister rust as in the judgment of the Secretary of Agriculture may be necessary to accomplish such purposes, and in the discretion of the Secretary of Agriculture no expenditures shall be made for these purposes until a sum or sums at least equal to such expenditures shall have been appropriated, subscribed, or contributed by State, county, or local authorities, or by individuals or organizations concerned, $300,000: Provided, That no part of this appropriation shall be used to pay the cost or value of trees or other property injured or destroyed.

Dutch elm disease eradication: For determining and applying methods of eradication, control, and prevention of spread of the disease of elm trees known as "Dutch elm disease", $460,860, to be immediately available: Provided, That, in the discretion of the Secretary of Agriculture, no expenditures from this appropriation shall be made for these purposes until a sum or sums at least equal to such expenditures shall have been appropriated, subscribed, or contributed by State, county, or local authorities, or by individuals or organizations concerned: Provided further, That no part of this appropriation shall be used to pay the cost or value of trees or other property injured or destroyed.

Truck crop and garden insects: For insects affecting truck crops, ornamental, and garden plants, including tobacco, sugar beets, and greenhouse and bulbous crops, $381,580.

Cereal and forage insects: For insects affecting cereal and forage crops, including sugarcane and rice, and including research on the European corn borer, $364,329.

European corn borer control: For the control and prevention of spread of the European corn borer and for the certification of products out of the infested areas to meet the requirements of State quarantines on account of the European corn borer, $32,939.

Barberry eradication: For the eradication of the common barberry and for applying such other methods of eradication, control, and prevention of spread of cereal rusts as in the judgment of the Secretary of Agriculture may be necessary to accomplish such purposes, $200,000: Provided, That, in the discretion of the Secretary of Agriculture, no expenditures from this appropriation shall be made for these purposes until a sum or sums at least equal to such expenditures shall have been appropriated, subscribed, or contributed by States, counties, or local authorities, or by individuals or organizations for the accomplishment of such purposes: Provided further, That no part of the money herein appropriated shall be used to pay the cost or value of property injured or destroyed.

Cotton insects: For insects affecting cotton, $144,544.

Pink bollworm control: For the control and prevention of spread of the pink bollworm, including the establishment of such cotton-free areas as may be necessary to stamp out any infestation, and for necessary surveys and control operations in Mexico in cooperation with the Mexican Government or local Mexican authorities, $296,800.

Thurberia weevil control: For the control and prevention of spread of the Thurberia weevil, $2,808.

Bee culture: For bee culture and apiary management, $83,000.

Insects affecting man and animals: For insects affecting man, household possessions, and animals, $182,600.

Insect pest survey and identification: For the identification and classification of insects, including taxonomic, morphological, and related phases of insect pest control and the maintenance of an insect identification and classification of insects, including taxonomic, morphological, and related phases of insect pest control and the maintenance of an insect identification and classification of insects.
pest survey for the collection and dissemination of information to Federal, State, and other agencies concerned with insect pest control, $159,790.

Foreign parasites: For administrative expenses in connection with the introduction of natural enemies of injurious insects and related pests and for the exchange with other countries of useful and beneficial insects and other arthropods, $38,000.

Control investigations: For developing equipment or apparatus to aid in enforcing plant quarantines, eradication and control of plant pests, determining methods of disinfecting plants and plant products to eliminate injurious pests, determining the toxicity of insecticides, and related phases of insect-pest control, $62,518.

Fumigation investigations: For the investigation and development of fumigants to be used in fumigating plants and plant products, the interstate movement of which is now restricted or prohibited by State plant-quarantine or plant-inspection laws, $10,000.

Insecticide and fungicide investigations: For the investigation and development of methods of manufacturing insecticides and fungicides, and for investigating chemical problems relating to the composition, action, and application of insecticides and fungicides, $148,984.

Transit inspection: For the inspection in transit or otherwise of articles quarantined under the Act of August 20, 1912 (U. S. C., title 7, secs. 161, 164a), as amended, and for the interception and disposition of materials found to have been transported interstate in violation of quarantines promulgated thereunder, $44,059.

Foreign plant quarantines: For enforcement of foreign plant quarantines, at the port of entry and port of export, and to prevent the movement of cotton and cottonseed from Mexico into the United States, including the regulation of the entry into the United States of railway cars and other vehicles, and freight, express, baggage, or other materials from Mexico, and the inspection, cleaning, and disinfection thereof, including construction and repair of necessary buildings, plants, and equipment, for the fumigation, disinfection, or cleaning of products, railway cars, or other vehicles entering the United States from Mexico, $680,000: Provided, That any moneys received in payment of charges fixed by the Secretary of Agriculture on account of such cleaning and disinfection shall be covered into the Treasury as miscellaneous receipts.

Certification of exports: For the inspection, under such rules and regulations as the Secretary of Agriculture may prescribe, of domestic plants and plant products when offered for export and to certify to shippers and interested parties as to the freedom of such products from injurious plant diseases and insect pests according to the sanitary requirements of the foreign countries affected and to make such reasonable charges and to use such means as may be necessary to accomplish this object, $31,862: Provided, That moneys received on account of such inspection and certification shall be covered into the Treasury as miscellaneous receipts.

Screwworm control: For the determination and application of such methods of control of screwworms as, in the judgment of the Secretary of Agriculture, may be necessary, in cooperation with authorities of the States concerned, organizations, or individuals to accomplish such purposes; printing and binding; traveling expenses; research, education, and demonstration; purchase and transportation of materials; construction of treating pens and chutes and such other expenses as may be deemed necessary, $75,000, to be immediately available: Provided, That the cooperating State, organization, or individual shall be responsible for the handling and treatment of livestock, including full labor costs: Provided further, That in the discretion of the Secretary of Agriculture, no part of this...
appropriation shall be expended for control of screwworms in any State until such State or organization, or individuals therein, have made provision for cooperation satisfactory to him: Provided further, That no part of this appropriation shall be used to pay the cost or value of animals, farm crops, or other property injured or destroyed.

Total, Bureau of Entomology and Plant Quarantine, $5,711,398, of which amount not to exceed $841,693 may be expended for personal services in the District of Columbia, and not to exceed $35,125 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

BUREAU OF BIOLOGICAL SURVEY

SALARIES AND EXPENSES

For salaries and employment of labor in the city of Washington and elsewhere, furniture, supplies, including the purchase of bags, tags, and labels printed in the course of manufacture, traveling, and all other expenses necessary in conducting investigations and carrying out the work of the Bureau, including cooperation with Federal, State, county, or other agencies or with farm bureaus, organizations, or individuals, as follows:

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of Chief of Bureau and other personal services in the District of Columbia, $110,000.

Food habits of birds and animals: For investigating the food habits and economic value of North American birds and animals in relation to agriculture, horticulture, and forestry, including methods of conserving beneficial and controlling injurious birds and animals, $68,140.

Fur-resources investigations: For investigations, experiments, demonstrations, and cooperation in connection with the production and utilization of animals the pelts of which are used commercially for fur, including the erection of necessary buildings and other structures, $66,000.

Biological investigations: For biological investigations, including the relations, habits, geographic distribution, and migration of animals and plants, and the preparation of maps of the life zones, and including $30,738 for investigations of the relations of wild animal life to forests, under section 5 of the Act approved May 22, 1928 (U. S. C., title 16, sec. 581d), and for investigations, experiments, and demonstrations in the establishment, improvement, and increase of the reindeer industry and of musk oxen and mountain sheep in Alaska, including the erection of necessary buildings and other structures, $171,149.

Control of predatory animals and injurious rodents: For investigations, demonstrations, and cooperation in destroying animals injurious to agriculture, horticulture, forestry, animal husbandry, and wild game; and in protecting stock and other domestic animals through the suppression of rabies and other diseases in predatory wild animals; and for construction, repairs, additions, and installations in and about the grounds and buildings of the game-management supply depot and laboratory at Pocatello, Idaho, including purchase, transportation, and handling of supplies and materials for distribution from said depot to other projects, in accordance with the provisions of the Act approved June 24, 1936 (U. S. C., Supp. II, title 16, sec. 667), $612,000.

No payment for property destroyed, etc.

Services in the District.

Vehicles.

Biological Survey Bureau.

General expenses.

Salaries, supplies, etc.

General administrative expenses.

Food habits of birds and animals.

Fur-resources investigations.

Biological investigations.

45 Stat. 701.
Reindeer, musk oxen, etc., in Alaska.

Predatory, etc., animals, control.

Pocatello, Idaho, depot and laboratory.

49 Stat. 1913.
Protection of migratory birds: For all necessary expenses for enforcing the provisions of the Migratory Bird Treaty Act of July 3, 1918 (U. S. C., title 16, secs. 703-711), as amended by the Act of June 20, 1936 (U. S. C., Supp. II, title 16, secs. 703-709a), to carry into effect the treaty with Great Britain for the protection of birds migrating between the United States and Canada (39 Stat., p. 1702), and the convention between the United States and the United Mexican States for the protection of migratory birds and game mammals; for cooperation with local authorities in the protection of migratory birds, and for necessary investigations connected therewith; for the enforcement of sections 241, 242, 243, and 244 of the Act approved March 4, 1909 (U. S. C., title 18, secs. 391-394), entitled “An Act to codify, revise, and amend the penal laws of the United States”, as amended by title II of the Act approved June 15, 1935 (U. S. C., Supp. II, title 18, secs. 392-394), and for the enforcement of section 1 of the Act approved May 25, 1900 (U. S. C., title 16, sec. 701), entitled “An Act to enlarge the powers of the Department of Agriculture, prohibit the transportation by interstate commerce of game killed in violation of local laws and for other purposes”, including all necessary investigations in connection therewith, $315,000.

Enforcement of Alaska game law: For the enforcement of the provisions of the Alaska game law, approved January 13, 1925, as amended by the Act of February 14, 1931 (U. S. C., title 16, secs. 192-211), $130,798.

Maintenance of mammal and bird reservations: For the maintenance of the Montana National Bison Range, the Upper Mississippi River Wildlife Refuge, the Bear River Migratory Bird Refuge, the Wichita Mountains Wildlife Refuge, and other reservations, and for the maintenance of game introduced into suitable localities on public lands, under supervision of the Biological Survey, including construction of fencing, warden’s quarters, shelters for animals, landings, roads, trails, bridges, ditches, telephone lines, rockwork, bulkheads, and other improvements necessary for the economical administration and protection of the reservations; for the enforcement of section 84 of the Act approved March 4, 1909 (U. S. C., title 18, sec. 145), entitled “An Act to codify, revise, and amend the penal laws of the United States”, and Acts amendatory thereto, and section 10 of the Migratory Bird Conservation Act of February 18, 1929 (U. S. C., title 16, sec. 713i); for the purchase, capture, and transportation of game for national reservations; and for the maintenance of the herd of long-horned cattle on the Wichita Mountains Wildlife Refuge, $450,000.

Migratory bird conservation refuges: For carrying into effect the provisions of the Act entitled “An Act to more effectively meet the obligations of the United States under the migratory-bird treaty with Great Britain (39 Stat., pt. 2, p. 1702) by lessening the dangers threatening migratory game birds from drainage and other causes by the acquisition of areas of land and water to furnish in perpetuity reservation for the adequate protection of such birds; and authorizing appropriations for the establishment of such areas, their maintenance and improvement, and for other purposes”, approved February 18, 1929, as amended by title III of the Act approved June 15, 1935 (U. S. C., title 16, secs. 713-715; U. S. C., Supp. II, title 16, secs. 713-715), $570,000, authorized by section 12 of the Act, which sum is a part of the remaining $670,293 of the $1,000,000 authorized to be appropriated for the fiscal year ending June 30, 1933.
Migratory bird conservation fund: For carrying into effect the provisions of section 4 of the Act entitled "An Act to supplement and support the Migratory Bird Conservation Act by providing funds for the acquisition of areas for use as migratory-bird sanctuaries, refuges, and breeding grounds, for developing and administering such areas, for the protection of certain migratory birds, for the enforcement of the Migratory Bird Treaty Act and regulations thereunder, and for other purposes," approved March 16, 1934 (U. S. C., title 16, secs. 718-718h), as amended by an Act entitled "An Act to amend the Migratory Bird Hunting Stamp Act of March 16, 1934, and certain other Acts relating to game and other wildlife, administered by the Department of Agriculture, and for other purposes," approved June 15, 1935 (U. S. C., Supp. II, title 16, secs. 718a-718e), an amount equal to the sum received during the fiscal year 1938 from the proceeds of the sale of stamps, to be warranted monthly; and in addition thereto an amount equal to the unobligated balance on June 30, 1937, of the total of the proceeds received from the sale of stamps prior to July 1, 1937: Provided, That the sum of $125,000 shall be advanced from the general fund of the Treasury on the first day of the fiscal year to the foregoing appropriation, to be returned to the surplus fund of the Treasury when the first $125,000 of revenue from the sale of stamps has been received and warranted for the fiscal year 1938.

Total, Bureau of Biological Survey, $2,127,840, of which amount not to exceed $547,070 may be expended for personal services in the District of Columbia, and not to exceed $48,785, shall be available for the purchase of motor-propelled passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia: Provided, That the appropriation of $6,000,000 contained in title VII of the Act of June 15, 1935 (U. S. C., Supp. II, title 16, sec. 715k-1), shall be available for the maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, and not to exceed $4,200 thereof may be expended for the purchase of such vehicles, which said sum shall be immediately available for such purpose.

BUREAU OF PUBLIC ROADS

For necessary expenses of the Bureau of Public Roads, including salaries and the employment of labor in the city of Washington and elsewhere, supplies, office and laboratory fixtures and apparatus, traveling, and other necessary expenses; for conducting research and investigational studies, either independently or in cooperation with State highway departments, or other agencies, including studies of highway administration, legislation, finance, economics, transport, construction, operation, maintenance, utilization, and safety, and of street and highway traffic control; investigations and experiments in the best methods of road making, especially by the use of local materials; studies of types of mechanical plants and appliances used for road building and maintenance and of methods of road repair and maintenance suited to the needs of different localities; and maintenance and repairs of experimental highways, including the purchase of materials and equipment; for furnishing expert advice on these subjects; for collating, reporting, and illustrating the results of same; and for preparing, publishing, and distributing bulletins and reports; to be paid from any moneys available from the administrative funds provided under the Act of July 11, 1916 (39 Stat., pp. 355-359), as amended, or as otherwise provided.
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75TH CONGRESS, 1ST SESSION—CH. 404—JUNE 29, 1937

FEDERAL-AID HIGHWAY SYSTEM


Amount immediately available. 48 Stat. 994.


Replacements. Depreciation on engineering, etc., equipment. 42 Stat. 212.

Warehouse maintenance, etc. 46 Stat. 805; 49 Stat. 273, 1448.

Reimbursements for cost of materials, etc. Laboratory construction. 49 Stat. 1221.

Federal-aid secondary or feeder roads. For carrying out the provisions of the Act entitled “An Act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes”, approved July 11, 1916 (39 Stat., pp. 355-359), and all Acts amendatory thereof and supplementary thereto, to be expended in accordance with the provisions of said Act, as amended, including not to exceed $556,000 for departmental personal services in the District of Columbia, $150,000,000, to be immediately available and to remain available until expended, which sum is composed of $25,000,000, the remainder of the sum of $125,000,000 authorized to be appropriated for the fiscal year 1936, by section 4 of the Act approved June 18, 1934 (48 Stat., p. 994), and $125,000,000 authorized to be appropriated for the fiscal year 1937 by said section 4: Provided, That none of the money herein appropriated shall be paid to any State on account of any project on which convict labor shall be employed, except this provision shall not apply to convict labor performed by convicts on parole or probation: Provided further, That not to exceed $45,000 of the funds provided for carrying out the provisions of the Federal Highway Act of November 9, 1921 (U. S. C., title 23, secs. 21 and 23), shall be available for the purchase of motor-propelled passenger-carrying vehicles necessary for carrying out the provisions of said Act, including the replacement of not to exceed one such vehicle for use in the administrative work of the Bureau of Public Roads in the District of Columbia: Provided further, That, during the fiscal year 1938, whenever performing authorized engineering or other services in connection with the survey, construction, and maintenance, or improvement of roads for other Government agencies the charge for such services may include depreciation on engineering and road-building equipment used, and the amounts received on account of such charges shall be credited to the appropriation concerned: Provided further, That during the fiscal year 1938 the appropriations for the work of the Bureau of Public Roads shall be available for meeting the expenses of warehouse maintenance and the procurement, care, and handling of supplies, materials, and equipment stored therein for distribution to projects under the supervision of the Bureau of Public Roads, and for sale and distribution to other Government activities, the cost of such supplies and materials or the value of such equipment (including the cost of transportation and handling) to be reimbursed to appropriations current at the time additional supplies, materials, or equipment are procured, from the appropriation chargeable with the cost or value of such supplies, materials, or equipment: Provided further, That not to exceed $450,000 from the administrative funds authorized by the Act approved November 9, 1921, and Acts amendatory thereof or supplementary thereto, in addition to the amount remaining available under the authorizations contained in the Agricultural Appropriation Acts approved May 27, 1930, May 17, 1935, and June 4, 1936, shall be available, in the total amount of $1,360,000, for the construction (including the cost of a site already acquired) of a laboratory for permanent quarters for the testing and research work of the Bureau of Public Roads.

FEDERAL-AID SECONDARY OR FEEDER ROADS

For secondary or feeder roads, including farm-to-market roads, rural free delivery mail roads, and public-school bus routes, $5,000,000, to remain available until expended, which sum is part of the $25,000,000 authorized to be appropriated for the fiscal year 1938 by section 7 of the Act approved June 10, 1936 (49 Stat., p. 1521).
ELIMINATION OF GRADE CROSSINGS

For the elimination of hazards to life at railroad grade crossings, including the separation or protection of grades at crossings, the reconstruction of existing railroad grade-crossing structures, and the relocation of highways to eliminate grade crossings, $10,000,000, to remain available until expended, which sum is part of the $50,000,000 authorized to be appropriated for the fiscal year 1938 by section 8 of the Act approved June 16, 1936 (49 Stat., p. 1521).

PUBLIC-LANDS HIGHWAYS

For the survey, construction, reconstruction, and maintenance of main roads through unappropriated or unreserved public lands, non-taxable Indian lands, or other Federal reservations other than the forest reservations, under the provisions of the Act of June 24, 1930 (U. S. C., title 23, sec. 3), $2,500,000, to be immediately available and to remain available until expended, which sum is the amount authorized for the fiscal year 1938 by section 3 of the Act approved June 16, 1936 (49 Stat., p. 1520): Provided, That the authorization of $2,500,000 for the survey, construction, reconstruction, and maintenance of public-lands highways, made applicable to the fiscal year 1938 by the Agricultural Appropriation Act, fiscal year 1937, is hereby canceled.

Total, Bureau of Public Roads, $167,500,000.

BUREAU OF AGRICULTURAL ENGINEERING

SALARIES AND EXPENSES

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of Chief of Bureau and other personal services in the District of Columbia, $37,600.

Agricultural engineering investigations: For investigations, experiments, and demonstrations involving the application of engineering principles to agriculture, independently or in cooperation with Federal, State, county, or other public agencies or with farm bureaus, organizations, or individuals; for investigating and reporting upon the utilization of water in farm irrigation and the best methods to apply in practice; the different kinds of power and appliances; the flow of water in ditches, pipes, and other conduits; the duty, apportionment, and measurement of irrigation water; the customs, regulations, and laws affecting irrigation; snow surveys and forecasts of irrigation water supplies, and the drainage of farms and of swamps and other wet lands which may be made available for agricultural purposes; for preparing plans for the removal of surplus water by drainage; for developing equipment for farm irrigation and drainage; for investigating and reporting upon farm domestic water supply and drainage disposal, upon the design and construction of farm buildings and their appurtenances and of buildings for processing and storing farm products; upon farm power and mechanical farm equipment; upon the engineering problems relating to the processing, transportation, and storage of perishable and other agricultural products; and upon the engineering problems involved in adapting physical characteristics of farm land to the use of modern farm machinery; for investigations of cotton ginning under the Act approved April 19, 1930 (U. S. C., title 7, secs. 424, 425); for giving expert advice and assistance in agricultural engineering; for collating, reporting, and illustrating the results of investigations and preparing, publishing, and distributing bulletins, plans, and reports; and for other necessary expenses, including travel, rent, repairs, and not to exceed $5,000 for construction of buildings, $423,169.
Total, Bureau of Agricultural Engineering, $460,769, of which amount not to exceed $177,729 may be expended for personal services in the District of Columbia, and not to exceed $3,000 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

BUREAU OF AGRICULTURAL ECONOMICS

SALARIES AND EXPENSES

For salaries and the employment of labor in the city of Washington and elsewhere, furniture, supplies, traveling expenses, rent outside the District of Columbia, and all other expenses necessary in conducting investigations, experiments, and demonstrations as follows:

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of Chief of Bureau and other personal services in the District of Columbia, $286,306.

Farm management and practice: To investigate and encourage the adoption of improved methods of farm management and farm practice, and for ascertaining the cost of production of the principal staple agricultural products, $376,580.

Marketing and distributing farm products: For acquiring and diffusing among the people of the United States useful information on subjects connected with the marketing, handling, utilization, grading, transportation, and distributing of farm and nonmanufactured food products and the purchasing of farm supplies, including the demonstration and promotion of the use of uniform standards of classification of American farm products throughout the world, including scientific and technical research into American-grown cotton and its byproducts and their present and potential uses, including new and additional commercial and scientific uses for cotton and its byproducts, and including investigations of cotton ginning under the Act approved April 19, 1930 (U. S. C., title 7, secs. 424, 425), and for collecting and disseminating information on the adjustment of production to probable demand for the different farm and animal products, independently and in cooperation with other branches of the Department, State agencies, purchasing and consuming organizations, and persons engaged in the marketing, handling, utilization, grading, transportation, and distributing of farm and food products, and for investigation of the economic costs of retail marketing of meat and meat products, $808,650, of which $35,000 shall be immediately available: Provided, That practical forms of the grades recommended or promulgated by the Secretary for wool and mohair may be sold under such rules and regulations as he may prescribe, and the receipts therefrom deposited in the Treasury to the credit of miscellaneous receipts.

Crop and livestock estimates: For collecting, compiling, abstracting, analyzing, summarizing, interpreting, and publishing data relating to agriculture, including crop and livestock estimates, acreage, yield, grades, staples of cotton, stocks, and value of farm crops, and numbers, grades, and value of livestock and livestock products on farms, in cooperation with the Extension Service and other Federal, State, and local agencies, $686,389: Provided, That no part of the funds herein appropriated shall be available for any expense incident to ascertaining, collating, or publishing a report stating the intention of farmers as to the acreage to be planted in cotton.

Foreign competition and demand: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act to promote the agriculture of the United States by expanding in the foreign field the service now rendered by the United States Depart-
ment of Agriculture in acquiring and diffusing useful information regarding agriculture, and for other purposes’, approved June 5, 1930 (U. S. C. title 7, secs. 541-545), and for collecting and disseminating to American producers, importers, exporters, and other interested persons information relative to the world supply of and need for American agricultural products, marketing methods, conditions, prices, and other factors, a knowledge of which is necessary to the advantageous disposition of such products in foreign countries, independently and in cooperation with other branches of the Government, State agencies, purchasing and consuming organizations, and persons engaged in the transportation, marketing, and distribution of farm and food products, including the purchase of such books and periodicals and not to exceed $1,000 for newspapers as may be necessary in connection with this work, $208,000.

Market inspection of farm products: For enabling the Secretary of Agriculture, independently and in cooperation with other branches of the Government, State agencies, purchasing and consuming organizations, boards of trade, chambers of commerce, or other associations of businessmen or trade organizations, and persons or corporations engaged in the production, transportation, marketing, and distribution of farm and food products, whether operating in one or more jurisdictions, to investigate and certify to shippers and other interested parties the class, quality, and condition of cotton, tobacco, fruits, and vegetables, whether raw, dried, or canned, poultry, butter, hay, and other perishable farm products when offered for interstate shipment or when received at such important central markets as the Secretary of Agriculture may from time to time designate, or at points which may be conveniently reached therefrom, under such rules and regulations as he may prescribe, including payment of such fees as will be reasonable and as nearly as may be to cover the cost for the service rendered: Provided, That certificates issued by the authorized agents of the department shall be received in all courts of the United States as prima facie evidence of the truth of the statements therein contained, $426,500.

Tobacco Inspection Act: To enable the Secretary of Agriculture to carry into effect the provisions of an Act entitled “An Act to establish and promote the use of standards of classification for tobacco, to provide and maintain an official tobacco inspection service, and for other purposes”, approved August 23, 1935 (U. S. C., Supp. II, title 7, secs. 511-511q), $275,000.

Market news service: For collecting, publishing, and distributing, by telegraph, mail, or otherwise, timely information on the market supply and demand, commercial movement, location, disposition, quality, condition, and market prices of livestock, meats, fish, and animal products, dairy and poultry products, fruits and vegetables, peanuts and their products, grain, hay, feed, tobacco, cottonseed, and seeds, and other agricultural products, independently and in cooperation with other branches of the Government, State agencies, purchasing and consuming organizations, and persons engaged in the production, transportation, marketing, and distribution of farm and food products, $1,077,000.

Perishable Agricultural Commodities Act: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled “An Act to suppress unfair and fraudulent practices in the marketing of perishable agricultural commodities in interstate and foreign commerce” (U. S. C., title 7, secs. 499a-499r), $143,890.

Standard Container, Hamper, and Produce Agency Acts: To enable the Secretary of Agriculture to carry into effect the Act entitled “An Act to fix standards for Climax baskets for grapes and other fruits and vegetables, and to fix standards for baskets and other...
containers for small fruits, berries, and vegetables, and for other purposes", approved August 31, 1916 (U. S. C., title 15, secs. 251-256), the Act entitled "An Act to fix standards for hampers, round stave baskets, and splint baskets for fruits and vegetables, and for other purposes", approved May 21, 1928 (U. S. C., title 15, secs. 257-2571), and the Act entitled "An Act to prevent the destruction or dumping, without good and sufficient cause therefor, of farm produce received in interstate commerce by commission merchants and others and to require them truly and correctly to account for all farm produce received by them", approved March 3, 1927 (U. S. C., title 7, secs. 491-497), including the employment of such persons and means as the Secretary of Agriculture may deem necessary in the city of Washington and elsewhere, $50,238.

Peanut stocks and standards: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act to provide for the collection and publication of statistics of peanuts by the Department of Agriculture", approved June 24, 1936 (U. S. C., Supp. II, title 7, secs. 951-957), $10,000.

Tobacco stocks and standards: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act to provide for the collection and publication of statistics of tobacco by the Department of Agriculture", approved January 14, 1929 (U. S. C., title 7, secs. 501-508), including the employment of persons and means in the city of Washington and elsewhere, $17,187.

Cotton grade and staple statistics: To enable the Secretary of Agriculture to carry into effect the Act entitled "An Act authorizing the Secretary of Agriculture to collect and publish statistics of the grade and staple length of cotton", approved March 3, 1927 (U. S. C., title 7, secs. 471-476), $224,517.

United States Cotton Futures and United States Cotton Standards Acts: To enable the Secretary of Agriculture to carry into effect the provisions of the United States Cotton Futures Act, as amended March 4, 1919 (U. S. C., title 26, secs. 1090-1106), and to carry into effect the provisions of the United States Cotton Standards Act, approved March 4, 1923 (U. S. C., title 7, secs. 51-65), including all expenses necessary for the purchase of equipment and supplies; for travel; for the employment of persons in the city of Washington and elsewhere; and for all other expenses, including rent outside the District of Columbia, that may be necessary in executing the provisions of these Acts, including such means as may be necessary for effectuating agreements heretofore or hereafter made with cotton associations, cotton exchanges, and other cotton organizations in foreign countries, for the adoption, use, and observance of universal standards of cotton classification, for the arbitration or settlement of disputes with respect thereto, and for the preparation, distribution, inspection, and protection of the practical forms or copies thereof under such agreements, $501,500.

United States Grain Standards Act: To enable the Secretary of Agriculture to carry into effect the provisions of the United States Grain Standards Act, including rent outside the District of Columbia and the employment of such persons and means as the Secretary of Agriculture may deem necessary, in the city of Washington and elsewhere, $723,941.

United States Warehouse Act: To enable the Secretary of Agriculture to carry into effect the provisions of the United States Warehouse Act, including the payment of such rent outside the District of Columbia and the employment of such persons and means as the Secretary of Agriculture may deem necessary in the city of Washington and elsewhere, $928,700.

In all, salaries and expenses, $6,162,698.
WOOL MARKETING STUDIES

Not to exceed $50,000 of the funds collected from persons, firms, or corporations which handled any part of the wool clip of 1918, which the Secretary of Agriculture finds it impracticable to distribute among woolgrowers, shall be deposited in the Treasury to the credit of a special fund which is hereby appropriated for the fiscal year 1938 for the purpose of carrying into effect the provisions of the Act entitled “An Act to authorize the appropriation for use by the Secretary of Agriculture of certain funds for wool standards, and for other purposes”, approved May 17, 1928 (U. S. C., title 7, secs. 415b-415d), including personal services and other necessary expenses in the District of Columbia and elsewhere.

Total, Bureau of Agricultural Economics, $6,212,698, of which amount not to exceed $2,223,469 may be expended for personal services in the District of Columbia, and not to exceed $30,300 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

BUREAU OF HOME ECONOMICS

SALARIES AND EXPENSES

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of Chief of Bureau and other personal services in the District of Columbia, $31,735.

Home economics investigations: For conducting either independently or in cooperation with other agencies, investigations of the relative utility and economy of agricultural products for food, clothing, and other uses, and to operate and use the home, with special suggestions of plans and methods for the more effective utilization of such products for these purposes, and for disseminating useful information on this subject, including travel and all other necessary expenses, $213,350.

Total, Bureau of Home Economics, $245,085, of which amount not to exceed $223,280 may be expended for personal services in the District of Columbia.

ENFORCEMENT OF THE COMMODITY EXCHANGE ACT

To enable the Secretary of Agriculture to carry into effect the provisions of the Grain Futures Act, approved September 21, 1922 (U. S. C., title 7, secs. 1-17), as amended by the Commodity Exchange Act of June 15, 1936 (U. S. C., Supp. II, title 7, secs. 1-17a), $500,000, to be immediately available, of which amount not to exceed $190,000 may be expended for personal services in the District of Columbia.

FOOD AND DRUG ADMINISTRATION

SALARIES AND EXPENSES

For all necessary expenses, for chemical apparatus, chemicals, and supplies, repairs to apparatus, gas, electric current, official traveling expenses, telegraph and telephone service, express and freight charges, for the employment of such assistants, clerks, and other persons as the Secretary of Agriculture may consider necessary for the purposes named, in the city of Washington and elsewhere, in conducting investigations; collecting, reporting, and illustrating the results of such investigations; and for rent outside the District of Columbia for carrying out the investigations and work herein authorized, as follows:
General administrative expenses: For necessary expenses for general administrative purposes, including the salary of chief of administration and other personal services in the District of Columbia, $100,802.

Enforcement of the Food and Drugs Act: For enabling the Secretary of Agriculture to carry into effect the provisions of the Act of June 30, 1906 (U. S. C., title 21, secs. 1-15), entitled "An Act for preventing the manufacture, sale, or transportation of adulterated, or misbranded, or poisonous, or deleterious foods, drugs, medicines, and liquors, and for regulating traffic therein, and for other purposes", as amended; to cooperate with associations and scientific societies in the revision of the United States pharmacopoeia and development of methods of analysis, and for investigating the character of the chemical and physical tests which are applied to American food products in foreign countries, and for inspecting the same before shipment when desired by the shippers or owners of these products intended for countries where chemical and physical tests are required before the said products are allowed to be sold therein, $1,750,000: Provided, That not more than $4,280 shall be used for travel outside the United States.

Enforcement of the Tea Importation Act: For enabling the Secretary of Agriculture to carry into effect the provisions of the Act approved March 2, 1897 (U. S. C., title 21, secs. 41-50), entitled "An Act to prevent the importation of impure and unwholesome tea", as amended, including payment of compensation and expenses of the members of the board appointed under section 2 of the Act and all other necessary officers and employees, $40,094.

Naval Stores Act: For enabling the Secretary of Agriculture to carry into effect the provisions of the Naval Stores Act of March 3, 1923 (U. S. C., title 7, secs. 91-99), $34,700.

Enforcement of the Insecticide Act: For enabling the Secretary of Agriculture to carry into effect the provisions of the Act of April 26, 1910 (U. S. C., title 7, secs. 121-134), entitled "An Act for preventing the manufacture, sale, or transportation of adulterated or misbranded paris greens, lead arsenates, other insecticides, and also fungicides, and for regulating traffic therein, and for other purposes", $208,180.

Enforcement of the Milk Importation Act: For enabling the Secretary of Agriculture to carry into effect the provisions of an Act approved February 15, 1927 (U. S. C., title 21, secs. 141-149), as amended by the Act of August 27, 1935 (U. S. C., Supp. II, title 21, sect. 64), $10,000.

Enforcement of the Sea Food Inspectors Act: For personal services of sea food inspectors designated to examine and inspect sea food and the production, packing, and labeling thereof upon the applica-

Total, Food and Drug Administration, $2,227,758, of which amount not to exceed $636,112 may be expended for personal services in the District of Columbia, and not to exceed $20,320 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

SOIL CONSERVATION SERVICE

SALARIES AND EXPENSES

To carry out the provisions of an Act entitled "An Act to provide for the protection of land resources against soil erosion and for other purposes", approved April 27, 1935 (U. S. C., Supp. II, title 16, secs. 590a-590e), which provides for a national program of erosion control and soil and moisture conservation to be carried out directly and in cooperation with other agencies; including printing and binding, purchase of books and periodicals, rent in the District of Columbia, furnishing of subsistence to employees, training of employees, and the purchase and erection of permanent buildings: Provided, That the cost of any building purchased, erected, or as improved, exclusive of the cost of constructing a water supply or sanitary system and connecting the same with any such building, shall not exceed $2,500 except where buildings are acquired in conjunction with land being purchased for other purposes and except for twenty buildings to be constructed at a cost not to exceed $15,000 per building: Provided further, That no money appropriated in this Act shall be available for the construction of any such building on land not owned by the Government: Provided further, That during the fiscal year 1938 the appropriations for the work of the Soil Conservation Service shall be available for meeting the expenses of warehouse maintenance and the procurement, care, and handling of supplies, materials, and equipment stored therein for distribution to projects under the supervision of the Soil Conservation Service and for sale and distribution to other Government activities, the cost of such supplies and materials or the value of such equipment (including the cost of transportation and handling), to be reimbursed to appropriations current at the time additional supplies, materials, or equipment are procured from the appropriations chargeable with the cost or value of such supplies, materials, or equipment: Provided further, That reproductions of such aerial or other photographs, mosaics, and maps as shall be required in connection with the authorized work of the Soil Conservation Service may be furnished at the cost of reproduction to Federal, State, county, or municipal agencies requesting such reproductions, the money received from such sales to be deposited in the Treasury to the credit of this appropriation; as follows:

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of the Chief of the Soil Conservation Service and other personal services in the District of Columbia, $875,000: Provided, That no part of the money appropriated in this paragraph shall be available for expenditure if any emergency or other appropriations are made available for administrative expenses in administering the funds provided in regular appropriations to the Soil Conservation Service.
Soil and moisture conservation and land-use investigations: For research and investigations into the character, cause, extent, history, and effects of erosion and soil and moisture depletion and methods for soil and moisture conservation, including construction, operation, and maintenance of experimental watersheds, stations, laboratories, plots, and installations, and other necessary expenses, $1,540,780.

Soil and moisture conservation operations, demonstrations, and information: For carrying out preventive measures to conserve soil and moisture; including such special measures as may be necessary to prevent floods and the siltation of reservoirs, the establishment and operation of erosion nurseries, the making of conservation plans and surveys, the dissemination of information, and other necessary expenses, $22,175,000.

Total, Soil Conservation Service, $24,390,780, of which not to exceed $1,780,000 may be expended for personal services in the District of Columbia, and not to exceed $100,000 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia and not to exceed $850 for the purchase of one passenger-carrying vehicle for use in the District of Columbia.

CONSERVATION AND USE OF AGRICULTURAL LAND RESOURCES, DEPARTMENT OF AGRICULTURE

To enable the Secretary of Agriculture to carry into effect the provisions of sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, approved February 29, 1936 (U. S. C., Supp. II, title 16, secs. 590g-590q), including the employment of personal services and rent in the District of Columbia and elsewhere; printing and binding; purchase of law books, books of reference, periodicals, and newspapers; and other necessary expenses, $340,-000,000, together with not to exceed $110,000,000 of the funds made available for the fiscal years 1937 and 1938 by section 52 of the Act entitled “An Act to amend the Agricultural Adjustment Act, and for other purposes”, approved August 24, 1935 (U. S. C., Supp. II, title 7, sec. 612c): Provided, That the unobligated funds made available for the fiscal year 1937 be first transferred, and not to exceed $50,000,000 of the unexpended balance of the appropriation of $100,000,000 provided under section 12 (a), title I, of the Agricultural Adjustment Act of May 12, 1933 (U. S. C., Supp. II, title 7, sec. 612), in all, not to exceed $500,-000,000, to remain available until June 30, 1939, for compliances under said Act of February 29, 1936, pursuant to the provisions of the 1937 programs carried out during the period November 1, 1936, to December 31, 1938, inclusive: Provided, That no part of such amount shall be available after June 30, 1938, for salaries and other administrative expenses except for payment of obligations therefor incurred prior to July 1, 1938: Provided further, That such amount shall be available for salaries and other administrative expenses in connection with the formulation and administration of the 1938 programs or plans now or hereafter authorized under section 7 or 8, or both, of said Act: Provided further, That the Secretary of Agriculture may, in his discretion, from time to time transfer to the General Accounting Office such sums as may be necessary to pay administrative expenses of the General Accounting Office in auditing payments under this item: Provided further, That such amount shall be available for the purchase of seeds, fertilizers, or any other farming materials and making grants thereof to agricultural producers to aid them in carrying out farming practices approved by the Secre-
tary of Agriculture in the 1937 programs, for the reimbursement of the Tennessee Valley Authority for fertilizers heretofore or hereafter furnished by it to the Secretary of Agriculture for such purpose, and for the payment of all expenses necessary in making such grants including all or part of the costs incident to the delivery thereof: Provided further, That not to exceed $5,000,000 of the funds appropriated under section 2 of the “Independent Offices Appropriation Act, 1937” is hereby made available, subject to the limitations prescribed therein, for compliances in the calendar year 1937 under the provisions of sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, approved February 29, 1936, but obligations incurred hereunder with respect to such compliances shall not be included in applying the limitations on the amount of obligations which may be incurred for any calendar year contained in section 16 of said Soil Conservation and Domestic Allotment Act: And provided further, That the funds provided by section 32 of the Act entitled “An Act to amend the Agricultural Adjustment Act, and for other purposes”, approved August 24, 1935 (U. S. C., Supp. II, title 7, sec. 612c), shall be available during the fiscal year 1938 for administrative expenses in such sums as the President may direct in carrying out the provisions of said section, including the employment of persons and means in the District of Columbia and elsewhere, in accordance with the provisions of law applicable to the employment of persons and means by Agricultural Adjustment Administration.

INTERCHANGE OF APPROPRIATIONS

Not to exceed 10 per centum of the foregoing amounts for the miscellaneous expenses of the work of any bureau, division, or office herein provided for shall be available interchangeably for expenditures on the objects included within the general expenses of such bureau, division, or office, but no more than 10 per centum shall be added to any one item of appropriation except in cases of extraordinary emergency, and then only upon the written order of the Secretary of Agriculture: Provided, That a statement of any transfers of appropriations made hereunder shall be included in the annual Budget.

MISCELLANEOUS

WORK FOR OTHER DEPARTMENTS

During the fiscal year 1938 the head of any department or independent establishment of the Government requiring inspections, analyses, and tests of food and other products, within the scope of the functions of the Department of Agriculture and which that Department is unable to perform within the limits of its appropriations, may, with the approval of the Secretary of Agriculture transfer to the Department of Agriculture for direct expenditure such sums as may be necessary for the performance of such work.

PASSENGER-CARRYING VEHICLES

Within the limitations specified under the several headings the lump-sum appropriations herein made for the Department of Agriculture shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of the field work of the Department of Agriculture outside the District of Columbia: Provided, That such vehicles shall be used only for official service outside the District of Columbia, but this shall not pre-
Interchangeable funds.

Availability for maintenance, etc.

Exchanges allowed.

Agricultural Adjustment Administration funds; use of, for vehicle maintenance, etc.

Beltsville Research Center.

General expenses.

Additional funds.

Proviso.

Purchase of automobile.

International production control committees.

Expenses.

International Wheat Advisory Committee.

Diseased cattle, elimination of.

Expenses.

Amount reappropriated.

Payment to owners.

BELTSVILLE RESEARCH CENTER

For general administrative purposes, including maintenance, operation, repairs, and other expenses, $75,000; and, in addition thereto, this appropriation may be augmented, by transfer of funds or by reimbursement, from applicable appropriations, to cover the cost, including handling and other related charges, of services and supplies, equipment and materials furnished, stores of which may be maintained at the Center, and the applicable appropriations may also be charged their proportionate share of the necessary general expenses of the Center not covered by this appropriation: Provided, That not to exceed $600 may be expended from this appropriation for the purchase of one passenger-carrying automobile for official purposes.

INTERNATIONAL PRODUCTION CONTROL COMMITTEES

During the fiscal year 1938 the Secretary of Agriculture may expend not to exceed $7,500 from the funds available to the Agricultural Adjustment Administration for the share of the United States as a member of the International Wheat Advisory Committee or like events or bodies concerned with the reduction of agricultural surpluses or other objectives of the Agricultural Adjustment Administration, together with traveling and all other necessary expenses relating thereto.

ELIMINATION OF DISEASED CATTLE, DEPARTMENT OF AGRICULTURE

For carrying into effect the provisions of section 37 of the Act entitled "An Act to amend the Agricultural Adjustment Act and for other purposes", approved August 24, 1935 (U. S. C., Supp. II, title 7, sec. 612b), $5,119,135, the unobligated balance of the $21,364,000 made available under this head for the fiscal year 1937 by the Agricultural Appropriation Act for that year, and $10,744,865 of the unobligated balance of the funds appropriated by Public Resolution Numbered 27, Seventy-third Congress (48 Stat., p. 805), and reappropriated by said section 37 of the Act approved August 24, 1935, are hereby made available as one fund for obligation during the fiscal year 1938 for the elimination of diseased dairy and beef cattle, including cattle suffering from tuberculosis or Bang's disease, for payments to owners with respect thereto, and for experimental-
tion, as authorized by said section 37, including the employment of persons and means in the District of Columbia and elsewhere, printing and binding, the purchase, maintenance, operation, and repair of passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia, and other necessary expenses: Provided, That $2,000,000 of the amount herein reappropriated may be used only in those States which have made appropriations for indemnifying the owners of cattle reacting to the test for Bang's disease.

FOREST ROADS AND TRAILS

For carrying out the provisions of section 23 of the Federal Highway Act approved November 9, 1921 (U. S. C., title 23, sec. 23), including not to exceed $115,260 for departmental personal services in the District of Columbia, $12,500,000, which sum is composed of $5,500,000, the balance of the amount authorized to be appropriated for the fiscal year 1937, by the Act approved June 18, 1934, and $7,000,000, part of the sum of $14,000,000 authorized to be appropriated for the fiscal year 1938 by the Act approved June 16, 1936, to be immediately available and to remain available until expended: Provided, That this appropriation shall be available for the rental, purchase, or construction of buildings necessary for the storage of equipment and supplies used for road and trail construction and maintenance, but the total cost of any such building purchased or constructed under this authorization shall not exceed $7,500: Provided further, That for each of the fiscal years ending June 30, 1938, and June 30, 1939, the apportionment for forest highways in Alaska shall be $350,000 and the remainder of the sums which otherwise would be apportioned and prorated to Alaska for said fiscal years shall be reapportioned in the same manner and on the same basis as provided in the second paragraph of section 23 (a) of the Federal Highway Act among those States whose forest highway apportionments for the fiscal years 1938 and 1939 otherwise would be less than 1 per centum of the entire apportionment for forest highways: Provided further, That there shall be available from this appropriation not to exceed $10,000 for the acquisition of land by purchase, condemnation, gift, grant, dedication, or otherwise, and not to exceed $150,000 for the acquisition by purchase or construction of buildings, for the storage and repair of Government equipment for use in the construction and maintenance of roads.

This title may be cited as the "Department of Agriculture Appropriation Act, 1938".

TITLE II—FARM CREDIT ADMINISTRATION

For salaries and expenses of the Farm Credit Administration in the District of Columbia and the field; traveling expenses of officers and employees including not to exceed $5,000 for travel incurred under proper authority attending meetings or conventions of members of organizations at which matters of importance to the work of the Farm Credit Administration are to be discussed or transacted; printing and binding; contingent and miscellaneous expenses, including law books, books of reference, and not to exceed $750 for periodicals, newspapers, and maps; contract stenographic reporting services, and expert services for the preparation of amortization tables; library membership fees or dues in organizations which issue publications to members only or to members at a lower price than to others, payment for which may be made in advance; purchase of
Federal Farm Mortgage Corporation.

Administrative expenses.

48 Stat. 305.

Travel expenses.

44 Stat. 688.


Printing and binding.

Vehicles.

Labor-saving devices.

Federal Farm Mortgage Corporation.

Not to exceed $15,000,000 of the funds of the Federal Farm Mortgage Corporation, established by the Act of January 31, 1934 (48 Stat., p. 344), shall be available during the fiscal year 1938 for administrative expenses of the Corporation, including personal services in the District of Columbia and elsewhere; travel expenses of officers and employees of the Corporation, in accordance with the Standardized Government Travel Regulations and the Act of June 3, 1928, as amended (U. S. C., title 5, secs. 821-833); printing and binding; law books, books of reference, and not to exceed $250 for periodicals and newspapers; contract stenographic reporting services; procurement of supplies, equipment, and services; purchase (at not to exceed $750 each), exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, to be used only for official purposes; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; rent in the District of Columbia

48 Stat. 344.

Examinations, etc.

Assessment for expenses.

Additional funds.

48 Stat. 305.


49 Stat. 29, 49.

Transportation and subsistence.

Collection of loans under designated Acts.

Printing and binding; law books, books of reference, and not to exceed $250 for periodicals and newspapers; contract stenographic reporting services; procurement of supplies, equipment, and services; purchase (at not to exceed $750 each), exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, to be used only for official purposes; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; rent in the District of Columbia
and elsewhere; payment of actual transportation expenses and not to exceed $10 per diem in lieu of subsistence and other expenses of persons serving, while away from their homes, without other compensation from the United States, in an advisory capacity to the Corporation; employment on a contract or fee basis of persons, firms, and corporations for the performance of special services, including legal services; use of the services and facilities of Federal land banks, national farm loan associations, Federal Reserve banks, and agencies of the Government as authorized by said Act of January 31, 1934; and all other necessary administrative expenses: Provided, That all necessary expenses (including services performed on a force account, contract or fee basis, but not including other personal services) in connection with the operation, maintenance, improvement, or disposition of real or personal property of the Corporation shall be considered as nonadministrative expenses for the purposes hereof: Provided further, That except for the limitations in amounts hereinbefore specified, and the restrictions in respect to travel expenses, the administrative expenses and other obligations of the Corporation shall be incurred, allowed and paid, in accordance with the provisions of said Act of January 31, 1934, as amended (U. S. C., title 12, secs. 1016-1020 (h)).

This title may be cited as the "Farm Credit Administration Appropriation Act of 1938".

Approved, June 29, 1937.

[CHAPTER 405]

AN ACT

To levy an excise tax upon carriers and certain other employers and an income tax upon their employees, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

DEFINITIONS

SECTION 1. That as used in this Act—
(a) The term "employer" means any carrier (as defined in subsection (i) of this section), and any company which is directly or indirectly owned or controlled by one or more such carriers or under common control therewith, and which operates any equipment or facility or performs any service (except trucking service, casual service, and the casual operation of equipment or facilities) in connection with the transportation of passengers or property by railroad, or the receipt, delivery, elevation, transfer in transit, refrigeration or icing, storage, or handling of property transported by railroad, and any receiver, trustee, or other individual or body, judicial or otherwise, when in the possession of the property or operating all or any part of the business of any such employer: Provided, however, That the term "employer" shall not include any street, interurban, or suburban electric railway, unless such railway is operating as a part of a general steam-railroad system of transportation, but shall not exclude any part of the general steam-railroad system of transportation now or hereafter operated by any other motive power. The Interstate Commerce Commission is hereby authorized and directed upon request of the Commissioner of Internal Revenue, or upon complaint of any party interested, to determine after hearing whether any line operated by electric power falls within the terms of this proviso. The term "employer" shall also include railroad associations, traffic associations, tariff bureaus, demurrage bureaus, accounting bureaus, traffic bureaus, and charge bureaus, all within the scope of the jurisdiction of the Interstate Commerce Commission.
(b) The term "employee" means any person in the service of one or more employers for compensation: Provided, however, That the term "employee" shall include an employee of a local lodge or division defined as an employer in subsection (a) only if he was in the service of or in the employment relation to a carrier on or after August 29, 1935. An individual is in the employment relation to a carrier if he is on furlough, subject to call for service within or outside the United States and ready and willing to serve, or on leave of absence, or absent on account of sickness or disability; all in accordance with the established rules and practices in effect on the carrier: Provided further, That an individual shall not be deemed to have been on August 29, 1935, in the employment relation to a carrier not conducting the principal part of its business in the United States unless during the last pay-roll period in which he rendered service to it prior to said date, he rendered service to it in the United States.

(c) The term "employee representative" means any officer or official representative of a railway labor organization other than a labor organization included in the term "employer" as defined in section 1 (a), who before or after the enactment hereof was in the service of an employer as defined in section 1 (a) and who is duly authorized and designated to represent employees in accordance with the Railway Labor Act, as amended, and any individual who is regularly assigned to or regularly employed by such officer or official representative in connection with the duties of his office.

(d) An individual is in the service of an employer whether his service is rendered within or without the United States if he is subject to the continuing authority of the employer to supervise and direct the manner of rendition of his service, which service he renders for compensation: Provided, however, That an individual shall be deemed to be in the service of an employer not conducting the principal part of its business in the United States only when he is rendering service to it in the United States.

(e) The term "compensation" means any form of money remuneration earned by an individual for services rendered as an employee to one or more employers, or as an employee representative, including remuneration paid for time lost as an employee, but remuneration paid for time lost shall be deemed earned in the month in which such time is lost. Such term does not include tips, or the voluntary payment by an employer, without deduction from the remuneration of the employee, of the tax imposed on such employee by section 2 of this Act. Compensation which is earned during the period for which the Commissioner of Internal Revenue shall require a return of taxes hereunder to be made and which is payable during the calendar month following such period shall be deemed to have been paid during such period only.

(f) The term "United States" when used in a geographical sense means the States, Alaska, Hawaii, and the District of Columbia.
The term "company" includes corporations, associations, and joint-stock companies.

The term "employee" includes an officer of an employer.

The term "carrier" means an express company, sleeping-car company, or carrier by railroad, subject to part I of the Interstate Commerce Act.

The term "person" means an individual, a partnership, an association, a joint-stock company, or a corporation.

INCOME TAX ON EMPLOYEES

Sec. 2. (a) In addition to other taxes, there shall be levied, collected, and paid upon the income of every employee a tax equal to the following percentages of so much of the compensation of such employee as is not in excess of $300 for any calendar month, earned by him after December 31, 1936—

1. With respect to compensation earned during the calendar years 1937, 1938, and 1939, the rate shall be 2 3/4 per centum;
2. With respect to compensation earned during the calendar years 1940, 1941, and 1942, the rate shall be 3 per centum;
3. With respect to compensation earned during the calendar years 1943, 1944, and 1945, the rate shall be 3 1/4 per centum;
4. With respect to compensation earned during the calendar years 1946, 1947, and 1948, the rate shall be 3 1/2 per centum;
5. With respect to compensation earned after December 31, 1948, the rate shall be 3 3/4 per centum;

(b) The tax imposed by this section shall be collected by the employer of the taxpayer by deducting the amount of the tax from the compensation of the employee as and when paid. If an employee is paid compensation by more than one employer with respect to any calendar month, then, under regulations made under this Act, the Commissioner of Internal Revenue may prescribe the proportion of the tax to be deducted by each employer from the compensation paid by him to the employee with respect to such month. Every employer required under this subsection to deduct the tax is hereby made liable for the payment of such tax and shall not be liable to any person for the amount of any such payment.

(c) If more or less than the correct amount of tax imposed by this section is paid with respect to any compensation payment, then, under regulations made under this Act by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, proper adjustments, with respect both to the tax and the amount to be deducted, shall be made, without interest, in connection with subsequent compensation payments to the same employee by the same employer.

EXCISE TAX ON EMPLOYERS

Sec. 3. (a) In addition to other taxes, every employer shall pay an excise tax with respect to having individuals in his employ, equal to the following percentages of so much of the compensation as is not in excess of $300 for any calendar month paid by him to any employee for services rendered to him after December 31, 1936: Provided, however, That if an employee is paid compensation by more than one employer with respect to any such calendar month, the tax imposed by this section shall apply to not more than $300 of the aggregate compensation paid to said employee by all said employers with respect to such calendar month, and each such employer shall be liable for that proportion of the tax with respect to such compensation which his payment to the employee with respect to such cal-
Rates.

1. With respect to compensation paid to employees for services rendered during the calendar years 1937, 1938, and 1939, the rate shall be 2½ per centum;

2. With respect to compensation paid to employees for services rendered during the calendar years 1940, 1941, and 1942, the rate shall be 3 per centum;

3. With respect to compensation paid to employees for services rendered during the calendar years 1943, 1944, and 1945, the rate shall be 3¼ per centum;

4. With respect to compensation paid to employees for services rendered during the calendar years 1946, 1947, and 1948, the rate shall be 3½ per centum;

5. With respect to compensation paid to employees for services rendered after December 31, 1948, the rate shall be 3¾ per centum.

(b) If more or less than the correct amount of the tax imposed by this section is paid with respect to any compensation payment, then, under regulations made by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, proper adjustments with respect to the tax shall be made, without interest, in connection with subsequent excise-tax payments made by the same employer.

Adjustments.

Refunds and deficiencies.

Sec. 4. If more or less than the correct amount of the tax imposed by section 2 (a) or 3 (a) of this Act is paid or deducted with respect to any compensation payment and the overpayment or underpayment of the tax cannot be adjusted under section 2 (c) or 3 (b), the amount of the overpayment shall be refunded, or the amount of the underpayment shall be collected in such manner and at such times (subject to the statute of limitations properly applicable thereto) as may be prescribed by regulations under this Act as made by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury.

Income tax on employee representatives.

Sec. 5. In addition to other taxes, there shall be levied, collected, and paid upon the income of each employee representative a tax equal to the following percentages of so much of the compensation of such employee representative as is not in excess of $300 for any calendar month, earned by him after December 31, 1936:

1. With respect to compensation earned during the calendar years 1937, 1938, and 1939, the rate shall be 5½ per centum;

2. With respect to compensation earned during the calendar years 1940, 1941, and 1942, the rate shall be 6 per centum;

3. With respect to compensation earned during the calendar years 1943, 1944, and 1945, the rate shall be 6½ per centum;

4. With respect to compensation earned during the calendar years 1946, 1947, and 1948, the rate shall be 7 per centum;

5. With respect to compensation earned after December 31, 1948, the rate shall be 7½ per centum.

The compensation of an employee representative for the purpose of ascertaining the tax thereon shall be determined in the same manner and with the same effect as if the employee organization by which such employee representative is employed were an employer as defined in section 1 (a) of this Act.
DEDUCTIBILITY FROM INCOME TAX

Sec. 6. For the purposes of the income tax imposed by title I of the Revenue Act of 1936 or by any Act of Congress in substitution therefor, the taxes imposed by sections 2 and 5 of this Act shall not be allowed as a deduction to the taxpayer in computing his net income.

COLLECTION AND PAYMENT OF TAXES

Sec. 7. (a) The taxes imposed by this Act shall be collected by the Bureau of Internal Revenue and shall be paid into the Treasury of the United States as internal-revenue collections.

(b) The taxes imposed by this Act shall be collected and paid quarterly or at such other times and in such manner and under such conditions not inconsistent with this Act as may be prescribed by the Commissioner of Internal Revenue with the approval of the Secretary of the Treasury. If a tax imposed by this Act is not paid when due, there shall be added as part of the tax (except in the case of adjustments made in accordance with the provisions of this Act) interest at the rate of 6 per centum per annum from the date the tax became due until paid.

(c) All provisions of law, including penalties, applicable with respect to any tax imposed by section 600 or section 800 of the Revenue Act of 1926, and the provisions of section 607 of the Revenue Act of 1934, insofar as applicable and not inconsistent with the provisions of this Act, shall be applicable with respect to the taxes imposed by this Act.

(d) In the payment of any tax under this Act, a fractional part of a cent shall be disregarded unless it amounts to one-half cent or more, in which case it shall be increased to 1 cent.

(e) Any tax paid under this Act by a taxpayer with respect to any period with respect to which he is not liable to tax under this Act shall be credited against the tax, if any, imposed by title VIII of the Social Security Act upon such taxpayer, and the balance, if any, shall be refunded. Any tax paid under title VIII of the Social Security Act by a taxpayer with respect to any period with respect to which he is not liable to tax under such title VIII shall be credited against the tax, if any, imposed by this Act upon such taxpayer, and the balance, if any, shall be refunded.

COURT JURISDICTION

Sec. 8. The several district courts of the United States and the District Court of the United States for the District of Columbia, respectively, shall have jurisdiction to entertain an application by the Attorney General on behalf of the Commissioner of Internal Revenue to compel an employee or other person residing within the jurisdiction of the court or an employer subject to service of process within its jurisdiction to comply with any obligations imposed on such employee, employer, or other person under the provisions of this Act. The jurisdiction herein specifically conferred upon such Federal courts shall not be held exclusive of any jurisdiction otherwise possessed by such courts to entertain actions at law or suits in equity in aid of the enforcement of rights or obligations arising under the provisions of this Act.

SOCIAL SECURITY ACT

Sec. 9. (a) The term “employment”, as defined in subsection (b) of section 811 of title VIII of the Social Security Act, shall not
Periodical estimates of reduction in tax collections.

Separability provisions.

Repeal of prior tax Act.

Moneys due under repealed Act and not heretofore paid.

Deductions by employers from employees' pay for taxes; repayments.

Rules and regulations.

Short title.

include service performed by an individual as an employee as defined in section 1 (b) or service performed as an employee representative as defined in section 1 (c).

(b) The Secretary of the Treasury at intervals of not longer than three years shall estimate the reduction in the amount of taxes collected under title VIII of the Social Security Act by reason of the operation of subsection (a) of this section and shall include such estimate in his annual report.

SEPARABILITY

SEC. 10. If any provision of this Act, or the application thereof to any person or circumstance, is held invalid, the remainder of the Act, and the application of such provision to other persons or circumstances, shall not be affected thereby.

REPEAL OF PRIOR TAX ACT

SEC. 11. The provisions of this Act are in substitution for the provisions of the Act of August 29, 1935, as amended, entitled "An Act to levy an excise tax upon carriers and an income tax upon their employees, and for other purposes", which is hereby repealed. All moneys payable as and for taxes under such Act of August 29, 1935, and not heretofore paid shall cease to be payable and all proceedings pending for the recovery of any such moneys shall be terminated. All sums paid into the Treasury of the United States as and for taxes under such Act shall be refunded, except so much of the sums so paid as and for taxes with respect to compensation earned after December 31, 1936, as equals the taxes imposed by this Act with respect to the same persons and the same period, and the sums not required to be so refunded shall be retained in the Treasury of the United States and credited on taxes due and payable under this Act. All sums deducted by employers from the compensation of employees as and for taxes under such Act of August 29, 1935, which have not been paid into the Treasury of the United States shall be repaid by such employers to such employees, except so much of the sums so deducted as and for taxes in respect of compensation earned after December 31, 1936, as equals the taxes imposed and required to be deducted by this Act with respect to the same persons and the same period, and the sums not required to be so repaid shall be paid into the Treasury of the United States and thereupon shall be credited on taxes due and payable under this Act. No interest shall be allowed or paid with respect to any sum refunded, credited, or repaid under the provisions of this section.

RULES AND REGULATIONS

SEC. 12. The Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, shall make and publish such rules and regulations as may be necessary for the enforcement of this Act.

SHORT TITLE

SEC. 13. This Act may be cited as the “Carriers Taxing Act of 1937”.

Approved, June 29, 1937.
[CHAPTER 406]

AN ACT

To authorize an appropriation to carry out the provisions of the Act of May 3, 1928 (45 Stat. L. 484), and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That an appropriation is hereby authorized in the sum of $79,038 to pay various Sioux Indians of the Pine Ridge Reservation, South Dakota, the amounts which have been awarded to them by the Secretary of the Interior under the Act of May 3, 1928 (45 Stat. L. 484), on account of allotments of land to which they were entitled but did not receive:

Provided, That the Secretary of the Interior is authorized and directed to determine what attorney or attorneys have rendered services of value in behalf of said Indians and to pay such attorney or attorneys on such findings when appropriation is available the reasonable value of their services, not to exceed 10 per centum of the recovery on each individual claim, which payment shall be in full settlement for all services rendered by the attorney or attorneys to the claimants in such claim.

Approved, June 29, 1937.

[CHAPTER 407]

JOINT RESOLUTION

To provide that the United States extend to foreign governments invitations to participate in the International Congress of Architects to be held in the United States during the calendar year 1939, and to authorize an appropriation to assist in meeting the expenses of the session.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President be, and is hereby, authorized and requested to invite foreign governments to participate in the International Congress of Architects to be held in the United States during the calendar year 1939.

Sec. 2. That the sum of $20,000, or so much thereof as may be necessary, is hereby authorized to be appropriated for the expenses of organizing and holding the Fifteenth International Congress of Architects, including personal services in the District of Columbia and elsewhere without regard to the Classification Act of 1923, as amended, communication services, stenographic and other services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); travel expenses, local transportation, hire of motor-propelled passenger-carrying vehicles, rent in the District of Columbia and elsewhere, printing and binding, entertainment, official cards, purchase of newspapers and periodicals, necessary books and documents, stationery, membership badges, and such other expenses as may be actually and necessarily incurred by the Government of the United States by reason of observance of appropriate courtesies in connection therewith, and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments have been made for any purposes herein specified, for the fiscal year 1939.

Approved, June 29, 1937.
AN ACT

Making appropriations for the Military Establishment for the fiscal year ending June 30, 1938, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Military Establishment for the fiscal year ending June 30, 1938, and for other purposes, namely:

SALARIES, WAR DEPARTMENT

For compensation for personal services in the District of Columbia, as follows:

Office of Secretary of War: Secretary of War, Assistant Secretary of War, and other personal services, $270,300: Provided, That no field-service appropriation shall be available for personal services in the War Department except as may be expressly authorized herein.

Office of Chief of Staff, $228,600.

Adjutant General's office, $1,378,230.

For personal services, to be employed exclusively in assembling, classifying, and indexing the military personnel records of the World War, and for the purchase of necessary supplies and materials used in such work, $90,000.

Office of the Inspector General, $27,220.

Office of the Judge Advocate General, $109,410.

Office of the Chief of Finance, $387,100.

Office of the Quartermaster General, $778,600.

Office of the Chief of Ordnance, $424,160: Provided, That the services of such additional technical and clerical personnel as the Secretary of War may deem necessary may be employed only in the office of the Chief of Ordnance, to carry into effect the various appropriations for development, manufacture, storage, and issue of ordnance and ordnance stores, to be paid from such appropriations: Provided further, That the expenditures on this account for the fiscal year 1938 shall not exceed $54,860, and the Secretary of War shall each year, in the Budget, report to Congress the number of persons so employed, their duties, and the amount paid to each.

Office of Chief of Chemical Warfare Service, $50,337.

Office of Chief of Coast Artillery, $28,160.

National Guard Bureau, War Department, $150,700.
In all, salaries, War Department, $4,762,167: Provided, That the number of warrant officers and enlisted men on duty in the offices of the Chiefs of Ordnance, Engineers, Coast Artillery, Field Artillery, Cavalry, Infantry, and Chaplains on March 5, 1934, shall not be increased, and in lieu of warrant officers and enlisted men whose services in such offices shall be terminated for any cause prior to July 1, 1938, their places may be filled by civilians, for the pay of whom, in accordance with the Classification Act of 1923, as amended, the appropriation “Pay of the Army” shall be available.

In expending appropriations or portions of appropriations, contained in this Act, for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the Assistant Secretary of War the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: Provided, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the classification rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or a different grade in the same or a different bureau, office, or other appropriation unit, (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

OFFICE OF THE SECRETARY
CONTINGENT EXPENSES, WAR DEPARTMENT

For stationery; purchase of professional and scientific books, law books, including their exchange; books of reference, pamphlets, periodicals, newspapers, maps; typewriting and adding machines, and other labor-saving devices, including their repair and exchange; furniture and repairs to same; carpets, linoleum, filing equipment, photo supplies, towels, ice, brooms, soap, sponges; purchase of an automobile for the official use of the Secretary of War at not to exceed $2,500, including the value of a vehicle exchanged; maintenance, repair, and operation of motor trucks and one motor-propelled passenger-carrying vehicle, to be used only for official purposes; freight and express charges; street-car fares; postage to Postal Union countries; and other absolutely necessary expenses, $253,000, and it shall not be lawful to expend, unless otherwise specifically provided herein, for any bureau, office, or branch of the War Department or of the Army having or maintaining an office in the War Department proper, at Washington, District of Columbia, any sum out of appropriations contained in this Act (or accruing thereto) made for the Military Establishment for any of the purposes mentioned or authorized in this paragraph.
Surgeon General's office.
Library expenses.

Library, Surgeon General's Office
For the purchase of the necessary books of reference, periodicals, and technical supplies and equipment, $25,000.

Army Medical Museum.
Preservation of specimens, etc.

Army Medical Museum
For the procurement, preparation, and preservation of specimens and the purchase of technical supplies and equipment, $10,000.

Printing and binding, War Department.

Printing and binding.

For printing and binding for the War Department, its bureaus and offices, and for all printing and binding for the field activities under the War Department, except such as may be authorized in accordance with existing law to be done elsewhere than at the Government Printing Office, $500,000: Provided, That the sum of $3,000, or so much thereof as may be necessary, may be used for the publication, from time to time, of bulletins prepared under the direction of the Surgeon General of the Army, for the instruction of medical officers, when approved by the Secretary of War, and not exceeding $68,200 shall be available for printing and binding under the direction of the Chief of Engineers.

Military activities.

Amount for Chief of Engineers.

For all emergencies and extraordinary expenses, including the employment of translators, and exclusive of all other personal services in the War Department or any of its subordinate bureaus or offices in the District of Columbia, or in the Army at large, but impossible to be anticipated or classified, and for examination of estimates of appropriations and of military activities in the field, to be expended on the approval or authority of the Secretary of War, and for such purposes as he may deem proper, and his determination thereon shall be final and conclusive upon the accounting officers of the Government, $17,500.

General Staff Corps.

Military Intelligence Division.

For contingent expenses of the Military Intelligence Division, General Staff Corps, and maintenance of the military attachés at the United States embassies and legations abroad, including the purchase of law books, professional books of reference, and subscriptions to newspapers and periodicals; for the hire of interpreters, special agents, and guides, and for such other purposes as the Secretary of War may deem proper, including not to exceed $5,000 for the actual and necessary expenses of officers of the Army on duty abroad for the purpose of observing operations of armies of foreign states at war, to be paid upon certificates of the Secretary of War that the expenditures were necessary for obtaining military information, $89,450, to be expended under the direction of the Secretary of War: Provided, That section 3648, Revised Statutes (U. S. C., title 31, sec. 529), shall not apply to payments made from appropriations contained in this Act in compliance with the laws of foreign countries or their ministerial regulations under which the military attachés are required to operate.
FIELD EXERCISES

For all expenses required for the conduct of special field exercises, including participation therein by the National Guard and the Organized Reserves, comprising allowances for enlisted men for quarters and rations, movement of matériel, maintenance, and operation of structures and utilities, and any other requisite supplies and services, and for settlement of claims (not exceeding $500 each) for damages to or loss of private property resulting from such exercises that have accrued or may hereafter accrue, when payment thereof will be accepted by the owners of the property in full satisfaction of such damages, and each claim is substantiated by a report of a board of officers appointed by the commanding officer of the troops engaged, and is approved by the Secretary of War, whose action thereon shall be conclusive, $313,620.

ARMY WAR COLLEGE

For expenses of the Army War College, being for the purchase of the necessary special stationery; textbooks, books of reference, scientific and professional papers, newspapers, and periodicals; maps; police utensils; employment of temporary, technical, or special services, and expenses of special lectures; for the pay of employees; and for all other absolutely necessary expenses, $67,157.

ADJUTANT GENERAL'S DEPARTMENT

COMMAND AND GENERAL STAFF SCHOOL, FORT LEAVENWORTH, KANSAS

For the purchase of textbooks, books of reference, scientific and professional papers, instruments, and material for instruction; employment of temporary technical, special, and clerical services; and for other necessary expenses of instruction, at the Command and General Staff School, Fort Leavenworth, Kansas, $36,680.

WELFARE OF ENLISTED MEN

For the equipment and conduct of school, reading, lunch, and amusement rooms, service clubs, chapels, gymnasiums, and libraries, including periodicals and other publications and subscriptions for newspapers, salaries of civilians employed in the hostess and library services, transportation of books and equipment for these services, rental of films, purchase of slides for and making repairs to moving-picture outfits, and for similar and other recreational purposes at training and mobilization camps now established or which may be hereafter established, $34,940.

FINANCE DEPARTMENT

PAY, AND SO FORTH, OF THE ARMY

For pay of not to exceed an average of twelve thousand three hundred and fifty commissioned officers, $34,532,895: Provided, That on and after July 1, 1937, there shall be authorized one thousand and eighty-three officers of the Medical Corps and two hundred and eight officers of the Dental Corps, notwithstanding the provisions of the Act of June 30, 1922 (42 Stat. 721), and the authorized commissioned strength of the Army is hereby increased by seventy-five in order to provide for the increase herein authorized in the number of officers in the Medical Corps and the Dental Corps; pay of officers, National Guard, $100; pay of warrant officers, $1,371,896;
aviation increase to commissioned and warrant officers of the Army, including not to exceed five medical officers, $2,270,900, none of which shall be available for increased pay for making aerial flights by nonflying officers at a rate in excess of $1,440 per annum, which shall be the legal maximum rate as to such nonflying officers; additional pay to officers for length of service, $9,610,595; pay of an average of one hundred and sixty-five thousand enlisted men of the line and staff, not including the Philippine Scouts, $67,042,594; pay of enlisted men of National Guard, $100; aviation increase to enlisted men of the Army, $574,798; pay of enlisted men of the Philippine Scouts, $1,050,447; additional pay for length of service to enlisted men, $5,170,468; pay of the officers on the retired list, $12,999,526; increased pay to not to exceed twelve retired officers on active duty, $14,881; pay of retired enlisted men, $13,521,730; pay not to exceed sixty civil-service messengers at not to exceed $1,200 each at headquarters of the several Territorial departments, corps areas, Army and corps headquarters, Territorial districts, tactical divisions and brigades, service schools, camps, and posts of embarkation and debarkation, $72,000; pay and allowances of contract surgeons, $46,320; pay of nurses, $933,340; rental allowances, including allowances for quarters for enlisted men on duty where public quarters are not available, $6,386,560; subsistence allowances, $6,181,985; interest on soldiers' deposits, $45,000; payment of exchange by officers serving in foreign countries, and when specially authorized by the Secretary of War, by officers disbursing funds pertaining to the War Department, when serving in Alaska, and all foreign money received shall be charged to and paid out by disbursing officers of the Army at the legal valuation fixed by the Secretary of the Treasury, $100; in all, $161,826,124; and the money herein appropriated for "Pay of the Army" shall be accounted for as one fund: Provided, That during the fiscal year ending June 30, 1938, no officer of the Army shall be entitled to receive an addition to his pay in consequence of the provisions of the Act approved May 11, 1908 (U. S. C., title 10, sec. 803): Provided further, That no part of this or any other appropriation contained in this Act shall be available for the pay of any person, civil or military, not a citizen of the United States, unless in the employ of the Government or in a pay status under appropriations carried in this Act on July 1, 1937, nor for the pay of any such person beyond the period of enlistment or termination of employment, but nothing herein shall be construed as applying to instructors of foreign languages at the Military Academy, or to Filipinos in the Army Transport Service, or to persons employed outside of the continental limits of the United States except enlisted men of the Regular Army, other than Philippine Scouts, upon expiration of enlistment: Provided further, That, without deposit to the credit of the Treasurer of the United States and withdrawal on money requisitions, receipts of public money from sales or other sources by officers of the Army on disbursing duty and charged in their official accounts, except receipts to be credited to river and harbor and flood-control appropriations and retirement deductions, may be used by them as required for current expenditures, all necessary bookkeeping adjustments of appropriations, funds, and accounts to be made in the settlement of their disbursing accounts.

No payment shall be made from money appropriated in this Act to any officer on the retired list of the Army who, for himself or for others, is engaged in the selling of, contracting for the sale of, or negotiating for the sale of, to the Army or the War Department, any war materials or supplies.
No appropriation for the pay of the Army shall be available for the pay of any officer or enlisted man on the active list of the Army who is engaged in any manner with any publication which is or may be issued by or for any branch or organization of the Army or military association in which officers or enlisted men have membership and which carries paid advertising of firms doing business with the War Department: Provided, however, That nothing herein contained shall be construed to prohibit officers from writing or disseminating articles in accordance with regulations issued by the Secretary of War.

TRAVEL OF THE ARMY

For travel allowances and travel in kind, as authorized by law, for persons traveling in connection with the military and nonmilitary activities of the War Department, including mileage, transportation, reimbursement of actual expenses, or per diem allowances, to officers and contract surgeons; transportation of troops; transportation, or reimbursement therefor, of nurses, enlisted men, recruits, recruiting parties, applicants for enlistment between recruiting stations and recruiting depots, rejected applicants for enlistment, general prisoners, cadets and accepted cadets from their homes to the Military Academy, discharged cadets, civilian employees, civilian witnesses before courts martial, dependents of military personnel, and attendants accompanying remains of military personnel and civilian employees; travel pay to discharged military personnel; transportation of discharged prisoners and persons discharged from Saint Elizabeths Hospital after transfer thereto from the military service, to their homes, or elsewhere as they may elect, the cost in each case not to be greater than to the place of last enlistment; hot coffee for troops traveling when supplied with cooked or travel rations; commutation of quarters and rations to enlisted men traveling on detached duty when it is impracticable to carry rations, and to applicants for enlistment and general prisoners traveling under orders; per diem allowances or actual cost of subsistence while in a travel status, to nurses, civilian employees, civilian witnesses before courts martial, and attendants accompanying remains of military personnel and civilian employees, $2,463,350, which may be increased, subject to the approval of the Director of the Bureau of the Budget, by transfers from other appropriations contained in this Act of such amounts as may be required in addition to those herein provided for travel in connection with development, procurement, production, maintenance, or construction activities; and, with such exception, no other appropriation in this Act shall be available for any expense for or incident to travel of personnel of the Regular Army or civilian employees under the War Department, except the appropriation "Contingencies of the Army" and the appropriations for the National Guard, the Organized Reserves, the Reserve Officers’ Training Corps, citizens’ military training camps, and the National Board for the Promotion of Rifle Practice, and except as may be provided for in the appropriation “Air Corps, Army”: Provided, That the expert accountant, Inspector General’s Department, shall be entitled to the same travel allowances as other employees of the War Department: Provided further, That, in addition to the authority contained in section 67, National Defense Act of June 3, 1916, as amended, a total of not to exceed $2,500 of the appropriations available to the War Department chargeable with expenses of travel shall be available for expenses incident to attendance at meetings of technical, professional, scientific, and other similar organizations, when, in the judgment of the Secretary of War, such attend-
“Travel of the Army” to include dependents.

For the apprehension, securing, and delivering of soldiers absent without leave and of deserters, including escaped military prisoners, and the expenses incident to their pursuit; and no greater sum than $25 for each deserter or escaped military prisoner shall, in the discretion of the Secretary of War, be paid to any civil officer or citizen for such services and expenses; for a donation of $10 to prisoner discharged otherwise than honorably upon his release from confinement under court-martial sentence involving dishonorable discharge, $20,000.

Finance Service.

For payment of claims, including claims of military and civilian personnel in and under the War Department, not exceeding $500 each in amount for damages to or loss of private property incident to the training, practice, operation, or maintenance of the Army that have accrued, or may hereafter accrue, from time to time, $10,000: Provided, That settlement of such claims shall be made by the General Accounting Office, upon the approval and recommendation of the Secretary of War, where the amount of damages has been ascertained by the War Department, and payment thereof will be accepted by the owners of the property in full satisfaction of such damages.

Claims of officers, enlisted men, and nurses of the Army for destruction of private property

For the payment of claims of officers, enlisted men, and nurses of the Army for private property lost, destroyed, captured, abandoned, or damaged in the military service of the United States, under the provisions of an Act approved March 4, 1921 (U. S. C., title 31, secs. 218-222), $20,000.

Quartermaster Corps

Subsistence of the Army: Purchase of subsistence supplies: For issue as rations to troops, including retired enlisted men when ordered to active duty, civil employees when entitled thereto, hospital
matrons, applicants for enlistment while held under observation, general prisoners of war (including Indians held by the Army as prisoners but for whose subsistence appropriation is not otherwise made), Indians employed by the Army as guides and scouts, and general prisoners at posts; ice for issue to organizations of enlisted men and offices at such places as the Secretary of War may determine, and for preservation of stores; for the subsistence of the masters, officers, crews, and employees of the vessels of the Army Transport Service; meals for recruiting parties and applicants for enlistment while under observation; for sales to officers, including members of the Officers’ Reserve Corps while on active duty, and enlisted men of the Army. For payments: Of the regulation allowances of commutation in lieu of rations to enlisted men on furlough, and to enlisted men when stationed at places where rations in kind cannot be economically issued, including retired enlisted men when ordered to active duty. For payment of the regulation allowance of commutation in lieu of rations to enlisted men, applicants for enlistment while held under observation, civilian employees who are entitled to subsistence at public expense, and general prisoners while sick in hospitals, to be paid to the surgeon in charge; advertising; for providing prizes to be established by the Secretary of War for enlisted men of the Army who graduate from the Army schools for bakers and cooks, the total amount of such prizes at the various schools not to exceed $900 per annum; and for other necessary expenses incident to the purchase, testing, care, preservation, issue, and accounting for subsistence supplies for the Army; in all, $29,329,150: Provided, That none of the money appropriated in this Act shall be used for the purchase of oleomargarine or butter substitutes for other than cooking purposes, except to supply an expressed preference therefor or for use where climatic or other conditions render the use of butter impracticable.

Regular supplies of the Army: Regular supplies of the Quartermaster Corps, including their care and protection; field ranges, field stoves for cooking food, coffee roasters, field bakery equipment, and appliances for cooking and serving food at posts (except fixed installations in buildings), in the field and when traveling, and repair and maintenance of such equipment; authorized issues of candles and matches; authorized issues of soap, toilet paper, and towels; for the necessary furniture, textbooks, paper, and equipment for the post schools and libraries, and for schools for noncommissioned officers; for the purchase and issue of instruments, office furniture, stationery, and other authorized articles for the use of officers’ schools at the several military posts; for purchase of commercial newspapers, periodicals, market reports, technical books, and so forth; for equipment and furniture for kitchens and mess halls, each and all for the enlisted men, including recruits; for forage, salt, and vinegar for the horses, mules, oxen, and other draft and riding animals of the Quartermaster Corps at the several posts and stations and with the armies in the field, for the horses of the several regiments of Cavalry and batteries of Artillery and such companies of Infantry and Scouts as may be mounted, and for remounts and for the authorized number of officers’ horses, including bedding for the animals; for seeds and implements required for the raising of forage at remount depots and on military reservations in the Hawaiian, Philippine, and Panama Canal Departments, and for labor and expenses incident thereto, including, when specifically authorized by the Secretary of War, the cost of irrigation; for the purchase of implements and hire of labor.
Bedding, stationery, etc.


Clothing and equipage. Purchase, manufacture, etc.

Laundries, etc.

Repair shops.

Toilet kits.

Citizen's outer clothing.

Indemnity for destroyed clothing, etc.

Fuel.

Proviso. Laundry charges.

Incidental expenses.

Living quarters.


Recruiting.

Rifle competition, fees, Tests, etc.

for harvesting hay on military reservations; for straw for soldiers' bedding, stationery, typewriters and exchange of same, including blank books and blank forms for the Army, certificates for discharged soldiers, and for printing department orders and reports, $3,326,650, including not to exceed $5,000 for the procurement without regard to section 2709, Revised Statutes (U. S. C., title 41, sec. 5), of portable stoves or ranges for experimental purposes and tests.

Clothing and equipage: For cloth, woolens, materials, and for the purchase and manufacture of clothing for the Army, including retired enlisted men when ordered to active duty, for issue and for sale; for payment of commutation of clothing due to warrant officers of the mine planter service and to enlisted men; for altering and fitting clothing and washing and cleaning when necessary; for operation of laundries, existing or now under construction, including purchase and repair of laundry machinery therefor; for the authorized issues of laundry materials for use of general prisoners confined at military posts without pay or allowances, and for applicants for enlistment while held under observation; for equipment and repair of equipment of existing dry-cleaning plants, salvage and sorting storehouses, hat repairing shops, shoe repair shops, clothing repair shops, and garbage reduction works; for equipage, including authorized issues of toilet articles, barbers' and tailors' material, for use of general prisoners confined at military posts without pay or allowances and applicants for enlistment while held under observation; issue of toilet kits to recruits upon their first enlistment, and issue of housewives to the Army; for expenses of packing and handling and similar necessaries; for a suit of citizen's outer clothing and when necessary an overcoat, the cost of all not to exceed $30, to be issued each soldier discharged otherwise than honorably, to each enlisted man convicted by civil court for an offense resulting in confinement in a penitentiary or other civil prison, and to each enlisted man ordered interned by reason of the fact that he is an alien enemy, or, for the same reason, discharged without interment; for indemnity to officers and men of the Army for clothing and bedding, and so forth, destroyed since April 22, 1898, by order of medical officers of the Army for sanitary reasons, $11,901,820, of which amount not exceeding $60,000 shall be available immediately for the procurement and transportation of fuel for the service of the fiscal year 1938, and not exceeding $50,000 shall be available exclusively for increasing the compensation of employees in laundries and dry-cleaning establishments whose compensation on June 30, 1937, is at a rate of $600 per annum or less or $1 per diem or less: Provided, That laundry charges, other than for service now rendered without charge, shall be so adjusted that earnings in conjunction with the value placed upon service rendered without charge shall aggregate an amount not less than $50,000 below the cost of maintaining and operating laundries and drycleaning plants.

Incidental expenses of the Army: Postage; hire of laborers in the Quartermaster Corps, including the care of officers' mounts when the same are furnished by the Government; compensation of clerks and other employees of the Quartermaster Corps, including not to exceed $900 for any one person for allowances for living quarters, including heat, fuel, and light, as authorized by the Act of June 26, 1930 (U. S. C., title 5, sec. 118a), and clerks, foremen, watchmen, and organist for the United States Disciplinary Barracks; incidental expenses of recruiting; for the operation of coffee-roasting plants; for the payment of entrance fees for Army rifle and pistol teams participating in competitions; for tests and experimental and development work and scientific research to be performed by the Bureau
of Standards for the Quartermaster Corps; for inspection service and instruction furnished by the Department of Agriculture which may be transferred in advance; for such additional expenditures as are necessary and authorized by law in the movements and operation of the Army and at military posts, and not expressly assigned to any other departments, $3,577,950. Army transportation: For transportation of Army supplies; of authorized baggage, including packing and crating; of horse equipment; and of funds for the Army; for transportation on Army vessels, notwithstanding the provisions of other law, of privately owned automobiles of Regular Army personnel upon change of station; for the purchase or construction, not to exceed $282,700, alteration, operation, and repair of boats and other vessels: Provided, That the amount authorized for the purchase or construction of vessels in the appropriation for "Army transportation", contained in the War Department Appropriation Act, fiscal year 1937, is hereby increased from $756,000 to $829,520; for wharfage, tolls, and ferriage; for drayage and cartage; for the purchase, manufacture (including both material and labor), maintenance, hire, and repair of pack saddles and harness; for the purchase, hire, operation, maintenance, and repair of wagons, carts, drays, other vehicles, and horse-drawn and motor-propelled passenger-carrying vehicles required for the transportation of troops and supplies and for official military and garrison purposes; for hire of draft and pack animals; for travel allowances to officers of National Guard on discharge from Federal service as prescribed in the Act of March 2, 1901 (U. S. C., title 10, sec. 751), and to enlisted men of National Guard on discharge from Federal service, as prescribed in amendatory Act of September 22, 1922 (U. S. C., title 10, sec. 752), and to members of the National Guard who have been mustered into Federal service and discharged on account of physical disability; in all, $12,580,000, of which amount not exceeding $250,000 for the procurement and transportation of fuel for the service of the fiscal year 1938, and not exceeding $1,000,000 for the procurement of motor vehicles, shall be available immediately: Provided, That not to exceed $225,000 may be expended for the purchase of light and medium passenger-carrying automobiles at a unit cost of not to exceed $750 for light automobiles and $1,200 for medium automobiles, including the value of any vehicle exchanged, and not to exceed $151,000 may be expended for the purchase or exchange of motor-propelled ambulances and motorcycles: Provided further, That no appropriation contained in this Act shall be available for any expense of any character, other than as may be incident to salvaging or scrapping, on account of any motor-propelled vehicle procured prior to January 1, 1920, except tanks, tractors, ambulances, fire trucks, searchlight trucks, three hundred and ninety modernized Class B trucks, and vehicles in use by Reserve Officers' Training Corps units on February 19, 1935: Provided further, That during the fiscal year 1938 the cost of transportation from point of origin to the first point of storage or consumption of supplies, equipment, and material in connection with the manufacturing and purchasing activities of the Quartermaster Corps may be charged to the appropriations from which such supplies, equipment, and material are procured.

HORSES, DRAFT AND PACK ANIMALS

For the purchase of draft and pack animals and horses within limits as to age, sex, and size to be prescribed by the Secretary of War for remounts for officers entitled to public mounts, for the
Encouraging breeding of riding horses.

Military posts.

Construction, maintenance, etc.


Technical, etc., services.


Acquisition of land.


Presidio. Additional land.

Kelly Field, Tex., etc. Bombing and gunnery range.


United States Military Academy, and for such organizations and members of the military service as may be required to be mounted, and for all expenses incident to such purchases (including $72,150 for encouragement of the breeding of riding horses suitable for the Army, in cooperation with the Bureau of Animal Industry, Department of Agriculture, including the purchase of animals for breeding purposes and their maintenance), $531,000.

MILITARY POSTS

For construction and installation of buildings, flying fields, and appurtenances thereto, including interior facilities, fixed equipment, necessary services, roads, connections to water, sewer, gas, and electric mains, purchase and installation of telephone and radio equipment, and similar improvements, and procurement of transportation incident thereto, without reference to sections 1136 and 3734, Revised Statutes (U. S. C., title 10, sec. 1339; title 40, sec. 267); general overhead expenses of transportation, engineering, supplies, inspection and supervision, and such services as may be necessary in the office of the Quartermaster General; and the engagement by contract or otherwise without regard to section 3709, Revised Statutes (U. S. C., title 41, sec. 4), and at such rates of compensation as the Secretary of War may determine, of the services of architects or firms or corporations thereof and other technical and professional personnel as may be necessary; to remain available until expended and to be applied as follows: For work authorized by the Act approved May 6, 1937, at Fort Niagara, New York, $54,000; for work authorized by the Act approved May 14, 1937, at Camp Stanley, Texas, $578,050; for work authorized by the Act of August 12, 1935 (49 Stat. 610-611): At Bolling Field, District of Columbia, $740,000; at Northwestern air base, Washington, $625,000; at Albrook Field, Panama Canal Zone, $717,000; at Hickam Field, Hawaii, $3,250,000; at Air Corps depot, Sacramento, California, $3,000,000; and at Langley Field, Virginia, $338,000; and at Barksdale Field, Louisiana, $80,000; in all, $9,388,050.

ACQUISITION OF LAND

For the acquisition of land, as authorized by the Act of August 12, 1935 (49 Stat. 610): Vicinity of Mitchel Field, New York, three hundred and forty-two acres, more or less, to be used exclusively for runways, $500,000: Provided, That in addition to the amount herein appropriated the Secretary of War may acquire by condemnation or may enter into contracts for the acquisition of the above land in the vicinity of Mitchel Field to an additional amount not in excess of $1,020,000, and his action in so doing in either case shall be deemed a contractual obligation of the Federal Government for the payment thereof; vicinity of Kelly Field, Texas, $2,000; vicinity of Tacoma, Washington, to be available immediately, $60,000; and for the acquisition of all privately owned land and rights within the boundaries of the area in San Bernardino and Kern Counties, California, reserved and set aside for the use of the War Department as a bombing and gunnery range by Executive Order Numbered 6588, dated February 6, 1934, and, in addition, all privately owned land and rights within an area of approximately fifty-nine thousand one hundred and sixty-three acres of land adjacent to the tract described in such Executive order, located in San Bernardino, Kern, and Los Angeles Counties, California, $390,000; in all $952,000.

For the acquisition of land in the vicinity of West Point, New York, as authorized by the Act approved March 8, 1901 (46 Stat. 1491), $431,000, and such sum, in conjunction with the appropriation
of $431,000 for a like purpose contained in the War Department Appropriation Act for the fiscal year 1937, without regard to the proviso attached to such former appropriation, shall be available until June 30, 1939: Provided, That in addition to the amount herein appropriated the Secretary of War may acquire by condemnation or may enter into contracts for the acquisition of land in the vicinity of West Point, as authorized by such Act of March 3, 1931, to an additional amount not in excess of $638,000, and his action in so doing in either case shall be deemed a contractual obligation of the Federal Government for the payment thereof: Provided further, That authorization is hereby repealed to acquire any land east of the west boundary of the Highway 9-W, or east of the west boundary of the Highway 9-W as it may be relocated by the State of New York prior to the acquisition of any land west of the present west boundary of such Highway 9-W.

**BARRACKS AND QUARTERS AND OTHER BUILDINGS AND UTILITIES**

For all expenses incident to the construction, installation, operation, and maintenance of buildings, utilities, appurtenances, and accessories necessary for the shelter, protection, and accommodation of the Army and its personnel and property, where not specifically provided for in other appropriations, including personal services, purchase and repair of furniture for quarters for officers, warrant officers, and noncommissioned officers, and officers' messes and wall lockers and refrigerators for Government-owned buildings as may be approved by the Secretary of War, care and improvement of grounds, flooring and framing for tents, rental of buildings, including not to exceed $900 in the District of Columbia, provided space is not available in Government-owned buildings, and grounds for military purposes, lodgings for recruits and applicants for enlistment, water supply, sewer and fire-alarm systems, fire apparatus, roads, walls, wharves, drainage, dredging channels, purchase of water, disposal of sewage, shooting galleries, ranges for small-arms target practice, field, mobile, and railway artillery practice, including flour for paste for marking targets, such ranges and galleries to be open as far as practicable to the National Guard and organized rifle clubs under regulations to be prescribed by the Secretary of War; warehouse and fuel handling equipment; stoves required for use of the Army for heating offices, barracks, quarters, recruiting stations, and United States disciplinary barracks, also ranges and stoves for cooking food at posts, for post bakery and bake-oven equipment and apparatus and appliances for cooking and serving food when constituting fixed installations in buildings, including maintenance and repair of such heating and cooking appliances; for furnishing heat and light for the authorized allowance of quarters for officers, enlisted men, and warrant officers, including retired enlisted men when ordered to active duty, contract surgeons when stationed at and occupying public quarters at military posts, officers of the National Guard attending service and garrison schools, and for recruits, guards, hospitals, storehouses, offices, the buildings erected at private cost, in the operation of the Act approved May 31, 1902 (U. S. C., title 10, sec. 1346), and buildings for a similar purpose on military reservations authorized by War Department regulations; for sale of fuel to officers; fuel and engine supplies required in the operation of modern batteries at established posts, $13,468,500, of which not to exceed $2,500,000 shall be available immediately for the procurement and transportation of fuel for the service of the fiscal
year 1938: Provided, That the amounts to be assessed and collected by the Secretary of War for expenditure for maintenance purposes at Fort Monroe, Virginia, under the provisions of the Act of August 1, 1894 (28 Stat. 212), shall be $18,520 for wharf and $5,053 for roads and sewerage system: Provided further, That there is hereby transferred to the appropriation “Barracks and quarters, 1937”, the sum of $112,000 from the appropriation “Air Corps, Army, 1937”, to be applied to the installation of a water-supply system for Moffett Field, Sunnyvale, California, which amount shall remain available until June 30, 1938: Provided further, That this appropriation shall be available for the rental of offices, garages, and stables for military attaches: Provided further, That no part of the funds herein appropriated shall be available for construction of a permanent nature of an additional building or an extension or addition to an existing building, the cost of which in any case exceeds $20,000: Provided further, That the monthly rental rate to be paid out of this appropriation for stabling any animal shall not exceed $15.

CONSTRUCTION AND REPAIR OF HOSPITALS

For construction and repair of hospitals at military posts already established and occupied, including all expenditures for construction and repairs required at the Army and Navy Hospital at Hot Springs, Arkansas, and for the construction and repair of general hospitals and expenses incident thereto, and for additions needed to meet the requirements of increased garrisons, and for temporary hospitals in standing camps and cantonments; for the alteration of permanent buildings at posts for use as hospitals, construction and repair of temporary hospital buildings at permanent posts, construction and repair of temporary general hospitals, rental or purchase of grounds, and rental and alteration of buildings for use for hospital purposes in the District of Columbia and elsewhere, including necessary temporary quarters for hospital personnel, outbuildings, heating and laundry apparatus, plumbing, water and sewer, and electric work, cooking apparatus, and roads and walks for the same, $494,709.

Signal Corps.

SIGNAL CORPS

SIGNAL SERVICE OF THE ARMY

Telegraph and telephone systems: Purchase, equipment, operation, and repair of military telegraph, telephone, radio, cable, and signaling systems; signal equipment and stores, heliographs, signal lanterns, flaps, and other necessary instruments; wind vanes, barometers, anemometers, thermometers, and other meteorological instruments; photographic and cinematographic work performed for the Army by the Signal Corps; motorcycles, motor-driven and other vehicles for technical and official purposes in connection with the construction, operation, and maintenance of communication or signaling systems, and supplies for their operation and maintenance; professional and scientific books of reference, pamphlets, periodicals, newspapers, and maps for use of the Signal Corps and in the office of the Chief Signal Officer; telephone apparatus, including rental and payment for commercial, exchange, message, trunk-line, long-distance, and leased-line telephone service at or connecting any post, camp, cantonment, depot, arsenal, headquarters, hospital, aviation station, or other office or station of the Army, excepting the local telephone service for the various bureaus of the War Department in the District of Columbia, and toll messages pertaining to the office of the Secretary of War; electric time service; the rental of commercial telegraph
lines and equipment, and their operation at or connecting any post, camp, cantonment, depot, arsenal, headquarters, hospital, aviation station, or other office or station of the Army, including payment for official individual telegraph messages transmitted over commercial lines; electrical installations and maintenance thereof at military posts, cantonments, camps, and stations of the Army, fire control, and direction apparatus, and material for Field Artillery; salaries of civilian employees, including those necessary as instructors at vocational schools; supplies, general repairs, reserve supplies, and other expenses connected with the collecting and transmitting of information for the Army by telegraph or otherwise; experimental investigation, research, purchase, and development, or improvements in apparatus, and maintenance of signaling and accessories thereto, including patent rights and other rights thereto, including machines, instruments, and other equipment for laboratory and repair purposes; lease, alteration, and repair of such buildings required for storing or guarding Signal Corps supplies, equipment, and personnel when not otherwise provided for, including the land therefore, the introduction of water, electric light and power, sewerage, grading, roads and walks, and other equipment, required, $5,894,520, and, in addition to such amount, the Chief Signal Officer, when authorized by the Secretary of War, may enter into contracts prior to July 1, 1938, for the procurement of radio equipment for airplanes to an amount not in excess of $1,102,500, and his action in so doing shall be deemed a contractual obligation of the Federal Government for the payment of the cost thereof.

**Air Corps**

**Air Corps, Army**

For creating, maintaining, and operating at established flying schools and balloon schools courses of instruction for officers, students, and enlisted men, including cost of equipment and supplies necessary for instruction, purchase of tools, equipment, materials, machines, textbooks, books of reference, scientific and professional papers, instruments, and materials for theoretical and practical instruction; for maintenance, repair, storage, and operation of airships, war balloons, and other aerial machines, including instruments, materials, gas plants, hangars, and repair shops, and appliances of every sort and description necessary for the operation, construction, or equipment of all types of aircraft, and all necessary spare parts and equipment connected therewith and the establishment of landing and take-off runways; for purchase of supplies for securing, developing, printing, and reproducing photographs in connection with aerial photography; improvement, equipment, maintenance, and operation of plants for testing and experimental work, and procuring and introducing water, electric light and power, gas, and sewerage, including maintenance, operation, and repair of such utilities at such plants, for the procurement of helium gas; for travel of officers of the Air Corps by air in connection with the administration of this appropriation, including the transportation of new aircraft from factory to first destination; salaries and wages of civilian employees as may be necessary; transportation of materials in connection with consolidation of Air Corps activities; experimental investigations and purchase and development of new types of airplanes, autogyros, and balloons, accessories thereto, and aviation engines, including plans, drawings, and specifications thereof, and the purchase of letters patent, applications for letters patent, and licenses under letters.
Purchase, construction, etc., of aircraft.

Marking military airways.

Consulting engineers.

Printing plants, etc.

Settlement of claims.

New airplanes, equipment, etc.

Provisos.

Post, p. 602.

New airplanes.

Contracts authorized.

Crissy Field, Calif.

Use of as air station.

Sums available for incurred obligations.

patent and applications for letters patent; for the purchase, manufacture, and construction of airplanes and balloons, including instruments and appliances of every sort and description necessary for the operation, construction (airplanes and balloons), or equipment of all types of aircraft, and all necessary spare parts and equipment connected therewith; for the marking of military airways where the purchase of land is not involved; for the purchase, manufacture, and issue of special clothing, wearing apparel, and similar equipment for aviation purposes; for all necessary expenses connected with the sale or disposal of surplus or obsolete aeronautical equipment, and the rental of buildings, and other facilities for the handling or storage of such equipment; for the services of not more than four consulting engineers at experimental stations of the Air Corps as the Secretary of War may deem necessary, at rates of pay to be fixed by him not to exceed $50 a day for not exceeding fifty days each and necessary traveling expenses; purchase of special apparatus and appliances, repairs, and replacements of same used in connection with special scientific medical research in the Air Corps; for maintenance and operation of such Air Corps printing plants outside of the District of Columbia as may be authorized in accordance with law; for publications, station libraries, special furniture, supplies and equipment for offices, shops, and laboratories; for special services, including the salvaging of wrecked aircraft; for settlement of claims (not exceeding $250 each) for damage to persons and private property resulting from the operation of aircraft at home and abroad when each claim is substantiated by a survey report of a board of officers appointed by the commanding officer of the nearest aviation post and approved by the Chief of Air Corps and the Secretary of War, $58,618,406, of which $10,669,786 shall be available under the appropriation "Air Corps, Army, 1937", for payments under contracts for the procurement of new airplanes and of equipment, spare parts, and accessories for airplanes, as authorized by said appropriation: Provided, That $10,000 shall be transferred to and made available to the Bureau of Mines on July 1, 1937, for supplying helium: Provided further, That in addition to the amounts herein appropriated the Chief of the Air Corps, when authorized by the Secretary of War, may enter into contracts prior to July 1, 1938, for the procurement of new airplanes and for the procurement of equipment, spare parts, and accessories for airplanes, to an amount not in excess of $19,126,894, and his action in so doing shall be deemed a contractual obligation of the Federal Government for the payment of the cost thereof: Provided further, That of the amount herein appropriated and the amount herein authorized for contractual obligation not less than $33,756,561 (exclusive of $10,669,786 for payment of the obligations incurred under the above-mentioned contract authorization for the fiscal year 1937) shall be applied to the procurement of new airplanes and their equipment and accessories, of which amount of $33,756,561 not less than $26,262,760 shall be applied to the procurement of combat airplanes and their equipment and accessories: Provided further, That no part of this or any other appropriation contained in this Act shall be available for any expense incident to the use of Crissy Field, California, as an air station: Provided further, That the sum of $56,060 of the appropriation for Air Corps, Army, fiscal year 1934, and the sum of $236,310 of the appropriation for Air Corps, Army, fiscal year 1935, shall remain available until June 30, 1938, for the payment of obligations incurred under contracts executed prior to July 1, 1935.
MEDICAL AND HOSPITAL DEPARTMENT

For the manufacture and purchase of medical and hospital supplies, including disinfectants, for military posts, camps, hospitals, hospital ships and transports, for laundry work for enlisted men and Army nurses while patients in a hospital, and supplies required for mosquito destruction in and about military posts in the Canal Zone; for the purchase of veterinary supplies and hire of veterinary surgeons; for expenses of medical supply depots; for medical care and treatment of patients, including supernumeraries, not otherwise provided for, including care and subsistence in private hospitals of officers, enlisted men, and civilian employees of the Army, of applicants for enlistment, and of prisoners of war and other persons in military custody or confinement, when entitled thereto by law, regulation, or contract: Provided, That this shall not apply to officers and enlisted men who are treated in private hospitals or by civilian physicians while on furlough; for the proper care and treatment of epidemic and contagious diseases in the Army or at military posts or stations, including measures to prevent the spread thereof, and the payment of reasonable damages not otherwise provided for for bedding and clothing injured or destroyed in such prevention; for the care of insane Filipino soldiers in conformity with the Act of Congress approved May 11, 1908 (U. S. C., title 24, sec. 198); for the pay of male and female nurses, not including the Army Nurse Corps, and of cooks and other civilians employed for the proper care of sick officers and soldiers, under such regulations fixing their number, qualifications, assignments, pay, and allowances as shall have been or shall be prescribed by the Secretary of War; for the pay of civilian physicians employed to examine physically applicants for enlistment and enlisted men and to render other professional services from time to time under proper authority; for the pay of other employees of the Medical Department; for the payment of express companies and local transfers employed directly by the Medical Department for the transportation of medical and hospital supplies, including bidders' samples and water for analysis; for supplies for use in teaching the art of cooking to the enlisted force of the Medical Department; for the supply of Army and Navy Hospital at Hot Springs, Arkansas; for advertising, laundry, and all other necessary miscellaneous expenses of the Medical Department, $1,552,330.

HOSPITAL CARE, CANAL ZONE GARRISONS

For paying the Panama Canal such reasonable charges, exclusive of subsistence, as may be approved by the Secretary of War for caring in its hospitals for officers, enlisted men, military prisoners, and civilian employees of the Army admitted thereto upon the request of proper military authority, $50,000: Provided, That the subsistence of the said patients, except commissioned officers, shall be paid to said hospitals out of the appropriation for subsistence of the Army at the rates provided therein for commutation of rations for enlisted patients in general hospitals.

CORPS OF ENGINEERS

ENGINEER SERVICE, ARMY

For the design, development, procurement, maintenance, alteration, repair, installation, storage, and issue of engineer equipment, instruments, appliances, supplies, materials, tools, and machinery.
required in the equipment and training of troops and in military
operations, including military surveys and the Engineer School; for
the operation and maintenance of the Engineer School, including
(a) compensation of civilian lecturers, and (b) purchase and binding
of scientific and professional books, pamphlets, papers, and periodicals;
for the procurement, preparation, and reproduction of maps
and similar data for military purposes; for expenses incident to
the Engineer service in military operations, including military sur-
veys, and including (a) research and development of improved meth-
ods in such operations, (b) the rental of storehouses and grounds
within and outside the District of Columbia, and (c) repair and
alteration of buildings; for heat, light, power, water, and communica-
tion service, not otherwise provided for; and for the compensation
of employees required in these activities, $599,400.

ORDNANCE DEPARTMENT
ORDNANCE SERVICE AND SUPPLIES, ARMY

For manufacture, procurement, storage, and issue, including re-
search, planning, design, development, inspection, test, alteration,
maintenance, repair, and handling of ordnance material together
with the machinery, supplies, and services necessary thereto; for sup-
plies and services in connection with the general work of the Ord-
nance Department, comprising police and office duties, rents, tolls,
fuel, light, water, advertising, stationery, typewriting and computing
machines, including their exchange, and furniture, tools, and instru-
ments of service; to provide for training and other incidental
expenses of the ordnance service; for instruction purposes, other
than tuition; for the purchase, completely equipped, of trucks, and
for maintenance, repair, and operation of motor-propelled and horse-
drawn freight and passenger-carrying vehicles; for ammunition for
military salutes at Government establishments and institutions to
which the issues of arms for salutes are authorized; for services, ma-
terial, tools, and appliances for operation of the testing machines
and chemical laboratory in connection therewith; for the develop-
ment and procurement of gages, dies, jigs, and other special aids and
appliances, including specifications and detailed drawings, to carry
out the purpose of section 123 of the National Defense Act, as
amended (U. S. C., title 50, sec. 78); for publications for libraries of
the Ordnance Department, including the Ordnance Office, including
subscriptions to periodicals; for services of not more than four con-
sulting engineers as the Secretary of War may deem necessary, at
rates of pay to be fixed by him not to exceed $50 per day for not ex-
ceeding fifty days each, and for their necessary traveling expenses,
$22,137,000, and of the total sum hereby made available $144,000 shall
be available exclusively for equipping seventy-five-millimeter guns
with high-speed adapters.

ROCK ISLAND BRIDGE, ROCK ISLAND, ILLINOIS

For operating, repair, and preservation of Rock Island bridges and
viaduct, and maintenance and repair of the arsenal street connecting
the bridges, $92,835.

REPAIRS OF ARSENALS

For repairs and improvements of ordnance establishments, and to
meet such unforeseen expenditures as accidents or other contingencies
may require, $1,087,280.
CHEMICAL WARFARE SERVICE

For purchase, manufacture, and test of chemical warfare gases or other toxic substances, gas masks, or other offensive or defensive materials or appliances required for gas-warfare purposes; investigations, research, design, experimentation, and operation, purchase of chemicals, special scientific and technical apparatus and instruments, including services connected therewith; for the payment of part-time or intermittent employment of such scientists and technicists as may be contracted for by the Secretary of War, in his discretion, at a rate of pay not exceeding $20 per diem for any person so employed; for the purchase, maintenance, repair, and operation of freight- and passenger-carrying motor vehicles; construction, maintenance, and repair of plants, buildings, and equipment, and the machinery therefor; receiving, storing, and issuing of supplies, comprising police and office duties, rents, tolls, fuels, gasoline, lubricants, paints and oils, rope and cordage, light, water, advertising, stationery, typewriting and adding machines including their exchange, office furniture, tools, and instruments; for incidental expenses; for civilian employees; for libraries of the Chemical Warfare Service and subscriptions to periodicals; for expenses incidental to the organization, training, and equipment of special gas troops not otherwise provided for, including the training of the Army in chemical warfare, both offensive and defensive, together with the necessary schools, tactical demonstrations, and maneuvers; for current expenses of chemical projectile filling plants and proving grounds, including construction and maintenance of rail transportation, repairs, alterations, accessories, building and repairing butts and targets, clearing and grading ranges, $1,525,180.

Chief of Infantry

INFANTRY SCHOOL, FORT BENNING, GEORGIA

For the procurement of books, publications, instruments, and materials, and other necessary expenses for instruction at the Infantry School, and for pay of employees at the Infantry School and in the office of the Chief of Infantry, $71,330.

Chief of Cavalry

CAVALRY SCHOOL, FORT RILEY, KANSAS

For the purchase of textbooks, books of reference, scientific and professional papers, instruments, and materials for instruction; employment of temporary, technical, special, and clerical services; and for other necessary expenses of instruction at the Cavalry School, Fort Riley, Kansas, $24,000.

Chief of Field Artillery

INSTRUCTION IN FIELD ARTILLERY ACTIVITIES

For the pay of employees; the purchase of books, pamphlets, periodicals, and newspapers; procurement of supplies, materials, and equipment for instruction purposes; and other expenses necessary in the operation of the Field Artillery School of the Army, and for the instruction of the Army in Field Artillery activities, $48,250.
Chief of Coast Artillery.

Coast Artillery School, Fort Monroe, Va.

Instruction expenses.

Printing and binding.

Seacoast defenses.

All expenses.

United States Military Academy.

Pay.

Cadets, Pay,¼.

Army detail, pay restriction.

Retired Army officer as librarian,

R. S. § 1251.

Insular departments, $1,092,710, of which not less than $300,000 shall be applied to the procurement of mobile antiaircraft guns and mounts;

Panama Canal, $1,467,200, of which not less than $300,000 shall be applied to the procurement of mobile antiaircraft guns and mounts;

In all, $5,003,320.

Pay of military academy.

Cadets: For pay of cadets, $1,375,920: Provided, That during the fiscal year ending June 30, 1938, no officer of the Army shall be entitled to receive any increase in pay or allowances because of detail or assignment to duty in any capacity at the Military Academy: Provided further, That the duties of librarian of the United States Military Academy may be performed by an officer of the Regular Army retired from active service under the provisions of section 1251, Revised Statutes, and detailed on active duty for that purpose.

Civilians: For pay of employees, $303,350.

Maintenance and operation, United States Military Academy.

For text and reference books for instruction; increase and expense of library (not exceeding $6,000); office equipment and supplies; stationery, blank books, forms, printing and binding, and periodicals; diplomas for graduates; expense of lectures; apparatus, equipment, supplies, and materials for purpose of instruction and athletics, and maintenance and repair thereof; musical instruments and maintenance of band; care and maintenance of organ; equipment for cadet mess; postage, telephones, and telegrams; freight and expressage; for commutation of rations for cadets in lieu of the regular established ration; maintenance of children’s school (not exceeding
$12,200); contingencies for superintendent of the academy, to be expended in his discretion (not to exceed $4,000); expenses of the members of the Board of Visitors (not exceeding $1,500); contingent fund, to be expended under the direction of the Academic Board (not exceeding $500); improvement, repair, and maintenance of buildings and grounds (including roads, walls, and fences); shooting galleries and ranges; cooking, heating, and lighting apparatus and fixtures and operation and maintenance thereof; maintenance of water, sewer, and plumbing systems; maintenance of and repairs to cadet camp; fire-extinguishing apparatus; machinery and tools and repairs of same; maintenance, repair, and operation of motor-propelled vehicles; policing buildings and grounds; furniture, refrigerators, and lockers for Government-owned buildings at the academy and repair and maintenance thereof; fuel for heat, light, and power; and other necessary incidental expenses in the discretion of the superintendent; in all, $1,442,000: Provided, That not to exceed $3,750 of this amount shall be available to liquidate the indebtedness of cadets separated from the service for any reason during their first year, who at the time of their separation are in debt to the cadet store.

**NATIONAL GUARD**

**ARMING, EQUIPPING, AND TRAINING THE NATIONAL GUARD**

For procurement of forage, bedding, and so forth, for animals used by the National Guard, $514,439.

For compensation of help for care of materials, animals, and equipment, $2,755,244.

For expenses, camps of instruction, field and supplemental training, and the hire (at a rate not to exceed $1 per diem), repair, maintenance, and operation of motor-propelled passenger-carrying vehicles, $8,952,290: Provided, That not to exceed $25,000 of this appropriation shall be available for the settlement of claims (not exceeding $500) for damages to or loss of private property incident to the operation of camps of instruction, either during the stay of National Guard units in such camps or while thereto or therefrom en route.

For expenses, selected officers and enlisted men, military service schools, $440,209.

For pay of property and disbursing officers for the United States, at a rate not less than $2,400 per annum, $128,400.

For general expenses, equipment, and instruction, National Guard, the hire (at a rate not to exceed $1 per diem), repair, maintenance, and operation of motor-propelled passenger- and non-passenger-carrying vehicles, and the medical and hospital treatment of members of the National Guard who suffer personal injury or contract disease in line of duty, and other expenses in connection therewith, including pay and allowances, subsistence, transportation, and burial expenses, as authorized by the Act of June 16, 1936 (49 Stat., p. 1507), $849,126.

For travel of officers, warrant officers, and enlisted men of the Regular Army in connection with the National Guard, $248,500: Provided, That not to exceed $2,000 of this sum shall be expended for travel of officers of the War Department General Staff in connection with the National Guard.

For transportation of equipment and supplies, $217,000.

For expenses of enlisted men of the Regular Army on duty with the National Guard, including payment of an allowance for quarters at the rate of $35 per month to each man not furnished quarters in kind, $206,698.
For pay of National Guard (armory drills), $14,194,000.

No part of the appropriations made in this Act shall be available for pay, allowances, or traveling or other expenses of any officer or enlisted man of the National Guard who may be drawing a pension, disability allowance, disability compensation, or retired pay (where retirement has been made on account of physical disability or age) from the Government of the United States: Provided, That nothing in this provision shall be so construed as to prevent the application of funds herein contained to the pay, allowances, or traveling expenses of any officer or enlisted man of the National Guard who may surrender said pension, disability allowance, disability compensation, or retired pay for the period of his service in the National Guard: Provided further, That adjutants general who may be drawing such emoluments may be continued in a federally recognized status without pay under this Act.

ARMS, UNIFORMS, EQUIPMENT, AND SO FORTH, FOR FIELD SERVICE, NATIONAL GUARD

To procure by purchase or manufacture and issue from time to time to the National Guard, upon requisition of the Governors of the several States and Territories or the commanding general, National Guard of the District of Columbia, such military equipment and stores of all kinds and reserve supply thereof as are necessary to arm, uniform, and equip for field service the National Guard of the several States, Territories, and the District of Columbia, including animals, motor trucks, motorcycles, field ambulances, and station wagons and to repair such of the aforementioned articles of equipage and military stores as are or may become damaged when, under regulations prescribed by the Secretary of War, such repair may be determined to be an economical measure and as necessary for their proper preservation and use, $12,360,591, of which $500,000 shall be available exclusively for defraying the cost of increasing the strength of the National Guard from approximately two hundred thousand to not exceeding an average of two hundred and five thousand officers and men, and all of the sums appropriated in this Act on account of the National Guard, except the subappropriation of $8,552,290 for expenses, camps of instruction, and so forth, and the subappropriation of $14,194,000 for pay of National Guard (armory drills), shall be accounted for as one fund, and of the total of all sums appropriated in this Act on account of the National Guard, $1,500,000 shall be available immediately: Provided, That the subappropriation for expenses, camps of instruction, and so forth, be increased not to exceed $25,000 by transfer from other sums appropriated in this Act under the heading “National Guard”, exclusive of pay for armory drills: Provided further, That specifications for motor vehicles, which shall be so drawn as to admit of competition, shall to the extent otherwise practicable conform with the requirements of the National Guard: Provided further, That the value of issues made to any State, Territory, or the District of Columbia to replace property surveyed in accordance with section 87, National Defense Act of June 3, 1916, as amended, shall not be charged to the apportionments required by section 67 of that Act, but no such replacement issue shall be made in excess of receipts theretofore collected and covered into the Treasury as miscellaneous receipts pursuant to said section 87, as amended, and section 4 (a) and (b) (22) of the Permanent Appropriation Repeal Act of June 26, 1934: Provided further, That the Secretary of War is hereby authorized to issue from surplus or reserve stores and material on hand and purchased for the United
States Army such articles of clothing and equipment and Field Artillery, Engineer, and Signal material and ammunition as may be needed by the National Guard organized under the provisions of the Act entitled "An Act for making further and more effective provision for the national defense, and for other purposes", approved June 3, 1916 (U.S.C., title 32, sec. 21), as amended. This issue shall be made without charge against National Guard appropriations except for actual expenses incident to such issue.

No appropriation contained in this Act shall be available for any expense for or on account of a larger number of mounted units and wagon companies of the National Guard than were in existence on June 30, 1932: Provided, That officers, warrant officers, and enlisted men of the National Guard and Organized Reserves, who, under regulations prescribed by the Secretary of War, volunteer to participate without pay as competitors or range officers in the national matches to be held during the fiscal year 1938, may attend such matches without pay, notwithstanding any provision of law to the contrary, but shall be entitled to travel and subsistence allowances at the same rates as are provided for civilians who attend and participate in said matches, but this proviso shall not operate to prohibit the pay of such competitors or range officers, provided funds for such payment are available from the appropriation "Promotion of rifle practice, 1938", nor shall any provision in this Act operate to deprive a reserve officer ordered to active duty incident to the national matches of pay for the full period of such active duty, provided funds for such payment are available from the appropriation "Promotion of rifle practice, 1938": Provided further, That officers, warrant officers, and enlisted men of the National Guard and Organized Reserves may be ordered to duty, with their consent, for the care, maintenance, and operation of the ranges used in the conduct of the national matches and such officers, warrant officers, and enlisted men while so engaged shall be entitled to the same pay, subsistence, and transportation as officers, warrant officers, and enlisted men of corresponding grades of the Regular Army are entitled by law, which expense shall be provided by the appropriation "Promotion of rifle practice"; and after being duly mustered may be paid for the period from the date of leaving home rendezvous to date of return thereto as determined in advance, both dates inclusive.

**Organized Reserves**

For pay and allowances of members of the Officers’ Reserve Corps on active duty in accordance with law; mileage, reimbursement of actual traveling expenses, or per diem allowances in lieu thereof, as authorized by law: Provided, That the mileage allowance to members of the Officers’ Reserve Corps when called into active service for training for fifteen days or less shall not exceed 4 cents per mile; pay, transportation, subsistence, clothing, and medical and hospital treatment of members of the Enlisted Reserve Corps; conducting correspondence or extension courses for instruction of members of the Reserve Corps, including necessary supplies, procurement of maps and textbooks, and transportation and traveling expenses of employees; purchase of training manuals, including Government publications and blank forms, subscriptions to magazines and periodicals of a professional or technical nature; establishment, maintenance, and operation of divisional and regimental headquarters and of camps for training of the Organized Reserves; for miscellaneous expenses incident to the administration of the Organized Reserves,
including the maintenance and operation of motor-propelled passenger-carrying vehicles and purchase of thirty such vehicles; for the actual and necessary expenses, or per diem in lieu thereof, at rates authorized by law, incurred by officers and enlisted men of the Regular Army traveling on duty in connection with the Organized Reserves, and for travel of dependents, and packing and transportation of baggage of such personnel; for expenses incident to the use, including upkeep and depreciation costs, of supplies, equipment, and material furnished in accordance with law from stocks under the control of the War Department, except that not to exceed $888,165 of this appropriation shall be available for expenditure by the Chief of the Air Corps for the production and purchase of new airplanes and their equipment, spare parts, and accessories; for transportation of baggage, including packing and crating, of reserve officers ordered to active duty for not less than six months; for the medical and hospital treatment of members of the Officers' Reserve Corps and of the Enlisted Reserve Corps, who suffer personal injury or contract disease in line of duty, as provided by the Act of June 15, 1936 (49 Stat., 1507), and for such other purposes in connection therewith as are authorized by the said Act, including pay and allowances, subsistence, transportation, and burial expenses; in all, $9,837,883; and no part of such total sum shall be available for any expense incident to giving flight training to any officer of the Officers' Reserve Corps unless he shall be found physically and professionally qualified to perform aviation service as an aviation pilot, by such agency as the Secretary of War may designate: Provided, That not to exceed $100,000 of this appropriation may be used for establishment and maintenance of divisional and regimental headquarters.

None of the funds appropriated elsewhere in this Act, except for printing and binding, field exercises, and for pay and allowances of officers and enlisted men of the Regular Army, and for mileage, reimbursement of actual traveling expenses, or per-diem allowances in lieu thereof, as authorized by law, to Air Corps Reserve officers on extended active duty, shall be used for expenses in connection with the Organized Reserves, but available supplies and existing facilities at military posts shall be utilized to the fullest extent possible.

No appropriation made in this Act shall be available for pay, allowances, or traveling or other expenses of any officer of the Organized Reserves who may be drawing a pension, disability allowance, disability compensation, or retired pay from the Government of the United States: Provided, That nothing in this provision shall be so construed as to prevent the application of funds herein contained to the pay, allowances, or traveling expenses of any officer or enlisted man of the Reserve Corps who may surrender said pension, disability allowance, disability compensation, or retired pay for the period of his active duty in the Reserve Corps.

No appropriation made in this Act shall be expended for the pay of a reserve officer on active duty for a longer period than fifteen days, except such as may be detailed for duty with the War Department General Staff under section 3a and section 5 (b) of the National Defense Act, as amended (U. S. C., title 10, secs. 26, 37), or who may be detailed for courses of instruction at the general or special service schools of the Army, or for duty as instructors at civilian military training camps, appropriated for in this Act, or for duty with the Air Corps, under the provisions of section 1 of the Act of June 16, 1936 (49 Stat. 1524), or who may be detailed to active duty with the Regular Army under the provisions of the
Act of August 30, 1935 (U. S. C., title 10, sec. 369a): Provided, That the pay and allowances of such additional officers and nurses of the Medical Reserve Corps as are required to supplement the like officers and nurses of the Regular Army in the care of beneficiaries of the United States Veterans’ Administration treated in Army hospitals may be paid from the funds allotted to the War Department by that Administration under existing law.

CITIZENS’ MILITARY TRAINING

RESERVE OFFICERS’ TRAINING CORPS

For the procurement, maintenance, and issue, under such regulations as may be prescribed by the Secretary of War, to institutions at which one or more units of the Reserve Officers’ Training Corps are maintained, of such public animals, means of transportation, supplies, tentage, equipment, and uniforms as he may deem necessary, including cleaning and laundering of uniforms and clothing at camps; and to forage, at the expense of the United States, public animals so issued, and to pay commutation in lieu of uniforms at a rate to be fixed annually by the Secretary of War; for transporting said animals and other authorized supplies and equipment from place of issue to the several institutions and training camps and return of same to place of issue when necessary; for purchase of training manuals, including Government publications and blank forms; for the establishment and maintenance of camps for the further practical instruction of the members of the Reserve Officers’ Training Corps, and for transporting members of such corps to and from such camps, and to subsist them while traveling to and from such camps and while remaining therein so far as appropriations will permit, or, in lieu of transporting them to and from such camps and subsisting them while en route, to pay them travel allowance at the rate of 5 cents per mile for the distance by the shortest usually traveled route from the places from which they are authorized to proceed to the camp and for the return travel thereto, and to pay the return travel pay in advance of the actual performance of the travel; for expenses incident to the use, including upkeep and depreciation costs, of supplies, equipment, and material furnished in accordance with law from stocks under the control of the War Department; for pay for students attending advanced camps at the rate prescribed for soldiers of the seventh grade of the Regular Army; for the payment of commutation of subsistence to members of the senior division of the Reserve Officers’ Training Corps, at a rate not exceeding the cost of the garrison ration prescribed for the Army, as authorized in the Act approved June 3, 1916, as amended by the Act approved June 4, 1920 (U. S. C., title 10, sec. 387); for the medical and hospital treatment of members of the Reserve Officers’ Training Corps, who suffer personal injury or contract disease in line of duty, and for other expenses in connection therewith, including pay and allowances, subsistence, transportation, and burial expenses, as authorized by the Act of June 15, 1936 (49 Stat., p. 1507); for mileage, traveling expenses, or transportation, for transportation of dependents, and for packing and transportation of baggage, as authorized by law, for officers, warrant officers, and enlisted men of the Regular Army traveling on duty pertaining to or on detail to or relief from duty with the Reserve Officers’ Training Corps; for the purchase, maintenance, repair, and operation of motor vehicles, including station wagons, $4,119,570, and,
in addition, $517,850 of the appropriation "Reserve Officers' Training Corps, 1937", which is hereby reapproriated, and of the total amount hereby made available $400,000 shall be available immediately: Provided, That the Secretary of War is authorized to issue, without charge, in lieu of purchase, for the use of the Reserve Officers' Training Corps, so many horses now belonging to the Regular Army as he may consider desirable: Provided, That uniforms and other equipment or material issued to the Reserve Officers' Training Corps in accordance with law shall be furnished from surplus or reserve stocks of the War Department without payment from this appropriation, except for actual expense incurred in the manufacture or issue: Provided further, That in no case shall the amount paid from this appropriation for uniforms, equipment, or material furnished to the Reserve Officers' Training Corps from stocks under the control of the War Department be in excess of the price current at the time the issue is made: Provided further, That none of the funds appropriated in this Act shall be used for the organization or maintenance of an additional number of mounted, motor transport, or tank units in the Reserve Officers' Training Corps in excess of the number in existence on January 1, 1928: Provided further, That none of the funds appropriated elsewhere in this Act shall be available for any expense on account of any student in Air Corps, Dental Corps, or Veterinary units not a member of such units on May 5, 1932, but such stoppage of further enrollments shall not interfere with the maintenance of existing units: Provided further, That none of the funds appropriated elsewhere in this Act, except for printing and binding and pay and allowances of officers and enlisted men of the Regular Army, shall be used for expenses in connection with the Reserve Officers' Training Corps.

MILITARY SUPPLIES AND EQUIPMENT FOR SCHOOLS AND COLLEGES

For the procurement and issue as provided in section 55c of the Act approved June 4, 1920 (U. S. C., title 10, sec. 1180), and in section 1225, Revised Statutes, as amended, under such regulations as may be prescribed by the Secretary of War, to schools and colleges, other than those provided for in section 40 of the Act above referred to, of such arms, tentage, and equipment, and of ammunition, targets, and target materials, including the transporting of same, and the overhauling and repair of articles issued, as the Secretary of War shall deem necessary for proper military training in said schools and colleges, $8,800.

CITIZENS’ MILITARY TRAINING CAMPS

For furnishing, at the expense of the United States, to warrant officers, enlisted men, and civilians attending training camps maintained under the provisions of section 47d of the National Defense Act of June 3, 1916, as amended (U. S. C., title 10, sec. 442), uniforms, including altering, fitting, washing, and cleaning when necessary, subsistence, or subsistence allowances and transportation, or transportation allowances, as prescribed in said section 47d, as amended; for such expenditures as are authorized by said section 47d as may be necessary for the establishment and maintenance of said camps, including recruiting and advertising therefor, and the cost of maintenance, repair, and operation of passenger-carrying vehicles; for expenses incident to the use, including upkeep and depreciation costs, of supplies, equipment, and material furnished in accordance with law from stocks under the control of the War
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Department; for gymnastic and athletic supplies (not exceeding $20,000); for mileage, reimbursement of traveling expenses, or allowance in lieu thereof as authorized by law, for officers of the Regular Army and Organized Reserves, and for the travel expenses of enlisted men of the Regular Army, traveling on duty in connection with citizens' military training camps; for purchase of training manuals, including Government publications and blank forms; for medical and hospital treatment of members of the citizens' military training camps, who suffer personal injury or contract disease in line of duty, and for other expenses in connection therewith, including subsistence, transportation, and burial expenses, as authorized by the Act of June 15, 1936 (49 Stat., p. 1507); in all, $2,275,000: Provided, That the funds herein appropriated shall not be used for the training of any person in the first year or lowest course, who shall have reached his twenty-fourth birthday before the date of enrollment: Provided further, That none of the funds appropriated elsewhere in this Act except for printing and binding and for pay and allowances of officers and enlisted men of the Regular Army shall be used for expenses in connection with citizens' military training camps: Provided further, That uniforms and other equipment or matériel furnished in accordance with law for use at citizens' military training camps shall be furnished from surplus or reserve stocks of the War Department without payment from this appropriation, except for actual expense incurred in the manufacture or issue: Provided further, That in no case shall the amount paid from this appropriation for uniforms, equipment, or matériel furnished in accordance with law for use at citizens' military training camps from stocks under the control of the War Department be in excess of the price current at the time the issue is made.

Under the authorizations contained in this Act no issues of reserve supplies or equipment shall be made where such issues would impair the reserves held by the War Department for two field armies or one million men.

NATIONAL BOARD FOR PROMOTION OF RIFLE PRACTICE, ARMY

Promotion of rifle practice: For construction, equipment, and maintenance of rifle ranges, the instruction of citizens in marksmanship, and promotion of practice in the use of rifled arms; for arms, ammunition, targets, and other accessories for target practice, for issue and sale in accordance with rules and regulations prescribed by the National Board for the Promotion of Rifle Practice and approved by the Secretary of War; for clerical services, including not exceeding $25,000 in the District of Columbia; for procurement of materials, supplies, trophies, prizes, badges, and services, as authorized in section 113, Act of June 3, 1916, and in War Department Appropriation Act of June 7, 1924; for the conduct of the National Matches, including incidental travel, and for maintenance of the National Board for the Promotion of Rifle Practice, including not to exceed $7,500 for its incidental expenses as authorized by Act of May 28, 1928; to be expended under the direction of the Secretary of War, $645,726.

No part of the appropriations made in this Act shall be available for the salary or pay of any officer, manager, superintendent, foreman, or other person having charge of the work of any employee of the United States Government while making or causing to be made with a stop watch, or other time-measuring device, a time study of any job of any such employee between the starting and completion thereof, or of the movements of any such employee.

Medical and hospital treatment.

Burials.

Provisos.

Age limitation.

Restriction on use of other funds.

Uniforms, etc., from Army surplus stocks.

Current price to govern.

Restriction on use of reserve supplies.

Promotion of rifle practice.

Instruction expenses.

Supplies, etc.


No pay to officer, etc., using time-measuring device.
AN ACT

Making appropriations for the first half of the month of July 1937, for certain operations of the Federal Government which remain unprovided for on July 1, 1937, through the failure of enactment of the supply bills customarily providing for such operations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for defraying during the first half of the month of July 1937 all expenses of the necessary operations of the Federal Government, which, on July 1, 1937, remain unprovided with appropriations through the failure of enactment on or before such date of the supply bills customarily providing for such operations, there are hereby extended for and during such period all appropriations available for obligation for such expenses during the fiscal year ending June 30, 1937, in the same detail and under the same conditions, restrictions, and limitations as such appropriations were provided for on account of such fiscal year.

Sec. 2. To make effective the appropriations extended by section 1, there are hereby appropriated, out of any money in the Treasury not otherwise appropriated, and out of certain revenues, receipts, and funds, respectively, as such appropriations available for the fiscal year ending June 30, 1937, were appropriated, such sums as may be necessary for such first half of the month of July 1937.

Sec. 3. No greater amount shall be expended out of any appropriation provided by this Act than an amount equal to one twenty-fourth of the appropriation available for like purposes for the fiscal year ending June 30, 1937.

Approved, July 1, 1937.

[CHAPTER 424]
SEC. 4. The total expenditures for the entire fiscal year ending June 30, 1938, out of the appropriations made by this Act and the appropriations in the several pending supply bills shall not exceed in the aggregate the amounts finally appropriated, respectively, in such pending supply bills when they shall have been enacted into law.

SEC. 5. This Act shall not be construed as authorizing the duplication of any special expenditure or providing for the execution of any purpose which was intended to be accomplished only once or done solely for or during the fiscal year ending June 30, 1937.

SEC. 6. (a) This Act shall not apply to any expenses or operations of the Federal Government the annual appropriations for which for the fiscal year ending June 30, 1937, have been made on or before July 1, 1937.
   (b) On such date or dates subsequently to July 1, 1937, as the several pending supply bills shall, respectively, become law, the appropriations made by this Act and applicable to the expenses of operation covered by such pending supply bills shall no longer be available for obligation.
   (c) Any appropriations in this Act for such first half of the month of July 1937 for any expense of operation for which an appropriation is proposed in, but not finally made by any of, such pending supply bills when the same shall have become law shall cease to be available for obligation on the date upon which the supply bill in which such appropriation was proposed becomes a law; and any expenditure under any such appropriation in this Act shall not be included in computing the total of expenditures under section 4 hereof.

SEC. 7. The terms “supply bill” and “supply bills”, when used in this Act, mean one or more of the regular appropriation bills customarily enacted annually, and for the purposes of this Act title II of the War Department Appropriation Act for the fiscal year 1937 shall be deemed such a supply bill.

SEC. 8. This Act may be cited as the “Extension of Appropriations Act, 1938”.

Approved, July 1, 1937.

[CHAPTER 425]

JOINT RESOLUTION

Making appropriations for the fiscal year ending June 30, 1938, for the Civilian Conservation Corps, the Railroad Retirement Account, and other activities, and for other purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are hereby appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1938, for the following respective purposes:

LEGISLATIVE

JOINT COMMITTEE ON TAX EVASION AND AVOIDANCE

For payment of salaries and other expenses of the Joint Committee on Tax Evasion and Avoidance authorized by Public Resolution Numbered 40, approved June 11, 1937, including stenographic reporting services under contract without reference to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), per-diem allowances in lieu of actual expenses of subsistence, traveling expenses,
law books, books of reference, periodicals, newspaper clippings, and such other expenditures as the joint committee deems advisable, fiscal years 1937 and 1938, $60,000, to be disbursed one-half by the Secretary of the Senate and one-half by the Clerk of the House of Representatives.

**PAYMENT OF PAGES**

For the payment of twenty-one pages for the Senate and forty-seven pages for the House of Representatives, at $4 per day each, for the period commencing July 1, 1937, and ending with the last day of the month in which the Seventy-fifth Congress adjourns sine die at the first session thereof, so much as may be necessary is appropriated for each legislative body.

**EXECUTIVE**

**CIVILIAN CONSERVATION CORPS**

For all authorized and necessary expenses to carry into effect the provisions of the Act entitled "An Act to establish a Civilian Conservation Corps, and for other purposes", approved June 28, 1937, including personal services in the District of Columbia and elsewhere; the purchase and exchange of law books, books of reference, periodicals, and newspapers; rents in the District of Columbia and elsewhere; the purchase (including exchange), operation, maintenance, and repair of motor-propelled and horse-drawn passenger-carrying vehicles to be used only for official purposes; hire, with or without personal services, of work animals, animal-drawn and motor-propelled vehicles, and watercraft; printing and binding; travel expenses, including not to exceed $2,000 for expenses of attendance at meetings concerned with the work of the Corps when specifically authorized by the Director; construction, improvement, repair, and maintenance of buildings, but the cost of any building erected hereunder shall not exceed $25,000; and all other necessary expenses; fiscal year 1938, $350,000,000, of which sum not to exceed $200,000 may be expended for salaries and expenses of the Office of the Director: Provided, That an enrollee in the Civilian Conservation Corps, or member, or former member, of the Military Establishment, who shall furnish blood from his or her veins for transfusion to the veins of an enrollee or discharged enrollee of the Civilian Conservation Corps undergoing treatment in a Government or civilian hospital authorized to treat such patient, shall be entitled to be paid therefor a reasonable sum not to exceed $50: Provided further, That the employment of employees of the Emergency Conservation Work and of the cooperating Federal agencies whose compensation is paid from Emergency Conservation Work funds, as of June 30, 1937, and whose employment was not specifically terminated as of that date, may be continued without reappointment, subject to review by the Director.

**RAILROAD RETIREMENT BOARD**

Railroad retirement account: For an amount sufficient as an annual premium for the payments required under the Railroad Retirement Act, approved August 29, 1935, and the Railroad Retirement Act, approved June 24, 1937, and authorized to be appropriated to the railroad retirement account established under section 15 (a) of the latter Act, fiscal years 1937 and 1938, $99,880,000, together with the unexpended balance of the appropriation for the payment of annuities to employees, representatives, widows, widowers, or dependent
next of kin of employees, contained in the "Independent Offices Appropriation Act, 1937" and reappropriated in the "Independent Offices Appropriation Act, 1938": Provided, That such amount shall be available until expended for making payments required under said retirement acts, and the amount not required for current payments shall be invested by the Secretary of the Treasury in accordance with the provisions of said Railroad Retirement Act of June 24, 1937: Provided further, That all payments under sections 3, 4, and 5 of the Railroad Retirement Act, 1935, heretofore made from the appropriation contained in the "Independent Offices Appropriation Act, 1937", and reappropriated in the "Independent Offices Appropriation Act, 1938", shall be considered as having been made from the railroad retirement account herein established.

DEPARTMENT OF AGRICULTURE

Rent of buildings: Not to exceed $30,000 of such funds available to the Department of Agriculture for the fiscal year 1938, as the Secretary of Agriculture may determine, may be transferred to the appropriation for rent of buildings in the District of Columbia for such Department for such fiscal year.

TREASURY DEPARTMENT

For the establishment of "the fund for the payment of Government losses in shipment", authorized by the "Government Losses in Shipment Act", $500,000.

SEC. 2. The appropriations and authority with respect to appropriations contained herein shall be available from and including July 1, 1937, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between June 30, 1937, and the date of the enactment of this Joint Resolution in anticipation of such appropriations and authority are hereby ratified and confirmed if in accordance with the terms thereof.

Approved, July 1, 1937.

[CHAPTER 426]

AN ACT

To amend the Act relating to the Omaha-Council Bluffs Missouri River Bridge Board of Trustees, approved June 10, 1930, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for completing the construction of the bridge at or near Farnam Street, authorized under the provisions of section 3 of the Act entitled "An Act to authorize the construction of certain bridges and to extend the times for commencing and completing the construction of other bridges over the navigable waters of the United States", approved June 10, 1930, as extended, is hereby further extended one year from June 10, 1938. It is hereby recognized that construction has been heretofore commenced under the provisions of section 3 of said Act as extended, and said bridge may be constructed at any point, providing the west end of said bridge is within two thousand feet of the center line of said Farnam Street, irrespective of the site of the commencement hereby recognized, subject to the approval of the War Department and the approval of either of the Highway Departments of the States of Iowa or Nebraska, all in accordance with and subject to the provisions of said Act approved June 10, 1930, as extended, and as amended by this Act.

SEC. 2. Any bridge constructed or to be constructed or owned and operated by the Omaha-Council Bluffs Missouri River Bridge Board

July 2, 1937

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of Trustees under said Act of 1930, as herein amended, shall be
deemed a Federal instrumentality for facilitating interstate com-
merce, improving the postal service, and providing for military and
other governmental purposes.

Sec. 3. That in addition to the powers granted by said Act of
1930, said the Omaha-Council Bluffs Missouri River Bridge Board of
Trustees may acquire and purchase and thereafter operate any
other bridge or bridges (including approaches) over the Missouri
River, which (including approaches) abuts upon or enters into the
corporate limits of either or both the cities of Omaha, Nebraska, and
Council Bluffs, Iowa, all in the manner provided by this Act and said
Act of 1930, it being contemplated that all bridges owned and oper-
ated by said Board will be so financed that the obligations incurred
will be amortized and the travel over such bridge or bridges will be
made free of tolls at the same time. It shall be obligatory upon said
Board that all toll revenues after paying the reasonable and proper
charges of operation and maintenance and the accruing interest on
the outstanding indebtedness be applied to the retirement of such
indebtedness. The rate or rates of toll for crossing any bridge now
or hereafter constructed which abuts upon or enters into the present
corporate limits of both the cities of Omaha, Nebraska, and Council
Bluffs, Iowa, shall not be reduced below the rate or rates now in
effect on existing bridges so long as any indebtedness of said Board
for the account of any bridge or bridges shall be outstanding and
unpaid. To pay the cost of any such bridge or bridges so pur-
chased the board may either separately, or in conjunction with the
financing of any other bridge, issue bonds as provided in said Act
of 1930 as herein amended: Provided. That said Board shall operate
each of the bridges under its control and charge and collect such
rates of toll for transit over same as will not reflect upon or impair
the earnings of any other bridge operated by said board, or of which
the construction was financed in whole or in part by a loan and a
grant from the United States of America, or any agency or instru-
mentality thereof, to such extent as to adversely affect any out-
standing bonds which may have been issued for account of such
other bridge: Provided further, That the power granted in this sec-
tion with respect to the acquisition and purchase of any other bridge
shall not be exercised by said the Omaha-Council Bluffs Missouri
River Board of Trustees until all terms of the proposed acquisition
and purchase of any such bridge shall have been approved by the
Highway Departments of the States of Iowa and Nebraska. The
construction of no competing bridge shall hereafter be authorized,
the operation of which will adversely affect such outstanding bonds,
unless provision is otherwise made for the payment thereof: Provided
further, That the rates of toll to be charged for transit over bridges
operated by said Board shall at all times be subject to regulation
by the Secretary of War under the authority contained in the Act
of March 23, 1906.

Sec. 4. That either the State of Nebraska and the State of Iowa,
separately or jointly, or the cities of Omaha and Council Bluffs, sepa-
ately or jointly, or the counties of Douglas, Nebraska, and Pottawat-
tamie, Iowa, separately or jointly, may at any time acquire and take
over all right, title, and interest in all of the bridges, including
approaches, and including any interest in real property necessary
therefor, then owned and operated by said Board. It shall not be
necessary to condemn or expropriate such property, but the said the
Omaha-Council Bluffs Missouri River Bridge Board of Trustees, its
legal representatives and assigns, shall deliver same by proper instru-
ment of conveyance; and no damages or compensation whatsoever
shall be allowed for any such right, title, and interest, but such conveyance shall be made and taken subject to the bonds, debentures, or other instruments of indebtedness of said Board then outstanding, including accrued interest thereon. Such instrument of conveyance shall be executed and delivered within a period of thirty days after a written notice of such intention to take over such property.

SEC. 5. That in addition to the powers granted by said Act of 1930, as extended, said the Omaha-Council Bluffs Missouri River Bridge Board of Trustees, its legal representatives and assigns, are hereby granted power and authority to acquire, condemn, occupy and possess and use real estate and other property acquired for or devoted to a public use for park or other purposes by the State of Nebraska or the State of Iowa, or any governmental or political subdivision thereof, or any person or corporation which real estate or other property may be required for the location, construction, operation, and maintenance of such bridge and its approaches and highways leading thereto, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in condemnation or expropriation of property for public purposes in such State.

SEC. 6. Said bridge may be constructed with the aid of any Federal funds appropriated and apportioned to the States of Iowa and Nebraska, or either of them, for expenditure under the Federal Highway Act, as amended and supplemented, and the limitations of such Act, as amended and supplemented, relating to the construction of toll bridges with Federal funds, and the use of tolls controlled for transit over bridges so constructed and operated shall not be applicable to the tolls authorized to be charged under the provisions of this Act.

SEC. 7. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, July 2, 1937.

[CHAPTER 427]

AN ACT

To provide for the representation of the United States Court of Appeals for the District of Columbia on the annual conference of senior circuit judges.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first paragraph of section 2 of the Act entitled "An Act for the appointment of an additional circuit judge for the fourth judicial circuit, for the appointment of additional district judges for certain districts, providing for an annual conference of certain judges, and for other purposes"; approved September 14, 1922 (42 Stat. 838; U. S. C., title 28, sec. 218), is hereby amended to read as follows:

SEC. 2. "It shall be the duty of the Chief Justice of the United States, or in case of his disability, of one of the other Justices of the Supreme Court, in order of their seniority, as soon as may be after the passage of this Act, and annually thereafter, to summon to a conference on the last Monday in September, at Washington, District of Columbia, or at such other time and place in the United States as the Chief Justice, or, in case of his disability, any of said Justices in order of their seniority, may designate, the senior circuit judge of each judicial circuit and the chief justice of the United States Court of Appeals for the District of Columbia. If any senior circuit judge is unable to attend, the Chief Justice, or in case of his disability, the Justice of the Supreme Court calling said

Right to acquire, etc., property.

Location, approaches, etc.

Federal aid. Expenditure.


Amendment.

Representation of, at annual conference of senior circuit judges.

Time and place.

Substitute for senior circuit judge.
conference, may summon any other circuit or district judge in the judicial circuit whose senior circuit judge is unable to attend, and, if the chief justice of the United States Court of Appeals for the District of Columbia is unable to attend, any other justice of that court may be summoned in like manner, that each circuit may be adequately represented at said conference. It shall be the duty of every judge or justice thus summoned to attend said conference, and to remain throughout its proceedings, unless excused by the Chief Justice, and to advise as to the needs of his circuit and as to any matters in respect of which the administration of justice in the courts of the United States may be improved."

Approved, July 5, 1937.

[CHAPTER 428]

AN ACT

To transfer Crawford County, Iowa, from the southern judicial district of Iowa to the northern judicial district of Iowa.

"Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Crawford County, Iowa, of the western division of the southern judicial district of Iowa be, and it is hereby, detached from said judicial district and attached to the western division of the northern judicial district of Iowa.

Approved, July 5, 1937.

[CHAPTER 429]

AN ACT

To extend the times for commencing and completing the construction of a bridge across Puget Sound at or near a point commonly known as The Narrows in the State of Washington.

"Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge authorized by Act of Congress approved May 28, 1934, heretofore extended by Act of Congress approved August 27, 1935, to be built by the county of Pierce, State of Washington, across Puget Sound, at or near a point commonly known as The Narrows, are hereby further extended one and three years, respectively, from the date of approval hereof.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, July 5, 1937.

[CHAPTER 430]

AN ACT

To provide for a term of court at Livingston, Montana.

"Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 92 of the Judicial Code, as amended (U. S. C., 1934 edition, title 28, sec. 172), is amended to read as follows:

"The State of Montana shall constitute one judicial district, to be known as the district of Montana. Terms of the district court shall be held at Helena, Butte, Great Falls, Lewistown, Billings, Missoula, Glasgow, Havre, Miles City, and Livingston at such times
as may be fixed by rule of such court: Provided, That suitable rooms and accommodations for holding court at Glasgow, Lewistown, Livingston, and Havre are furnished free of all expense to the United States. Causes, civil and criminal, may be transferred by the court or a judge thereof from any sitting place designated above to any other sitting place thus designated, when the convenience of the parties or the ends of justice would be promoted by the transfer; and any interlocutory order may be made by the court or judge thereof in either place."

Approved, July 5, 1937.

[CHAPTER 431]

AN ACT

July 5, 1937

To extend times for commencing and completing the construction of a bridge across the Wabash River at or near Merom, Sullivan County, Indiana.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Wabash River, at or near Merom, Sullivan County, Indiana, authorized to be built by Sullivan County, Indiana, or any board or commission of said county which is or may be created or established for the purpose, by an Act of Congress approved February 10, 1932, heretofore extended by an Act of Congress approved April 30, 1934, and June 28, 1935, and May 1, 1936, are hereby extended one and three years, respectively, from the date of approval hereof.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, July 5, 1937.

[CHAPTER 432]

AN ACT

July 6, 1937

To amend the Interstate Commerce Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 22 (1) of Part I of the Interstate Commerce Act is amended by inserting after the word "guide" the words "or seeing-eye dog or other guide dog specially trained and educated for that purpose".

Approved, July 5, 1937.

[CHAPTER 433]

AN ACT

July 5, 1937

Authorizing the State Roads Commission of the State of Maryland and the State Road Commission of the State of West Virginia to construct, maintain, and operate a free highway bridge across the Potomac River in Washington County, Maryland, at or near a point opposite Shepherdstown, West Virginia, and a point at or near Shepherdstown, Jefferson County, West Virginia, to take the place of a bridge destroyed by flood.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to facilitate interstate commerce, improve the postal service, and provide for military and other purposes, the State Roads Commission of the State of Maryland and/or the State Road Commission of the State of West Virginia be, and is hereby, authorized to construct, maintain, and operate a free highway bridge and approaches thereto across the Potomac River, at a point suitable to the interests of navigation, in Washington County, Maryland, at or near a point
opposite Shepherdstown, West Virginia, and a point at or near Shepherdstown, Jefferson County, West Virginia, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Sec. 2. There is hereby conferred upon the State Roads Commission of the State of Maryland and/or the State Road Commission of the State of West Virginia all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, construction, operation, and maintenance of such bridge and its approaches as are possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State in which real estate or other property is situated, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such State.

Sec. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, July 5, 1937.

[CHAPTER 434]

AN ACT

Authorizing the State Roads Commission of the State of Maryland and the State Road Commission of the State of West Virginia to construct, maintain, and operate a free highway bridge across the Potomac River at or near a point in the vicinity of Hancock, in Washington County, Maryland, and a point near the north end of Morgan County, West Virginia, to take the place of a bridge destroyed by flood.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to facilitate interstate commerce, improve the postal service, and provide for military and other purposes, the State Roads Commission of the State of Maryland and/or the State Road Commission of the State of West Virginia be, and is hereby, authorized to construct, maintain, and operate a free highway bridge across the Potomac River at or near a point in the vicinity of Hancock, in Washington County, Maryland; and a point near the north end of Morgan County, West Virginia, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Sec. 2. There is hereby conferred upon the State Roads Commission of the State of Maryland and/or the State Road Commission of the State of West Virginia all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, construction, operation, and maintenance of such bridge and its approaches as are possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State in which real estate or other property is situated, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such State.

Sec. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, July 5, 1937.
[CHAPTER 435]  
AN ACT  
To extend the times for commencing and completing the construction of a bridge across the Missouri River at or near Niobrara, Nebraska.  

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Missouri River at or near Niobrara, Nebraska, authorized to be built by the county of Knox, State of Nebraska, by section 32 of the Act of Congress approved August 30, 1935, amended by Act of Congress approved May 18, 1936, are extended one and three years, respectively, from August 30, 1937.  

Approved, July 5, 1937.  

[CHAPTER 436]  
AN ACT  
To extend the times for commencing and completing the construction of a bridge across the Snake River between Clarkston, Washington, and Lewiston, Idaho.  

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Snake River between Clarkston, Washington, and Lewiston, Idaho, authorized to be built by the States of Washington and Idaho, by an Act of Congress approved February 19, 1935, are hereby extended one and three years, respectively, from the date of approval hereof.  

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.  

Approved, July 5, 1937.  

[CHAPTER 438]  
JOINT RESOLUTION  
To amend the Act entitled “An Act to amend section 4471 of the Revised Statutes of the United States, as amended.”  

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled “An Act to amend section 4471 of the Revised Statutes of the United States, as amended” (Public, Numbered 712, Seventy-fourth Congress), approved June 20, 1936, is amended by striking out “July 1, 1937” in the first line of the second paragraph thereof and inserting in lieu thereof “October 1, 1937”.  

Approved, July 5, 1937.  

[CHAPTER 441]  
AN ACT  
To amend the Act of May 25, 1933 (48 Stat. 73).  

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act approved May 25, 1933 (48 Stat. 73), be amended by changing the period at the end of the Act to a colon and by adding the following words: “Provided, That on and after the date of the accrediting of the said academies by the Association of American Universities the superintendents of the respective academies may, under such rules and regulations as the respective secretaries may make, confer the
degree of bachelor of science upon such other living graduates of
the said academies as shall have met the requirements of the respec-
tive academies for such degree."
Approved, July 8, 1937.

[CHAPTER 442]  
AN ACT  
To authorize the Secretary of War to lease to Old Fort Niagara Association,
Incorporated, portions of the Fort Niagara Military Reservation, New York.

Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled, That the Secretary
of War be, and he is hereby, authorized to lease to Old Fort Niagara
Association, Incorporated, a nonprofit membership corporation
incorporated under the laws of the State of New York, that portion
of the Fort Niagara Military Reservation, New York, known as Old
Fort Niagara, including all grounds, buildings, and fortifications
pertaining thereto which have been restored and rehabilitated by Old
Fort Niagara Association, Incorporated, and the United States of
America, together with such additional adjacent areas and/or build-
ings as, in the discretion of the Secretary of War, may be or become
necessary for such term or terms and subject to such conditions
as, in the discretion of the Secretary of War, shall be advisable:
Provided, however, That the consideration for any lease executed
pursuant to this Act shall be the maintenance by said Old Fort
Niagara Association, Incorporated, of said premises in accordance
with the terms of such lease, and every such lease shall be revocable
at will by the Secretary of War.
Approved, July 8, 1937.

[CHAPTER 443]  
AN ACT  
Authorizing cash relief for certain employees of the Panama Canal not coming
within the provisions of the Canal Zone Retirement Act.

Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled, That the Governor
of the Panama Canal, under such regulations as may be prescribed
by the President of the United States, may pay cash relief to such
employees of the Panama Canal not coming within the provisions
of the Canal Zone Retirement Act as may become unfit for further
useful service by reason of mental or physical disability resulting
from age or disease, and also to such former employees of the
Panama Canal not coming within the provisions of the Canal Zone
Retirement Act as have within three years prior to the date of
enactment of this Act been separated from the service because of
unfitness for further useful service by reason of such disability:
Provided, That such cash relief shall not exceed $1 per month for
each year of service of the employee so furnished relief, with a
maximum of $25 per month, nor be granted to any employee having
less than ten years’ service with the Panama Canal, including any
service with the Panama Railroad Company on the Isthmus of
Panama.
Sec. 2. That there is hereby authorized to be appropriated
annually such sums as may be necessary to carry out the provisions
of this Act.
Approved, July 8, 1937.
To dispense with the necessity for insurance by the Government against loss or
damage to valuables in shipment, and for other purposes.

Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled, That as soon as
practicable after the approval of this Act the Secretary of the Treas-
ury and the Postmaster General shall, jointly, with the approval
of the President, prescribe regulations governing the shipment of
valuables by the executive departments, independent establishments,
agencies, wholly owned corporations, officers, and employees of the
United States, with a view to minimizing risks of loss and destruc-
tion of, and damage to, such valuables in shipment. After the effec-
tive date of such regulations, which shall be not more than thirty
days after their issuance, it shall be the duty of every such executive
department, independent establishment, agency, wholly owned cor-
poration, officer, and employee, and of every person acting for him
or it, or at his or its direction, to comply with such regulations in
making any shipment of valuables.

SEC. 2. There is hereby authorized to be appropriated, out of any
money in the Treasury not otherwise appropriated, the sum of
$500,000 to be used, under the direction of the Secretary of the
Treasury, for the replacement of valuables, or the value thereof,
lost, destroyed, or damaged in the course of shipment effected pur-
suant to the regulations prescribed under section 1. There is hereby
further authorized to be appropriated annually, beginning with the
fiscal year 1939 and ending with the fiscal year 1948, inclusive, the
sum of $200,000 for the said purposes, and from time to time such
additional sums as may be necessary for the said purposes. There
shall be in the Treasury of the United States a revolving fund, to
be known as “the fund for the payment of Government losses in
shipment” (hereinafter referred to as “the fund”), to be constituted
of the said sum of $500,000 and the sums hereafter appropriated for
the said purposes, together with all recoveries and repayments cred-
ted to the fund as hereinafter provided. There is hereby further
authorized to be appropriated, out of any money in the Treasury
not otherwise appropriated, the sum of $10,000, for expenditures
under the direction of the Secretary of the Treasury, to be used
for the payment of administrative expenses, including personal
services, necessary to carry out the provisions of this Act for the
fiscal year 1938.

SEC. 3. In the event of loss or destruction of, or damage to, val-
valuables of which shipment shall have been made pursuant to the
regulations prescribed under section 1, a claim in writing for replace-
ment shall be made upon the Secretary of the Treasury who, if he
shall be satisfied that such loss, destruction, or damage has occurred
and that shipment was made substantially in accordance with such
regulations, shall cause replacement to be made out of the fund
through such officers as he may designate. Notwithstanding any
provision of law to the contrary, the decision of the Secretary of
the Treasury that such loss, destruction, or damage has occurred or
that such shipment was made substantially in accordance with such
regulations shall be final and conclusive and shall not be subject to
review by any other officer of the United States: Provided, however,
That where the Secretary of the Treasury determines that such
replacement can be effected, in whole or in part, without actual or
ultimate injury to the United States, by a credit in the accounts of
the executive department, independent establishment, agency, officer, employee, or other accountable person making the claim, he shall not resort to the fund, except to the extent that such replacement cannot be so effected by such credit, but shall certify such determination to the Comptroller General and, upon receipt of such certification, the Comptroller General is authorized and directed to make such credit in the settlement of accounts in the General Accounting Office: Provided further, That the fund shall not be available with respect to any loss, destruction, or damage affecting valuables of which shipment shall have been made by or on behalf of the Public Debt Service of the Treasury Department, insofar as such loss, destruction or damage is chargeable against the indefinite appropriation "Expenses of loans, Act of September 24, 1917, as amended and extended" (U.S.C., 1934 edition, title 31, secs. 760, 761): And provided further, That the fund shall not be available with respect to any loss, destruction, or damage affecting valuables of which shipment shall have been made at the risk of private individuals.

Credit for recoveries and repayments.

Insuring of shipments forbidden; exception.

Special cases authorized by Secretary.

Officer, etc., making shipment in accordance with regulations.

Rules and regulations by Secretary of Treasury.

Terms defined—
"Valuables."
indirect, and which is of, or is similar to, a class or kind of article or thing or representative of value which it has been the practice heretofore of the United States to insure as the insured party, against loss, destruction, or damage in shipment, and includes, but is not limited to, coin, specie, bullion, currency, bonds, coupons, debentures, bills, notes, certificates of indebtedness, certificates of deposit, mortgages, assignments, certificates of stock, warehouse receipts, checks, trust receipts, warrants, stamps, and any other securities, papers, or materials of value, whether complete, incomplete, mutilated, in definitive form, or represented by interim documents; the term "United States" as used in this subsection means the United States or any of its executive departments, independent establishments, agencies, wholly owned corporations, officers, or employees;

(b) The term "shipment" means the transportation, or the effecting of transportation, of valuables, without limitation as to the means or facilities used or by which the transportation is effected or the person to whom it is made, and includes, but is not limited to, shipments made to any executive department, independent establishment, agency, wholly or partly owned corporation, officer, or employee of the United States, or any person acting on his or its behalf or at his or its direction;

(c) The term "wholly owned corporation" means any corporation, regardless of the law or laws under which it is incorporated, the capital of which is entirely owned, directly or indirectly, by the United States, and includes the duly authorized officers, employees, and agents thereof;

(d) The term "replacement" means payment, reimbursement, replacement, or duplication or the expenses incident thereto.

Sec. 8. (a) Whenever it is clearly proved to the satisfaction of the Secretary of the Treasury—

(1) That any interest-bearing security of the United States, identified by number and description, payable to bearer or so assigned as to become, in effect, payable to bearer, has been wholly or partly destroyed, or so mutilated or defaced as to impair its value to the owner, or has been lost or stolen under such circumstances, and such a period of time having elapsed after it has matured or has become redeemable pursuant to a call for redemption, as in the judgment of the Secretary would indicate that it has been destroyed or irretrievably lost, is not held by any person as his own property and will never become the basis of a valid claim against the United States; or

(2) That any interest-bearing security of the United States, identified by number and description, which is not payable to bearer and which has not been so assigned as to become, in effect, payable to bearer, has been lost or stolen, so that it is not held by any person as his own property, or has been wholly or partly destroyed, or so mutilated or defaced as to impair its value to the owner;

the Secretary, upon receipt and approval by him of a bond of indemnity, if and as required by subsection (b) hereof, shall, in the case of a security which has not matured or become redeemable pursuant to a call for redemption, issue a substitute marked "duplicate" and showing the serial number of the original security; or shall, in the case of a security which has matured or become redeemable pursuant to a call for redemption, make payment thereof to the owner, with such interest only as would have been paid had the security been presented when it became due and payable: Provided, That in the case of an interim certificate relief may be given by the issue of a definitive security, whether before or after maturity, rather than
by the issue of a substitute or by payment: And provided further, That no payment shall be made on account of interest coupons claimed to have been attached to such original security unless the Secretary is satisfied that such coupons have not been paid, and are in fact destroyed or can never become the basis of a valid claim against the United States.

(b) Except as hereinafter provided, the owner of such lost, stolen, destroyed, mutilated, or defaced security shall file with the Secretary of the Treasury a bond, to indemnify the United States, in such form and amount and with such surety, sureties, or security as the Secretary of the Treasury shall require: Provided, That in case of securities payable to bearer or so assigned as to become, in effect, payable to bearer; the destruction of which has not been proved, a corporate surety, qualified under the provisions of the Act of August 13, 1894, as amended (U. S. C., 1934 edition, title 6, secs. 6-13), shall be required on such bond of indemnity: And provided further, That a bond of indemnity shall not be required in any of the following classes of cases, except as hereinafter provided:

(1) If the Secretary of the Treasury is satisfied that the loss, theft, destruction, mutilation, or defacement, as the case may be, occurred without fault of the owner and while the security was in the custody or the control of the United States (not including the Postal Service when acting solely in its capacity as the public carrier of the mails), or of a person thereunto duly authorized as lawful agent of the United States, or while it was in the course of shipment effected pursuant to and in accordance with the regulations issued under the provisions of this Act;

(2) If substantially the entire security is presented and surrendered by the owner and the Secretary of the Treasury is satisfied as to the identity of the security presented and that any missing portions are not sufficient to form the basis of a valid claim against the United States;

(3) If the lost, stolen, destroyed, mutilated, or defaced security is one which by the provisions of law or by the terms of its issue is transferable only by operation of law;

(4) If the owner is a State or political subdivision thereof, a corporation the whole of whose capital is owned by the United States, a foreign government, or a Federal Reserve bank: Provided, however, That in any of the foregoing classes of cases the Secretary of the Treasury may require a bond of indemnity if he deems it essential to the public interest;

(c) The term "interest-bearing security of the United States" or "security", wherever used in this section, means any direct obligation of the United States issued pursuant to law for valuable consideration and which by its terms bears interest, or is issued on a discount basis, and includes (but is not limited to) bonds, notes, certificates of indebtedness, and Treasury bills, and interim certificates issued for any such security.

(d) The Secretary of the Treasury shall have the power to make such rules and regulations as he may deem necessary for the administration of this section.

(e) Sections 3702, as amended, 3703, 3704, and 3705 of the Revised Statutes of the United States (U. S. C., title 31, secs. 735, 736, 737, and 738) are hereby repealed. Sec. 9. Section 3646 of the Revised Statutes of the United States (U. S. C., 1934 edition, title 31, sec. 528), as amended, is further amended to read as follows:

"(a) Except as hereinafter provided, whenever it is clearly proved to the satisfaction of the Secretary of the Treasury that any original
check of the United States is lost, stolen, or wholly or partly destroyed, or is so mutilated or defaced as to impair its value to its owner or holder, persons authorized to issue such checks on behalf of the United States are authorized, before the close of the fiscal year following the fiscal year in which the original check was issued, to issue to the owner or holder thereof a substitute, marked ‘duplicate’ and showing the number, date, and payee of the original check, upon the receipt and approval by the Secretary of the Treasury of a bond, to indemnify the United States, in such form and amount and with such surety, sureties, or security as the Secretary of the Treasury shall require; but no such substitute shall be payable if the original check shall have first been paid: Provided, however, That the authority herein conferred to issue substitute checks may, in the case of checks issued on account of public-debt obligations and transactions regarding the administration of banking and currency laws, be issued without limitation of time.

“(b) A bond of indemnity shall not be required under subsection (a) of this section in any of the following classes of cases except as hereinafter provided: (1) If the Secretary of the Treasury is satisfied that the loss, theft, destruction, mutilation, or defacement, as the case may be, occurred without fault of the owner or holder and while the check was in the custody or control of the United States (not including the Postal Service when acting solely in its capacity as the public carrier of the mails), or of a person thereunto duly authorized as lawful agent of the United States, or while it was in the course of shipment effected pursuant to and in accordance with the regulations issued under the provisions of the Government Losses in Shipment Act; (2) if substantially the entire check is presented and surrendered by the owner or holder and the Secretary of the Treasury is satisfied as to the identity of the check presented and that any missing portions are not sufficient to form the basis of a valid claim against the United States; (3) if the Secretary of the Treasury is satisfied that the original check is not negotiable and cannot be made the basis of a valid claim against the United States; (4) if the amount of the check is less than $50 and the Secretary of the Treasury is satisfied that the giving of a bond of indemnity would be an undue hardship to the owner or holder; (5) if the owner or holder is a State or political subdivision thereof, a corporation the whole of whose capital is owned by the United States, a foreign government, or a Federal Reserve bank: Provided, however, That in any of the foregoing classes of cases the Secretary of the Treasury may require a bond of indemnity if he deems it essential to the public interest.

“(c) The Secretary of the Treasury shall have the power to make such rules and regulations as he may deem necessary for the administration of the provisions of this section.

“(d) Notwithstanding the provisions of subsections (a), (b), and (c) of this section, whenever any original check of the Post Office Department has been lost, stolen, or destroyed, the Postmaster General may authorize the issuance of a substitute, marked ‘duplicate’ and showing the number, date, and payee of the original check, before the close of the fiscal year following the fiscal year in which the original check was issued, upon the execution by the owner thereof of such bond of indemnity as the Postmaster General may prescribe: Provided, That when such original check does not exceed in amount the sum of $50 and the payee or owner is, at the date of the application, an officer or employee in the service of the Post Office Department, whether by contract, designation, or appointment, the Postmaster General may, in lieu of an indemnity bond, authorize the

Indemnity bond.

Condition of payment.

Indemnity bond not required in cases designated.

Loss, without fault of owner, and while check in U. S. custody, etc.

Original check not negotiable.

Check less than $50 and giving bond would be undue hardship.

Owner is a State, etc.

Provided.

Indemnity bond.

Rules and regulations.

Post Office Department.

Indemnity bond.

Provided.

Affidavit permitted in lieu, if sum less than $50.
issuance of a substitute check or warrant upon such an affidavit as he may prescribe, to be made before any postmaster by the payee or owner of an original check.

"(e) Substitutes, marked as hereinafter provided, drawn on the Treasurer of the United States, shall, after the lapse of the period fixed by section 21 of the Permanent Appropriation Repeal Act, 1934 (48 Stat. 1235; U. S. C., 1934 edition, title 31, sec. 725 (t)), for the payment of the original checks, be payable only as the original checks would be payable thereunder.

“(f) The term 'original check' wherever used in this section means any check, warrant, or other order for the payment of money, payable upon demand and not bearing interest, drawn by a duly authorized officer or agent of the United States on its behalf against an account or funds of the United States, whether upon a bank or upon the Treasurer or other paying officer of the United States, but does not include money, coins, or currency of the United States nor instruments issued by any corporation or other entity owned or controlled by the United States, whether in whole or in part, against such corporation's or entity's own funds; as used in subsection (d) of this section it means such an instrument drawn by a duly authorized officer or employee of the Post Office Department.""

SEC. 10. This Act may be cited as the "Government Losses in Shipments Act".

SEC. 11. This Act shall become effective on July 1, 1937.

Approved, July 8, 1937.
SEC. 2. That such aliens shall be permitted free entry of their personal effects and their equipments to be used in connection with the Silver Jubilee Camp, under such regulations as may be prescribed by the Secretary of the Treasury.

Approved, July 8, 1937.

[CHAPTER 468]

AN ACT

Validating and confirming certain mineral patents issued for lands situated in township 5 south, range 15 east, Montana principal meridian, in the State of Montana.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That those certain mineral patents heretofore issued by the President of the United States, under the mineral laws of the United States, upon the quartz-lode, placer-mining, and mill-site claims described as follows: The Minneapolis Placer Numbered 1, survey numbered 64, except that part thereof within and conflicting with the southeast 1 quarter, section 18, township 5 south, range 15 east, Montana principal meridian; the Millsite, survey numbered 63-F; the Stillwater Placer Numbered 1, survey numbered 71, except as to that portion thereof within and conflicting with the west half southwest quarter, section 28, and the northeast quarter northeast quarter, section 32, township 5 south, range 15 east, Montana principal meridian; Rough Rock, survey numbered 63-B; Stillwater, survey numbered 63-E; Something, survey numbered 72-B; Mountain View, survey numbered 63-A; Red Bird, survey numbered 63-C; Big Thing, survey numbered 63-D; Rough Rock Numbered 2, survey numbered 72-A; Brooklyn, survey numbered 69-A; Avalanche, survey numbered 69-B; Bald Eagle, survey numbered 69-D; Cataract, survey numbered 69-C; New Wabelisky, survey numbered 68-B; Summit, survey numbered 68-A; Perseverance, Emerald, Blue Jay, Copper Bottom, and Ridge Lode mining and mill-site claims, designated by the Surveyor General as lots numbered 70-A, 70-B, 70-C, 70-D, 70-E, and 70-F, respectively, in the Stillwater mining district, township 5 south, range 15 east, Montana principal meridian, in the counties of Stillwater and Sweet Grass, State of Montana, which lands were, at the time the said patents were issued, described, as or assumed to be situated in township 7 south, range 16 east, Montana principal meridian, then unsurveyed, but were in fact situated in township 5 south, range 15 east, Montana principal meridian, be, and the said mineral patents and the titles conveyed thereby are, hereby validated and confirmed.

Approved, July 8, 1937.

[CHAPTER 469]

AN ACT

To provide for the acquisition of certain lands for, and the addition thereof to, the Yosemite National Park, in the State of California, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized to acquire, by purchase when purchaseable at prices deemed by him reasonable—otherwise by condemnation under the provisions of the Act of August 1, 1888, on behalf of the United States under any fund or moneys available
for such purpose, at the time of the passage of this Act, except from the general fund of the Treasury, any of the following-described lands in the State of California now in private ownership, to wit: Section 25, lots 3, 4, 5, 8, and 9, section 34, northeast quarter, southeast quarter of the northwest quarter, lots 1 to 10, inclusive, section 35, section 36, township 1 south, range 19 east; southeast quarter northwest quarter, east half southwest quarter, southeast quarter, lots 2, 3, and 4, section 30, section 31, township 1 south, range 20 east; sections 1, 2, and 3, east half section 10, sections 11 and 12, north half section 14, northeast quarter section 15, township 2 south, range 19 east; southeast quarter northwest quarter, east half southwest quarter, lots 3 to 7, inclusive, section 6, township 2 south, range 20 east, Mount Diablo meridian.

Sec. 2. When title to the aforesaid privately owned lands has been vested in the United States, all of the lands described in section 1 hereof shall be added to and become a part of the Yosemite National Park and shall be subject to all laws and regulations applicable thereto: Provided, That nothing in this Act shall be construed to affect any valid existing rights.

Sec. 3. The provisions of the Act approved June 10, 1920, as amended, known as the Federal Water Power Act, shall not apply to any of the lands added to the Yosemite National Park pursuant to the provisions of this Act.

Approved, July 9, 1937.

[CHAPTER 470]

AN ACT

To amend the Canal Zone Code.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That chapter 1 of title 2, Canal Zone Code, approved June 19, 1934 (48 Stat. 1122), is amended by adding at the end of said chapter a new section numbered 14 and reading as follows:

"14. Air navigation: The Government of the United States is hereby declared to possess, to the exclusion of all foreign nations, sovereign rights, power, and authority over the air space above the lands and waters of the Canal Zone. Until Congress shall otherwise provide, the President is authorized to make rules and regulations and to alter and amend the same from time to time governing aircraft, air navigation, air-navigation facilities, and aeronautical activities within the Canal Zone. Any person who shall violate any of the rules or regulations issued in pursuance of the authority contained in this section shall be punishable by a fine of not more than $500, or by imprisonment in jail for not more than one year, or by both."

Sec. 2. That chapter 3 of title 2, Canal Zone Code, relative to administering oaths and summoning witnesses, is amended by adding at the end of said chapter a new section numbered 44 and reading as follows:

"44. Administering oaths in inquests and in deportation proceedings: Officers of the Panama Canal designated by the Governor or by his authority to act as coroner and deputy coroners and authorized to hold inquests in the Canal Zone, and officers designated by such authority to conduct hearings in reference to the exclusion and deportation of persons from the Canal Zone, are hereby authorized to administer oaths in the conduct of such proceedings."
SEC. 3. That section 81 of title 2 of the Canal Zone Code is amended so as to read as follows:

"81. Appointment, removal, and compensation of necessary persons: All persons, other than the Governor of the Panama Canal, necessary for the care, management, maintenance, sanitation, government, operation, and protection of the Canal and Canal Zone shall—

(a) Be appointed by the President or by his authority;
(b) Be removable at the pleasure of the President; and
(c) Receive such compensation as shall be fixed by the President or by his authority until such time as Congress may by law regulate the same;

and such persons shall be employed and shall serve under such conditions of employment, including matters relating to transportation, medical care, quarters, leave and the commutation thereof, and office hours and hours of labor, as have been or shall hereafter be prescribed by the President: Provided, however, That salaries or compensation fixed by the President hereunder shall in no instance exceed by more than 25 per centum the salary or compensation paid for the same or similar services to persons employed by the Government in continental United States: And provided further, That nothing contained in this section shall affect the application to employees of the Panama Canal of the provisions of section 23 of the Independent Offices Appropriation Act, 1935 (48 Stat. 522)."

Approved, July 9, 1937.

[CHAPTER 471]

AN ACT

To amend Public Act Numbered 467, Seventy-third Congress, entitled "Federal Credit Union Act."

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Federal Credit Union Act is amended by inserting at the end thereof the following new section:

"SEC. 21. Upon application by any credit union organized under State law or by any Federal credit union organized in accordance with the terms of this Act, the membership of which is composed exclusively of Federal employees and members of their families, which application shall be addressed to the officer or agency of the United States charged with the allotment of space in the Federal buildings in the community or district in which said credit union or Federal credit union does business, such officer or agency may in his or its discretion allot space to such credit union if space is available without charge for rent or services."

Approved, July 9, 1937.

[CHAPTER 472]

AN ACT

To amend the stamp provisions of the Bottling in Bond Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first and fourth paragraphs of section 1 of the Act entitled "An Act to allow the bottling of distilled spirits in bond", approved March 3, 1897, as amended (U. S. C., 1934 edition, Supp. II, title 26, sec. 1276), are designated "(1)" and "(6)", respectively, and the second and third paragraphs of said section are amended to read as follows:

"(2) Every bottle when filled shall have affixed thereto and passing over the mouth of the same a stamp denoting the quantity of
distilled spirits contained therein and evidencing the bottling in bond of such spirits under the provisions of this Act, and of regulations prescribed hereunder.

"(3) The Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, shall prescribe (a) regulations with respect to the time and manner of applying for, issuing, affixing, and destroying stamps required by this section, the form and denominations of such stamps, applications for purchase of the stamps, proof that applicants are entitled to such stamps, and the method of accounting for receipts from the sale of such stamps, and (b) such other regulations as the Commissioner shall deem necessary for the enforcement of this Act.

"(4) Such stamps shall be issued by the Commissioner of Internal Revenue to each collector of internal revenue, upon his requisition in such numbers as may be necessary in his district, and, upon compliance with the provisions of this Act and regulations issued hereunder shall be sold by collectors to persons entitled thereto, at a price of 1 cent for each stamp, except that in the case of stamps for containers of less than one-half pint, the price shall be one-quarter of 1 cent for each stamp.

"(5) And there shall be plainly burned, embossed, or printed on the side of each case, to be known as the Government side, such marks, brands, and stamps to denote the bottling in bond of the whisky packed therein as the Commissioner may by regulations prescribe."

Approved, July 9, 1937.
posed of the Secretary of the Interior, the Secretary of Agriculture, the Secretary of Commerce, the Secretary of Labor, three Members of the House to be appointed by the Speaker of the House of Representatives and three Members of the Senate to be appointed by the President of the Senate; which Commission shall serve without additional compensation and shall represent the United States in connection with the holding of a world's fair and celebration in the city of San Francisco during the year 1939.

Sec. 2. There shall be a United States Commissioner for the Golden Gate International Exposition, who shall be appointed by the President, and who shall receive compensation at the rate of $10,000 per annum, and one Assistant Commissioner for said Golden Gate International Exposition, who shall be appointed by the Commissioner with the advice and approval of the Commission herein designated and shall receive compensation not to exceed $7,500 per annum. The salary and expenses of the Commissioner, the Assistant Commissioner, and such staff as the Commission may require, shall be paid out of the funds authorized to be appropriated by this joint resolution, for such period prior to the opening of the Golden Gate International Exposition as the Commission may determine, for the duration of the Golden Gate International Exposition, and for not more than six months after the official closing thereof.

Sec. 3. The Commission shall prescribe the duties of the United States Commissioner and shall delegate such powers and functions to him as it shall deem advisable, in order that there may be exhibited at the Golden Gate International Exposition by the Government of the United States, its executive departments, independent offices, and establishments, such articles and materials and documents and papers as may relate to the growth and development of civilization on the American continents and such as illustrate the function and administrative faculty of the Government in the advancement of industry, science, invention, agriculture, the arts, and peace, and demonstrating the historic growth and nature of American institutions, particularly as regards their adaptation to the needs of the people.

Sec. 4. In carrying out the purposes of this joint resolution, the Commission is authorized—

(a) To appoint, without regard to the civil-service laws and regulations and the Classification Act of 1923, as amended, such clerks, stenographers, and other assistants, and to engage by contract or otherwise such other services as may be necessary in connection with the performance of the functions of the Commission, including the preparation of exhibits plans: Provided, however, That for similar services, the pay shall not be in excess of that provided by the Classification Act of 1923, as amended.

(b) To erect, on land owned by the city and county of San Francisco, such building or buildings, or other structures, and to provide for the landscaping of the site or sites thereof: Provided, That in the construction of buildings and exhibits requiring skilled and unskilled labor, the prevailing rate of wages, as provided in the Act of March 3, 1931 (46 Stat. 1491), shall be paid; to rent such space in the District of Columbia or elsewhere, without regard to section 322 of the Act of June 30, 1932 (47 Stat. 412), as the Commission may deem necessary; and to provide for the decoration and maintenance of buildings, structures, sites, and grounds during the period deemed necessary by the Commission.

(c) To use funds appropriated under authority of the joint resolution to pay salaries of employees of other Government agencies detailed or loaned for duty with the Commission at rates not in excess of the rates received in the agency from which detailed or
loaned; to purchase books of reference, newspapers, and periodicals, payment for which, and for telephone service, rents, and similar items, may be made in advance; to purchase, hire, maintain, repair, and operate passenger-carrying vehicles for use of the Commissioner and Assistant Commissioner without regard to the statutory restrictions upon the price for new cars or the amounts which may be expended for maintenance, repair, and operation; to have printing and binding done elsewhere than at the Government Printing Office in the discretion of the Commission; to entertain distinguished guests; to provide for reimbursement of expenses of travel by airplane when deemed necessary notwithstanding the cost may exceed the cost by rail; to provide for insurance on privately owned exhibits loaned to the Commission; to purchase ice and drinking water for use in buildings and offices; to purchase uniforms for guards and attendants; and to incur such other expenses as may be deemed necessary to the fulfillment of the purposes of this joint resolution.

(d) To allot funds appropriated for the purposes of this resolution to any executive department, independent office, or establishment of the Government with the consent of the head thereof, for direct expenditure in executing the duties or functions delegated by the Commission.

(e) To delegate any of its powers and authority, in its discretion, and any power or authority vested in the Commissioner by this resolution or delegated to him may be delegated or subdelegated by him to the Assistant Commissioner or to any other person or persons in the employ of the Commission or detailed to it.

SEC. 5. The heads of the various executive departments and independent offices and establishments of the Government are authorized to cooperate with said Commissioner in the procurement, installation, and display of exhibits, and to lend to the San Francisco Bay Exposition, Incorporated, sponsors of the Golden Gate International Exposition, with the knowledge and consent of said Commissioner, such articles, specimens, and exhibits as said Commissioner shall deem to be in the interest of the United States and in keeping with the purposes of such world's fair and celebration, to be placed with the science or other exhibits to be shown under the auspices of such Golden Gate International Exposition, to appoint without regard to civil-service laws and regulations and the Classification Act of 1923, as amended, such draftsmen and other assistants as may be necessary, to contract for labor or other services as shall be deemed necessary, and to designate officials or employees of their departments or independent offices and establishments to assist said Commissioner. At the close of the world's fair, or when the connection of the Government of the United States therewith ceases, said Commissioner shall cause all such property to be returned to the respective departments and independent offices and establishments concerned, and any expenses incident to the restoration, modification, and revision of such property to a condition which will permit its use at subsequent expositions and fairs, and for the continued employment of personnel necessary to close out the fiscal and other records and prepare the required reports of the participating organizations, may be paid from the appropriation authorized herein; and if the return of such property is not feasible, he may, with the consent of the Commission and the departments or independent offices and establishments concerned, make such disposition thereof as he may deem advisable and account therefor.

SEC. 6. The sum of $1,500,000 is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for the purpose of this joint resolution, and shall remain avail-
able until expended; except that, upon the termination of the Commission, any unexpended or unobligated balances shall be covered back into the Treasury of the United States. And, subject to the provisions of this joint resolution, the Commission is authorized to erect, on land owned by the city and county of San Francisco, such building or buildings, or other structures, for its own use, and such other buildings and structures as will further the trade and good will between the United States and the other nations of the world, and to provide for the landscaping of the site or sites thereof; to rent such space without regard to the provisions of section 322 of the Act of June 30, 1932 (47 Stat. 412), as the Commission may deem adequate to carry out effectively the provisions of this joint resolution; to provide for the decorations of such buildings or structures, and for the proper maintenance of such buildings or structures, sites, and grounds during the period deemed necessary by the Commission: Provided, That the facilities of the Public Buildings Branch, Procurement Division, Treasury Department, may be utilized in the preparation of plans, drawings, designs, specifications, and estimates, the execution of contracts, and the supervision of construction in connection with any buildings or structures erected for Federal exhibits and for other purposes: Provided further, That funds designated for the foregoing construction purposes may be available for transfer to and expenditure by the Procurement Division, Treasury Department, to the extent and at such times as may be deemed necessary by the Director of Procurement to permit him to carry out such work as the Commission shall deem advisable to be contracted for in that manner. The appropriation authorized by this joint resolution shall be available for the operation of the building or buildings, structure or structures, improvement or improvements, including light, heat, water, gas, maid, janitor, and other required services; for the rental of space in the District of Columbia or elsewhere; for the selection, purchase, preparation, assembling, transportation, installation, arrangement, repair, safekeeping, exhibition, demonstration, and return of such articles and materials as the Commission may decide shall be included in such Government exhibits and in the exhibits of the Golden Gate International Exposition; for the purchase of uniforms, for the compensation of said Commissioner, Assistant Commissioner, and other officers and employees of the Commission in the District of Columbia and elsewhere, for the payment of salaries of officers and employees of the Government employed by or detailed for duty with the Commission, for actual traveling expenses, including travel by air, water, and automobile, and for per diem in lieu of actual subsistence at not to exceed $5 per day: Provided further, That no Government official or employee detailed for duty with the Commission shall receive a salary in excess of the rate which he has been receiving in the department or branch where regularly employed, plus such reasonable allowance to officers and enlisted men of the armed forces for additional uniforms and equipment required by participation in the Golden Gate International Exposition, including alterations, laundering, cleaning, and pressing thereof, as deemed proper by the Commissioner; for telephone service, purchase or rental of furniture and equipment, stationery, and supplies, typewriting, adding, duplicating, and computing machines, their accessories and repairs, books of reference and periodicals, uniforms, maps, reports, documents, plans, specifications, manuscripts, newspapers, and all other appropriate publications, and ice and electric refrigeration and drinking water for office pur-
Payments in advance. 

Supervision of expenditures, etc.

Delegation of functions.

Allotment of funds to executive departments, etc.

Approval of vouchers, etc., exception.

Audits.


Acceptance of contributions.

Disposal of material, etc., at close.

Penalty. 

Auction sales.

Discretionary transfer of buildings to city, etc.

posses: Provided further, That payment for telephone service, rents, subscriptions to newspapers and periodicals, and other similar purposes may be made in advance; for the purchase and hire of passenger-carrying automobiles, their maintenance, repair, and operation, for the official use of said Commissioner and Assistant Commissioner in the District of Columbia or elsewhere as required; for printing and binding; for entertainment of distinguished visitors; and for all other expenses as may be deemed necessary by the Commission to fulfill properly the purposes of this joint resolution. All purchases, expenditures, and disbursements of any moneys made available by authority of this joint resolution shall be made under the direction of the Commission: Provided further, That the Commission, without release of responsibility, as hereinafore stipulated, may delegate these powers and functions: Provided further, That the Commission or its delegated representatives may allot funds appropriated herein to any executive department, independent office, or establishment of the Government with the consent of the heads thereof, for direct expenditure by such executive department, independent office, or establishment, for the purpose of defraying any proper expenditure which may be incurred by such executive department, independent office, or establishment in executing the duties and functions delegated by the Commission. All accounts and vouchers covering expenditures shall be approved by said Commissioner or by such assistants as the Commission may designate, except for such allotments as may be made to the various executive departments, independent offices, and establishments for direct expenditure; but these provisions shall not be construed to waive the submission of accounts and vouchers to the General Accounting Office for audit, and permit any obligations to be incurred in excess of the amount authorized to be appropriated herein: And provided further, That in the construction of buildings and exhibits requiring skilled and unskilled labor, the prevailing rate of wages, as provided in the Act of March 3, 1931, as amended, shall be paid. Subject to the provisions of this joint resolution, the Commission is authorized to make any expenditures or allotments deemed necessary by it to fulfill properly the purposes of this joint resolution.

Sec. 7. The Commissioner, with the approval of the Commission, may receive contributions from any source to aid in carrying out the purposes of this joint resolution, but such contributions shall be expended and accounted for in the same manner as the funds authorized to be appropriated by this joint resolution. The Commissioner is also authorized to receive contributions of material, or to borrow material or exhibits, and to accept the services of any skilled and unskilled labor that may be available through State or Federal relief organizations, to aid in carrying out the general purposes of this joint resolution. At the close of the world's fair and celebration or when the connection of the Government of the United States therewith ceases, the Commissioner shall dispose of any such portion of the material contributed as may be unused, and return such borrowed property; and, under the direction of the Commission, dispose of any buildings or structures which may have been constructed and account therefor: Provided, That all disposition of materials, property, buildings, and so forth, shall be at public sale to the highest bidder, and the proceeds thereof shall be covered into the Treasury of the United States: Provided further, That the Commission may, if it deems it desirable and in the public interest, transfer, with or without consideration, the title to the Federal Exhibits Building or Buildings erected or constructed to the city and county of San Francisco.
The Commissioner, with the approval of the Commission and in cooperation with the Secretary of the Interior, may make provision for participation in the exposition by the Indian citizens of the United States. For this purpose the Commission may allot funds appropriated under authority of this joint resolution as may be necessary for the erection of buildings, the employment of supervisory and other personnel without regard to the civil-service laws and regulations and to fix their salaries in accordance with the Classification Act of 1923, as amended, and for all other expenses incident thereto, as the Commission shall deem advisable to be contracted for in that manner.

Sec. 8. It shall be the duty of the Commission to transmit to Congress, within six months after the close of the world's fair, a detailed statement of all expenditures, and such other reports as may be deemed proper, which reports shall be prepared and arranged with a view to concise statement and convenient reference. Upon the transmission of such report to Congress the Commission established by and all appointments made under the authority of this joint resolution shall terminate.

Approved, July 9, 1937.

[CHAPTER 474] JOINT RESOLUTION


Whereas there is to be held in the city of New York during the year 1939 a world's fair and celebration commemorating the one hundred and fiftieth anniversary of the inauguration of the first President of the United States of America and of the establishment of the Federal Government in the city of New York; and

Whereas the State and city of New York have provided a site and permanent public improvements adjacent to the site at an estimated cost of $18,000,000 and New York World's Fair 1939 Incorporated proposes to make available for such world's fair through the sale of its debentures to the public or otherwise a sum not less than $25,000,000; and

Whereas such world's fair and celebration are worthy and deserving of the support and encouragement of the United States; and the United States has aided and encouraged such world's fairs and celebrations in the past; Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby established a Commission, to be known as the United States New York World's Fair Commission and to be composed of the Secretary of Agriculture, the Secretary of Commerce, the Secretary of Labor, three Members of the House to be appointed by the Speaker of the House of Representatives and three Members of the Senate to be appointed by the President of the Senate; which Commission shall serve without additional compensation and shall represent the United States in connection with the holding of a world's fair and celebration in the city of New York during the observance in the year 1939 of the one hundred and fiftieth anniversary of the inauguration of the first President of the United States of America and of the establishment of the Federal Government in the city of New York.

Sec. 2. There shall be a United States Commissioner for the New York World's Fair, who shall be appointed by the President, and who shall receive compensation at the rate of $10,000 per annum, and two Assistant Commissioners, not of the same political party for
said New York World's Fair, who shall be appointed by the Commissioner with the advice and approval of the Commission herein designated and shall receive compensation not to exceed $7,500 per annum. The salary and expenses of the Commissioner, the Assistant Commissioners, and such staff as the Commission may require, shall be paid out of the funds authorized to be appropriated by this joint resolution, for such period prior to the opening of the world's fair as the Commission may determine, for the duration of the world's fair, and for not more than six months after the official closing thereof.

SEC. 3. The Commission shall prescribe the duties of the United States Commissioner and shall delegate such powers and functions to him as it shall deem advisable in order that there may be exhibited at the New York World's Fair by the Government of the United States, its executive departments, independent offices, and establishments, such articles and materials and documents and papers as may relate to this period of our history and such as illustrate the function and administrative faculty of the Government in the advancement of industry, science, invention, agriculture, the arts, and peace, and demonstrating the nature of our institutions, particularly as regards their adaptation to the needs of the people.

SEC. 4. The Commission is authorized to appoint, without regard to the civil-service laws and regulations and the Classification Act of 1923, as amended, such clerks, stenographers, and other assistants as may be necessary; purchase such materials, contract for such labor and other services as are necessary, including the preparation of exhibits plans: Provided, That the Commission may delegate such powers in its discretion. The Commissioner may exercise such powers as are delegated to him by the Commission as hereinbefore provided, and in order to facilitate the functioning of his office may subdelegate such powers (authorized or delegated), as may be deemed advisable by the Commission, to the Assistant Commissioners or others in the employ of or detailed to the Commission.

SEC. 5. The heads of the various executive departments and independent offices and establishments of the Government are authorized to cooperate with said Commissioner in the procurement, installation, and display of exhibits, and to lend to the New York World's Fair, with the knowledge and consent of said Commissioner, such articles, specimens, and exhibits as said Commissioner shall deem to be in the interest of the United States and in keeping with the purposes of such world's fair and celebration, to be placed with the science or other exhibits to be shown under the auspices of such New York World's Fair; to appoint without regard to civil-service laws and regulations and the Classification Act of 1923, as amended, such draftsmen and other assistants as may be necessary; to contract for such labor or other services as shall be deemed necessary; and to designate officials or employees of their departments or branches to assist said Commissioner. At the close of the world's fair, or when the connection of the Government of the United States therewith ceases, said Commissioner shall cause all such property to be returned to the respective departments and branches concerned, and any expenses incident to the restoration, modification, and revision of such property to a condition which will permit its use at subsequent expositions and fairs, and for the continued employment of personnel necessary to close out the fiscal and other records and prepare the required reports of the participating organizations, may be paid from the appropriation authorized therein; and if the return of such property is not feasible, he may, with the consent of the Commission and
the department or branch concerned, make such disposition thereof
as he may deem advisable and account therefor.

Sec. 6. The sum of $3,000,000 is hereby authorized to be appro-
priated, out of any money in the Treasury not otherwise appropri-
ated, for the purposes of this joint resolution, and shall remain
available until expended; except that, upon the termination of the
Commission, any unexpended or unobligated balance shall be
covered back into the Treasury of the United States. And, subject
to the provisions of this joint resolution, the Commission is author-
zized to erect such building or buildings, or other structures, for its
own use, and such other buildings and structures as will further
the trade and good will between the United States and the other
nations of the world, and to provide for the landscaping of the
site or sites thereof; to rent such space without regard to the
provisions of section 322 of the Act of June 30, 1932 (47 Stat. 412),
as the Commission may deem adequate to carry out effectively the
provisions of this joint resolution; to provide for the decoration of
such buildings or structures, and for the proper maintenance of such
buildings or structures, site, and grounds during the period deemed
necessary by the Commission. The appropriation authorized by
this joint resolution shall be available for the operation of the
building or buildings, structure or structures, improvement or
improvements, including light, heat, water, gas, janitor, and other
required services; for the rental of space in the District of
Columbia or elsewhere; for the selection, purchase, preparation,
assembling, transportation, installation, arranging, safekeeping,
exhibition, demonstration, and return of such articles and materials
as the Commission may decide shall be included in such Govern-
ment exhibit and in the exhibits of the New York World's Fair;
for the purchase of uniforms, for the compensation of said Com-
misssioner, Assistant Commissioners, and other officers and employees
of the Commission in the District of Columbia and elsewhere, for
the payment of salaries of officers and employees of the Government
employed by or detailed for duty with the Commission, for actual
traveling expenses, including travel by air, and for per diem in
lieu of actual subsistence at not to exceed $5 per day: Provided,
That no Government official or employee detailed for duty with
the Commission shall receive a salary in excess of the rate which
he has been receiving in the department or branch where regularly
employed; for telephone service, purchase or rental of furniture
and stationery and supplies, typewriting, adding, duplicating, and computing machines, their accessories and repairs,
books of reference and periodicals, maps, reports, documents, plans,
specifications, manuscripts, newspapers, and all other appropriate
publications, and ice and drinking water for office purposes:
Provided further, That payment for telephone service, rents, sub-
scriptions to newspapers and periodicals, and other similar purposes,
may be made in advance; for the purchase and hire of passenger-
carrying automobiles, their maintenance, repair, and operation, for
the official use of said Commissioner and Assistant Commissioners
in the District of Columbia or elsewhere as required; for printing
and binding; for entertainment of distinguished guests; and for
all other expenses as may be deemed necessary by the Commission
to fulfill properly the purposes of this joint resolution. All pur-
chases, expenditures, and disbursements of any moneys made avail-
able by authority of this joint resolution shall be made under the
direction of the Commission: Provided further, That the Commis-
sion, without release of responsibility, as hereinbefore stipulated,
may delegate these powers and functions: Provided further, That the Commission or its delegated representatives may allot funds appropriated herein to any executive department, independent office, or establishment of the Government with the consent of the heads thereof, for direct expenditure by such executive department, independent office, or establishment under such regulations as the Commission may promulgate, for the purpose of defraying any proper expenditure which may be incurred by such executive department, independent office, or establishment in executing the duties and functions delegated by the Commission. All accounts and vouchers covering expenditures shall be approved by said Commissioner or by such assistants as the Commission may designate except for such allotments as may be made to the various executive departments, independent offices, and establishments for direct expenditure; but these provisions shall not be construed to waive the submission of accounts and vouchers to the General Accounting Office for audit, and permit any obligations to be incurred in excess of the amount authorized to be appropriated herein: And provided further, That in the construction of buildings and exhibits requiring skilled and unskilled labor, the prevailing rate of wages, as provided in the Act of March 3, 1931, shall be paid. Subject to the provisions of this joint resolution, the Commission is authorized to make any expenditures or allotments deemed necessary by it to fulfill properly the purposes of this joint resolution.

Sec. 7. The Commissioner, with the approval of the Commission, may receive contributions from any source to aid in carrying out the purposes of this joint resolution, but such contributions shall be expended and accounted for in the same manner as the funds authorized to be appropriated by this joint resolution. The Commissioner is also authorized to receive contributions of material, or to borrow material or exhibits, and to accept the services of any skilled and unskilled labor that may be available through State or Federal relief organizations, to aid in carrying out the general purposes of this joint resolution. At the close of the world's fair and celebration or when the connection of the Government of the United States therewith ceases the Commissioner shall dispose of any such portion of the material contributed as may be unused, and return such borrowed property; and, under the direction of the Commission, dispose of any buildings or structures which may have been constructed and account therefor: Provided, That all disposition of materials, property, buildings, and so forth, shall be at public sale to the highest bidder, and the proceeds thereof shall be covered into the Treasury of the United States: Provided further, That the Commission may, if it deems it desirable and in the public interest, transfer without consideration and title to the Federal Exhibits Building erected or constructed to the city of New York.

Sec. 8. It shall be the duty of the Commission to transmit to Congress, within six months after the close of the world's fair, a detailed statement of all expenditures, and such other reports as may be deemed proper, which reports shall be prepared and arranged with a view to concise statement and convenient reference. Upon the transmission of such report to Congress the Commission established by and all appointments made under the authority of this joint resolution shall terminate.

Approved, July 9, 1937.
[CHAPTER 481]

AN ACT

To amend section 460, chapter 44, title II, of the Act entitled "An Act to define and punish crimes in the District of Alaska and to provide a code of criminal procedure for said District", approved March 3, 1899, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 460, chapter 44, title II, of the Act entitled "An Act to define and punish crimes in the District of Alaska and to provide a code of criminal procedure for said District", approved March 3, 1899, as amended, is amended by striking out the following paragraphs:

"Freight and passenger transportation lines, propelled by mechanical power registered in the Territory of Alaska, or not paying license or tax elsewhere, and river and lake steamers, as well as transportation lines doing business wholly within the Territory of Alaska, one dollar per ton per annum or 1 net tonnage, customhouse measurement, of each vessel.

"SHIPS AND SHIPPING: Ocean and coastwise vessels doing local business for hire plying in Alaskan waters, registered in Alaska or not paying license or tax elsewhere, one dollar per ton per annum on net tonnage, customhouse measurement, of each vessel."

Sec. 2. Nothing in this Act shall abrogate, limit, or curtail the powers granted the Territorial Legislature of Alaska to impose taxes or licenses, nor limit or curtail any powers granted to the Territorial Legislature of Alaska by the Act of Congress approved August 24, 1912, entitled "An Act to create a legislative assembly in the Territory of Alaska, to confer legislative powers thereon, and for other purposes", or by any other Act of Congress.

Approved, July 10, 1937.

[CHAPTER 482]

AN ACT

To amend the Hawaiian Homes Commission Act, 1920.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 203 (1), 203 (4), 204 (2), 207 (1), 208, 208 (1), 208 (5), 208 (6), 208 (7), 209 (1), 209 (2), 209 (3), 209 (4), 215 (1), 215 (2), 215 (3), 216, and 220 of the Hawaiian Homes Commission Act, 1920, be amended to read as follows:

"Sec. 203. (1) On the island of Hawaii: Kamaoa-Puueo (eleven thousand acres, more or less), in the district of Kau; Puukapu (twelve thousand acres, more or less), Kawaihae 1 (ten thousand acres, more or less), and Pauahi (seven hundred and fifty acres, more or less), in the district of South Kohala; Kamoku-Kaupalena (five thousand acres, more or less), Waimanu (two hundred acres, more or less), Waimunu (two hundred acres, more or less), and Nienie (seven thousand three hundred and fifty acres, more or less), in the district of Hamakua; fifty-three thousand acres to be selected by the Commission from the lands of Humuula Mauka, in the district of North Hilo; Panaewa, Waiakea (two thousand acres, more or less), Waiakea-kai, or Keaukaha (two thousand acres, more or less), and two thousand acres of agricultural lands to be selected by the Commission from the lands of Pihipona, in the district of South Hilo; and two thousand acres to be selected by the Commis-

1 So in original.

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sion from the lands of Kache-Makuu, in the district of Puna; land at Keaukaha, Hawaii; more particularly described as follows:

"Parcel I

"Now set aside as Keaukaha Beach Park by Executive Order Numbered 421, and being a portion of the Government land of Waiakea, South Hilo, Hawaii.

"Beginning at the southeast corner of this parcel of land, on the north side of Kalanianaole Road, the coordinates of said point of beginning referred to Government survey triangulation station 'Halai' being five thousand six hundred and eighty-one and twelve one-hundredths feet north and seventeen thousand nine hundred and thirty-three and fifteen one-hundredths feet east, as shown on Government Survey Registered Map Numbered 2704, and running by true azimuths.

"1. Sixty-one degrees fifty-eight minutes one thousand three hundred and fifty-one and seventy-three one-hundredths feet along the north side of Kalanianaole Road (fifty feet wide);

"2. One hundred and fifty-one degrees fifty-eight minutes eight hundred and forty feet along United States military reservation for river and harbor improvements (Executive Order Numbered 176);

"Thence along the seashore at high-water mark, the direct azimuths and distances between points at seashore being:

"3. Two hundred and eighty-two degrees no minutes four hundred and sixty-eight and fifty one-hundredths feet;

"4. Thirty degrees twenty minutes four hundred and sixty-one feet;

"5. Two hundred and eighty-one degrees twenty minutes one hundred and forty feet;

"6. Two hundred and forty-two degrees twenty minutes two hundred and fifty feet;

"7. Three hundred and thirteen degrees twenty minutes four hundred and forty-one feet;

"8. Two hundred and sixty degrees twenty minutes one hundred and forty feet;

"9. Two hundred and five degrees no minutes sixty feet;

"10. One hundred and ten degrees twenty minutes two hundred and twenty feet;

"11. Ninety degrees fifty minutes eighty feet;

"12. Eighty degrees twenty minutes four hundred and thirty feet;

"13. Two hundred and fifty degrees thirty minutes four hundred and thirty feet;

"14. Three hundred and thirty-one degrees fifty-eight minutes three hundred and eighty feet along parcel II of Government land to the point of beginning and containing an area of eleven and twenty one-hundredths acres, more or less.

"Parcel II

"Being a portion of the Government land of Waiakea, South Hilo, Hawaii, and located on the north side of Kalanianaole Road and adjoining parcel I, hereinbefore described.

"Beginning at the south corner of this parcel of land, on the north side of Kalanianaole Road, the coordinates of said point of beginning referred to Government survey triangulation station 'Halai', being five thousand six hundred and eighty-one and twelve one-hundredths feet north and seventeen thousand nine hundred and thirty-three and fifteen one-hundredths feet east and running by true azimuths:
1. One hundred and fifty-one degrees fifty-six minutes three hundred and eighty feet along the east boundary of parcel I;
2. Two hundred and twenty-nine degrees forty-five minutes thirty seconds one hundred and ninety-one and one one-hundredth feet;
3. One hundred and ninety-eight degrees no minutes two hundred and thirty feet to a one-and-one-half-inch pipe set in concrete;
4. Three hundred and seven degrees thirty-eight minutes five hundred and sixty-two and twenty-one one-hundredths feet to a one-and-one-half-inch pipe set in concrete;
5. Twenty-eight degrees no minutes one hundred and twenty-one and thirty-seven one-hundredths feet to the north side of Kalanianaole Road;
6. Sixty-one degrees fifty-eight minutes four hundred and eighty-three and twenty-two one-hundredths feet along the north side of Kalanianaole Road to the point of beginning and containing an area of five and twenty-six one-hundredths acres, more or less.

Sec. 203. (4) On the island of Oahu: Nanakuli (three thousand acres, more or less), and Lualualei (two thousand acres, more or less), in the District of Waianae; and Waimanalo (four thousand acres, more or less), in the District of Koolaupoko, excepting therefrom the military reservation and the beach lands; and those certain portions of the lands of Auwaiolimu, Kewalo, and Kalawahine described by metes and bounds as follows, to wit:

(1) Portion of the Government land at Auwaiolimu, Punchbowl Hill, Honolulu, Oahu, described as follows:
Beginning at a pipe at the southeast corner of this tract of land, on the boundary between the lands of Kewalo and Auwaiolimu, the coordinates of said point of beginning referred to Government survey triangulation station 'Punchbowl', being one thousand one hundred and thirty-five and nine-tenths feet north and two thousand five hundred and fifty-seven and eight-tenths feet east as shown on Government Survey Registered Map Numbered 2692, and running by true azimuths:
1. One hundred and sixty-three degrees thirty-one minutes two hundred and fifty-seven and eight-tenths feet along the east side of Punchbowl-Makiki Road;
2. Ninety-four degrees eight minutes one hundred and twenty-four and nine-tenths feet across Tantalus Drive and along the east side of Puuowaina Drive;
3. One hundred and thirty-one degrees thirteen minutes two hundred and thirty-two and five-tenths feet along a twenty-five-foot roadway;
4. One hundred and thirty-nine degrees fifty-five minutes twenty and five-tenths feet along same;
5. One hundred and sixty-eight degrees seventeen minutes two hundred and fifty-seven and eight-tenths feet along Government land (old quarry lot);
6. One hundred and fifty-six degrees thirty minutes three hundred and thirty-three feet along same to a pipe;
7. Thence following the old Auwaiolimu stone wall along L. C. award 3143 to Lcenui, grant 5147 (lot 8 to C. W. Booth), L. C. award 1375 to Kapule, and L. C. award 1355 to Kekuanoni, the direct azimuth and distance being two hundred and forty-nine degrees forty-one minutes one thousand three hundred and three and five-tenths feet;
8. Three hundred and twenty-one degrees, twelve minutes, six hundred and ninety-three feet along the remainder of the land of Auwaiolimu.
9. Fifty-one degrees, twelve minutes, one thousand and four hundred feet along the land of Kewalo to the point of beginning; containing an area of twenty-seven acres; excepting and reserving therefrom Tantalus Drive and Auwaiolimu Street crossing this land;

(II) Portion of the land of Kewalo, Punchbowl Hill, Honolulu, Oahu, being part of the lands set aside for the use of the Hawaii Experiment Station of the United States Department of Agriculture by proclamation of the Acting Governor of Hawaii, dated June 10, 1901, and described as follows:

"Beginning at the northeast corner of this lot, at a place called 'Puu Ea' on the boundary between the lands of Kewalo and Auwaiolimu, the coordinates of said point of beginning referred to Government survey triangulation station 'Punchbowl', being three thousand two hundred and fifty-five and six-tenths feet north and five thousand two hundred and forty-four and seven-tenths feet east, as shown on Government Survey Registered Map Numbered 2692 of the Territory of Hawaii, and running by true azimuths:

"1. Three hundred and fifty-four degrees thirty minutes nine hundred and thirty feet along the remainder of the land of Kewalo, to the middle of the stream which divides the lands of Kewalo and Kalawahine;

"2. Thence down the middle of said stream along the land of Kalawahine, the direct azimuth and distance being forty-nine degrees sixteen minutes one thousand five hundred and twelve and five-tenths feet;

"3. One hundred and forty-one degrees twelve minutes eight hundred and sixty feet along the remainder of the land of Kewalo;

"4. Two hundred and thirty-one degrees twelve minutes five hundred and fifty-two and six-tenths feet along the land of Auwaiolimu to 'Puu Iole';

"5. Thence still along the said land of Auwaiolimu following the top of the ridge to the point of beginning, the direct azimuth and distance being two hundred and thirty-two degrees twenty-six minutes one thousand four hundred and seventy feet and containing an area of thirty acres; excepting and reserving therefrom Tantalus Drive crossing this land;

(III) Portion of the land of Kalawahine situate mauka or northeast of Roosevelt High School, Honolulu, Oahu.

Being portion of L. C. award 11215, Apana 2, to Keliiahonui conveyed by W. M. Giffard to the Territory of Hawaii by deed dated February 1, 1907, and recorded in Liber 291, page 1.

"Beginning at the south corner of this parcel of land and near the east corner of Roosevelt High School lot, the coordinates of said point of beginning referred to Government survey triangulation station 'Punchbowl', being twenty-five and two one-hundredths feet south and four thousand one hundred and seventeen and thirty-nine one-hundredths feet east as shown on Government survey registered map numbered 2985 and running by azimuths measured clockwise from true south:

"1. One hundred and twenty-eight degrees fifty-four minutes seven hundred and thirteen one-hundredths feet along Roosevelt High School lot, and passing over a pipe at six hundred and eighty-four and thirteen one-hundredths feet;

"2. Thence up along the middle of stream in all its turns and windings along the land of Kewalo-uka to the south corner of Hawaiian Home land (Presidential Executive Order Numbered
5561), the direct azimuth and distance being two hundred and thir-
teen degrees forty-eight minutes forty seconds one thousand one 
hundred and twelve and twenty one-hundredths feet;
"3. Thence continuing up along the middle of stream in all its 
turns and windings along the land of Kewalo-uka (Presidential 
Executive Order Numbered 5561), to the south side of Tantalus 
Drive realinement, the direct azimuth and distance being two hun-
dred and twenty-eight degrees twenty-nine minutes ten seconds one 
thousand three hundred and ninety-one feet;
"4. Thence on a curve to the right with a radius of one hundred 
and twenty and seventy-eight one-hundredths feet along the southerly 
side of Tantalus Drive realinement (sixty feet wide), the direct 
azimuth and distance being three hundred and fifty-eight degrees 
seventy-five minutes one hundred and ninety-three and forty-
seven feet沿
"5. Fifty-one degrees forty-two minutes one hundred and ninety-
three and thirty-five one-hundredths feet along the southerly side of 
Tantalus Drive realinement;
"6. Thence on a curve to the left with a radius of three hundred 
and thirty feet, along same, the direct azimuth and distance being 
twenty-five degrees twenty-three minutes ten seconds two hundred 
and ninety-two and fifty-eight one-hundredths feet;
"7. Twenty-two degrees fifty-three minutes two hundred and 
ninety-one and ninety-three one-hundredths feet along the southerly 
side of Tantalus Drive realinement and along the west side of 
Kalawahine Slope lots;
"8. Thence on a curve to the left with a radius of three hundred 
and fifty minutes forty-seven feet along the west side of the 
Kalawahine Slope lots, the direct azimuth and distance being six 
degrees twenty-one minutes thirty seconds one hundred and seventy-
three and eighty-five one-hundredths feet;
"9. Three hundred and forty-nine degrees fifty minutes forty-
seven feet along the west side of the Kalawahine Slope lots;
"10. Thence on a curve to the right with a radius of five hundred 
and twenty feet along same and along Territorial land, the direct 
azimuth and distance being seventeen degrees thirty-one minutes four 
hundred and eighty-three and eighteen one-hundredths feet; 
"11. Three hundred and fifteen degrees twelve minutes seventy-
five feet along Territorial land;
"12. Forty-five degrees twelve minutes six hundred and eleven and 
two one-hundredths feet along the northwest side of a twenty-foot 
road reserve; 
"13. Thirty-four degrees four minutes thirty seconds three hundred 
and thirty-six and ninety-six one-hundredths feet along same to the 
point of beginning and containing an area of thirty-one and sixty 
one-hundredths acres.

"(IV)Portion of the Hawaiian Experiment Station under the 
control of the United States Department of Agriculture, situate on 
the northeast side of Auwaioimu Street.

"Kewalo-uka, Honolulu, Oahu

"Being a portion of the land of Kewalo-uka conveyed by the 
Territory of Hawaii to the United States of America by proclama-
tions of the Acting Governor of Hawaii, Henry E. Cooper, dated 
June 10, 1901, and August 16, 1901, and a portion of the United 
States Navy hospital reservation described in Presidential Executive 
Order Numbered 1181, dated March 25, 1910.
“Beginning at the west corner of this parcel of land, on the Auwaio-
limu-Kewalo-uka boundary and on the northeast side of Auwaio-
limu Street, the coordinates of said point of beginning referred to Gov-
ernment survey triangulation station ‘Punchbowl’, being one thousand
two hundred and thirty and fifty-eight one-hundredths feet north
and two thousand six hundred and seventy-five and six one-hun-
dredths feet east as shown on Government Survey Registered Map
Numbered 2985 and running by azimuths measured clockwise from
true south:

1. Two hundred and thirty-one degrees twelve minutes one thou-
sand two hundred and forty-eight and twenty-six one-hundredths
feet along the land of Auwaiolimu;

2. Three hundred and twenty-one degrees twelve minutes eight
hundred and sixty feet along Hawaiian Home Land as described in
Presidential Executive Order Numbered 5561;

3. Thence down along the middle of stream in all its turns and
windings along the land of Kalawahine to the north corner of Roose-
vell High School lot, the direct azimuth and distance being thirty-
three degrees forty-eight minutes forty seconds one thousand one
hundred and twelve and twenty one-hundredths feet;

4. Twenty-three degrees forty minutes twenty-eight and ninety
one-hundredths feet;

5. Eight degrees no minutes one hundred and fifteen feet;

6. Three hundred and thirty-seven degrees fifty minutes forty-
geight feet;

7. Two degrees thirty minutes sixty feet;

8. Forty-nine degrees forty minutes fifty-two feet;

9. Forty-six degrees six minutes ninety and seventy one-hun-
dredths feet;

10. Ninety-two degrees forty-three minutes ninety-five and sixty
one-hundredths feet; thence

11. Eighty-three degrees thirty-eight minutes seventy-one and
sixty-three one-hundredths feet along Territorial land to the north-
east side of Auwaiolimu Street;

12. Thence on a curve to the left with a radius of one thousand
one hundred and seventy-six and twenty-eight one-hundredths feet
along the northeast side of Auwaiolimu Street along land described
in Presidential Executive Order Numbered 1181, dated March 25,
1910, the direct azimuth and distance being one hundred and sev-
enty-two degrees twenty-nine minutes thirty-five seconds one hun-
dred and sixty-four and thirty-nine one-hundredths feet;

13. Thence continuing on a curve to the left with a radius of
one thousand one hundred and sixty degrees fifty minutes forty-eight seconds three hundred and twelve and sev-
enty-five one-hundredths feet;

14. Two hundred and twenty-four degrees fifty-three minutes six
hundred and seventy and sixty-five one-hundredths feet along the
Quarry Reservation (Territory of Hawaii, owner);

15. One hundred and ten degrees six minutes two hundred and
thirty-nine and twenty one-hundredths feet along same;

16. Ninety-two degrees five minutes two hundred and two and
twenty one-hundredths feet along same;

17. Fifty-three degrees twenty minutes three hundred and forty
and thirty-four one-hundredths feet along same;
"18. One hundred and forty-two degrees thirty minutes four hundred and twenty-four and sixty-eight one-hundredths feet along the northeast side of Auwaiolimu Street to the point of beginning and containing an area of twenty-seven and ninety-one hundredths acres; excepting and reserving therefrom that certain area included in Tantalus Drive, crossing this land.

"(V) Portion of Kewalo-uka Quarry Reservation. Situate on the northeast side of Auwaiolimu Street.

"Kewalo-uka, Honolulu, Oahu

"Being land reserved by the Territory of Hawaii within the Hawaii Experiment Station under the control of the United States Department of Agriculture, as described in proclamations of the Acting Governor of Hawaii, Henry E. Cooper, dated June 10, 1901.

"Beginning at the northwest corner of this parcel of land and on the northeast side of Auwaiolimu Street, the coordinates of said point of beginning referred to Government survey triangulation station 'Punchbowl', being eight hundred and ninety-three and sixty-six one-hundredths feet north and two thousand three hundred and thirty-six one-hundredths feet east as shown on Government Survey Registered Map Numbered 2985 and running by azimuths measured clockwise from true south:

1. Two hundred and thirty-three degrees twenty minutes three hundred and forty and thirty-four one-hundredths feet along the Hawaii Experiment Station under the control of the United States Department of Agriculture;

2. Two hundred and seventy-two degrees five minutes two hundred and two and twenty one-hundredths feet along same;

3. Two hundred and ninety degrees six minutes two hundred and thirty-nine and twenty one-hundredths feet along same;

4. Forty-four degrees fifty-three minutes six hundred and seventy and sixty-five one-hundredths feet along same to the northeast side of Auwaiolimu Street;

5. Thence on a curve to the left with a radius of one thousand one hundred and seventy-six and twenty-eight one-hundredths feet along the northeast side of Auwaiolimu Street, the direct azimuth and distance being one hundred and forty-seven degrees fifty-one minutes thirteen seconds two hundred and nineteen and fifty one-hundredths feet;

6. One hundred and forty-two degrees thirty minutes one hundred and thirty-four and fifty-five one-hundredths feet along the northeast side of Auwaiolimu Street;

7. Two hundred and thirty-two degrees thirty minutes twenty feet along same;

8. One hundred and forty-two degrees thirty minutes seventy-one and fifty-seven one-hundredths feet along same to the point of beginning and containing an area of four and sixty-two hundred and forty-six one-thousandths acres.

"Sec. 204. (2). Any available land, including land selected by the Commission out of a larger area, as provided by this Act, as may not be immediately needed for the purposes of this Act, may be returned to the Commissioner of Public Lands and may be leased by him as provided in subdivision (d) of section 73 of the Organic Act; any lease of Hawaiian homelands hereafter entered into shall contain a withdrawal clause, and the lands so leased shall be withdrawn by the Commissioner of Public Lands, for the purposes of this Act, upon the Commission giving at its option, not less than one nor

Portion of Kewalo-uka Quarry Reservation.

Withdrawal clause modified.
more than five years' notice of such withdrawal: Provided, That the minimum withdrawal-notice period shall be specifically stated in such lease.

"Sec. 207 (1). (a) The Commission is authorized to lease to native Hawaiians the right to the use and occupancy of a tract of Hawaiian homelands within the following acreage limits per each lessee: (1) Not less than one nor more than forty acres of agricultural lands; or (2) not less than one hundred nor more than five hundred acres of first-class pastoral lands; or (3) not less than two hundred and fifty nor more than one thousand acres of second-class pastoral lands: Provided, however, That lots of not more than one acre of any class of land may be leased as residence lots. The Commission is also authorized to grant licenses for terms of not to exceed twenty-one years in each case, to public-utility companies or corporations as easements for railroads, telephone lines, electric power and light lines, gas mains, and the like.

"Sec. 208 (1). The original lessee shall be a native Hawaiian, not less than twenty-one years of age. In case two lessees either original or in succession marry, they shall choose the lease to be retained, and the remaining lease shall be transferred or canceled in accordance with the provisions of succeeding sections.

"Sec. 208 (5). The lessee shall not in any manner transfer to, or mortgage, pledge, or otherwise hold for the benefit of, any other person or group of persons or organizations of any kind, except a native Hawaiian or Hawaiians, and then only upon the approval of the Commission, or agree so to transfer, mortgage, pledge, or otherwise hold, his interest in the tract. Such interest shall not, except in pursuance of such a transfer, mortgage, or pledge to or holding for or agreement with a native Hawaiian or Hawaiians approved of by the Commission, or for any indebtedness due the Commission or for taxes, or for any other indebtedness the payment of which has been assured by the Commission, be subject to attachment, levy, or sale upon court process. The lessee shall not sublet his interest in the tract or improvements thereon.

"Sec. 208 (6). The lessee shall pay all taxes assessed upon the tract and improvements thereon. The Commission may in its discretion pay such taxes and have a lien therefor as provided by section 216 of this Act.

"Sec. 208 (7). The lessee shall perform such other conditions, not in conflict with any provision of this title, as the Commission may stipulate in the lease: Provided, however, That an original lessee shall be exempt from all taxes for the first five years from date of lease.

"Sec. 209 (1). Upon the death of the lessee his interest in the tract and the improvements thereon, including growing crops, either on the tract or in any collective contract or program, shall vest and be determined in the following manner. A lessee shall furnish the Commission, in writing, the name or names of such person or persons being a qualified native Hawaiian or Hawaiians, within the limits prescribed in the following sequence of succession, to whom he wishes his interest in the lease to be transferred after his death, this designation to be subject to the approval of the Commission: (1) In the widow or widower; (2) if there is no widow or widower, then in the children; (3) if there are no children, then in the widows or widowers of the children; (4) if there are no such widows or widowers, then in the grandchildren; (5) if there are no grandchildren, then in the brothers and sisters; (6) if there are no brothers or
sisters, then in the widows or widowers of the brothers and sisters;
(7) if there are no such widows or widowers of the brothers or
sisters, then in the nephews and nieces.

"In the absence of such designation the Commission shall choose
a qualified native Hawaiian or Hawaiians in accordance with the
foregoing sequence, either individually or collectively, except that
such successor or successors need not be twenty-one years of age.

"Upon the death of a lessee, or the cancelation of a lease by the
Commission, or the surrender of a lease by the lessee, the Commission
shall appraise the value of all such improvements and said growing
crops and shall pay to the legal representative of the deceased lessee,
or to the previous lessee, as the case may be, the value thereof, less
any indebtedness due the Commission, or for taxes, or for any other
indebtedness the payment of which has been assured by the Commis-
sion, from the previous lessee. Such appraisal shall be made by
three appraisers, one of which shall be named by the Commission,
one by the previous lessee or the legal representative of his estate,
and the third shall be selected by the two appraiser hereinbefore
mentioned.

"Sec. 209 (2). After the cancelation of a lease by the Commission
in accordance with the provisions of sections 210 and 216 of this
title, or the surrender of a lease by a lessee, the Commission is
authorized to transfer the lease or to issue a new lease to any
qualified Hawaiian regardless of whether or not he is related in
any way by blood or marriage to the previous lessee.

"Sec. 209 (3). After the death of a lessee, a successor or suc-
cessors as defined in section 208 of this title shall not during a period
of not less than six months nor more than two years, the exact length
of such period to be fixed by the Commission, be deemed to have
violated any of the conditions enumerated in section 208 of this title,
even though he is not a native Hawaiian and does not during this
period, on his own behalf, occupy or use or cultivate the tract as a
home or farm in accordance with the provisions of this title and the
stipulations and provisions contained in the lease.

"Sec. 209 (4). Should any successor or successors to a tract be a
minor or minors, the Commission may appoint a guardian therefor,
subject to the approval of the court of proper jurisdiction. Such
guardian shall be authorized to represent the successor or successors
in all matters pertaining to the leasehold: Provided, That said guard-
ian shall, in so representing such successor or successors, comply
with the provisions of this title and the stipulations and provisions
contained in the lease, except that said guardian may not be a native
Hawaiian as defined in section 201 of this title.

"Sec. 215 (1). Each contract of loan with the lessee or any suc-
cessor or successors to his interest in the tract shall be held subject to
the following conditions, whether or not stipulated in the contract
of loan: The amount of loans at any one time to any lessee of a
tract of agricultural or pastoral land shall not exceed $3,000, and
to any lessee of a residence lot shall not exceed $1,000: Provided,
That where, upon the death of a lessee or the cancelation of a lease
by the Commission or the surrender of a lease by the lessee, the
Commission shall make the appraisal and payment provided by
section 209 (1), the amount of such payment shall be considered as
part or all, as the case may be, of any such loan without limitation
as to the maximum amounts herein specified in this section.

"Sec. 215 (2). The loans shall be repaid upon an amortization
plan by means of a fixed number of annual installments sufficient
to cover (a) interest on the unpaid principal at the rate of 3 per centum per annum, and (b) such amount of the principal as will extinguish the debt within an agreed period not exceeding thirty years. The moneys received by the Commission from any installment paid upon such loan shall be covered into the fund. The payment of any installment due shall, with the concurrence therein of at least three of the five members of the Commission, be postponed in whole or in part by the Commission for such reasons as it deems good and sufficient and until such later date as it deems advisable. Such postponed payments shall continue to bear interest at the rate of 3 per centum per annum on the unpaid principal and interest.

"SEC. 215 (3). In case of the borrower's death the Commission shall permit the successor or successors to the tract to assume the contract of loan subject to the provisions of paragraph (1) of this section. In case of the cancelation of a lease by the Commission or the surrender of a lease by a lessee, the Commission may, at its option, declare all annual installments upon the loan immediately due and payable or permit the successor or successors to the tract to assume the contract of loan subject to the provisions of paragraph (1) of this section.

"SEC. 216. The Commission may require the borrower to insure, in each amount as the Commission may by regulation prescribe, all livestock and dwellings and other permanent improvements upon his tract, purchased or constructed out of any moneys loaned from the fund; or in lieu thereof the Commission may directly take out such insurance and add the cost thereof to the amount of annual installments payable under the amortization plan. Whenever the Commission has reason to believe that the borrower has violated any condition enumerated in paragraphs (2), (4), (5), or (6) of section 215 of this title, the Commission shall give due notice and afford opportunity for a hearing to the borrower or the successor or successors to his interest in the tract as the case demands. If upon such hearing the Commission finds that the borrower has violated the condition the Commission may declare all annual installments immediately due and payable, notwithstanding any provision in the contract of loan to the contrary. The Commission shall have a first lien upon the borrower's or lessee's interest in his tract, growing crops, either on the tract or in any collective contract or program, dwellings, or other permanent improvements thereon, and his livestock, to the amount of all annual installments due and unpaid and of all taxes upon such tract and improvements paid by the Commission, and of all indebtedness of the lessee, the payment of which has been assured by the Commission. Such lien shall have priority over any other obligation for which the tract, said growing crops, dwellings, other improvements, or livestock may be security.

"The Commission may, at such times as it deems advisable, enforce any such lien by declaring the borrower's interest in his tract, or his successor's interest therein, as the case may be, together with the said growing crops, dwellings, and other permanent improvements thereon, and the livestock, to be forfeited, the lease in respect to such tract canceled, and shall thereupon order the tract to be vacated and the livestock surrendered within a reasonable time. The right to the use and occupancy of the Hawaiian home lands contained in such tract shall thereupon revest in the Commission, and the Commission may take possession of the tract and the improvements and growing crops thereon: Provided, That the Commission shall pay to the borrower any difference which may be due him after the
appraisal provided for in paragraph (1) of section 209 of this title has been made.

Sec. 220. The Commission is hereby authorized directly to undertake and carry on general water and other development projects in respect to Hawaiian home lands, and to undertake other activities having to do with the economic and social welfare of the homesteaders. The Legislature of the Territory is authorized to appropriate out of the Treasury of the Territory such sums as it deems necessary to provide the Commission with funds sufficient to execute such projects, to carry on its administration and maintenance activities, and to accumulate a revolving loan fund of $1,000,000. The Legislature is further authorized to issue bonds to the extent required to yield the amount of any sum so appropriated."

Approved, July 10, 1937.

[CHAPTER 483]

AN ACT

To enable the Legislature of the Territory of Hawaii to authorize the city and county of Honolulu, a municipal corporation, to issue sewer bonds.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Legislature of the Territory of Hawaii, any provision of the Hawaiian Organic Act or of any Act of this Congress to the contrary notwithstanding, may authorize the city and county of Honolulu, a municipal corporation of the Territory of Hawaii, to issue general obligation bonds in the sum of $1,750,000 for the purpose of enabling it to construct main interceptors and trunk lines and to meet its share of expenses for the construction and extension of laterals under improvement district assessments for a sanitary sewer system in the city and county of Honolulu.

Sec. 2. The bonds issued under authority of this Act may be either term or serial bonds, maturing, in the case of term bonds, not later than thirty years from the date of issue thereof, and, in the case of serial bonds, payable in substantially equal annual installments, the first installment to mature not later than five years and the last installment to mature not later than thirty years from the date of such issue. Such bonds may be issued without the approval of the President of the United States.

Sec. 3. Any legislation enacted by the Legislature of the Territory of Hawaii in its 1937 session pertaining to the issuance of sewer bonds, as authorized by this Act, is hereby ratified and confirmed subject to the provisions of this Act: Provided, however, That nothing herein contained shall be deemed to prohibit the amendment of such Territorial legislation by the Legislature of the Territory of Hawaii from time to time to provide for changes in the improvements authorized by such legislation and for the disposition 1 of unexpended moneys realized from the sale of said bonds.

Approved, July 10, 1937.

1 So in original.
[CHAPTER 484]

AN ACT

To authorize the Legislature of the Territory of Hawaii to create a public corporate authority authorized to engage in slum clearance and housing undertakings and to issue bonds of the authority, to authorize said legislature to provide for financial assistance to said authority by the Territory and its political subdivisions, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Legislature of the Territory of Hawaii may create a public corporate authority to engage in slum clearance, or housing undertakings, or both, within such Territory. The Legislature of said Territory may provide for the appointment and terms of the members of such authority and for the powers of such authority, except that such authority shall be given no power of taxation. The legislature may authorize the Territory or any political or municipal corporation or subdivision thereof to make loans, donations, and conveyances and make available their facilities and services to such authority, and to take other action in aid of slum clearance or housing undertakings, and may, without regard to any Federal Acts restricting the disposition of public lands of the Territory, authorize the commissioner of public lands, the Hawaiian Homes Commissioners, and any other officers of the Territory having power to manage and dispose of its public lands, to grant, convey, or lease to such authority parts of the public domain, and may provide that any of the public domain or other property acquired by such authority may be mortgaged by it as security for its bonds. The Legislature of said Territory may authorize such authority to issue bonds or other obligations of such character and maturity and in such manner as the legislature may provide. Such bonds shall not be a debt of the Territory or any political or municipal corporation or subdivision thereof, shall not constitute public indebtedness within the meaning of section 55 of the Act approved April 30, 1900, entitled "An Act to provide a government for the Territory of Hawaii", as amended, and shall not constitute bonds of the Territory of Hawaii within the meaning of the Act approved August 3, 1933, entitled "An Act to enable the Legislature of the Territory of Hawaii to authorize the issuance of certain bonds, and for other purposes." All legislation heretofore enacted by the Legislature of the Territory of Hawaii dealing with the subject matter of this Act and not inconsistent herewith is hereby ratified and confirmed.

Approved, July 10, 1937.

[CHAPTER 485]

AN ACT

To enable the Legislature of the Territory of Hawaii to authorize the issuance of certain bonds, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Territory of Hawaii, any provision of the Hawaiian Organic Act or of any Act of this Congress to the contrary notwithstanding, is authorized and empowered to issue bonds in the sum of not to exceed $4,029,000 of the character and in the manner provided in that certain act of the legislature of said Territory, enacted at its regular session of 1937, entitled "An act to provide for public improvements."

Such bonds may be either term or serial bonds, maturing, in the case of the term bonds, not later than thirty years from the date of issue thereof, and, in the case of the serial bonds, payable in sub-
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Substantially equal annual installments, the first installment to mature not later than five years and the last installment to mature not later than thirty years, from the date of such issue. And said act of said legislature is hereby ratified and confirmed, subject to the provisions of this Act: Provided, however, That nothing herein contained shall be deemed to prohibit the amendment of said act of said Territory by the legislature thereof from time to time to provide for changes in the improvements authorized by said act or for the disposition of unexpended moneys appropriated by said act, and that said bonds may be issued without the approval of the President of the United States.

Approved, July 10, 1937.

[CHAPTER 486]

AN ACT

To amend an Act entitled "An Act to enable the Legislature of the Territory of Hawaii to authorize the issuance of certain bonds, and for other purposes", approved August 3, 1935.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first paragraph of section 2 of the Act entitled "An Act to enable the Legislature of the Territory of Hawaii to authorize the issuance of certain bonds, and for other purposes", approved August 3, 1935, is hereby amended to read as follows:

"Sec. 2. That the Territory of Hawaii, any provision of the Hawaiian Organic Act or of any Act of this Congress to the contrary notwithstanding, is authorized and empowered to issue bonds in the sum of not to exceed $4,803,000 of the character and in the manner provided in that certain act of the legislature of said Territory, enacted at its regular session of 1935, entitled 'An act to provide for public improvements and for the securing of Federal funds for expenditure in connection with funds hereby appropriated for such improvements', as amended by act 23, Session Laws of Hawaii, 1937."

Approved, July 10, 1937.

[CHAPTER 487]

AN ACT

To amend the Canal Zone Code.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 62 of title 2 of the Canal Zone Code approved June 10, 1934 (48 Stat. 1122), is hereby amended to read as follows:

"62. Offenses in relation to entry or importation of articles or merchandise.—Any person who shall—

"(a) Enter or import, or attempt to enter or import, any articles or merchandise into the Canal Zone before the entry or importation of such articles or merchandise has been approved by the proper officers of the Canal Zone;

"(b) Pass, or attempt to pass, any false, forged, or fraudulent invoice, bill, or other paper, for the purpose of securing the entry or importation of any articles or merchandise into the Canal Zone in violation of the rules and regulations established under the authority of the next preceding section; or

"(c) Violate any of the rules and regulations established under the authority of the next preceding section;

"Shall be punished by a fine of not more than $100 or by imprisonment in jail for not more than thirty days, or by both."

Penalty.
SEC. 2. That section 323 of title 2 of the Canal Zone Code, relative to the violation of regulations governing roads, highways, and self-propelled vehicles, is amended to read as follows:

"323. VIOLATION OF REGULATIONS; PUNISHMENT.—Any person who violates any rule or regulation established under the authority of the two next preceding sections shall be punished by a fine of not more than $100 or by imprisonment in jail for not more than thirty days, or by both."

SEC. 3. That paragraph (a) of section 61 of title 3, Canal Zone Code, is amended to read as follows:

"61. APPLICATION FOR AND ISSUANCE OF LICENSE; FEE.—(a) No marriage shall be celebrated in the Canal Zone unless a license to marry has first been secured from the office of the clerk of the district court in either division. In cases where both parties to a proposed marriage are residents of the Republic of Panama and neither is an American citizen, no license shall issue in the Canal Zone unless the parties have previously obtained a license to marry from the proper authorities in the Republic of Panama. No marriage license shall be issued to a leper except upon a certificate of approval by the chief health officer of the Canal Zone. All licenses when issued shall be accompanied by a marriage certificate to be executed by the person celebrating the marriage."

SEC. 4. That article 3, chapter 39, title 3, Canal Zone Code, relative to loan of money, is amended by adding at the end of said article a new section numbered 1270 and reading as follows:

"1270. INTEREST OF JUDGMENTS.—Judgments shall bear interest at the rate of 6 per centum per annum from the date of entry thereof."

SEC. 5. That section 1312 of title 3 of the Canal Zone Code is amended by substituting the word "default" for the word "defraud" appearing in the proviso in said section.

SEC. 6. That paragraph (b) of section 182, title 4, Canal Zone Code, relative to process in proceedings for divorce, is amended to read as follows:

"(b) Upon application of the plaintiff, accompanied by the affidavit required by subdivision (c), if the summons has not been served as provided in subdivision (a), the court, or the judge thereof, shall enter an order directing service of a summons by publication if it appears to the satisfaction of such court or judge—

"(1) That the defendant cannot be found in the Canal Zone; and

"(2) That a proper cause for divorce is alleged in favor of the plaintiff."

SEC. 7. That article 2, chapter 11, title 5, Canal Zone Code, relative to crimes in relation to motor and other vehicles, is amended by adding at the end of said article a new section numbered 514 and reading as follows:

"514. DRIVING MOTOR VEHICLE RECKLESSLY CAUSING BODILY INJURY.—Any person who shall operate a motor vehicle recklessly, thereby causing great bodily injury to the person of another, shall be punishable by imprisonment in jail for not more than one year or by a fine of not more than $1,000, or by both."

SEC. 8. That section 571 of title 6 of the Canal Zone Code, relative to bail upon being held to answer before information, is amended to read as follows:

"571. ADMISSION TO BAIL IN SUCH CASE.—When the defendant has been held to answer upon a preliminary hearing for a public offense, the admission to bail may be by the magistrate by whom he is so held, or by any judge who has power to issue the writ of habeas corpus. The power of the said magistrate to admit to bail in such case shall extend to the time of filing of an information, and the
magistrate shall likewise have power either to increase or reduce the amount of such bail in the manner provided in section 582 of this title.

Sec. 9. That section 43 of title 7 of the Canal Zone Code is amended to read as follows:

“43. PUBLIC DEFENDER.—The Governor of the Panama Canal shall appoint a duly qualified member of the bar of the Canal Zone as a public defender, whose duty it shall be to represent, in the district court, any person charged with the commission of a crime within the original jurisdiction of that court who is unable to employ counsel for his defense. The public defender shall receive such compensation, and such of the privileges of a Canal employee, as shall be fixed and granted by the President or by his authority.”

Sec. 10. That section 222 of title 2 of the Canal Zone Code is hereby amended to read as follows:

“222. CARRIAGE BY PANAMA RAILROAD COMPANY OF MARINE AND FIRE INSURANCE.—The Panama Railroad Company shall carry no insurance to cover marine or fire losses: Provided, That this section shall not prohibit the company from carrying insurance to cover shipments of its own funds and securities.”

Approved, July 10, 1937.

[CHAPTER 488] JOINT RESOLUTION

Authorizing the disposal of certain lands held by the Panama Railroad Company on Manzanillo Island, Republic of Panama.

Whereas the treaty of November 18, 1903, between the United States and the Republic of Panama vested in the Government of the United States certain reversionary rights and interests in the lands situated on Manzanillo Island, Republic of Panama, which lands are held by the Panama Railroad Company; and

Whereas certain of the said lands are no longer needed for the purposes of the United States: Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Panama Railroad Company be, and is hereby, authorized to sell, and convey in whole or in part, at public or private sale, at not less than the appraised value to be fixed as hereinafter provided, all of its right, title, and interest in and to the lands situated within that portion of Manzanillo Island, Republic of Panama, lying within the area bounded by a line described as follows:

Beginning at the point where the Canal Zone-Republic of Panama (city of Colon) boundary line intersects the western shore line of the arm of Manzanillo Bay known as “Boca Chica” or “Folks River”; thence following the Canal Zone-city of Colon boundary line northerly to Eleventh Street and westerly on Eleventh Street to the center of Front Avenue; thence northerly along the center of Front Avenue and its prolongation to the center of Second Street; thence easterly along the center of Second Street to the center of Melendez Avenue (“G” Street); thence southerly along the center of Melendez Avenue to the center of Seventh Street; thence easterly along the center of Seventh Street to the center of Roosevelt Avenue; thence southerly along the center of Roosevelt Avenue to the center of Ninth Street; thence easterly along the center of Ninth Street to the shore line of Manzanillo Bay; thence southerly along the shore line of Manzanillo Bay to the intersection with the center of Eleventh Street prolonged; thence westerly along the center of Eleventh Street to the center of Melendez Avenue; thence southerly along the center of Melendez Avenue.
Avenue to the center of Sixteenth Street; thence easterly along the center of Sixteenth Street to the shore line of Folks River; thence southerly, westerly, northwesterly, and southerly along the shore line of Folks River to the point of beginning; excepting, however, lot 22, block 26, as shown on Panama Canal drawing 2021-6, and lot 1189, as shown on Panama Canal drawing 7/019, which lie within the said area.

Sec. 2. The Secretary of War shall designate a board of three appraisers, who shall appraise the value of each tract or lot within the said area separately, and file the same with the president of the Panama Railroad Company. From time to time, at intervals of not less than one year, the Secretary of War, if deemed advisable by him, may, through a similar board, order a reappraisal of the unsold tracts. Such appraisement and any reappraisal shall be open to public inspection.

Sec. 3. The Panama Railroad Company is also authorized, with the approval of the President of the United States to convey in whole or in part all its right, title, and interest in and to the said lands, in exchange for a grant by the Republic of Panama to the United States of all the rights, power, and authority within various other areas situated on Manzanillo Island which the United States would possess and exercise if it were the sovereign of the territory included within the said areas, to the entire exclusion of the exercise by the Republic of Panama of any such sovereign rights, power, or authority.

Sec. 4. Any conveyance of any lot or tract by the Panama Railroad Company, as aforesaid, shall be deemed to release any and all reversionary rights of the United States in said property.

Sec. 5. The Panama Railroad Company shall, on or before August 16, 1936, deposit the net proceeds from sales of the land in question in the Treasury of the United States to the credit of “Miscellaneous receipts.”

Approved, July 10, 1937.

[CHAPTER 494]

AN ACT

To extend the benefits of the Civil Service Retirement Act of May 29, 1930, as amended, to certain employees in the legislative and judicial branches of the Government.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of May 29, 1930 (46 Stat. 468), for the retirement of employees in the classified civil service and in certain positions in the legislative branch of the Government, is hereby amended to include all other employees in the legislative branch and all officers and employees of any of the courts of the United States who are not entitled to the benefits of any other retirement Act whose tenure of employment is not intermittent nor of uncertain duration.

Sec. 2. The provisions of such Act of May 29, 1930, shall not be applicable to any employee in the legislative branch who is brought within its scope by section 1 of this Act until such employee gives notice in writing to the Secretary of the Senate or the Clerk of the House of Representatives, as the case may be, and shall not be applicable to any officer or employee of any court of the United States who is brought within its scope by section 1 of this Act until such officer or employee gives notice in writing to the disbursing officer by whom the salary of such officer or employee is paid that
he or she desires to come under the provisions of such Act of May 29, 1930. Such notice must be given, in the case of any such employee in the service on the effective date of this Act, within six months from such effective date, and in the case of any such employee entering the service after the effective date of this Act, within six months from the date of such entrance: Provided, That in the case of any such employee whose salary or any part thereof is paid by the disbursing officer of the Senate such notice may be given at any time, and such employee shall come under the provisions of such Act of May 29, 1930, at the beginning of the sixth month after the giving of such notice.

No such employee whose salary or any part thereof is paid by the disbursing officer of the Senate shall make any deposit required by section 9, or any redeposit required by subsection (b) of section 12, of such Act of May 29, 1930, and there shall not be deducted and withheld from the basic salary, pay, or compensation of any such employee the sum required to be deducted and withheld by section 10 of such Act of May 29, 1930, unless and until such employee shall have completed fifteen years of service: Provided, That before any such employee may derive any of the benefits provided by such Act of May 29, 1930, he shall be required to deposit an amount equal to the following sums: (1) The sum which would have been deducted and withheld from his basic salary, pay, or compensation but for the foregoing provisions of this paragraph, together with interest on such sum computed at the rate of 4 per centum per annum compounded on June 30 of each fiscal year; (2) any sum required to be deposited under the provisions of section 9 of such Act of May 29, 1930; and (3) any sum required to be redeposited under the provisions of subsection (b) of section 12 of such Act of May 29, 1930: Provided further, That should any such employee who shall have served for a total period of not less than five years become totally disabled for useful and efficient service, within the meaning of section 6 of such Act of May 29, 1930, before completing fifteen years of service, he shall be entitled to the benefits provided by such section 6, upon deposit of the amount required to be deposited under the preceding proviso.

Sec. 3. The provisions of section 2 of such Act of May 29, 1930, and of section 204 of the Economy Act of June 30, 1932, and any Executive orders pursuant thereto, relating to automatic separation, shall not apply to any officer or employee to whom the provisions of such Act are extended by this Act, nor hereafter to employees of the office of the Architect of the Capitol.

Sec. 4. The term "employee in the legislative branch" where used in this Act shall also include (a) officers elected by the Senate or House of Representatives who are not members of either body, (b) the legislative counsel of the Senate and the legislative counsel of the House and the employees in their respective offices, (c) the Capitol Police force, (d) the employees of the Joint Committee on Printing and the Joint Committee on Internal Revenue Taxation, and (e) clerks to Members of the Senate, clerks to Members of the House of Representatives, clerks and employees to the several committees of the House and Senate, and all other employees.

Sec. 5. In computing annuitable service, all employment prior to July 1, 1919, as clerk to a Representative, Delegate, or Resident Commissioner in his representative capacity shall be recognized as employment in the legislative branch if and when such employment can be shown by records or secondary evidence, and in the case of applications heretofore awarded or denied such cases shall be immu-
diately reopened and readjudicated on the above basis from the date of separation, this provision to become effective from the date of the approval of this Act.

Sec. 6. This Act shall take effect on October 1, 1937.

Approved, July 13, 1937.

[CHAPTER 500]

AN ACT

Making appropriations for certain necessary operations of the Federal Government for the last half of the month of July 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of the Act entitled “An Act making appropriations for the first half of the month of July 1937, for certain operations of the Federal Government which remain unprovided for on July 1, 1937, through the failure of enactment of the supply bills customarily providing for such operations”, approved July 1, 1937, are extended and continued in full force and effect for and during the last half of the month of July 1937: Provided, That notwithstanding section 3 of such Act, the amount to be expended out of any appropriation provided by this Act for such last half of the month of July 1937 may equal, but shall not exceed, one twenty-fourth of the appropriation available for like purposes for the fiscal year ending June 30, 1937.

Approved, July 16, 1937.

[CHAPTER 506]

JOINT RESOLUTION

Making an appropriation for the control of outbreaks of insect pests.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That for carrying out the purposes of and for expenditures authorized under the public resolution entitled “Joint resolution making funds available for the control of incipient or emergency outbreaks of insect pests or plant diseases, including grasshoppers, Mormon crickets, and chinch bugs”, approved April 6, 1937, there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $1,000,000, to remain available until June 30, 1938: Provided, That in the discretion of the Secretary of Agriculture, no part of this appropriation shall be expended for control of grasshoppers, Mormon crickets, or chinch bugs in any State until such State has provided the organization or materials and supplies necessary for cooperation: Provided further, That this appropriation shall be expended under the personal supervision and direction of the Secretary of Agriculture, who shall make a detailed report to the Secretary of the Senate and the Clerk of the House of Representatives of the several items of expenditure made hereunder: Provided further, That transportation of control materials purchased under this appropriation shall be under conditions and means determined by the Secretary of Agriculture as most advantageous to the Federal Government: Provided further, That procurements under this appropriation may be made by open-market purchases notwithstanding the provisions of section 3709 of the Revised Statutes of the United States (U. S. C., title 41, sec. 5).

Approved, July 17, 1937.
AN ACT

Making appropriations for the fiscal year ending June 30, 1938, for civil functions administered by the War Department, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1938, for civil functions administered by the War Department, and for other purposes, namely:

QUARTERMASTER CORPS

CEMETERY EXPENSES

For maintaining and improving national cemeteries, including fuel for and pay of superintendents and the superintendent at Mexico City, and other employees; purchase of land; purchase of tools and materials; purchase of one motor-propelled hearse at a cost not to exceed $3,150; and for the repair, maintenance, and operation of motor vehicles; care and maintenance of the Arlington Memorial Amphitheater, chapel, and grounds in the Arlington National Cemetery, and that portion of Congressional Cemetery to which the United States has title and the graves of those buried therein, including the burial site of Pushmataha, a Choctaw Indian Chief; repair to roadways but not to more than a single approach road to any national cemetery constructed under special Act of Congress; headstones for unmarked graves of soldiers, sailors, and marines under the Acts approved March 3, 1873 (U. S. C., title 24, sec. 279), February 5, 1879 (U. S. C., title 24, sec. 280), March 9, 1896 (34 Stat., p. 56), March 14, 1914 (38 Stat., p. 768), and February 26, 1929 (U. S. C., title 24, sec. 280a), and civilians interred in post cemeteries; recovery of bodies and disposition of remains of military personnel and civilian employees of the Army under Act approved March 9, 1928 (U. S. C., title 10, sec. 916); for repairs and preservation of monuments, tablets, roads, fences, and so forth, made and constructed by the United States in Cuba and China to mark the places where American soldiers fell; care, protection, and maintenance of the Confederate Mound in Oakwood Cemetery at Chicago, the Confederate Stockade Cemetery at Johnstons Island, the Confederate burial plats owned by the United States in Confederate Cemetery at North Alton, the Confederate Cemetery, Camp Chase, at Columbus, the Confederate Cemetery at Point Lookout, and the Confederate Cemetery at Rock Island, $1,227,009, of which $295,477 shall be available immediately: Provided, That no railroad shall be permitted upon any right-of-way which may have been acquired by the United States leading to a national cemetery, or to encroach upon any roads or walks constructed thereon and maintained by the United States: Provided further, That no part of this appropriation shall be used for repairing any roadway not owned by the United States within the corporate limits of any city, town, or village.

SIGNAL CORPS

ALASKA COMMUNICATION SYSTEM

For operation, maintenance, and improvement of the Alaska Communication System and for purchase, including exchange, of one motor-propelled passenger-carrying vehicle, and for operation and maintenance of vehicles of this character, $166,338, to be derived from the receipts of the Alaska Communication System which have
been covered into the Treasury of the United States, and to remain available until the close of the fiscal year 1939: Provided, That the Secretary of War shall report to Congress the extent and cost of any extensions and betterments which may be effected under this appropriation.

BUREAU OF INSULAR AFFAIRS

UNITED STATES HIGH COMMISSIONER TO THE PHILIPPINE ISLANDS

For the maintenance of the office of the United States High Commissioner to the Philippine Islands as authorized by subsection 4 of section 7 of the Act approved March 24, 1934 (48 Stat. 456), including salaries and wages; rental, furnishings, equipment, maintenance, renovation, and repair of office quarters and living quarters for the High Commissioner; supplies and equipment; purchase and exchange of law books and books of reference, periodicals, and newspapers; traveling expenses, including for persons appointed hereunder within the United States and their families, actual expenses of travel and transportation of household effects from their homes in the United States to the Philippine Islands, utilizing Government vessels whenever practicable; operation, maintenance, and repair of motor vehicles, and all other necessary expenses, $148,200, of which amount not exceeding $10,000 shall be available for expenditure in the discretion of the High Commissioner for maintenance of his household and such other purposes as he may deem proper: Provided, That the salary of the legal adviser and the financial expert shall not exceed the annual rate of $10,000 and $9,000 each, respectively: Provided further, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), shall not apply to any purchase or service rendered under this appropriation when the aggregate amount involved does not exceed the sum of $100.

CORPS OF ENGINEERS

RIVERS AND HARBORS

To be immediately available and to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers, and to remain available until expended:

For the preservation and maintenance of existing river and harbor works, and for the prosecution of such projects hereafter authorized as may be most desirable in the interests of commerce and navigation; for survey of northern and northwestern lakes and other boundary and connecting waters as heretofore authorized, including the preparation, correction, printing, and issuing of charts and bulletins and the investigation of lake levels; for prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City; for expenses of the California Debris Commission in carrying on the work authorized by the Act approved March 1, 1893 (U. S. C., title 33, sec. 661); for such works, hereby authorized, as may be necessary for the protection of the town of Collinsville, Alabama; for removing sunken vessels or craft obstructing or endangering navigation as authorized by law; for operating and maintaining, keeping in repair, and continuing in use without interruption any lock, canal (except the Panama Canal), canalized river, or other public works for the use and benefit of navigation belonging to the United States; for payment annually of tuition fees of not to exceed thirty-five student officers of the Corps of Engineers at civil technical institutions under the provisions of section 127a of the National Defense Act, as
amended (U. S. C., title 10, sec. 535); for examinations, surveys, and contingencies of rivers and harbors; and for printing, including illustrations, as may be authorized by the Committee on Printing of the House of Representatives, either during a recess or session of Congress, of surveys authorized by law, and such surveys as may be printed during a recess of Congress shall be printed, with illustrations, as documents of the next succeeding session of Congress, and for the purchase of motor-propelled passenger-carrying vehicles and motorboats, for official use, not to exceed $197,971: Provided, That no funds shall be expended for any preliminary examination, survey, project, or estimate not authorized by law, $128,000,000: Provided further, That from this appropriation the Secretary of War may, in his discretion and on the recommendation of the Chief of Engineers based on the recommendation by the Board for Rivers and Harbors in the review of a report or reports authorized by law, expend such sums as may be necessary for the maintenance of harbor channels provided by a State, municipality, or other public agency, outside of harbor lines and serving essential needs of general commerce and navigation, such work to be subject to the conditions recommended by the Chief of Engineers in his report or reports thereon: Provided further, That no appropriation under the Corps of Engineers for the fiscal year 1938 shall be available for any expenses incident to operating any power-driven boat or vessel on other than Government business: Provided further, That not to exceed $8,000 of the amount herein appropriated shall be available for the support and maintenance of the Permanent International Commission of the Congresses of Navigation and for the payment of the actual expenses of the properly accredited delegates of the United States to the meeting of the congresses and of the commission.

FLOOD CONTROL.

Flood control: For the construction of certain public works on rivers and harbors for flood control, and for other purposes, in accordance with the provisions of the Flood Control Act, approved June 22, 1936 (49 Stat. 1570–1595), including printing and binding and office supplies and equipment required in the Office of the Chief of Engineers to carry out the purposes of this Act, the purchase (not to exceed $47,250) of motor-propelled passenger-carrying vehicles and motorboats for official use, and not to exceed $500,000 for preliminary examinations and surveys of flood-control projects authorized by law, $30,000,000, and, in addition, $30,000,000 of the appropriation of $1,500,000,000 contained in the Emergency Relief Appropriation Act of 1937, shall be available exclusively for carrying out the provisions of such Flood Control Act, approved June 22, 1936, and shall be expended under the direction of the Chief of Engineers under the provisions established in and in pursuance of such Emergency Relief Appropriation Act of 1937 not inconsistent herewith: Provided, That the requirement in section 1 of such Emergency Relief Appropriation Act of 1937 that no Federal construction project shall be undertaken unless and until there have been allocated and irrevocably set aside sufficient funds for its completion shall not apply to flood-control projects authorized by such Flood Control Act, approved June 22, 1936: Provided, That $500,000 of this appropriation shall be transferred and made available to the Secretary of Agriculture for preliminary examinations and surveys for run-off and waterflow retardation and soil-erosion prevention on the watersheds of flood-control projects authorized by law, including the employment of persons in the District of Columbia and elsewhere.
Projects authorized to be prosecuted.
49 Stat. 1572.

Local contributions.

Reservoir project plans; modification to increase storage.

Return of excess contributions to States, etc.

Mississippi River and tributaries.

Funds available.

Division of expenditure.

Proviso. Allocation provisions waived.

Emergency fund for flood control.

Sacramento River, Calif.

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purchase of books and periodicals, printing and binding, rent in
the District of Columbia, the purchase (not to exceed $80,000) of
motor-propelled passenger-carrying vehicles and motorboats, and
for other necessary expenses.

The Act entitled “An Act authorizing the construction of certain
public works on rivers and harbors for flood control, and for other
purposes”, approved June 22, 1936, is hereby amended by adding
to the first paragraph of section 5, a proviso reading as follows:
“Provided further, That the Secretary of War is authorized to
receive from States and political subdivisions thereof, such funds as
may be contributed by them to be expended in connection with funds
appropriated by the United States for any authorized flood control
work whenever such work and expenditure may be considered by the
Secretary of War, on recommendation of the Chief of Engineers, as
advantageous in the public interest, and the plans for any reservoir
project may, in the discretion of the Secretary of War, on recom-
mandation of the Chief of Engineers, be modified to provide addi-
tional storage capacity for domestic water supply or other conserva-
tion storage, on condition that the cost of such increased storage
capacity is contributed by local agencies and that the local agencies
agree to utilize such additional storage capacity in a manner con-
sistent with Federal uses and purposes: And provided further,
that when contributions made by States and political subdivisions
thereof are in excess of the actual cost of the work contemplated
and properly chargeable to such contributions, such excess contribu-
tions may, with the approval of the Secretary of War, be
returned to the proper representatives of the contributing interests.”

Flood control, Mississippi River and tributaries: For prosecuting
work of flood control in accordance with the provisions of the Flood
Control Act, approved May 15, 1928 (U. S. C., title 33, sec. 702a),
as amended by the Flood Control Act approved June 15, 1936
(49 Stat. 1508), and for the purchase of motor-propelled passenger-
carrying vehicles and motorboats, for official use, not to exceed
$56,300, $22,500,000, and, in addition, $22,500,000 of the appropria-
tion of $1,500,000,000 contained in the Emergency Relief Appropria-
tion Act of 1937 shall be available exclusively for carrying out
the provisions of such Flood Control Act, approved May 15, 1928,
as amended by such Flood Control Act, approved June 15, 1936,
and of such additional amount, $7,500,000 shall be in augmentation
of the foregoing appropriation of $22,500,000, and the remainder
shall be expended under the direction of the Chief of Engineers
subject to the provisions established in and in pursuance of such
Emergency Relief Appropriation Act of 1937 not inconsistent here-
with: Provided, That the requirement in section 1 of such Emer-
gency Relief Appropriation Act of 1937 that no Federal construction
project shall be undertaken unless and until there have been allo-
cated and irrevocably set aside sufficient funds for its completion
shall not apply to flood-control projects authorized by such Flood
Control Act, approved June 22, 1936.

Emergency fund for flood control on tributaries of Mississippi
River: For rescue work and for repair or maintenance of any flood-
control work on any tributaries of the Mississippi River threatened
or destroyed by flood, in accordance with section 9 of the Flood Con-
Control Act, approved June 15, 1936 (49 Stat. 1508), $500,000.

Flood control, Sacramento River, California: For prosecuting
work of flood control in accordance with the provisions of the Flood
Control Act approved March 1, 1917 (U. S. C., title 33, sec. 708), as
modified by the Flood Control Act approved May 15, 1928 (U. S. C.,
title 33, sec. 704), including not to exceed $2,600,000 for the purchase of
motor-propelled passenger-carrying vehicles and motorboats, for official use, $814,500.

Flood control, Lowell Creek, Alaska: For maintenance of flood-control works in accordance with the Act approved February 14, 1933 (47 Stat., p. 802), $1,000.

Flood control, Salmon River, Alaska: For maintenance repairs to dikes in the flood-control works at the town of Hyder, Alaska, as authorized by the Act approved June 18, 1934 (48 Stat., p. 991), $800.

UNITED STATES SOLDIERS’ HOME

For maintenance and operation of the United States Soldiers’ Home, to be paid from the Soldiers’ Home Permanent Fund, $804,456: Provided, That notwithstanding any other provisions of law, the administration, control, procurement, expenditure, accounting, audit, and methods thereof, of funds appropriated from the Soldiers’ Home Permanent Fund (trust fund) shall be according to the laws governing and in effect prior to July 1, 1935, relating specifically to the United States Soldiers’ Home, and in accordance with procedure followed prior to such date.

THE PANAMA CANAL

For every expenditure requisite for and incident to the maintenance and operation, sanitation, and civil government of the Panama Canal and Canal Zone, including the following: Compensation of all officials and employees; foreign and domestic newspapers and periodicals; law books not exceeding $1,000; textbooks and books of reference; printing and binding; including printing of annual report; rent and personal services in the District of Columbia; purchase or exchange of typing, adding, and other machines; purchase or exchange, maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles; claims for damages to vessels passing through the locks of the Panama Canal, as authorized by the Panama Canal Act; claims for losses of or damages to property arising from the conduct of authorized business operations; claims for damages to property arising from the maintenance and operation, sanitation, and civil government of the Panama Canal; acquisition of land and land under water, as authorized in the Panama Canal Act; expenses incurred in assembling, assorting, storing, repairing, and selling material, machinery, and equipment heretofore or hereafter purchased or acquired for the construction of the Panama Canal which are unserviceable or no longer needed, to be reimbursed from the proceeds of such sale; expenses incident to conducting hearings and examining estimates for appropriations on the Isthmus; expenses incident to any emergency arising because of calamity by flood, fire, pestilence, or like character not foreseen or otherwise provided for herein; traveling expenses, when prescribed by the Governor of the Panama Canal to persons engaged in field work or traveling on official business; transportation, including insurance, of public funds and securities between the United States and the Canal Zone; and for such other expenses not in the United States as the Governor of the Panama Canal may deem necessary best to promote the maintenance and operation, sanitation, and civil government of the Panama Canal, all to be expended under the direction of the Governor of the Panama Canal and accounted for as follows:

For maintenance and operation of the Panama Canal: Salary of the Governor, $10,000; purchase, inspection, delivery, handling, and storing of materials, supplies, and equipment for issue to all departments of the Panama Canal, the Panama Railroad, other branches

Lowell Creek, Alaska.

Salmon River, Alaska.

United States Soldiers’ Home.

The Panama Canal.

All expenses.

Objects specified.

Printing and binding.

Vehicles.

Damage claims.

Emergencies.

Public funds and securities, transportation and insurance.

Maintenance and operation.

Governor’s salary.

Supplies, equipment, etc.
of the United States Government, and for authorized sales; payment in lump sums of not exceeding the amounts authorized by the Injury Compensation Act approved September 7, 1916 (U. S. C., title 5, sec. 793), to alien cripples who are now a charge upon the Panama Canal by reason of injuries sustained while employed in the construction of the Panama Canal; in all, $8,519,000, together with all moneys arising from the conduct of business operations authorized by the Panama Canal Act.

For sanitation, quarantine, hospitals, and medical aid and support of the insane and of lepers and aid and support of indigent persons legally within the Canal Zone, including expenses of their deportation when practicable, and the purchase of artificial limbs or other appliances for persons who were injured in the service of the Isthmian Canal Commission or the Panama Canal prior to September 7, 1916, and including additional compensation to any officer of the United States Public Health Service detailed with the Panama Canal as chief quarantine officer, $918,000.

For civil government of the Panama Canal and Canal Zone, including gratuities and necessary clothing for indigent discharged prisoners, $1,131,760.

Total, Panama Canal, $10,568,760, to be available until expended.

In addition to the foregoing sums there is appropriated for the fiscal year 1938 for expenditures and reinvestment under the several heads of appropriation aforesaid, without being covered into the Treasury of the United States, all moneys received by the Panama Canal from services rendered or materials and supplies furnished to the United States, the Panama Railroad Company, the Canal Zone government, or to their employees, respectively, or to the Panama Government, from hotel and hospital supplies and services; from rentals, wharfage, and like service; from labor, materials, and supplies and other services furnished to vessels other than those passing through the Canal, and to others unable to obtain the same elsewhere; from the sale of scrap and other byproducts of manufacturing and shop operations; from the sale of obsolete and unserviceable materials, supplies, and equipment purchased or acquired for the operation, maintenance, protection, sanitation, and government of the Canal and Canal Zone; and any net profits accruing from such business to the Panama Canal shall annually be covered into the Treasury of the United States.

In addition there is appropriated for the operation, maintenance, and extension of waterworks, sewers, and pavements in the cities of Panama and Colon, during the fiscal year 1938, the necessary portions of such sums as shall be paid as water rentals or directly by the Government of Panama for such expenses.

Memorial to Major General George W. Goethals: For necessary expenses incident to the selection of the site, and preparation of plans and estimates of cost, for the erection of a memorial to Major General George W. Goethals within the Canal Zone, authorized by the Act approved August 24, 1935 (49 Stat. 743), including travel expenses of the members of the Goethals Memorial Commission appointed by the President under authority of said Act, and of the employees of said Commission; employment of an architect or architects without regard to the provisions of other laws applicable to the employment or compensation of officers and employees of the United States; stationery and supplies; and all other necessary expenses, $5,000, to be available immediately and also for payment of expenses heretofore incurred in carrying out the purposes of such Act of August 24, 1935.
SEC. 2. Three million dollars of the appropriation "Capital stock, Inland Waterways Corporation", are hereby repealed.

SEC. 3. The appropriations and authority with respect to appropriations contained herein shall be available from and including July 1, 1937, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between June 30, 1937, and the date of the enactment of this Act in anticipation of such appropriations and authority are hereby ratified and confirmed if in accordance with the terms thereof.

SEC. 4. This Act may be cited as the "War Department Civil Appropriation Act, 1938".

Approved, July 19, 1937.

[CHAPTER 516]

AN ACT
To extend for one additional year the 3 1/4-per-centum interest rate on certain Federal land-bank loans, to provide a 4-per-centum interest rate on such loans for the period July 1, 1938, to June 30, 1939, and to provide for a 4-per-centum interest rate on Land Bank Commissioner's loans for a period of two years.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) effective July 1, 1935, the first sentence of paragraph "Twelfth" of section 12 of the Federal Farm Loan Act, as amended (relating to reduction in interest rates on certain Federal land-bank loans), is amended by striking out the following: "occurring within a period of two years commencing July 1, 1935" and inserting in lieu thereof the following: "occurring within a period of three years commencing July 1, 1935, and shall not exceed 4 per centum per annum for all interest payable on installment dates occurring within a period of one year commencing July 1, 1938".

(b) The fourth sentence of such paragraph "Twelfth" (relating to the time limit on payments made by the United States to land banks on account of such interest reduction) is amended to read as follows: "No payments shall be made to a bank with respect to any period after June 30, 1939."

SEC. 2. Section 32 of the Emergency Farm Mortgage Act, as amended (relating to loans by the Land Bank Commissioner), is amended by adding at the end thereof the following new paragraph: "Notwithstanding the foregoing provisions of this section, the rate of interest on loans made under this section outstanding when this amendatory paragraph takes effect or made on or after such date, shall not exceed 4 per centum per annum for all interest payable on installment dates occurring within a period of two years commencing on the date when this amendatory paragraph takes effect."

W. B. BANKHEAD
Speaker of the House of Representatives.

KEY PITTMAN
President of the Senate pro tempore.

IN THE HOUSE OF REPRESENTATIVES OF THE UNITED STATES,
July 15, 1937.

The House of Representatives having proceeded to reconsider the bill (H. R. 6763) entitled "An Act to extend for one additional year the 3 1/4-per-centum interest rate on certain Federal land-bank loans, to provide a 4-per-centum interest rate on such loans for the period July 1, 1938, to June 30, 1939, and to provide for a 4-per-centum
interest rate on Land Bank Commissioner's loans for a period of two
years", returned by the President of the United States with his
objections, to the House of Representatives, in which it originated, it was
Resolved, That the said bill pass, two-thirds of the House of
Representatives agreeing to pass the same.

Attest:

SOUTH TRIMBLE
Clerk.

I certify that this Act originated in the House of Representatives.
SOUTH TRIMBLE
Clerk.

IN THE SENATE OF THE UNITED STATES,
July 22, 1937.
The Senate having proceeded to reconsider the bill (H. R. 6763)
"An Act to extend for one additional year the 31/2-per-cent interest
rate on certain Federal land-bank loans, to provide a 4-per-cent interest
rate on such loans for the period July 1, 1938, to June 30, 1939,
and to provide for a 4-per-cent interest rate on Land Bank Com-
missioner's loans for a period of two years", returned by the Presi-
dent of the United States to the House of Representatives, in which
it originated, with his objections, and passed by the House on a
reconsideration of the same, it was
Resolved, That the said bill pass, two-thirds of the Senators
present having voted in the affirmative.

Attest:

EDWIN A. HALSEY
Secretary.

[CHAPTER 517]

AN ACT
To create the Farmers' Home Corporation, to promote more secure occupancy of
farms and farm homes, to correct the economic instability resulting from some
present forms of farm tenancy, and for other purposes.

Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled, That this Act may be
cited as "The Bankhead-Jones Farm Tenant Act".

TITLE I—FARM TENANT PROVISIONS

POWER OF SECRETARY

Section 1. (a) The Secretary of Agriculture (hereinafter referred to as the "Secretary") is authorized to make loans in the United States and in the Territories of Alaska and Hawaii and in Puerto Rico to persons eligible to receive the benefits of this title to enable such persons to acquire farms.

(b) Only farm tenants, farm laborers, sharecroppers, and other individuals who obtain, or who recently obtained, the major portion of their income from farming operations shall be eligible to receive the benefits of this title. In making available the benefits of this title, the Secretary shall give preference to persons who are married, or who have dependent families, or, wherever practicable, to persons who are able to make an initial down payment, or who are owners of livestock and farm implements necessary successfully to carry on farming operations. No person shall be eligible who is not a citizen of the United States.
(c) No loan shall be made for the acquisition of any farm unless it is of such size as the Secretary determines to be sufficient to constitute an efficient farm-management unit and to enable a diligent farm family to carry on successful farming of a type which the Secretary deems can be successfully carried on in the locality in which the farm is situated.

COUNTY COMMITTEES AND LOANS

SEC. 2. (a) The County Committee established under section 42 shall—

1. Examine applications (filed with the county agent in the county, or with such other person as the Secretary may designate) of persons desiring to finance the acquisition of farms in the county by means of a loan from the Secretary under this title.

2. Examine and appraise farms in the county with respect to which an application for a loan is made.

(b) If the committee finds that an applicant is eligible to receive the benefits of this title, that by reason of his character, ability, and experience he is likely successfully to carry out undertakings required of him under a loan which may be made under this title, and that the farm with respect to which the application is made is of such character that there is a reasonable likelihood that the making of a loan with respect thereto will carry out the purposes of this title, it shall so certify to the Secretary. The committee shall also certify to the Secretary the amount which the committee finds is the reasonable value of the farm.

(c) No certification under this section shall be made with respect to any farm in which any member of the committee or any person related to such member within the third degree of consanguinity or affinity has any property interest, direct or indirect, or in which they or either of them have had such interest within one year prior to the date of certification.

(d) No loan shall be made to any person or with respect to any farm unless certification as required under this section has been made with respect to such person and such farm by the committee.

TERMS OF LOANS

SEC. 3. (a) Loans made under this title shall be in such amount (not in excess of the amount certified by the County Committee to be the value of the farm) as may be necessary to enable the borrower to acquire the farm and for necessary repairs and improvements thereon, and shall be secured by a first mortgage or deed of trust on the farm.

(b) The instruments under which the loan is made and security given therefor shall—

1. Provide for the repayment of the loan within an agreed period of not more than forty years from the making of the loan.

2. Provide for the payment of interest on the unpaid balance of the loan at the rate of 3 per centum per annum.

3. Provide for the repayment of the unpaid balance of the loan, together with interest thereon, in installments in accordance with amortization schedules prescribed by the Secretary.

4. Be in such form and contain such covenants as the Secretary shall prescribe to secure the payment of the unpaid balance of the loan, together with interest thereon, to protect the security,
and to assure that the farm will be maintained in repair, and waste and exhaustion of the farm prevented, and that such proper farming practices as the Secretary shall prescribe will be carried out.

(5) Provide that the borrower shall pay taxes and assessments on the farm to the proper taxing authorities, and insure and pay for insurance on farm buildings.

(6) Provide that upon the borrower's assigning, selling, or otherwise transferring the farm, or any interest therein, without the consent of the Secretary, or upon default in the performance of, or upon any failure to comply with, any covenant or condition contained in such instruments, or upon involuntary transfer or sale, the Secretary may declare the amount unpaid immediately due and payable, and that, without the consent of the Secretary, no final payment shall be accepted, or release of the Secretary's interest be made, less than five years after the making of the loan.

(c) Except as provided in paragraph (6) of subsection (b), no instrument provided for in this section shall prohibit the prepayment of any sum due under it.

(d) No provision of section 75, as amended, of the Act entitled "An Act to establish a uniform system of bankruptcy throughout the United States", approved July 1, 1898 (U. S. C., 1934 ed., title 11, sec. 203; Supp. II, title 11, sec. 203), otherwise applicable in respect of any indebtedness incurred under this title by any beneficiary thereof, shall be applicable in respect of such indebtedness until such beneficiary has repaid at least 15 per centum thereof.

EQUITABLE DISTRIBUTION OF LOANS

Sec. 4. In making loans under this title, the amount which is devoted to such purpose during any fiscal year shall be distributed equitably among the several States and Territories on the basis of farm population and the prevalence of tenancy, as determined by the Secretary.

AVOIDANCE OF PRODUCTION EXPANSION

Sec. 5. In carrying out this title, the Secretary shall give due consideration to the desirability of avoiding the expansion of production for market of basic commodities where such expansion would defeat the policy of Congress as set forth in section 7 (a) (5) of the Soil Conservation and Domestic Allotment Act, as amended, and shall, so far as practicable, assist beneficiaries of the program under this title to become established upon lands now in cultivation.

APPROPRIATION

Sec. 6. To carry out the provisions of this title, there is authorized to be appropriated not to exceed $10,000,000 for the fiscal year ending June 30, 1938, not to exceed $25,000,000 for the fiscal year ending June 30, 1939, and not to exceed $50,000,000 for each fiscal year thereafter. Not more than 5 per centum of the sums appropriated for any fiscal year in pursuance of this section shall be available for administrative expenses in carrying out this title during such fiscal year.

TITLE II—REHABILITATION LOANS

BORROWERS AND TERMS

Sec. 21. (a) Out of the funds made available under section 23, the Secretary shall have power to make loans to eligible individuals for the purchase of livestock, farm equipment, supplies, and for other
farm needs (including minor improvements and minor repairs to real property), and for the refinancing of indebtedness, and for family subsistence.

(b) Loans made under this section shall bear interest at a rate not in excess of 3 per centum per annum, and shall have maturities not in excess of five years, and may be renewed. Such loans shall be payable in such installments as the Secretary may provide in the loan agreement. All loans made under this title shall be secured by a chattel mortgage, a lien on crops, and an assignment of proceeds from the sale of agricultural products, or by any one or more of the foregoing.

(c) Only farm owners, farm tenants, farm laborers, sharecroppers, and other individuals who obtain, or who recently obtained, the major portion of their income from farming operations, and who cannot obtain credit on reasonable terms from any federally incorporated lending institution, shall be eligible for loans under this section.

DEBT ADJUSTMENT

Sec. 22. The Secretary shall have power to assist in the voluntary adjustment of indebtedness between farm debtors and their creditors and may cooperate with and pay the whole or part of the expenses of State, Territorial, and local agencies and committees engaged in such debt adjustment. He is also authorized to continue and carry out undertakings with respect to farm debt adjustment uncompleted at the time when appropriations for the purpose of this section are first available. Services furnished by the Secretary under this section shall be without charge to the debtor or creditor.

APPROPRIATION

Sec. 23. (a) For the fiscal year ending June 30, 1938, the balances of funds available to the Secretary for loans and relief to farmers, pursuant to Executive Order Numbered 7530 of December 31, 1936, as amended by Executive Order Numbered 7557 of February 19, 1937, which are unexpended on June 30, 1937, are authorized to be appropriated to carry out the provisions of this title.

(b) The President is authorized to allot to the Secretary, out of appropriations made for relief or work relief for any fiscal year ending prior to July 1, 1939, such sums as he determines to be necessary to carry out the provisions of this title and to enable the Secretary to carry out such other forms of rehabilitation of individuals eligible under this title to receive loans as may be authorized by law and designated in the Executive order directing the allotment.

TITLE III—RETIREMENT OF SUBMARGINAL LAND PROGRAM

Sec. 31. The Secretary is authorized and directed to develop a program of land conservation and land utilization, including the retirement of lands which are submarginal or not primarily suitable for cultivation, in order thereby to correct maladjustments in land use, and thus assist in controlling soil erosion, reforestation, preserving natural resources, mitigating floods, preventing impairment of dams and reservoirs, conserving surface and subsurface moisture, protecting the watersheds of navigable streams, and protecting the public lands, health, safety, and welfare.

POWERS UNDER LAND PROGRAM

Sec. 32. To effectuate the program provided for in section 31, the Secretary is authorized—
(a) To acquire by purchase, gift, or devise, or by transfer from any agency of the United States or from any State, Territory, or political subdivision, submarginal land and land not primarily suitable for cultivation, and interests in and options on such land. Such property may be acquired subject to any reservations, outstanding estates, interests, easements, or other encumbrances which the Secretary determines will not interfere with the utilization of such property for the purposes of this title.

(b) To protect, improve, develop, and administer any property so acquired and to construct such structures thereon as may be necessary to adapt it to its most beneficial use.

(c) To sell, exchange, lease, or otherwise dispose of, with or without a consideration, any property so acquired, under such terms and conditions as he deems will best accomplish the purposes of this title, but any sale, exchange, or grant shall be made only to public authorities and agencies and only on condition that the property is used for public purposes. The Secretary may recommend to the President other Federal, State, or Territorial agencies to administer such property, together with the conditions of use and administration which will best serve the purposes of a land-conservation and land-utilization program, and the President is authorized to transfer such property to such agencies.

(d) With respect to any land, or any interest therein, acquired by, or transferred to, the Secretary for the purposes of this title, to make dedications or grants, in his discretion, for any public purpose, and to grant licenses and easements upon such terms as he deems reasonable.

(e) To cooperate with Federal, State, Territorial, and other public agencies in developing plans for a program of land conservation and land utilization, to conduct surveys and investigations relating to conditions and factors affecting, and the methods of accomplishing most effectively, the purposes of this title, and to disseminate information concerning these activities.

(f) To make such rules and regulations as he deems necessary to prevent trespasses and otherwise regulate the use and occupancy of property acquired by, or transferred to, the Secretary for the purposes of this title, in order to conserve and utilize it or advance the purposes of this title. Any violation of such rules and regulations shall be punished as prescribed in section 5388 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 18, sec. 104).

SEC. 33. As soon as practicable after the end of each calendar year, the Secretary shall pay to the county in which any land is held by the Secretary under this title, 25 per centum of the net revenues received by the Secretary from the use of the land during such year. In case the land is situated in more than one county, the amount to be paid shall be divided equitably among the respective counties. Payments to counties under this section shall be made on the condition that they are used for school or road purposes, or both. This section shall not be construed to apply to amounts received from the sale of land.

SEC. 34. To carry out the provisions of this title, there is authorized to be appropriated not to exceed $10,000,000 for the fiscal year ending June 30, 1938, and not to exceed $20,000,000 for each of the two fiscal years thereafter.
FARMERS' HOME CORPORATION

SEC. 40. (a) There is hereby created as an agency, of and within the Department of Agriculture, a body corporate with the name "Farmers' Home Corporation" (in this Act called the Corporation). The principal office of the Corporation shall be located in the District of Columbia, but there may be established agencies or branch offices elsewhere in the United States under rules and regulations prescribed by the Board of Directors.

(b) The Secretary shall have power to delegate to the Corporation such powers and duties conferred upon him under title I or title II, or both, and such powers under title IV as relate to the exercise of the powers and duties so delegated, as he deems may be necessary to the efficient carrying out of the purposes of such titles and may be executed by the Corporation, and to transfer to the Corporation such funds available for such purposes as he deems necessary. In connection with and in the exercise of such powers and duties so delegated, all provisions of this Act relating to the powers and duties of, and limitations upon, the Secretary shall apply to the Corporation in the same manner as to the Secretary, and the term "Secretary" shall be construed to include "Corporation".

(c) The Corporation shall have a nominal capital stock in an amount determined and subscribed for by the Secretary. Receipts for payments for or on account of such stock shall be issued by the Corporation to the Secretary and shall be evidence of the stock ownership of the United States.

(d) The management of the Corporation shall be vested in a board of directors (in this Act called the Board) subject to the general supervision of the Secretary. The Board shall consist of three persons employed in the Department of Agriculture who shall be designated by the Secretary. Vacancies in the Board, so long as there are two members in office, shall not impair the powers of the Board to execute its functions and two of the members in office shall constitute a quorum for the transaction of business. The directors, appointed as hereinbefore provided, shall receive no additional compensation for their services as such directors but may be allowed travel and subsistence expenses when engaged in business of the Corporation outside of the District of Columbia.

(e) The Board may select, subject to the approval of the Secretary, an administrator, who shall be the executive officer of the Corporation, with such power and authority as may be conferred upon him by the Board.

(f) The Corporation—

(1) Shall have succession in its corporate name;
(2) May adopt, alter, and use a corporate seal, which shall be judicially noticed;
(3) May sue and be sued in its corporate name in any court of competent jurisdiction, State or Federal: Provided, That the prosecution and defense of all litigation to which the Corporation may be a party shall be conducted under the supervision of the Attorney General, and the Corporation shall be represented by the United States Attorneys for the districts, respectively, in which such litigation may arise, or by such other attorney or attorneys as may, under the law, be designated by the Attorney General: And provided further, That no attachment, injunction, garnishment, or other similar process, mesne or final, shall be issued against the Corporation or its property;
Bylaws.

Franking privilege.

Powers vested in Corporation.

Injuries to Government employees; benefits of Act extended to.

39 Stat. 742.

Depositories.

Corporation, etc., to be tax exempt.

Accounts.

Secretary and Corporation.

Administrative powers.

Personnel provisions.

(4) May adopt, amend, and repeal bylaws, rules, and regulations governing the manner in which its business may be conducted and the powers vested in it may be exercised and enjoyed;

(5) Shall be entitled to the free use of the United States mails in the same manner as other executive agencies of the Government:

(6) Shall have such powers as may be necessary or appropriate for the exercise of the powers vested in the Corporation (including, but subject to the limitations of this Act, the power to make contracts, and to purchase or lease, and to hold or dispose of, such real and personal property as it deems necessary) and all such incidental powers as are customary in corporations generally. The Board shall define the authority and duties of the officers and employees of the Corporation, delegate to them such of the powers vested in the Corporation as it may determine, and require bonds of such of them as it may designate and fix the penalties and pay the premiums of such bonds.

(g) Insofar as applicable, the benefits of the Act entitled “An Act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes”, approved September 7, 1916, as amended, shall extend to employees of the Corporation.

(h) All money of the Corporation not otherwise employed may be deposited with the Treasurer of the United States or in any bank approved by the Secretary of the Treasury, subject to withdrawal by the Corporation at any time, or with the approval of the Secretary of the Treasury may be invested in obligations of the United States. Subject to the approval of the Secretary of the Treasury, the Federal Reserve banks are hereby authorized and directed to act as depositories, custodians, and fiscal agents for the Corporation in the performance of its powers.

(i) The Corporation, including its franchises, its capital, reserves, and surplus and its income and property shall, except as otherwise provided in section 50(a), be exempt from all taxation now or hereafter imposed by the United States or any State, Territory, District, dependency, or political subdivision.

(j) The Corporation shall at all times maintain complete and accurate books of account and shall file annually with the Secretary a complete report as to the business of the Corporation.

ADMINISTRATIVE POWERS OF SECRETARY AND CORPORATION

SEC. 41. For the purposes of this Act, the Secretary shall have power to—

(a) Appoint (without regard to the civil-service laws and regulations) and fix the compensation of such officers and employees as may be necessary. No person (except as to positions requiring technical training and experience for which no one possessing the requisite technical training and experience is available within the area) shall be appointed or transferred under this Act to any position in an office in a State or Territory the operations of which are confined to such State or Territory or a portion thereof, or in a regional office outside the District of Columbia the operations of which extend to more than one, or portions of more than one, State or Territory, unless such person has been an actual and bona-fide resident of the State or Territory, or region, as the case may be, in which such office is located, for a period of not less than one year next preceding the appointment or transfer to such position (disregarding periods of residence outside such State or Territory, or region, as the case may be, while in the Federal Government serv-
ice). If the operations of the office are confined to a portion of a single State or Territory, the Secretary in making appointments or transfers to such office shall, except in the classes of cases exempted from the preceding sentence, appoint or transfer only persons who are residents of such portion of the State or Territory: Provided, That hereafter, wherever practicable, all appointments of persons to the Federal service for employment within the District of Columbia, under the provisions of this Act, whether such appointments be within the classified civil service or otherwise, shall be apportioned among the several States and the District of Columbia upon the basis of population as ascertained at the last preceding census. 

(b) Accept and utilize voluntary and uncompensated services, and, with the consent of the agency concerned, utilize the officers, employees, equipment, and information of any agency of the Federal Government, or of any State, Territory, or political subdivision.

(c) Within the limits of appropriations made therefor, make necessary expenditures for personal services and rent at the seat of government and elsewhere; contract stenographic reporting services; purchase and exchange of supplies and equipment, law books, books of reference, directories, periodicals, newspapers, and press clippings; travel and subsistence expenses, including the expense of attendance at meetings and conferences; purchase, operation, and maintenance, at the seat of government and elsewhere, of motor-propelled passenger-carrying and other vehicles; printing and binding; and for such other facilities and services as he may from time to time find necessary for the proper administration of this Act.

(d) Make contracts for services and purchases of supplies without regard to the provisions of section 3709 of the Revised Statutes (U. S. C. 1934 ed., title 41, sec. 5) when the aggregate amount involved is less than $300.

(e) Make payments prior to audit and settlement by the General Accounting Office.

(f) Acquire land and interests therein without regard to section 355 of the Revised Statutes, as amended. This subsection shall not apply with respect to the acquisition of land or interests in land under title III.

(g) Compromise claims and obligations arising under, and adjust and modify the terms of mortgages, leases, contracts, and agreements entered into pursuant to, this Act, as circumstances may require.

(h) Collect all claims and obligations arising under this Act, or under any mortgage, lease, contract, or agreement entered into pursuant to this Act, and, if in his judgment necessary and advisable, to pursue the same to final collection in any court having jurisdiction: Provided, That the prosecution and defense of all litigation under this Act shall be conducted under the supervision of the Attorney General, and the legal representation shall be by the United States Attorneys for the districts, respectively, in which such litigation may arise, or by such other attorney or attorneys as may, under the law, be designated by the Attorney General.

(i) Make such rules and regulations as he deems necessary to carry out this Act.

COUNTY COMMITTEE

Sec. 42. (a) The Secretary is authorized and directed to appoint in each county in which activities are carried on under title I a county committee composed of three farmers residing in the county.

(b) Each member of the committee shall be allowed compensation at the rate of $3 per day while engaged in the performance of duties under this Act but such compensation shall not be allowed with
Meetings.

Duties.

Resettlement projects.

Functions of Secretary continued.

Sec. 43. The Secretary is authorized to continue to perform such of the functions vested in him pursuant to Executive Order Numbered 7530 of December 31, 1936, as amended by Executive Order Numbered 7557 of February 19, 1937, and pursuant to Public Act Numbered 845, approved June 29, 1936 (49 Stat. 2035), as shall be necessary only for the completion and administration of those resettlement projects, rural rehabilitation projects for resettlement purposes, and land development and land utilization projects, for which funds have been allotted by the President, and the balances of funds available to the Secretary for said purposes which are unexpended on June 30, 1937, are authorized to be appropriated to carry out said purposes: Provided, That any land held by the United States under the supervision of the Secretary pursuant to said Executive orders may where suitable be utilized for the purposes of title I of this Act, and the Secretary may sell said land and make loans for the necessary improvement thereof to such individuals and upon such terms as shall be in accordance with the provisions of said title.

General provisions applicable to sale.

Reservation by United States.

Transfer of available lands.

Transactions with corporations.

Sec. 44. The sale or other disposition of any real property acquired by the Secretary pursuant to the provisions of this Act, or any interest therein, shall be subject to the reservation by the Secretary on behalf of the United States of not less than an undivided three-fourths of the interest of the United States in all coal, oil, gas, and other minerals in or under such property.

Transfer of available lands.

Sec. 45. The President may at any time in his discretion transfer to the Secretary or the Corporation any right, interest, or title held by the United States, and under the supervision of the Secretary, in any land which the President shall find suitable for the purposes of this Act, and the Secretary or the Corporation, as the case may be, may use and dispose of such land in such manner, and subject to such terms and conditions, as the President determines will best carry out the objectives of this Act.

Transactions with corporations.

Sec. 46. Nothing in this Act shall be construed to authorize the making of any loan, or the sale or other disposition of real property or any interest therein, to any private corporation, for farming purposes.
SURVEYS AND RESEARCH

Sec. 47. The Secretary is authorized to conduct surveys, investigations, and research relating to the conditions and factors affecting, and the methods of accomplishing most effectively, the purposes of this Act, and may publish and disseminate information pertinent to the various aspects of his activities.

VARIABLE PAYMENTS

Sec. 48. The Secretary may provide for the payment of any obligation or indebtedness to him under this Act under a system of variable payments under which a surplus above the required payment will be collected in periods of above-normal production or prices and employed to reduce payments below the required payment in periods of subnormal production or prices.

SET-OFF

Sec. 49. No set-off shall be made against any payment to be made by the Secretary to any person under the provisions of this Act, by reason of any indebtedness of such person to the United States, and no debt due to the Secretary under the provisions of this Act shall be set off against any payments owing by the United States, unless the Secretary shall find that such set-off will not adversely affect the objectives of this Act.

TAXATION

Sec. 50. (a) All property which is being utilized to carry out the purposes of title I or title II of this Act (other than property used solely for administrative purposes) shall, notwithstanding that legal title to such property remains in the Secretary or the Corporation, be subject to taxation by the State, Territory, District, dependency, and political subdivision concerned, in the same manner and to the same extent as other similar property is taxed.

(b) All property to which subsection (a) of this section is inapplicable which is held by the Secretary or the Corporation pursuant to this Act shall be exempt from all taxation now or hereafter imposed by the United States or any State, Territory, District, dependency, or political subdivision, but nothing in this subsection shall be construed as affecting the authority or duty of the Secretary under any other law to make payments in respect of any such property in lieu of taxes.

BID AT FORECLOSURE

Sec. 51. The Secretary is authorized and empowered to bid for and purchase at any foreclosure or other sale, or otherwise to acquire property pledged or mortgaged to secure any loan or other indebtedness owing under this Act; to accept title to any property so purchased or acquired; to operate or lease such property for such period as may be deemed necessary or advisable to protect the investment therein; and to sell or otherwise dispose of such property so purchased or acquired upon such terms and for such considerations as the Secretary shall determine to be reasonable, but subject to the reservation of the rights provided for in section 44.

PENALTIES

Sec. 52. (a) Whoever makes any material representation, knowing it to be false, for the purpose of influencing in any way the action of the Corporation upon any application, advance, discount, purchase, or repurchase agreement, contract of sale, lease, or loan, or any change...
or extension of any of the same by renewal, deferment of action or otherwise, or the acceptance, release, or substitution of security therefor, shall be punished by a fine of not more than $5,000 or by imprisonment for not more than two years, or both.

(b) Whoever, being connected in any capacity with the Corporation, (1) embezzles, abstracts, purloins, or willfully misapplies any moneys, funds, securities, or other things of value, whether belonging to the Corporation or pledged or otherwise entrusted to it; or (2) with intent to defraud the Corporation, or any other body politic or corporate, or any individual, or to deceive, any officer, auditor, or examiner of the Corporation, makes any false entry in any book, report, or statement of, or to, the Corporation or draws any order, or issues, puts forth, or assigns any note or other obligation or draft, mortgage, judgment, or decree thereof; or (3) with intent to defraud the Corporation, participates or shares in or receives directly or indirectly any money, profit, property, or benefits through any transaction, loan, commission contract, or any other act of the Corporation, shall be punished by a fine of not more than $10,000 or by imprisonment for not more than five years, or both.

(c) Whoever willfully shall conceal, remove, dispose of, or convert to his own use or to that of another, any property mortgaged or pledged to, or held by, the Corporation, as security for any obligation, shall be punished by a fine of not more than $5,000 or by imprisonment for not more than two years, or both.

(d) The provisions of sections 112, 113, 114, 115, 116, and 117 of the Criminal Code of the United States (U. S. C., title 18, secs. 202-207, inclusive), insofar as applicable, are extended to apply to contracts or agreements of the Corporation, which for the purposes hereof shall be held to include advances, loans, discounts, purchase and repurchase agreements, contracts of sale, and leases; extensions and renewals thereof; and acceptances, releases, and substitutions of security therefor.

(e) Whoever conspires with another to accomplish any of the acts made unlawful by the preceding provisions of this section shall, on conviction thereof, be subject to the same fine or imprisonment, or both, as is applicable in the case of conviction for doing such unlawful act.

FEES AND COMMISSIONS PROHIBITED

SEC. 53. No Federal officer, attorney, or employee shall, directly or indirectly, be the beneficiary of or receive any fee, commission, gift, or other consideration for or in connection with any transaction or business under this Act other than such salary, fee, or other compensation as he may receive as such officer, attorney, or employee.

No member of a county committee established under section 42 shall knowingly make or join in making any certification prohibited by section 2 (c). Any person violating any provision of this section shall, upon conviction thereof, be punished by a fine of not more than $1,000 or imprisonment for not more than one year, or both.

EXTENSION OF 1 TERRITORIES

SEC. 54. The provisions of this Act shall extend to the Territories of Alaska and Hawaii and to Puerto Rico. In the case of Alaska and Puerto Rico the term "county" as used in this Act shall be deemed synonymous with the Territory, or any subdivision thereof as may be designated by the Secretary, and payments under section 33 of this Act shall be made to the Governor of the Territory or to the fiscal agent of such subdivision.
Section 55. If any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remainder of the Act, and the application of such provisions to other persons or circumstances, shall not be affected thereby.

Approved, July 22, 1937.

[CHAPTER 520]

AN ACT

To confer jurisdiction on the Court of Claims to hear, determine, and enter judgment upon the claims of contractors for excess costs incurred while constructing navigation dams and locks on the Mississippi River and its tributaries.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That jurisdiction is hereby conferred upon the Court of Claims to hear, determine, and enter judgments against the United States upon the claims of the several contractors for alleged excess costs incurred in the execution of their respective contracts, entered into since June 16, 1933, for the construction of locks and dams for the improvement of navigation on the Mississippi River and its tributaries, by reason of the Government having promulgated and enforced, as alleged, rules and regulations referred to in the several contracts and misinterpreted and wrongfully enforced or disregarded, as alleged, and rules and regulations not referred to in and inconsistent with the respective contracts, as alleged, which rules and regulations, the enforcement or disregard thereof, deprived the contractors of normal control of their personnel, as alleged, and further by reason of the Government having failed, as alleged, to supply qualified labor under the labor clauses of the respective contracts, resulting in excess costs, including general overhead and depreciation, to the said several contractors on their respective contracts, as alleged; the said judgment or decrees, if any, to be allowed notwithstanding the bars or defenses of any alleged settlement or adjustment heretofore made, res judicata, laches, or any provision of law to the contrary.

This Act shall not be interpreted as raising any presumption or conclusion of fact or law but shall be held solely to provide for trial upon facts as may be alleged.

Review of such judgment may be had by either party in the same manner as is provided by law in other cases in such court.

Approved, July 23, 1937.

[CHAPTER 522]

AN ACT

To amend the Civil Service Act approved January 16, 1883 (22 Stat. 403), and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That an Act entitled "An Act to regulate and improve the civil service of the United States" (Act of January 16, 1883, 22 Stat. 403), is hereby amended by adding at the end of the sixth paragraph of section 2 of the Act a new paragraph, as follows:

Separability.
No discrimination because of marital status.

"And no person shall be discriminated against in any case because of his or her marital status in examination, appointment, reappointment, reinstatement, reemployment, promotion, transfer, retransfer, demotion, removal, or retirement. All Acts or parts of Acts inconsistent herewith are hereby repealed."

Approved, July 26, 1937.

[CHAPTER 523]

AN ACT
To amend the Act approved June 7, 1935 (Public, Numbered 116, Seventy-fourth Congress; 49 Stat. 332), to provide for an additional number of cadets at the United States Military Academy, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the portion of the Act approved June 7, 1935 (Public, Numbered 116, Seventy-fourth Congress; 49 Stat. 332), to provide for an additional number of cadets at the United States Military Academy, which reads as follows: "one to be selected by the Governor of the Panama Canal Zone, from among the sons of civilians of the Panama Canal Zone and the Panama Railroad, resident on the zone", is amended to read as follows: "one cadet to be selected by the Governor of the Panama Canal Zone, from among the sons of civilians residing in the Canal Zone and the sons of civilian personnel of the United States Government and the Panama Railroad Company residing in the Republic of Panama."

Approved, July 26, 1937.

[CHAPTER 524]

AN ACT
To add certain lands to the Rogue River National Forest in the State of Oregon.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of forest management, watershed protection, and recreational use the north half northwest quarter section 3, the south half northwest quarter section 23, and the west half northeast quarter northeast quarter section 27, township 37, south, range 3 east, Willamette meridian, of revested Oregon and California land-grant lands are hereby added to and made a part of the Rogue River National Forest in the State of Oregon, subject to all laws and regulations governing national forests: Provided, That the Secretaries of the Interior and Agriculture shall jointly appraise and agree on the value of the said Oregon and California land-grant lands and shall certify the same to the Secretary of the Treasury. That the Secretary of the Treasury be, and he is hereby, authorized, upon notice of the appraisal by the Secretaries of the Interior and Agriculture, to transfer an equal amount of money from the national-forest receipts and credit the same to the Oregon and California land-grant funds, subject to all laws and regulations governing the disposal of money received from the Oregon and California land-grant lands.

Approved, July 27, 1937.
[CHAPTER 525]

An Act

To authorize the Secretary of War to sell, loan, or give samples of supplies and equipment to prospective manufacturers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized, in his discretion and under rules, regulations, and limitations to be prescribed by him, to sell, loan, or give to contractors and private firms which are or may likely be manufacturers or furnishers of supplies and equipment for the use of the War Department or of the Army, under approved production plans, such drawings, manufacturing and other information, and samples of supplies and equipment to be manufactured or furnished, as he may consider will best promote the interests of national defense.

Approved, July 27, 1937.

[CHAPTER 526]

An Act

Authorizing The Maine-New Hampshire Interstate Bridge Authority to construct, maintain, and operate a toll bridge across the Piscataqua River at or near Portsmouth, State of New Hampshire.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to promote interstate commerce, improve the postal service, and provide for military and other purposes, The Maine-New Hampshire Interstate Bridge Authority (hereinafter referred to as the authority) is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Piscataqua River, from a point at or near Portsmouth, State of New Hampshire, to a point at or near Kittery, State of Maine, suitable to the interests of navigation, in accordance with the provisions of the Act entitled “An Act to regulate the construction of bridges over navigable waters”, approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Sec. 2. There is hereby conferred upon the authority all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, construction, maintenance, and operation of such bridge and its approaches as are possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State in which such real estate or other property is situated, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such State.

Sec. 3. The authority is hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

Sec. 4. In fixing the rates of toll to be charged for the use of such bridge the same shall be so adjusted as to provide a fund sufficient to pay for the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of such bridge and its approaches, including reasonable interest and financing cost, as soon as possible, under reasonable charges, but within a period of not to exceed forty-five years from the completion thereof. After a sinking fund sufficient for such amortization and for the maintenance of said bridge and the approaches thereto
Record of expenditures and receipts.

Amendment.

[CHAPTER 527]

AN ACT

To extend the boundaries of the Papago Indian Reservation in Arizona.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever all privately owned lands except mining claims within the following-described area have been purchased and acquired as hereinafter authorized, the boundary of the Papago Indian Reservation in Arizona shall be extended to include the west half of section 4; west half of section 9, township 17 south, range 8 east; all of township 18 south, range 2 west; all of fractional township 19 south, range 2 west; and all of fractional townships 18 and 19 south, range 3 west, except sections 6, 7, 18, 19, 30, and 31 in township 18 south, range 3 west, Gila and Salt River meridian. This extension shall not affect any valid rights initiated prior to the approval hereof nor the Mexican boundary strip. 35 Stat. 2136. The lands herein described when added to the Papago Indian Reservation as provided in this Act shall become a part of said reservation in all respects and upon all the same terms as if said lands had been included in the Executive order issued by the President on February 1, 1917: Provided, That lands acquired hereunder shall remain tribal lands and shall not be subject to allotment to individual Indians.

SEC. 2. That the Secretary of the Interior be, and he is hereby, authorized to purchase for the use and benefit of the Papago Indians with any available funds heretofore or hereafter appropriated pursuant to authority contained in section 5 of the Act of June 18, 1934 (48 Stat. 984), all privately owned lands, water rights, and reservoir site reserves within townships 18 and 19 south, ranges 2 and 3 west, together with all grazing privileges and including improvements upon public lands appurtenant to the so-called Menager Dam property, at the appraised value of $40,016.37.

Tracts relinquished by State; lieu selections.

SEC. 3. The State of Arizona may relinquish in favor of the Papago Indians such tracts within the townships referred to in section 1 of this Act as it may see fit and shall have the right to select other unreserved and nonmineral public lands within the State of Arizona equal in area to those relinquished, said lieu selections to be made in the same manner as is provided for in the Enabling Act of June 20, 1910 (36 Stat. 558), or in the discretion of the State of Arizona under the provisions of section 8 of the Act of June 28, 1934 (48 Stat. 1269), as amended and supplemented by the Act of June 26, 1936 (49 Stat. 842). The payment of fees or commissions is hereby waived in all lieu selections made pursuant to this section. Approved, July 28, 1937.
[CHAPTER 528]  

AN ACT  

To authorize the assignment of officers of the line of the Marine Corps to assistant quartermaster and assistant paymaster duty only, and for other purposes.  

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That officers of the line of the Marine Corps of the grades of major, lieutenant colonel, and colonel may, upon application, and with the approval of the Secretary of the Navy, be assigned to assistant quartermaster and assistant paymaster duty only: Provided, That when so assigned they shall retain the lineal position and precedence which they now hold or may later attain and shall be promoted, retired, and discharged in like manner and with the same relative conditions in all respects as are now or may hereafter be provided for other officers of the line of the Marine Corps, except as herein otherwise provided: Provided further, That the recommendation of selection boards in the cases of officers assigned to such duty shall be based upon their comparative fitness to perform the duties prescribed for them: Provided further, That officers of the grades of major and lieutenant colonel assigned to assistant quartermaster and assistant paymaster duty only in accordance with this Act shall, on promotion up to and including the grade of colonel, be carried as additional numbers in grade: And provided further, That the number of officers so assigned in accordance with this Act in any one year shall be in accordance with the requirements of the service as determined by the Secretary of the Navy.  

Approved, July 28, 1937.  

[CHAPTER 529]  

AN ACT  

Providing for the sale of the two dormitory properties belonging to the Chickasaw Nation or Tribe of Indians, in the vicinity of the Murray State School of Agriculture at Tishomingo, Oklahoma.  

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior shall take possession of, and appraise and sell, under such rules and regulations as may be prescribed by him, the two dormitories, together with the lands upon which they are located and the furniture, therein, belonging to the Chickasaw Nation or Tribe of Indians, in the vicinity of the Murray State School of Agriculture at Tishomingo, Oklahoma, which lands were acquired and which dormitories were erected and equipped, under the Acts of Congress of March 2, 1917 (39 Stat. L. 983), and May 25, 1918 (40 Stat. L. 584), and he shall deposit the proceeds in the Treasury of the United States to the credit of the Chickasaw Nation, less expenses incident to the appraisement and sale of such properties, including reasonable compensation to special attorneys for services rendered in connection with such sale acting under the direction of the Governor of the Chickasaw Nation, such compensation to be fixed and paid by the Secretary of the Interior; and immediately after such sale, patents conveying such properties shall be made and delivered in the same manner as now provided by law for the conveyance of other tribal properties: Provided, That preference right shall be given the State of Oklahoma to purchase said dormitory properties at a price to be agreed upon between the Secretary of the Interior and the Board of Regents of the Murray State School of Agriculture, in accordance with the Senate Concurrent Resolution passed by the Sixteenth Legislature of the State of Oklahoma.  

Approved, July 28, 1937.
AN ACT

Granting the consent of Congress to a compact entered into by the States of Maine and New Hampshire for the creation of The Maine-New Hampshire Interstate Bridge Authority.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby given to an interstate compact for the creation of The Maine-New Hampshire Interstate Bridge Authority, executed on the 14th day of April 1937 by the representatives of the States of Maine and New Hampshire, which compact has been deposited in the Department of State of the United States and reads as follows:

COMPACT

BETWEEN THE STATE OF MAINE AND THE STATE OF NEW HAMPSHIRE

Whereas, the single highway bridge serving as the sole facility for vehicular traffic over and across the Piscataqua river between the state of New Hampshire and the state of Maine is wholly inadequate to care for and accommodate such traffic over said river between the said two states and therefore causes such traffic congestion in and upon the streets and highways of the city of Portsmouth, New Hampshire, and the town of Kittery, Maine, that the lives and property of the citizens of said communities and the travelers on said streets and highways are constantly endangered; and

Whereas, the antiquated and obsolete wooden pile bridge serving as the sole facility for railroad traffic over and across the Piscataqua river between the state of New Hampshire and state of Maine is wholly inadequate to care for and accommodate the railroad traffic between the said two states; and

Whereas, the narrow draw-span of said wooden pile railroad bridge the sole facility permitting passage of water traffic up and down said river is wholly inadequate to permit the passage of steamers and vessels of broad beam from the sea inland to serve the large industrial plants now situate on the banks of said river and therefore constitutes an obstacle to further enlargement of these industries and the development of numerous other industrial sites located so that passage through said bridge is absolutely necessary; and

Whereas, the only remedy for the conditions now existing is the construction of a bridge across said river which by coordinating the facilities required by vehicular and railroad traffic will remove the obstacle to water traffic; and

Whereas, the solution to this problem will result in great economy and benefit not only to the states of Maine and New Hampshire but to the nation and will require the cordial cooperation of the states of New Hampshire and Maine in the encouragement of the investment of capital as well as the formulation and execution of the necessary plans and such result can best be accomplished through the joining of the two states of Maine and New Hampshire by and through a common agency.

Now therefore, the said states of New Hampshire and Maine do hereby agree and pledge each to the other as follows:

ARTICLE I

Said states agree to and pledge, each to the other, faithful cooperation in the planning, execution and construction of a suitable vehicu-
lar and railroad bridge with suitable highway approaches thereto and draw-span therein; holding the same in high trust for the benefit of the nation and of the said two states.

**ARTICLE II**

There is hereby created "The Maine-New Hampshire Interstate Bridge Authority" which shall be a body corporate and politic having the powers and jurisdiction hereinafter enumerated and such other and additional powers as shall be conferred upon it by the legislature of either state concurred in by the legislature of the other state or by act or acts of Congress as hereinafter provided.

**ARTICLE III**

The Authority shall consist of six members, three residents of the state of New Hampshire and three residents of the state of Maine. The New Hampshire members to be chosen by the state of New Hampshire and the Maine members to be chosen by the state of Maine in the manner and for the term fixed and determined from time to time by the legislatures of either state respectively. Any member may be removed or suspended from office as provided by the law of the state from which he shall be appointed.

**ARTICLE IV**

The members of the Authority shall, for the purpose of doing business, constitute a board and may adopt suitable rules and regulations for its management.

**ARTICLE V**

The Authority shall constitute a body both corporate and politic with full power and authority (1) to sue and be sued; (2) to have a seal and alter the same at pleasure; (3) to adopt from time to time and amend by-laws covering its procedure, rules and regulations governing use of the bridge and any of the other services made available in connection with said bridge, to publish the same, if such publication is necessary or advisable and to cause records of its proceedings to be kept; (4) to construct, maintain, reconstruct and operate an interstate toll bridge over the Piscataqua river between the city of Portsmouth in New Hampshire and the town of Kittery in Maine and for this purpose; (5) to acquire, hold and dispose of personal property for its purposes; (6) to acquire in the name of the Authority by purchase, condemnation, lease or otherwise, any real property and rights or easements therein, deemed by it necessary or desirable for its purposes, and to use such property; (7) to acquire any such real property by the exercise of the power of condemnation in the manner provided by laws and statutes of the said two states or otherwise; (8) to charge and collect fees, fares and tolls for the use of said bridge and other services made available in connection with the said bridge; (9) to make contracts with the United States, the state of New Hampshire, the state of Maine, public corporations or bodies existing therein, and private corporations and individuals; (10) to accept grants and the cooperation of the United States or any agency thereof in the construction, maintenance, reconstruction, operation and financing of the bridge and its highway approaches and to do any and all things necessary in order to avail itself of such aid and cooperation; (11) to employ such assistants, agents and servants as it shall deem necessary or desirable for its purposes; (12) to exercise any of its powers in the public domain of the United States unless the exercise of such powers is not permitted by the laws of the United
States; (13) to borrow money, make and issue negotiable notes, bonds and other evidences of indebtedness or obligations of the Authority and to secure the payment of such obligations or any part thereof by pledge of any part of the revenue of the bridge and, (14) to do all other lawful things necessary and incidental to the foregoing powers. All property of the Authority and all property held in the name of either state pursuant to the provisions hereof shall be exempt from levy and sale by virtue of any execution and no execution or other judicial process shall issue against the same. No judgment against the Authority shall be lien upon its property held in the name of either state pursuant to the provisions hereof. No property now or hereafter vested in or held by either state, by any county, city, town, village, district, township or other municipality thereof shall be taken by the Authority without the authority and consent of the state, county, town, village, district or township or other municipality in which it is located; nor shall anything impair or invalidate any bond, indebtedness of either state, any county, city, town, village, district or township or other municipality nor impair the provisions of law to regulate the payment into sinking funds of revenue derived from municipal property or dedicate the revenues derived from any municipal property to a specific purpose.

**ARTICLE VI**

The Authority shall have such additional powers and duties as may hereafter be delegated to and imposed upon it from time to time by the action of the legislature of either state concurred in by the legislature of the other. Unless and until otherwise provided, it shall make a biennial report to the legislatures of both states, setting forth in detail the operations and transactions conducted by it pursuant to this agreement and any legislation thereunder. The Authority shall not pledge the credit of either state except by and with the expressed authority of the legislature thereof.

**ARTICLE VII**

Nothing in this agreement or compact is intended or shall be construed to affect the laws now existing which vest jurisdiction over or control of railroads in the public service commission of the state of New Hampshire, or the public utilities commission of the state of Maine, or the Interstate Commerce Commission of the United States or any agency of either state or the United States.

**ARTICLE VIII**

The Authority shall elect from its members a chairman, vice chairman, clerk and treasurer and may appoint such officers and employees as it may require for the performance of its duties and shall fix and determine by resolution their qualifications and duties.

**ARTICLE IX**

Expenses incurred by the Authority in the interim between execution of this agreement or compact and the date money received from grants, bonds or revenues shall be available shall be borne by the said two states in equal shares and shall be raised as each state shall determine.

**ARTICLE X**

Unless and until otherwise determined by the action of the legislatures of the two states, no action of the Authority shall be binding unless taken at a meeting at which at least two members from each
state are present and unless four votes are cast therefor, two from each state. Each state reserves the right hereafter to provide by law for the exercise of a veto power by the governor thereof over any action of any commissioner appointed therefrom.

**ARTICLE XI**

Unless and until otherwise determined by the legislatures of the two states, the Bridge Authority shall not incur any obligations for salaries, office or other administrative expenses, within the provisions of Article IX, prior to the making of appropriations adequate to meet the same.

**ARTICLE XII**

The Bridge Authority is hereby authorized to make suitable rules and regulations not inconsistent with the constitution of the United States or of either state, which shall be binding and effective on all persons and corporations affected thereby.

**ARTICLE XIII**

The two states shall provide penalties for violations of any order, rule or regulation of the Bridge Authority, and for the manner of enforcing the same.

**ARTICLE XIV**

Definitions. “Transportation facility” shall include railroads, steam or electric, motor truck or other street or highway vehicles, bridges, highways and every kind of transportation facility now in use or hereafter designed for use for the transportation or carriage of persons or property. “Facility” shall include all works, buildings, structures, stations, appliances and appurtenances necessary and convenient for the proper construction, equipment, maintenance and operation of such facility or facilities or any one or more of them. “Real property” shall include land under water, as well as uplands, and all property either now commonly or legally defined as real property or which may hereafter be so defined. “Personal property” shall include choses in action and all other property now commonly or legally defined as personal property or which may hereafter be so defined. “To lease” shall include to rent or to hire. “Rule or regulation” shall include charges, rates, rentals or tolls fixed or established by the Bridge Authority. Wherever any act by the legislature of either state is herein referred to, it shall mean an act of the legislature duly adopted in accordance with the provisions of the constitution of the state. Plural or singular. The singular wherever used herein shall include the plural. Consent, approval or recommendation of municipality, how given. Wherever herein the consent, approval or recommendation of a “municipality” is required, the word “municipality” shall be taken to include any city, town or village district. Such consent, approval or recommendation whenever required in the case of the city of Portsmouth shall be deemed to have been given whenever the city council of the city of Portsmouth or any body hereafter succeeding to its duties shall by majority vote pass a resolution expressing such consent, approval or recommendation; and in the case of the town deemed to have been given whenever at a regular town meeting, or special meeting called for that purpose shall by majority of votes of persons present and voting therefor; and in all other cases whenever the body authorized to grant consent to the use of the streets or highways of such municipality shall by a majority vote pass such a resolution.
In Witness Whereof we have hereunto set our hands and seals under chapter 18 of the Private and Special Laws of 1937 of the State of Maine and chapter 4 of the Laws of the Special Session of 1936 of the State of New Hampshire this 14th day of April, 1937. In the presence of:

Helen D. Ayers [Seal] Paul C. Thurston, Commissioners for Maine.

SEC. 2. The right to alter, amend, or repeal the provisions of the first section of this Act is hereby expressly reserved.
Approved, July 28, 1937.

[CHAPTER 531]

AN ACT

Granting the consent of Congress to the State of Montana, or the counties of Roosevelt, Richland, and McCone, singly or jointly, to construct, maintain, and operate a free highway bridge across the Missouri River, at or near Poplar, Montana.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the State of Montana, the counties of Roosevelt, Richland, and McCone thereof, or any of them, to construct, maintain, and operate a free highway bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near Poplar, Montana, in accordance with the provisions of the Act entitled “An Act to regulate the construction of bridges over navigable waters”, approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.
Approved, July 28, 1937.

[CHAPTER 532]

AN ACT

Granting the consent of Congress to the county of Carroll, in the State of Indiana, to construct, maintain, and operate a free highway bridge across the Wabash River at or near Lockport, Indiana.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the county of Carroll, in the State of Indiana, to construct, maintain, and operate a free highway bridge and approaches thereto across the Wabash River, at a point suitable to the interests of navigation, at or near Lockport, Indiana,
in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, July 28, 1937.

[CHAPTER 534]

AN ACT

To authorize the attendance of the Marine Band at the National Encampment of the Grand Army of the Republic to be held at Madison, Wisconsin, September 5 to 10, inclusive, 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is authorized to permit the band of the United States Marine Corps to attend and give concerts at the National Encampment of the Grand Army of the Republic to be held at Madison, Wisconsin, from September 5 to 10, inclusive, 1937.

Sec. 2. For the purpose of defraying the expenses of such band in attending and giving concerts at such encampment there is authorized to be appropriated the sum of $7,500, or so much thereof as may be necessary, to carry out the provisions of this Act: Provided, That in addition to transportation and Pullman accommodations the leaders and members of the Marine Band be allowed not to exceed $5 per day each for actual living expenses while on the duty, and that the payment of such expenses shall be in addition to the pay and allowances to which they would be entitled while serving at their permanent station.

Approved, July 28, 1937.
[CHAPTER 536]

AN ACT

July 29, 1937


Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4450 of the Revised Statutes of the United States, as amended by the Act of May 27, 1936 (49 Stat. 1380, 1383; U. S. C., 1934 edition, title 46, sec. 239), is amended by inserting in the third sentence of paragraph (g) of said section the words "suspended or", after the word "is" and before the word "revoked", so that the said paragraph (g) of said section, when amended, shall read as follows:

“(g) In any investigation of acts of incompetency or misconduct or of any act in violation of the provisions of this title or of any of the regulations issued thereunder, committed by any licensed officer or any holder of a certificate of service, the person whose conduct is under investigation shall be given reasonable notice of the time, place, and subject of such investigation and an opportunity to be heard in his own defense. The whole record of the testimony received by the board conducting such investigation and the findings and recommendations of such board shall be forwarded to the Director of the Bureau of Marine Inspection and Navigation, and if that officer shall find that such licensed officer or holder of certificate of service is incompetent or has been guilty of misbehavior, negligence, or unskilfulness, or has endangered life, or has willfully violated any of the provisions of this title or any of the regulations issued thereunder, he shall, in a written order reciting said findings, suspend or revoke the license or certificate of such officer or holder of such certificate. The person whose license or certificate of service is suspended or revoked may, within thirty days, appeal from the order of the said Director to the Secretary of Commerce. On such appeal the appellant shall be allowed to be represented by counsel. The Secretary of Commerce may alter or modify any finding of the board which conducted the investigation or of the Director of the Bureau of Marine Inspection and Navigation, but the decision of the Secretary of Commerce shall be based solely on the testimony received by the said board and shall recite the findings of fact on which it is based.”

Approved, July 29, 1937.

[CHAPTER 537]

AN ACT

July 30, 1937

To authorize the construction of certain auxiliary vessels for the Navy.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of furnishing or replacing auxiliary vessels urgently necessary for the proper maintenance and operation of the Navy, the President of the United States is hereby authorized to undertake the construction of about thirty-six thousand and fifty tons (light displacement tonnage) of such auxiliary vessels as follows at a total cost for all vessels of not more than $50,000,000:

(a) One seaplane tender of about eight thousand three hundred tons;
(b) One destroyer tender of about nine thousand tons;
(c) One mine sweeper of about six hundred tons;
(d) One submarine tender of about nine thousand tons;
(e) One fleet tug of about one thousand one hundred and fifty tons; and
(f) One oiler of about eight thousand tons.

SEC. 2. Not less than 50 per centum of the vessels herein authorized, allocated on an approximate tonnage basis, including such portions thereof as are customarily manufactured in Government plants, shall be constructed or manufactured in Government navy yards, naval stations, naval gun factories, naval ordnance plants, or arsenals of the United States; Provided, That the President may, however, should the public interests in his judgment so require, have the vessels built in Government or private yards notwithstanding the allocation otherwise imposed: Provided further, That the provisions of section 3 of the Act entitled “An Act to establish the composition of the United States Navy with respect to the categories of vessels limited by the treaties signed at Washington, February 6, 1922, and at London, April 22, 1930, at the limits prescribed by those treaties; to authorize the construction of certain naval vessels; and for other purposes”, approved March 27, 1934 (48 Stat. 505; U. S. C., title 34, sec. 496), as amended, are hereby made applicable to contracts for the construction of the vessels or any portion thereof herein authorized.

SEC. 3. Any bid for the construction on the Pacific coast of any of the vessels authorized by this Act shall have a differential of 6 per centum in its favor which shall be considered by the Secretary of the Navy in awarding contracts for the construction of said vessels.

Approved, July 30, 1937.

[CHAPTER 538]

AN ACT
To authorize the conveyance by the United States to the State of Wisconsin of a portion of the Twin River Point Lighthouse Reservation, and for other purposes,

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subject to the conditions hereinafter specified, the Secretary of Commerce is authorized to convey to the State of Wisconsin for State park purposes all the right, title, and interest of the United States in and to that portion of the Twin River Point Lighthouse Reservation, Manitowoc County, Wisconsin, which is not required to be retained for lighthouse purposes. The Secretary of Commerce shall describe by metes and bounds in the deed of conveyance the exact portion of such reservation transferred.

SEC. 2. Such conveyance shall contain the express condition that if the State of Wisconsin shall at any time cease to use the property as a State park for public recreation, or shall alienate or attempt to alienate such property, title thereto shall revert to the United States.

SEC. 3. The United States reserves the right to resume ownership, possession, and control for Government purposes, of any property conveyed under authority of this Act, at any time and without the consent of the State of Wisconsin.

SEC. 4. The Secretary of Commerce is also authorized, in his discretion, to lease to the State of Wisconsin for a period of twenty-five years that portion of the Twin River Point Lighthouse Reservation not conveyed by him under authority of this Act. Such lease shall be subject to revocation at any time by the Secretary of Commerce.

Approved, July 30, 1937.
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75th CONGRESS, 1st SESSION—CHS. 539-542—JULY 30, 1937

[CHAPTER 539] AN ACT
To amend section 107, as amended, of the Judicial Code so as to eliminate the requirement that suitable accommodations for holding court at Columbia, Tennessee, be provided by the local authorities.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second proviso of section 107, as amended, of the Judicial Code (U. S. C., 1934 edition, title 28, sec. 188) is amended by striking out the period at the end of said proviso, and adding the following: "until, subject to the recommendation of the Attorney General of the United States with respect to providing such rooms and accommodations for holding court at Columbia, a public building shall have been erected or other Federal space provided for court purposes in said city."

Approved, July 30, 1937.

[CHAPTER 540] AN ACT
To authorize a preliminary examination and survey of Cayuga, Buffalo, and Cazenovia Creeks, New York, with a view to the control of their floods.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and directed to cause a preliminary examination and survey to be made of Cayuga, Buffalo, and Cazenovia Creeks, New York, with a view to the control of their floods, in accordance with the Flood Control Act approved June 22, 1936, the cost thereof to be paid from appropriations heretofore or hereafter made for such purposes.

Approved, July 30, 1937.

[CHAPTER 541] AN ACT
To provide for the establishment of a Coast Guard station at or near Beaver Bay, Minnesota.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized to establish a Coast Guard station at or near Beaver Bay, Minnesota, at such point as the Commandant of the Coast Guard may recommend.

Approved, July 30, 1937.

[CHAPTER 542] AN ACT
To provide for the establishment of a Coast Guard station at or near Saint Augustine, Florida.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized to establish a Coast Guard station at or near Saint Augustine, Florida, at such point as the Commandant of the Coast Guard may recommend.

Approved, July 30, 1937.
[CHAPTER 543]

AN ACT

To provide for the relinquishment of an easement granted to the United States by the Green Bay and Mississippi Canal Company.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized to release to the Green Bay and Mississippi Canal Company, its successors or assigns, the easement heretofore granted by the Green Bay and Mississippi Canal Company to the United States of America for the construction and maintenance of an eight-inch sewer or drain, together with necessary manholes, from a point in the southeasterly side of the post-office site, distant approximately one hundred and twenty-two feet northwardly from the northeasterly bank of the Power Canal, and thence traversing in a southeasterly direction lots 4 to 14, inclusive, in block 2, a distance of approximately five hundred and fifty feet to the northwesterly side of the open sewer which flows in a northwesterly direction along the southeasterly side of said lot 14 and to pass drainage and sewage from the site through said eight-inch sewer into said open sewer, in the city of Kaukauna, Outagamie County, Wisconsin.

Approved, July 30, 1937.

[CHAPTER 544]

AN ACT

To repeal the limitation on the sale price on the old post office and courthouse site and building at Fourth and Chestnut Streets, Louisville, Kentucky.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the proviso (45 Stat. 179), contained in section 1, title I, of the Act entitled "An Act making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1929, and for other purposes", approved March 3, 1928, Public Law Numbered 93, Seventieth Congress (45 Stat. 162), requiring that the old post office and courthouse site and building at Fourth and Chestnut Streets, Louisville, Kentucky, shall not be sold for an amount less than $2,500,000, is hereby repealed.

Approved, July 30, 1937.

[CHAPTER 545]

AN ACT

To amend the laws relating to enlistments in the Coast Guard, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act of May 26, 1906, as amended (34 Stat. 200; U. S. C., 1934 edition, title 14, sec. 35), is hereby further amended to read as follows:

"(a) That all persons composing the enlisted force of the Coast Guard shall be enlisted for a term not to exceed three years, in the discretion of the Secretary of the Treasury, who shall prepare regulations governing such enlistments and for the general government of the service: Provided, That an enlistment in the Coast Guard shall not be regarded as complete until the enlisted man concerned shall have served any time, in excess of one day, lost on account of unauthorized absence from duty, or injury, sickness, or disease,
Extension, by voluntary written agreement.

Pay and allowances.

Temporary detention beyond term of enlistment.

Public Health Service, hospitals.

Admittance of Coast Guard personnel.

Dependents, etc.

Collections for hospitalization, use of.

Act repealed.

Admission to citizenship.

Philippines in Coast Guard.

resulting from his own intemperate use of drugs or alcoholic liquors, or other misconduct, or while in confinement under sentence, or while awaiting trial and disposition of his case if the trial results in conviction.

"(b) The term of enlistment of any enlisted man in the Coast Guard may, by his voluntary written agreement, under such regulations as may be prescribed by the Secretary of the Treasury, be extended for a period of one, two or three full years from the date of expiration of the then-existing term of enlistment, and subsequent to said date an enlisted man who extends his term of enlistment as herein authorized shall be entitled to and shall receive the same pay and allowances in all respects as though regularly discharged and reenlisted immediately upon expiration of his term of enlistment. No such extension shall operate to deprive the enlisted man concerned, upon discharge at the termination thereof, of any right, privilege, or benefit to which he would have been entitled if his term of enlistment had not been so extended.

"(c) The commanding officer of any vessel of the Coast Guard is authorized, in his discretion, to detain an enlisted man beyond the term of his enlistment until the first arrival of the vessel at its permanent station, or at a port in a State of the United States or in the District of Columbia, unless, in his opinion, the detention of such person for a further period is essential to the public interests, in which case he may detain him for a further period, not exceeding thirty days, after arrival at such station or port. Any person so detained shall be subject in all respects to the laws and regulations for the government of the Coast Guard until his discharge therefrom."

SEC. 2. The Act entitled "An Act extending the benefits of the Marine hospitals to the keepers and crews of life saving stations", approved August 4, 1894, as amended (28 Stat. 229; U. S. C., 1934 edition, title 24, sec. 8), is hereby further amended to read as follows:

"(a) Under such regulations as may be prescribed by the President, upon the recommendation of the Surgeon General with the approval of the Secretary of the Treasury, all commissioned officers, chief warrant officers, warrant officers, cadets, and enlisted men of the Coast Guard, including those on shore duty and those on detached duty, whether on active duty or retired, shall be entitled to medical, surgical, and dental treatment and hospitalization by the Public Health Service; and the dependent members of families of officers and enlisted men of the Coast Guard shall be furnished medical advice and out-patient treatment by the Public Health Service at its first-, second-, and third-class relief stations, and such dependent members of families shall be furnished hospitalization at marine hospitals, if suitable accommodations are available, at a per-diem cost to the officer or enlisted man concerned equivalent to the uniform per-diem reimbursement rate for Government hospitals as approved by the President for each fiscal year. Collections of the Public Health Service for the hospitalization of such dependent members of families shall be credited to the applicable appropriation for the operation of marine hospitals and relief stations.

"(b) The Act entitled 'An Act to extend medical and hospital relief to retired officers and retired enlisted men of the United States Coast Guard', approved May 18, 1928 (45 Stat. 603; U. S. C., 1934 edition, title 14, sec. 179), is hereby repealed."

SEC. 3. Subdivision "Seventh" of section 4 of the Act entitled "An Act to establish a Bureau of Immigration and Naturalization, and to provide for a uniform rule for the naturalization of aliens throughout the United States", approved June 29, 1906, as amended
(34 Stat. 598; U. S. C., 1934 edition, title 8, sec. 388), is hereby further amended by inserting in line 4 thereof, after the words “Naval Auxiliary Service”, the words “or the Coast Guard”.

Sec. 4. Section 12 of the Act entitled “An Act to provide more effectively for the national defense by increasing the efficiency of the Air Corps of the Army of the United States, and for other purposes”, approved July 2, 1926 (44 Stat. 789; U. S. C., 1934 edition, title 10, sec. 1429), is hereby amended by inserting in line 8 thereof, after the words “United States Navy”, the words “or with the United States Coast Guard”.

Sec. 5. Section 2 of the Act of June 23, 1906, as amended (34 Stat. 452; U. S. C., 1934 edition, title 14, sec. 15), is hereby further amended by inserting the following sentence at the end thereof: “A cadet, upon admission to the Coast Guard Academy, shall be credited with the sum of $250 to cover the cost of his initial clothing and equipment issued, to be deducted subsequently from his pay in accordance with regulations prescribed by the Secretary of the Treasury.”

Sec. 6. Section 2 of the Legislative, Executive, and Judicial Appropriation Act, approved July 31, 1894, as amended (28 Stat. 205; U. S. C., 1934 edition, title 5, sec. 62), is hereby further amended by inserting in line 12 thereof, following the word “Navy”, the words “or the Coast Guard”.

Approved, July 30, 1937.

[CHAPTER 546]

AN ACT

To authorize the Secretary of Commerce to convey to the Commissioners of the Palisades Interstate Park, a body politic of the State of New York, certain portions of the Stony Point Light Station Reservation, Rockland County, New York, including certain appurtenant structures, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Commerce is hereby authorized to convey to the Commissioners of the Palisades Interstate Park, for use for public-park purposes, certain portions of the Stony Point Light Station Reservation, State of New York, including certain appurtenant structures, which are not required to be retained for lighthouse purposes. The Secretary of Commerce shall describe by metes and bounds in the deed of conveyance the exact portions of the reservation transferred. The deed of conveyance shall also contain a clause that should the property so transferred at any time cease to be used for park purposes or for some other wholly public use, title thereto shall revert to the United States.

Sec. 2. In exchange for the property to be transferred the Commissioners of the Palisades Interstate Park shall transfer title to the United States to the dwelling now erected on the portion of land retained by the United States for lighthouse purposes. The United States also reserves the rights-of-way over, underground, or across the area to be transferred for any use whatsoever in conducting the Lighthouse Service or other activities of the Government.

Approved, July 30, 1937.
AN ACT

To adjust the pay of certain Coast Guard officers on the retired list who were retired because of physical disability originating in line of duty in time of war.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the provisions of section 1, as amended, of the Act of June 21, 1930 (46 Stat. 793, ch. 563), any officer of the Coast Guard who has been retired since September 3, 1921, but prior to March 4, 1925, by reason of physical disability which originated in line of duty at any time between April 6, 1917, and March 3, 1921, inclusive, while holding higher temporary rank in the Coast Guard, shall receive from the date of the approval of this Act the pay of the rank he holds on the retired list.

Approved, July 30, 1937.

[CHAPTER 548]

JOINT RESOLUTION

Authorizing Federal participation in the Seventh World's Poultry Congress and Exposition to be held in the United States in 1939.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That pursuant to section 2 of Public Resolution Numbered 113, approved June 20, 1936 (49 Stat. 1568), authorizing and requesting the President to extend to the World's Poultry Science Association an invitation to hold the Seventh World's Poultry Congress and Exposition in the United States in 1939, and to extend an invitation to foreign governments to participate in and be represented by delegates and exhibits in such congress and exposition, the sum of $100,000, or so much thereof as may be necessary, is hereby authorized to be appropriated for the expenses of such meeting, including personal services in the District of Columbia and elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting and translating services by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses within the United States (and by indirect routes and by airplane if specifically authorized by the Secretary of State); purchase of necessary books, documents, newspapers, and periodicals; stationery; official cards; printing and binding; government exhibits; entertainment; hire, maintenance, and operation of motor-propelled passenger-carrying vehicles; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified: Provided, That the Secretary of State is authorized to transfer to any department or independent establishment of the Government with the consent of the head thereof any part of the funds appropriated pursuant to this Act for direct expenditure by such department or establishment for the purposes specified in this Act.

Approved, July 30, 1937.
[CHAPTER 552]

AN ACT

Granting the consent of Congress to the States of Montana and Wyoming to negotiate and enter into a compact or agreement for division of the waters of the Yellowstone River.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That consent of Congress is hereby given to the States of Montana and Wyoming to negotiate and enter into a compact, or agreement, not later than June 1, 1939, providing for an equitable division and apportionment between the States of the water supply of the Yellowstone River and of the streams tributary thereto, upon condition that one suitable person, who shall be appointed by the President of the United States, shall participate in said negotiations as the representative of the United States and shall make report to Congress of proceedings and of any compact or agreement entered into: Provided, That such compact or agreement shall not be binding or obligatory upon either of the parties thereto unless and until the same shall have been approved by the legislatures of each of said States and by the Congress of the United States: Provided further, That nothing in this Act shall apply to any waters within or tributary to the Yellowstone National Park or shall establish any right or interest in or to any lands within the boundaries thereof.

Approved, August 2, 1937.

[CHAPTER 553]

AN ACT

To impose an occupational excise tax upon certain dealers in marihuana, to impose a transfer tax upon certain dealings in marihuana, and to safeguard the revenue therefrom by registry and recording.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That when used in this Act—

(a) The term “person” means an individual, a partnership, trust, association, company, or corporation and includes an officer or employee of a trust, association, company, or corporation, or a member or employee of a partnership, who, as such officer, employee, or member, is under a duty to perform any act in respect of which any violation of this Act occurs.

(b) The term “marihuana” means all parts of the plant Cannabis sativa L., whether growing or not; the seeds thereof; the resin extracted from any part of such plant; and every compound, manufacture, salt, derivative, mixture, or preparation of such plant, its seeds, or resin; but shall not include the mature stalks of such plant, fiber produced from such stalks, oil or cake made from the seeds of such plant, any other compound, manufacture, salt, derivative, mixture, or preparation of such mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of such plant which is incapable of germination.

(c) The term “producer” means any person who (1) plants, cultivates, or in any way facilitates the natural growth of marihuana; or (2) harvests and transfers or makes use of marihuana.

(d) The term “Secretary” means the Secretary of the Treasury and the term “collector” means collector of internal revenue.

(e) The term “transfer” or “transferred” means any type of disposition resulting in a change of possession but shall not include a transfer to a common carrier for the purpose of transporting marihuana.

Sec. 2. (a) Every person who imports, manufactures, produces, compounds, sells, deals in, dispenses, prescribes, administers, or gives...
away marihuana shall (1) within fifteen days after the effective date of this Act, or (2) before engaging after the expiration of such fifteen-day period in any of the above-mentioned activities, and (3) thereafter, on or before July 1 of each year, pay the following special taxes respectively:

(1) Importers, manufacturers, and compounders of marihuana, $24 per year.

(2) Producers of marihuana (except those included within subdivision (4) of this subsection), $1 per year, or fraction thereof, during which they engage in such activity.

(3) Physicians, dentists, veterinary surgeons, and other practitioners who distribute, dispense, give away, administer, or prescribe marihuana to patients upon whom they in the course of their professional practice are in attendance, $1 per year or fraction thereof during which they engage in any of such activities.

(4) Any person not registered as an importer, manufacturer, producer, or compounder who obtains and uses marihuana in a laboratory for the purpose of research, instruction, or analysis, or who produces marihuana for any such purpose, $1 per year, or fraction thereof, during which he engages in such activities.

(5) Any person who is not a physician, dentist, veterinary surgeon, or other practitioner and who deals in, dispenses, or gives away marihuana, $3 per year: Provided, That any person who has registered and paid the special tax as an importer, manufacturer, compounder, or producer, as required by subdivisions (1) and (2) of this subsection, may deal in, dispense, or give away marihuana imported, manufactured, compounded, or produced by him without further payment of the tax imposed by this section.

(b) Where a tax under subdivision (1) or (5) is payable on July 1 of any year it shall be computed for one year; where any such tax is payable on any other day it shall be computed proportionately from the first day of the month in which the liability for the tax accrued to the following July 1.

(c) In the event that any person subject to a tax imposed by this section engages in any of the activities enumerated in subsection (a) of this section at more than one place, such person shall pay the tax with respect to each such place.

(d) Except as otherwise provided, whenever more than one of the activities enumerated in subsection (a) of this section is carried on by the same person at the same time, such person shall pay the tax for each such activity, according to the respective rates prescribed.

(e) Any person subject to the tax imposed by this section shall, upon payment of such tax, register his name or style and his place or places of business with the collector of the district in which such place or places of business are located.

(f) Collectors are authorized to furnish, upon written request, to any person a certified copy of the names of any or all persons who may be listed in their respective collection districts as special taxpayers under this section, upon payment of a fee of $1 for each one hundred of such names or fraction thereof upon such copy so requested.

Sec. 3. (a) No employee of any person who has paid the special tax and registered, as required by section 2 of this Act, acting within the scope of his employment, shall be required to register and pay such special tax.

(b) An officer or employee of the United States, any State, Territory, the District of Columbia, or insular possession, or political subdivision, who, in the exercise of his official duties, engages in any of the activities enumerated in section 2 of this Act shall not be required to register or pay the special tax, but his right to this
exemption shall be evidenced in such manner as the Secretary may by regulations prescribe.

SEC. 4. (a) It shall be unlawful for any person required to register and pay the special tax under the provisions of section 2 to import, manufacture, produce, compound, sell, deal in, dispense, distribute, prescribe, administer, or give away marihuana without having so registered and paid such tax.

(b) In any suit or proceeding to enforce the liability imposed by this section or section 2, if proof is made that marihuana was at any time growing upon land under the control of the defendant, such proof shall be presumptive evidence that at such time the defendant was a producer and liable under this section as well as under section 2.

SEC. 5. It shall be unlawful for any person who shall not have paid the special tax and registered, as required by section 2, to send, ship, carry, transport, or deliver any marihuana within any Territory, the District of Columbia, or any insular possession, or from any State, Territory, the District of Columbia, any insular possession of the United States, or the Canal Zone, into any other State, Territory, the District of Columbia, or insular possession of the United States: Provided, That nothing contained in this section shall apply to any common carrier engaged in transporting marihuana; or to any employee of any person who shall have registered and paid the special tax as required by section 2 while acting within the scope of his employment; or to any person who shall deliver marihuana which has been prescribed or dispensed by a physician, dentist, veterinary surgeon, or other practitioner registered under section 2, who has been employed to prescribe for the particular patient receiving such marihuana; or to any United States, State, county, municipal, District, Territorial, or insular officer or official acting within the scope of his official duties.

SEC. 6. (a) It shall be unlawful for any person, whether or not required to pay a special tax and register under section 2, to transfer marihuana, except in pursuance of a written order of the person to whom such marihuana is transferred, on a form to be issued in blank for that purpose by the Secretary.

(b) Subject to such regulations as the Secretary may prescribe, nothing contained in this section shall apply—

(1) To a transfer of marihuana to a patient by a physician, dentist, veterinary surgeon, or other practitioner registered under section 2, in the course of his professional practice only: Provided, That such physician, dentist, veterinary surgeon, or other practitioner shall keep a record of all such marihuana transferred, showing the amount transferred and the name and address of the patient to whom such marihuana is transferred, and such record shall be kept for a period of two years from the date of the transfer of such marihuana, and subject to inspection as provided in section 11.

(2) To a transfer of marihuana, made in good faith by a dealer to a consumer under and in pursuance of a written prescription issued by a physician, dentist, veterinary surgeon, or other practitioner registered under section 2: Provided, That such prescription shall be dated as of the day on which signed and shall be signed by the physician, dentist, veterinary surgeon, or other practitioner who issues the same: Provided further, That such dealer shall preserve such prescription for a period of two years from the day on which such prescription is filled so as to be readily accessible for inspection by the officers, agents, employees, and officers mentioned in section 11.

(3) To the sale, exportation, shipment, or delivery of marihuana by any person within the United States, any Territory, the District of Columbia, or any of the insular possessions of the United States, to any person in any foreign country regulating the entry of mari-
huana, if such sale, shipment, or delivery of marihuana is made in accordance with such regulations for importation into such foreign country as are prescribed by such foreign country, such regulations to be promulgated from time to time by the Secretary of State of the United States.

(4) To a transfer of marihuana to any officer or employee of the United States Government or of any State, Territorial, District, county, or municipal or insular government lawfully engaged in making purchases thereof for the various departments of the Army and Navy, the Public Health Service, and for Government, State, Territorial, District, county, or municipal or insular hospitals or prisons.

(5) To a transfer of any seeds of the plant Cannabis sativa L. to any person registered under section 2.

(c) The Secretary shall cause suitable forms to be prepared for the purposes before mentioned and shall cause them to be distributed to collectors for sale. The price at which such forms shall be sold by said collectors shall be fixed by the Secretary, but shall not exceed 2 cents each. Whenever any collector shall sell any of such forms he shall cause the date of sale, the name and address of the proposed vendor, the name and address of the purchaser, and the amount of marihuana ordered to be plainly written or stamped thereon before delivering the same.

(d) Each such order form sold by a collector shall be prepared by him and shall include an original and two copies, any one of which shall be admissible in evidence as an original. The original and one copy shall be given by the collector to the purchaser thereof. The original shall in turn be given by the purchaser thereof to any person who shall, in pursuance thereof, transfer marihuana to him and shall be preserved by such person for a period of two years so as to be readily accessible for inspection by any officer, agent, or employee mentioned in section 11. The copy given to the purchaser by the collector shall be retained by the purchaser and preserved for a period of two years so as to be readily accessible to inspection by any officer, agent, or employee mentioned in section 11. The second copy shall be preserved in the records of the collector.

Sec. 7. (a) There shall be levied, collected, and paid upon all transfers of marihuana which are required by section 6 to be carried out in pursuance of written order forms taxes at the following rates:

1. Upon each transfer to any person who has paid the special tax and registered under section 2 of this Act, $1 per ounce of marihuana or fraction thereof.

2. Upon each transfer to any person who has not paid the special tax and registered under section 2 of this Act, $100 per ounce of marihuana or fraction thereof.

(b) Such tax shall be paid by the transferee at the time of securing each order form and shall be in addition to the price of such form. Such transferee shall be liable for the tax imposed by this section but in the event that the transfer is made in violation of section 6 without an order form and without payment of the transfer tax imposed by this section, the transferee shall also be liable for such tax.

(c) Payment of the tax herein provided shall be represented by appropriate stamps to be provided by the Secretary and said stamps shall be affixed by the collector or his representative to the original order form.

(d) All provisions of law relating to the engraving, issuance, sale, accountability, cancelation, and destruction of tax-paid stamps provided for in the internal-revenue laws shall, insofar as applicable and
not inconsistent with this Act, be extended and made to apply to stamps provided for in this section.

(e) All provisions of law (including penalties) applicable in respect of the taxes imposed by the Act of December 17, 1914 (38 Stat. 785; U. S. C., 1934 ed., title 26, secs. 1040–1061, 1383–1391), as amended, shall, insofar as not inconsistent with this Act, be applicable in respect of the taxes imposed by this Act.

Sec. 8. (a) It shall be unlawful for any person who is a transferee required to pay the transfer tax imposed by section 7 to acquire or otherwise obtain any marihuana without having paid such tax; and proof that any person shall have had in his possession any marihuana and shall have failed, after reasonable notice and demand by the collector, to produce the order form required by section 6 to be retained by him, shall be presumptive evidence of guilt under this section and of liability for the tax imposed by section 7.

(b) No liability shall be imposed by virtue of this section upon any duly authorized officer of the Treasury Department engaged in the enforcement of this Act or upon any duly authorized officer of any State, or Territory, or of any political subdivision thereof, or the District of Columbia, or of any insular possession of the United States, who shall be engaged in the enforcement of any law or municipal ordinance dealing with the production, sale, prescribing, dispensing, dealing in, or distributing of marihuana.

Sec. 9. (a) Any marihuana which has been imported, manufactured, compounded, transferred, or produced in violation of any of the provisions of this Act shall be subject to seizure and forfeiture and, except as inconsistent with the provisions of this Act, all the provisions of internal-revenue laws relating to searches, seizures, and forfeitures are extended to include marihuana.

(b) Any marihuana which may be seized by the United States Government from any person or persons charged with any violation of this Act shall upon conviction of the person or persons from whom seized be confiscated by and forfeited to the United States.

(c) Any marihuana seized or coming into the possession of the United States in the enforcement of this Act, the owner or owners of which are unknown, shall be confiscated by and forfeited to the United States.

(d) The Secretary is hereby directed to destroy any marihuana confiscated by and forfeited to the United States under this section or to deliver such marihuana to any department, bureau, or other agency of the United States Government, upon proper application therefor under such regulations as may be prescribed by the Secretary.

Sec. 10. (a) Every person liable to any tax imposed by this Act shall keep such books and records, render under oath such statements, make such returns, and comply with such rules and regulations as the Secretary may from time to time prescribe.

(b) Any person who shall be registered under the provisions of section 2 in any internal-revenue district shall, whenever required so to do by the collector of the district, render to the collector a true and correct statement or return, verified by affidavits, setting forth the quantity of marihuana received or harvested by him during such period immediately preceding the demand of the collector, not exceeding three months, as the said collector may fix and determine. If such person is not solely a producer, he shall set forth in such statement or return the names of the persons from whom said marihuana was received, the quantity in each instance received from such persons, and the date when received.

Sec. 11. The order forms and copies thereof and the prescriptions and records required to be preserved under the provisions of section


Transferor required to pay transfer tax failing to pay, etc.

Proof of possession.

No liability on enforcement officer.

Forfeiture of contraband marihuana.

Confiscation of seizures.

Distillation, etc.

Records, returns, etc.

Statements by registered persons.

Order forms, prescriptions, etc.; inspection.
6, and the statements or returns filed in the office of the collector of the district under the provisions of section 10 (b) shall be open to inspection by officers, agents, and employees of the Treasury Department duly authorized for that purpose, and such officers of any State, or Territory, or of any political subdivision thereof, or the District of Columbia, or of any insular possession of the United States as shall be charged with the enforcement of any law or municipal ordinance regulating the production, sale, prescribing, dispensing, dealing in, or distributing of marihuana. Each collector shall be authorized to furnish, upon written request, copies of any of the said statements or returns filed in his office to any of such officials of any State or Territory, or political subdivision thereof, or the District of Columbia, or any insular possession of the United States as shall be entitled to inspect the said statements or returns filed in the office of the said collector, upon the payment of a fee of $1 for each 100 words or fraction thereof in the copy or copies so requested.

SEC. 12. Any person who is convicted of a violation of any provision of this Act shall be fined not more than $2,000 or imprisoned not more than five years, or both, in the discretion of the court.

SEC. 13. It shall not be necessary to negative any exemptions set forth in this Act in any complaint, information, indictment, or other writ or proceeding laid or brought under this Act and the burden of proof of any such exemption shall be upon the defendant. In the absence of the production of evidence by the defendant that he has complied with the provisions of section 2 relating to registration or that he has complied with the provisions of section 6 relating to order forms, he shall be presumed not to have complied with such provisions of such sections, as the case may be.

SEC. 14. The Secretary is authorized to make, prescribe, and publish all necessary rules and regulations for carrying out the provisions of this Act and to confer or impose any of the rights, privileges, powers, and duties conferred or imposed upon him by this Act upon such officers or employees of the Treasury Department as he shall designate or appoint.

SEC. 15. The provisions of this Act shall apply to the several States, the District of Columbia, the Territory of Alaska, the Territory of Hawaii, and the insular possessions of the United States, except the Philippine Islands. In Puerto Rico the administration of this Act, the collection of the special taxes and transfer taxes, and the issuance of the order forms provided for in section 6 shall be performed by the appropriate internal revenue officers of that government, and all revenues collected under this Act in Puerto Rico shall accrue intact to the general government thereof. The President is hereby authorized and directed to issue such Executive orders as will carry into effect in the Virgin Islands the intent and purpose of this Act by providing for the registration with appropriate officers and the imposition of the special and transfer taxes upon all persons in the Virgin Islands who import, manufacture, produce, compound, sell, deal in, dispense, prescribe, administer, or give away marihuana.

SEC. 16. If any provision of this Act or the application thereof to any person or circumstances is held invalid, the remainder of the Act and the application of such provision to other persons or circumstances shall not be affected thereby.

SEC. 17. This Act shall take effect on the first day of the second month after the month during which it is enacted.

SEC. 18. This Act may be cited as the "Marihuana Tax Act of 1937."

Approved, August 2, 1937.
[CHAPTER 554]

AN ACT

To permit the erection of the Shenandoah Memorial in or near Ava, Ohio.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act entitled "An Act authorizing the erection of a memorial to those who met their death in the wreck of the dirigible Shenandoah", approved May 22, 1936, is hereby amended to read as follows: "That the Secretary of the Treasury be, and he is hereby, authorized and directed to erect in or near Ava, Ohio, a suitable tablet or marker to commemorate the heroic services rendered by Commander Landsdowne and other members of the crew who died when the Navy dirigible Shenandoah was destroyed."

Approved, August 2, 1937.

[CHAPTER 556]

AN ACT

For the protection of oyster culture in Alaska.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act of Congress approved June 6, 1924, entitled "An Act for the protection of the fisheries of Alaska, and for other purposes" (43 Stat. 464), as amended by the Act of Congress approved June 18, 1926 (44 Stat. 752), is further amended by striking the period after the words "Alaskan Territorial waters", where they occur at the end of the second proviso, and inserting a colon in lieu thereof and after the colon the following: "Provided further, That the Secretary of Commerce, in his discretion, and upon such terms and conditions as he may deem fair and reasonable, is hereby authorized to lease bottoms in Alaskan Territorial waters for bona fide oyster cultivation for commercial purposes."

Approved, August 2, 1937.

[CHAPTER 557]

AN ACT

To authorize the construction of a Federal reclamation project to furnish a water supply for the lands of the Arch Hurley Conservancy District in New Mexico.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized to construct a Federal reclamation project for the irrigation of the lands of the Arch Hurley Conservancy District in New Mexico under the Federal reclamation laws: Provided, That construction work is not to be initiated on said irrigation project until (a) the project shall have been found to be feasible under subsection B of section 4 of the Act of December 5, 1924 (43 Stat. 702), and (b) a contract shall have been executed with an irrigation or conservation district embracing the land to be irrigated under said project, which contract shall obligate the contracting district to repay the cost of construction of said project in forty equal annual installments, without interest: (c) contracts shall have been made with each owner of more than one hundred and sixty irrigable acres under said project, by which he, his successors, and assigns shall be obligated to sell all of his land in excess of one hundred and sixty irrigable acres at or below prices fixed by the Secretary of the Interior and within the time to be fixed by said Secretary, no
water to be furnished to the land of any such large landowner refusing or failing to execute such contract; and (d) contracts shall have been made with all owners of lands to be irrigated under the project by which they will agree that if their land is sold at prices above the appraised value thereof, approved by said Secretary, one-half of such excess shall be paid to the United States to be applied in the inverse order of the due dates upon the construction charge install-ments coming due thereafter from the owners of said land.

Approved, August 2, 1937.

[CHAPTER 563]

AN ACT

Relating to the citizenship of certain classes of persons born in the Canal Zone or the Republic of Panama.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any person born in the Canal Zone on or after February 26, 1904, and whether before or after the effective date of this Act, whose father or mother or both at the time of the birth of such person was or is a citizen of the United States, is declared to be a citizen of the United States.

Sec. 2. Any person born in the Republic of Panama on or after February 26, 1904, and whether before or after the effective date of this Act, whose father or mother or both at the time of the birth of such person was or is a citizen of the United States employed by the Government of the United States or by the Panama Railroad Company, is declared to be a citizen of the United States.

Approved, August 4, 1937.

[CHAPTER 564]

AN ACT

To incorporate the Marine Corps League.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Major General John A. Lejeune, United States Marine Corps, retired, honorary national commandant; Maurice A. Illich, national commandant; Roy S. Taylor, senior national vice commandant; Kenneth B. Collings, junior national vice commandant; Alexander F. Ormsby, national judge advocate; Reverend John H. Clifford, national chaplain; Edward A. Walker, national sergeant at arms; John B. Hinckley, Junior, national adjutant and paymaster; John E. Brock, national chief of staff, are hereby created a body corporate of the name "Marine Corps League."

Sec. 2. That the purposes of this corporation shall be (a) to preserve the traditions and to promote the interests of the United States Marine Corps; (b) to band those who are now serving in the United States Marine Corps and those who have been honorably discharged from that service together in fellowship that they may effectively promote the ideals of American freedom and democracy; (c) to fit its members for the duties of citizenship and to encourage them to serve as ably as citizens as they have served the Nation under arms; (d) to hold sacred the history and memory of the men who have given their lives to the Nation; (e) to foster love for the principles which they have supported by blood and valor since the founding of the Republic; (f) to maintain true allegiance to American institutions; (g) to create a bond of comradeship between those in service and those who have returned to civil life; (h) to aid
voluntarily and to render assistance to all marines and former marines as well as to their widows and orphans; (i) to perpetuate the history of the United States Marine Corps and by fitting acts to observe the anniversaries of historical occasions of peculiar interest to marines.

Sec. 3. That the corporation (a) shall have perpetual succession; (b) may charge and collect membership dues and receive contributions of money or property to be devoted to carrying out the purposes of the organization; (c) may sue or may be sued; (d) may adopt a corporate seal and alter it at pleasure; (e) may adopt and alter bylaws not inconsistent with the Constitution and laws of the United States or of any State; (f) may establish and maintain offices for the conduct of its business; (g) may appoint or elect officers and agents; (h) may choose a board of trustees, consisting of not more than fifteen persons nor less than five persons, to conduct the business and exercise the powers of the corporation; (i) may acquire, by purchase, devise, bequest, gift, or otherwise, and hold, encumber, convey, or otherwise dispose of such real and personal property as may be necessary or appropriate for its corporate purposes; and (j) generally may do any and all lawful acts necessary or appropriate to carry out the purposes for which the corporation is created.

Sec. 4. That the corporation shall, on or before the 1st day of December in each year, transmit to Congress a report of its proceedings and activities for the preceding calendar year, including the full and complete statement of its receipts and expenditures. Such reports shall not be printed as public documents.

Sec. 5. That the right to alter, amend, or repeal this Act at any time is hereby expressly reserved.

Approved, August 4, 1937.

[CHAPTER 565]

AN ACT

To provide for, foster, and aid in coordinating research relating to cancer; to establish the National Cancer Institute; and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purposes of conducting researches, investigations, experiments, and studies relating to the cause, diagnosis, and treatment of cancer; assisting and fostering similar research activities by other agencies, public and private; and promoting the coordination of all such researches and activities and the useful application of their results, with a view to the development and prompt widespread use of the most effective methods of prevention, diagnosis, and treatment of cancer, there is hereby established in the Public Health Service a division which shall be known as the National Cancer Institute (hereinafter referred to as the "Institute").

Sec. 2. The Surgeon General of the Public Health Service (hereinafter referred to as the "Surgeon General") is authorized and directed for the purposes of this Act and subject to its provisions, through the Institute and in cooperation with the National Cancer Advisory Council hereinafter established:

(a) To conduct, assist, and foster researches, investigations, experiments, and studies relating to the cause, prevention, and methods of diagnosis and treatment of cancer;

(b) To promote the coordination of researches conducted by the Institute and similar researches conducted by other agencies, organizations, and individuals;

General corporate powers.

Annual report to Congress.

Amendment, etc.

August 5, 1937

[Public, No. 244]

National Cancer Institute Act.

National Cancer Institute established as a division in the Public Health Service.

Surgeon General, authority and duties.

Researches, etc.

Coordination of, with other agencies, etc.
Sec. 2. (c) To procure, use, and lend radium as hereinafter provided;
(d) To provide training and instruction in technical matters relating to the diagnosis and treatment of cancer;
(e) To provide fellowships in the Institute from funds appropriated or donated for such purpose;
(f) To secure for the Institute consultation services and advice of cancer experts from the United States and abroad; and
(g) To cooperate with State health agencies in the prevention, control, and eradication of cancer.

Sec. 3. There is hereby created the National Advisory Cancer Council (herein referred to as the “Council”), to consist of six members to be appointed by the Surgeon General with the approval of the Secretary of the Treasury, and of the Surgeon General, ex officio, who shall be chairman of the Council. The six appointed members shall be selected from leading medical or scientific authorities who are outstanding in the study, diagnosis, or treatment of cancer in the United States. Each appointed member shall hold office for a term of three years, except that (1) any member appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term, and (2) the terms of office of the members first taking office shall expire, as designated by the Surgeon General at the time of appointment, two at the end of the first year, two at the end of the second year, and two at the end of the third year after the date of the first meeting of the Council. No appointed member shall be eligible to serve continuously for more than three years but shall be eligible for reappointment if he has not served as a member of the Council at any time within twelve months immediately preceding his reappointment. Each appointed member shall receive compensation at the rate of $25 per day during the time spent in attending meetings of the Council and for the time devoted to official business of the Council under this Act, and actual and necessary traveling and subsistence expenses while away from his place of residence upon official business under this Act.

Sec. 4. The Council is authorized—
(a) To review research projects or programs submitted to or initiated by it relating to the study of the cause, prevention, or methods of diagnosis and treatment of cancer, and certify approval to the Surgeon General for prosecution under section 2 (a) hereof any such projects which it believes show promise of making valuable contributions to human knowledge with respect to the cause, prevention, or methods of diagnosis and treatment of cancer;
(b) To collect information as to studies which are being carried on in the United States or any other country as to the cause, prevention, and methods of diagnosis and treatment of cancer, by correspondence or by personal investigation of such studies, and with the approval of the Surgeon General make available such information through the appropriate publications for the benefit of health agencies and organizations (public or private), physicians, or any other scientists, and for the information of the general public;
(c) To review applications from any university, hospital, laboratory, or other institution, whether public or private, or from individuals, for grants-in-aid for research projects relating to cancer, and certify to the Surgeon General its approval of grants-in-aid in the cases of such projects which show promise of making valuable contributions to human knowledge with respect to the cause, prevention, or methods of diagnosis or treatment of cancer;
(d) To recommend to the Secretary of the Treasury for acceptance conditional gifts pursuant to section 6; and
(e) To make recommendations to the Surgeon General with respect to carrying out the provisions of this Act.

Sec. 5. In carrying out the provisions of section 2 the Surgeon General is authorized—

(a) With the approval of the Secretary of the Treasury, to purchase radium, from time to time, without regard to section 3709 of the Revised Statutes; to make such radium available for use in carrying out the purposes of this Act; and, for such consideration and subject to such conditions as the Secretary of the Treasury shall prescribe, to lend such radium to institutions, now existing or hereafter established in the United States for the study of the cause, prevention, or methods of diagnosis or treatment of cancer, or for the treatment of cancer;

(b) To provide the necessary facilities where training and instruction may be given in all technical matters relating to diagnosis and treatment of cancer to such persons as in the opinion of the Surgeon General have proper technical training and shall be designated by him for such training or instruction; such persons while receiving training or instruction may, with the approval of the Surgeon General, receive a per-diem allowance to be fixed by the Surgeon General but not to exceed $10;

(c) To establish and maintain, with the approval of the Secretary of the Treasury, research fellowships in the Institute with such stipends or allowances (including traveling and subsistence expenses) as the Surgeon General may deem necessary to procure the assistance of the most brilliant and promising research fellows from the United States or abroad;

(d) To secure for the Institute, from time to time and for such periods as may be advisable, the assistance and advice of experts, scholars, and consultants from the United States or abroad who are learned and experienced in the problems involved in accomplishing the purposes of this Act;

(e) To make grants in aid for research projects certified by the Council pursuant to section 4 (e); and

(f) To adopt, upon recommendation of the Council and with the approval of the Secretary of the Treasury, such additional means as the Surgeon General may deem necessary or appropriate to carry out the provisions of sections 1 and 2 of this Act.

Sec. 6. The Secretary of the Treasury is authorized to accept on behalf of the United States gifts made unconditionally by will or otherwise for study, investigation, or research into the cause, prevention, and methods of diagnosis and treatment of cancer, or for the acquisition of grounds or for the erection, equipment, and maintenance of premises, buildings, and equipment for the Institute. Conditional gifts may be accepted by the Secretary if recommended by the Surgeon General and the Council. Any such gifts, if in money, shall be held in trusts and shall be invested by the Secretary of the Treasury in securities of the United States, and the principal or income thereof shall be expended by the Surgeon General, with the approval of the Secretary of the Treasury, for the purposes prescribed by this Act, subject to the same examination and audit as provided for appropriations made for the Public Health Service by Congress. Donations of $500,000 or over in aid of research under this Act shall be acknowledged permanently by the establishment within the Institute of suitable memorials to the donors.

Sec. 7. (a) There is hereby authorized to be appropriated a sum not to exceed $750,000 for the erection and equipment of a suitable and adequate building and facilities for the use of the Institute in...
AN ACT

To extend the times for commencing and completing the construction of a bridge across the Mississippi River at or near Natchez, Mississippi.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of the bridge across the Mississippi River, at or near Natchez, Mississippi, authorized to be built by the city of Natchez and county of Adams, State of Mississippi, by the Act of Congress approved August 30, 1935, as amended by the Act of Congress approved May 1, 1936, are hereby extended one and three years, respectively, from August 30, 1937.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 5, 1937.
[CHAPTER 567]

AN ACT

To amend provisions of the Agricultural Marketing Agreement Act of 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Agricultural Marketing Agreement Act of 1937 is amended by adding at the end thereof the following new subsections:

"(k) Section 8c (2) is amended by inserting after the words 'except the products of naval stores' the words 'and the products of honeybees' and after 'soybeans' the following: 'honeybees'.

(l) Section 8c (6) is amended by inserting after 'soybeans and their products' the following: 'honeybees'."

Approved, August 5, 1937.

[CHAPTER 568]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Columbia River at Astoria, Clatsop County, Oregon.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Columbia River at Astoria, Clatsop County, Oregon, authorized to be built by the Oregon-Washington Bridge Board of Trustees by an Act of Congress approved June 13, 1934, as heretofore extended by Acts of Congress approved August 30, 1935, and January 27, 1936, are further extended one and three years, respectively, from June 13, 1937.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 5, 1937.

[CHAPTER 569]

AN ACT

To amend section 22 of the Act approved March 4, 1925, entitled "An Act providing for sundry matters affecting the naval service, and for other purposes."

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 22 of the Act approved March 4, 1925 (43 Stat. 1276; U. S. C., title 34, sec. 821), is hereby amended by inserting, in lieu of the words "twelve hundred", at the end of the section, the words "twenty-four hundred", so that the section as amended will read:

"Sec. 22. A Naval Reserve Officers' Training Corps is hereby authorized to be established and operated under such regulations as the President may prescribe, which regulations shall, so far as may be practicable, conform to the provisions of the National Defense Act approved June 3, 1916, sections 40 to 53, inclusive (39 Stat. L. 191-194), as amended by the Act approved June 4, 1920, sections 33 and 34 (41 Stat. L. 776-779); Provided, That the powers conferred therein upon the Secretary of War with regard to the Reserve Officers' Training Corps are hereby conferred upon the Secretary of the Navy with regard to the Naval Reserve Officers' Training Corps: Provided further, That all expenditures in connection with the establishment and operation of the Naval Reserve Officers' Training Corps shall be specifically appropriated therefor: Provided further, That members of the Naval Reserve Officers' Training Corps shall be eligible for appointment as Naval Reserve officers under the same
conditions as provided by law for the appointment of Naval Reserve officers from other citizens of the United States, and when so appointed shall have the same status and be entitled to the same benefits in all respects as provided by law for other members of the Naval Reserve: Provided further, That the word 'naval' wherever used in this section shall be construed to include Marine Corps: And provided further, That the total personnel of the Naval Reserve Officers' Training Corps shall not exceed at any one time more than twenty-four hundred."

Approved, August 6, 1937.

[CHAPTER 570]

AN ACT

Making appropriations for the Department of the Interior for the fiscal year ending June 30, 1938, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of the Interior for the fiscal year ending June 30, 1938, namely:

OFFICE OF THE SECRETARY

SALARIES

Salaries: For the Secretary of the Interior, Under Secretary, First Assistant Secretary, Assistant Secretary, and other personal services in the District of Columbia, $420,000: Provided, That in expending appropriations or portions of appropriations, contained in this Act, for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the First Assistant Secretary and the Assistant Secretary the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: Provided, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed, as of July 1, 1924, in accordance with the rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit, (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

OFFICE OF SOLICITOR

For personal services in the District of Columbia and in the field, $280,000.
DIVISION OF TERRITORIES AND ISLAND POSSESSIONS

For personal services in the District of Columbia, $56,460.

DIVISION OF INVESTIGATIONS

For investigating official matters under the control of the Department of the Interior; for protecting timber on the public lands, and for the more efficient execution of the law and rules relating to the cutting thereof; for protecting public lands from illegal and fraudulent entry or appropriation; for adjusting claims for swamplands and indemnity for swamplands; and for traveling expenses of agents and others employed thereunder, $136,100, including not exceeding $27,000 for personal services in the District of Columbia; not exceeding $38,000 for the purchase, exchange, operation, and maintenance of motor-propelled passenger-carrying vehicles and motorboats for the use of agents and others employed in the field service; and not to exceed $5,000 to meet unforeseen emergencies of a confidential character, to be expended under the direction of the Secretary of the Interior, who shall make a certificate of the amount of such expenditure as he may think it advisable not to specify, and every such certificate shall be deemed a sufficient voucher for the sum therein expressed to have been expended.

DIVISION OF GRAZING

For carrying out the provisions of the Act entitled "An Act to stop injury to the public grazing lands by preventing overgrazing and soil deterioration, to provide for their orderly use, improvement, and development, to stabilize the livestock industry dependent upon the public range, and for other purposes", approved June 28, 1934 (48 Stat. 1269), and as amended by the Act of June 26, 1936 (49 Stat. 1976), including examination and classification of lands with respect to grazing or agricultural utility, preparation of land classification maps and reports, traveling and other necessary expenses, payments for the cost of packing, crating, and transportation (including drayage) of personal effects of employees upon permanent change of station, under regulations to be prescribed by the Secretary of the Interior, not to exceed $55,000 for personal services in the District of Columbia, and not to exceed $30,000 for the purchase, exchange, operation, and maintenance of motor-propelled passenger-carrying vehicles, $450,000; for payment of a salary of $5 per diem while actually employed and for the payment of necessary travel expenses, exclusive of subsistence, of members of advisory committees of local stockmen, $100,000; in all, $550,000. For construction, purchase, and maintenance of range improvements within grazing districts, pursuant to the provisions of sections 10 and 11 of the Act of June 28, 1934 (48 Stat., p. 1269) and as amended by the Act of June 26, 1936 (49 Stat., p. 1976), and not including contributions under section 9 of said Act, $250,000: Provided, That expenditures hereunder in any grazing district shall not exceed 25 per centum of all moneys received under the provisions of said Act from such district during the fiscal years 1937 and 1938.

CONTINGENT EXPENSES, DEPARTMENT OF THE INTERIOR

For contingent expenses of the office of the Secretary and the bureaus and offices of the Department; furniture, carpets, ice, lumber, hardware, dry goods, advertising, telegraphing, telephone service, including personal services of temporary or emergency telephone operators; street-car fares for use by messengers not exceeding $150;
expressage, diagrams, awnings, filing devices, typewriters, adding and addressing machines, and other labor-saving devices, including the repair, exchange, and maintenance thereof; constructing model and other cases and furniture; postage stamps to prepay postage on foreign mail and for special-delivery and air-mail stamps for use in the United States; traveling expenses, including necessary expenses of inspectors and attorneys; fuel and light; examination of estimates for appropriations in the field for any bureau, office, or service of the Department; not exceeding $800 for the payment of damages caused to private property by Department motor vehicles; not exceeding $2,500 for the purchase of a motor-propelled passenger-carrying vehicle for the official use of the Secretary of the Interior to be immediately available; purchase and exchange of motor trucks, motorcycles, and bicycles, maintenance, repair, and operation of two motor-propelled passenger-carrying vehicles and motor trucks, motorcycles, and bicycles to be used only for official purposes; rent of Department garage; expense of taking testimony and preparing the same in connection with disbarment proceedings instituted against persons charged with improper practices before the Department, its bureaus and offices; expense of translations, and not exceeding $1,000 for contract stenographic reporting services; not exceeding $700 for newspapers; stationery, including tags, labels, index cards, cloth-lined wrappers, and specimen bags, printed in the course of manufacture, and such printed envelopes as are not supplied under contracts made by the Postmaster General, for the Department and its several bureaus and offices, and other absolutely necessary expenses not hereinbefore provided for, $103,940; and, in addition thereto, sums amounting to $45,200 for stationery supplies shall be deducted from other appropriations made for the fiscal year 1938 as follows: General Land Office, $3,500; Geological Survey, $6,000; Freedmen’s Hospital, $1,000; Saint Elizabeths Hospital, $2,200; National Park Service, $10,000; Bureau of Reclamation, $7,500, any unexpended portion of which shall revert and be credited to the reclamation fund; Division of Investigations, $2,000; Bureau of Mines, $9,000; Division of Grazing, $4,000; and said sums so deducted shall be credited to and constitute, together with the first-named sum of $103,940, the total appropriation for contingent expenses for the Department and its several bureaus and offices for the fiscal year 1938.

For the purchase or exchange of professional and scientific books, law and medical books, and books to complete broken sets, periodicals, directories, and other books of reference relating to the business of the Department, $600, and in addition there is hereby made available from any appropriations made for any bureau or office of the Department not to exceed the following respective sums: Indian Service, $500; Office of Education, $2,500; Bureau of Reclamation, $2,000; Geological Survey, $6,000; National Park Service, $2,000; General Land Office, $500; Bureau of Mines, $3,000.

For printing and binding for the Department of the Interior, including all of its bureaus, offices, institutions, and services in the District of Columbia and elsewhere, except the Alaska Railroad, the Geological Survey, Vocational Education, and the Bureau of Reclamation, $243,000, of which $95,000 shall be for the National
Park Service, $78,000 for the Bureau of Mines, and $50,000 for the Office of Education, no part of which shall be available for correspondence instruction.

**COMMISSION OF FINE ARTS**

For expenses made necessary by the Act entitled "An Act establishing a Commission of Fine Arts", approved May 17, 1910 (U. S. C., title 40, sec. 104), including the purchase of periodicals, press clippings, maps, and books of reference, and payment of actual traveling expenses of the members and secretary of the Commission in attending meetings and committee meetings of the Commission either within or outside of the District of Columbia, to be disbursed on vouchers approved by the Commission, $9,700, of which amount not to exceed $6,360 may be expended for personal services in the District of Columbia.

For all printing and binding for the Commission of Fine Arts, $300.

Total, Commission of Fine Arts, $10,000.

**GEORGE ROGERS CLARK SESQUICENTENNIAL COMMISSION**

The George Rogers Clark Sesquicentennial Commission created by the joint resolution approved May 23, 1928, as amended, shall cease and terminate June 30, 1938, and the unexpended balances of the appropriations heretofore made for carrying out the purposes of such joint resolution, as amended, shall be available until June 30, 1938.

**MOUNT RUSHMORE NATIONAL MEMORIAL COMMISSION**

Mount Rushmore National Memorial Commission: For carrying into effect the provisions of the Act creating the Mount Rushmore National Memorial Commission, approved February 25, 1929 (45 Stat., p. 1300), as amended by the Act approved June 26, 1934 (48 Stat., p. 1223), and the Act approved August 29, 1935 (Public Numbered 393, Seventy-fourth Congress), $50,000, of which $30,000 shall be immediately available, together with the unexpended balance of the appropriation for this purpose for the fiscal year 1937: Provided, That no part of this appropriation shall be expended for work on any figure, in addition to the four figures authorized by law, upon which work had not commenced as of June 22, 1936.

**NATIONAL BITUMINOUS COAL COMMISSION**

Salaries and expenses: For all necessary expenditures of the National Bituminous Coal Commission in performing the duties imposed upon said Commission by the Bituminous Coal Act of 1937, approved April 26, 1937 (Public, Numbered 48, Seventy-fifth Congress), including personal services and rent in the District of Columbia and elsewhere; traveling expenses, including expenses of attendance at meetings which, in the discretion of the Commission, are necessary for the efficient discharge of its responsibilities; contract stenographic reporting services; stationery and office supplies; purchase, rental, exchange, operation, maintenance, and repair of reproducing, photographing, and other such equipment, typewriters, calculating machines, mechanical tabulating equipment, and other office appliances and labor-saving devices; printing and binding; witness fees and fees and mileage in accordance with section 8 of the Bituminous Coal Act of 1937; not to exceed $12,500 for purchase,
exchange, hire, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles for use outside the District of Columbia; garage rentals; miscellaneous items, including those for public instruction and information deemed necessary by the Commission; and not to exceed $8,600 for purchase and exchange of newspapers, law books, reference books, and periodicals, $3,600,000.

Consumers’ Counsel of the National Bituminous Coal Commission, salaries and expenses: For all necessary expenditures of the office of the Consumers’ Counsel of the National Bituminous Coal Commission, in performing the duties imposed upon said office of Consumers’ Counsel by the Bituminous Coal Act of 1937, approved April 26, 1937 (Public, Numbered 48, Seventy-fifth Congress), including personal services and rent in the District of Columbia and elsewhere, traveling expenses, printing and binding, contract stenographic reporting services, stationery and office supplies and equipment, and not to exceed $1,000 for books and periodicals, $500,000.

PETROLEUM CONSERVATION DIVISION

Salaries and expenses, oil regulation and enforcement: For administering and enforcing the provisions of the Act approved February 22, 1935 (49 Stat., p. 30), entitled “An Act to regulate interstate and foreign commerce in petroleum and its products by prohibiting the shipment in such commerce of petroleum and its products produced in violation of State law, and for other purposes”, as amended, and to include necessary personal services in the District of Columbia and elsewhere without regard to the civil-service laws and regulations, traveling expenses, contract stenographic reporting services, rent, stationery, and office supplies, not to exceed $1,000 for necessary expenses of attendance at meetings and conferences concerned with the work of petroleum conservation when authorized by the Secretary of the Interior, not to exceed $4,000 for printing and binding, not to exceed $500 for books and periodicals, and not to exceed $14,000 for the purchase, exchange, hire, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles, $285,000.

WAR MINERALS RELIEF COMMISSION

Administrative expenses: For administrative expenses made necessary by section 5 of the Act entitled “An Act to provide relief in cases on contracts connected with the prosecution of the war, and for other purposes”, approved March 2, 1919 (40 Stat., p. 1272), including personal services, without regard to the civil-service laws and regulations; traveling and subsistence expenses; supplies and all other expenses incidental to the proper prosecution of this work, both in the District of Columbia and elsewhere, $20,000.

GENERAL LAND OFFICE

Salaries.

For Commissioner of the General Land Office and other personal services in the District of Columbia, $637,700, including one clerk, who shall be designated by the President, to sign land patents.

Transcribing records.

For special personal services in the District of Columbia to transcribe worn and defaced records of the General Land Office, $10,000.

Binding records: For personal services in the District of Columbia, purchase and maintenance of equipment, and all other expenses requisite for and incidental to the establishment, operation, and
maintenance of a branch of the Government Printing Office in the Interior Building, to bind, rebind, and repair books of record in the General Land Office, to be expended under the supervision of the Public Printer, $10,000.

GENERAL EXPENSES

For traveling expenses of officers and employees, including employment of stenographers and other assistants when necessary; for separate maps of public-land States and Alaska, including maps showing areas designated by the Secretary of the Interior under the enlarged homestead Acts, prepared by the General Land Office; for the reproduction by photolithography or otherwise of official plats of surveys; for expenses of restoration to the public domain of lands in forest reserves and of lands temporarily withdrawn for forest-reserve purposes; and for expenses of hearings or other proceedings held by order of the General Land Office to determine the character of lands, whether alleged fraudulent entries are of that character or have been made in compliance with the law, and of hearings in disbarment proceedings, $15,000.

Surveying public lands: For surveys and resurveys of public lands, examination of surveys heretofore made and reported to be defective or fraudulent, inspecting mineral deposits, coal fields, and timber districts, making fragmentary surveys, and such other surveys or examinations as may be required for identification of lands for purposes of evidence in any suit or proceeding in behalf of the United States, under the supervision of the Commissioner of the General Land Office and direction of the Secretary of the Interior, $1,000,000, including not to exceed $5,000 for the purchase, exchange, operation, and maintenance of motor-propelled passenger-carrying vehicles: Provided, That not to exceed $5,000 of this appropriation may be expended for salaries of employees of the field surveying service temporarily detailed to the General Land Office: Provided further, that not to exceed $10,000 of this appropriation may be used for the survey, classification, and sale of the lands and timber of the so-called Oregon and California Railroad lands and the Coos Bay Wagon Road lands: Provided further, that this appropriation may be expended for surveys made under the supervision of the Commissioner of the General Land Office, but when expended for surveys that would not otherwise be chargeable thereto it shall be reimbursed from the applicable appropriation fund, or special deposit.

Registers: For salaries and commissions of registers of district land offices, $74,000.

Contingent expenses of land offices: For clerk hire, rent, and other incidental expenses of the district land offices, including the expenses of depositing public money; traveling expenses of clerks detailed to examine the books and management of district land offices and to assist in the operation of said offices, and for traveling expenses of clerks transferred in the interest of the public service from one district land office to another, $160,000: Provided, That no expenses chargeable to the Government shall be incurred by registers in the conduct of local land offices except upon previous specific authorization by the Commissioner of the General Land Office.

Payments to States of 5 per centum of proceeds from sales of public lands: For payment to the several States of 5 per centum of the net proceeds of sales of public lands lying within their limits, for the purpose of education or of making public roads and improvements, $2,000: Provided, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.
Payment of proceeds of sales of Coos Bay Wagon Road grant lands and timber: For payment of 25 per centum of the balance of the proceeds from sales of the Coos Bay Wagon Road grant lands and timber within each of the counties of Coos and Douglas, Oregon, after deducting the accrued taxes in said counties and a sum equal to $2.50 per acre for the land title to which revested in the United States pursuant to the Act of February 26, 1919 (40 Stat., p. 1179), to be paid to the treasurer of the county for common schools, roads, highways, bridges, and port districts, $15,000: Provided, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Payments to certain counties in Oregon in lieu of taxes on Oregon and California grant lands: For payment to the several counties in the State of Oregon, pursuant to the Act of July 13, 1926 (44 Stat., p. 915), amounts of money in lieu of the taxes that would have accrued against the revested Oregon and California Railroad Company grant lands if the lands had remained privately owned and taxable, $250,000: Provided, That payments to the counties shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Payment to Oklahoma from royalties, oil and gas, south half of Red River: For payment of 37 1/2 per centum of the royalties derived from the south half of Red River in Oklahoma under the provisions of the Act of March 4, 1923 (U. S. C., title 30, sec. 233), which shall be paid to the State of Oklahoma in lieu of all State and local taxes upon tribal funds accruing under said Act, to be expended by the State in the same manner as if received under section 35 of the Act approved February 25, 1920 (U. S. C., title 30, sec. 191), $8,000: Provided, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

BUREAU OF INDIAN AFFAIRS

SALARIES

For the Commissioner of Indian Affairs and other personal services in the District of Columbia, $508,470.

GENERAL EXPENSES

For transportation and incidental expenses of officers and clerks of the Bureau of Indian Affairs when traveling on official duty; for radio, telegraph, and telephone toll messages on business pertaining to the Indian Service sent and received by the Bureau of Indian Affairs at Washington, and for other necessary expenses of the Indian Service for which no other appropriation is available, $82,000.

For advertising, inspection, storage, and all other expenses incident to the purchase of goods and supplies for the Indian Service and for payment of railroad, pipe-line, and other transportation costs of such goods and supplies, $700,000: Provided, That no part of this appropriation shall be used in payment for any services except bill therefor is rendered within one year from the time the service is performed.

For pay of judges of Indian courts, pay of Indian police, and pay of employees engaged in the suppression of the traffic in intoxicating liquors, marihuana, and deleterious drugs among Indians, including traveling expenses, supplies, and equipment, $218,540.
For lease, purchase, construction, repair, and improvement of agency buildings, exclusive of hospital buildings, including the purchase of necessary lands and the installation, repair, and improvement of heating, lighting, power, and sewerage and water systems in connection therewith, $170,000: Provided, That no part of this appropriation shall be available for the construction of any building, the total cost of which is in excess of $1,500.

For expenses of organizing Indian chartered corporations, or other tribal organizations, in accordance with the provisions of the Act of June 18, 1934 (48 Stat., p. 986), including personal services, purchase of equipment and supplies, not to exceed $3,000 for printing and binding, and other necessary expenses, $130,000, of which not to exceed $25,000 may be used for personal services in the District of Columbia: Provided, That in the discretion of the Secretary of the Interior, not to exceed $25 per diem in lieu of subsistence may be allowed to Indians actually traveling away from their place of residence when assisting in organization work: Provided further, That no part of this appropriation shall be available for expenditure in that part of the State of New Mexico embraced in the Navajo Indian Reservation, and not to exceed $15,000 shall be available for expenditure in said State.

Vehicles, Indian Service: Not to exceed $460,000 of applicable appropriations made herein for the Bureau of Indian Affairs shall be available for the maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles for the use of employees in the Indian field service, and the transportation of Indian school pupils, and not to exceed $190,000 of applicable appropriations may be used for the purchase and exchange of motor-propelled passenger-carrying vehicles, and such vehicles shall be used only for official service, including the transportation of Indian school pupils.

Replacement of property destroyed by fire, flood, or storm: That to meet possible emergencies not exceeding $35,000 of the appropriations made by this Act for support of reservation and nonreservation schools, for school and agency buildings, and for conservation of health among Indians shall be available, upon approval of the Secretary of the Interior, for replacing any buildings, equipment, supplies, livestock, or other property of those activities of the Indian Service above referred to which may be destroyed or rendered unserviceable by fire, flood, or storm: Provided, That any diversions of appropriations made hereunder shall be reported to Congress in the annual Budget.

Authorization for attending health and educational meetings: Not to exceed $7,000 shall be available from applicable funds for expenses (not membership fees) of employees of the Indian Service when authorized by the Secretary of the Interior to attend meetings of medical, health, educational, agricultural, forestry, engineering, and industrial associations in the interest of work among the Indians.

Indian lands.

Purchase of land and water rights, and so forth, Pueblo Indians, New Mexico (tribal funds): The unexpended balances of appropriations heretofore made, from the trust funds of the several pueblos, for the purchase of land and water rights, purchase of equipment for industrial advancement and fencing, irrigating, and improving lands, are hereby continued available, for the same purposes until June 30, 1938, and for such other purposes, except per-capita payments, as may be recommended by the governing officials of the par-
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Pueblo Indians, New Mex., compensation to.


Pueblos designated.

Acquisition of lands, water rights, etc.


Compensation to non-Indian claimants, Pueblo lands.


Awards.

48 Stat. 108.

Apportionment.


48 Stat. 108.

Navajo Indians, Ariz. Purchase of lands. Reappropriation.

48 Stat. 1625.

48 Stat. 961.

Navajo Indians, Ariz. Purchase of improvements of.

48 Stat. 960.

Navajos in Utah, purchase of land.

47 Stat. 1418.

Leasing lands and water rights.

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ticular pueblos involved, and be approved by the Commissioner of
Indian Affairs.

Compensation to Pueblo Indians, New Mexico: For the second of
three installments for additional compensation to the Pueblo
Indians of New Mexico, for loss of land and water rights, and in
settlement of the liability of the United States to said Pueblos as
declared by the Act of June 7, 1924 (43 Stat., p. 636), and as author-
ized by the Act of May 31, 1933 (48 Stat., p. 109), $233,960.61, which
amount shall be deposited in the Treasury of the United States to
the credit of the following-named pueblos:

Jemez, $628.33; Nambe, $15,813.17; Taos, $28,235.70; Santa Ana,
$969.46; Santo Domingo, $1,418.55; Sandia, $4,326.87; San Felipe,
$4,954.54; Isleta, $15,917.10; Picuris, $22,191.47; San Ildefonso,
$12,552.70; San Juan, $31,287.68; Santa Clara, $60,371.59; Cochiti,
$12,608.79; Pojoaque, $22,854.20: Provided, That expenditures may
be made from the foregoing sums, as authorized by the Act of May
31, 1933, for the purchase of lands and water rights, purchase or
construction of reservoirs, irrigation works, or other permanent
improvements upon or for the benefit of the lands of said pueblos
and for such other purposes, except per capita payments, as may be
recommended by the governing officials of the particular pueblos
involved, and be approved by the Commissioner of Indian Affairs.

Compensation to non-Indian claimants, Pueblo Indian lands, New
Mexico: For carrying out the provisions of the Act of June 4, 1936
(49 Stat., p. 1459), in supplemental settlement of the liability of the
United States to non-Indian claimants on Indian Pueblo grants
whose claims, extinguished under the Act of June 7, 1924, have been
found entitled to awards under said Act, as supplemented by the
Act of May 31, 1933 (48 Stat., p. 108), $3,071.24, to remain available
until June 30, 1939, to be apportioned to claimants within the sev-
eral pueblos as follows: San Ildefonso, $141.88; San Juan, $244.20;
Nambe, $456.40; Sandia, $1,292.21; Cochiti, $936.55: Provided, That
the unexpended balance of the appropriation contained in the Fourth
Deficiency Act, fiscal year 1933, and subsequently continued available
until June 30, 1938, for carrying out the provisions of the Act
of May 31, 1933, is hereby continued available until June 30, 1938.

Purchase of land for the Navajo Indians, Arizona, reimbursable:
The unexpended balance of the appropriation contained in the
Deficiency Appropriation Act, fiscal year 1934, for the purchase of
land, and improvements thereon, including water rights, for the
Navajo Indians in Arizona, as authorized by and in conformity with
the provisions of the Act of June 14, 1934 (48 Stat., p. 961), is
hereby continued available for the same purposes until June 30, 1938.

Purchase of improvements belonging to certain Navajo Indians,
Arizona (tribal funds): For purchase of improvements belonging

Navajo Indians residing on public-domain allotments in Arizona
outside the area described in the Act of June 14, 1934 (48 Stat., p.
960), establishing the boundary of the Navajo Reservation in Ar-
izona, and consolidating the Indian holdings within, and non-Indian
holdings outside of, the reservation, $7,515, payable from funds
deposited to the credit of the Navajo Tribe.

Purchase of land for Navajo Indians, Utah (tribal funds): For
the purchase of lands and improvements thereon, and of improve-
ments on former public-domain lands, within additions made to the
Navajo Reservation, Utah, by Executive order of May 15, 1905, and
the Act of March 1, 1933 (47 Stat., p. 1418), $20,000, payable from
funds deposited to the credit of the Navajo Tribe.

Leasing of lands for Navajo Indians (tribal funds): For lease,
pending purchase, of land and water rights for the use and benefit
of Indians of the Navajo Tribe in Arizona and New Mexico, $200,000, payable from funds on deposit to the credit of the Navajo Tribe.

For the acquisition of lands, interest in lands, water rights and surface rights to lands, and for expenses incident to such acquisition, in accordance with the provisions of the Act of June 18, 1934 (48 Stat., p. 984), including personal services, purchase of equipment and supplies, and other necessary expenses, $950,000, together with the unexpended balance of the appropriation for this purpose for the fiscal year 1937, of which not to exceed $20,000 shall be available for personal services in the District of Columbia: Provided, That within the States of Arizona, New Mexico, and Wyoming no part of said sum shall be used for the acquisition of lands outside of the boundaries of existing Indian reservations: Provided further, That in addition to the amount herein appropriated the Secretary of the Interior may also incur obligations, and enter into contracts for the acquisition of additional land, not exceeding a total of $500,000, and his action in so doing shall be deemed a contractual obligation of the Federal Government for the payment of the cost thereof, and appropriations hereafter made for the acquisition of land pursuant to the authorization contained in the Act of June 18, 1934, shall be available for the purpose of discharging the obligation or obligations so created.

For payment of taxes, including penalties and interest, assessed against individually owned Indian land, title to which is held subject to restrictions against alienation or encumbrance except with the consent or approval of the Secretary of the Interior, when such land was purchased with trust or restricted funds with the understanding that after purchase it would be nontaxable, $25,000, to be immediately available and to be expended in accordance with the terms of the Act of June 20, 1936 (49 Stat., p. 1542).

For payment, pursuant to the provisions of the Act of May 15, 1936 (49 Stat., p. 1272), to the Confederated Bands of Ute Indians in full compensation as to claim for the principal sum for sixty-four thousand five hundred and sixty acres of land in western Colorado set aside as a naval oil reserve by Executive orders dated December 6, 1916, and September 27, 1924, $161,400: Provided, That in the discretion of the Secretary of the Interior, and with the approval of the tribe expressed through its tribal council, not more than $100,000 of the amount apportioned to the Indians of the Uintah and Ouray Reservation, Utah, together with $100,000 additional from tribal funds now on deposit to the credit of the Ute Indians in Utah, may be expended for the acquisition of privately owned lands or interests therein, together with the improvements thereon, and of improvements on former public-domain lands, for said Indians.

Purchase of land, Cheyenne River Reservation, South Dakota (tribal funds): For the purchase of Indian-owned and privately owned land, and improvements thereon, in the Cheyenne River Reservation, South Dakota, $12,500, payable from funds on deposit to the credit of the Cheyenne River Indians: Provided, That title to any land or improvements so purchased shall be taken in the name of the United States in trust for the Cheyenne River Tribe.

The unexpended balance of $5,004.25 of the appropriation "Purchase of land for landless Indians in California, Act of March 3, 1925, special fund", which appropriation was repealed by section 4 (b 24) of the Permanent Appropriation Repeal Act, 1934 (48 Stat. 1227), is hereby reappropriated and made available until expended for payment of obligations heretofore incurred or to be incurred hereafter in the acquisition of land in California, with such improvements as may be appurtenant thereto, for the relief of homeless Indians of that State.
For the preservation of timber on Indian reservations and allotments other than the Menominee Indian Reservation in Wisconsin, the education of Indians in the proper care of forests, and the general administration of forestry and grazing work, including fire prevention and payment of reasonable rewards for information leading to arrest and conviction of a person or persons setting forest fires, or taking or otherwise destroying timber, in contravention of law on Indian lands, $275,000: Provided, That this appropriation shall be available for the expenses of administration of Indian forest lands from which timber is sold to the extent only that proceeds from the sales of timber from such lands are insufficient for that purpose.

For expenses incidental to the sale of timber, and for the expenses of administration, including fire prevention, of Indian forest lands from which such timber is sold to the extent that the proceeds of such sales are sufficient for that purpose, $120,000, reimbursable to the United States as provided in the Act of February 14, 1920 (U. S. C., title 25, sec. 413): Provided, That this appropriation shall be available for the payment of reasonable rewards for information leading to arrest and conviction of a person or persons setting forest fires, or taking or otherwise destroying timber, in contravention of law.

For the suppression or emergency prevention of forest fires on or threatening Indian reservations, $15,000, together with $25,000 from funds held by the United States in trust for the respective tribes of Indians interested: Provided, That not to exceed $50,000 of appropriations herein made for timber operations shall be available upon the approval of the Secretary of the Interior, for fire-suppression or emergency prevention purposes: Provided further, That any diversions of appropriations made hereunder shall be reported to Congress in the annual Budget.

For transfer to the Geological Survey for expenditures to be made in inspecting mines and examining mineral deposits on Indian lands and in supervising mining operations on restricted, tribal, and allotted Indian lands leased under the provisions of the Acts of February 28, 1891 (U. S. C., title 25, secs. 336, 371, 397), May 27, 1908 (35 Stat., p. 312), March 3, 1909 (U. S. C., title 25, sec. 396), and other Acts authorizing the leasing of such lands for mining purposes, $80,000.

For the purpose of obtaining remunerative employment for Indians, $40,000.

For the purpose of developing agriculture and stock raising among the Indians, including necessary personnel, traveling and other expenses, and purchase of supplies and equipment, $625,000, of which not to exceed $15,000 may be used to conduct agricultural experiments and demonstrations on Indian school or agency farms and to maintain a supply of suitable plants or seed for issue to Indians, and not to exceed $30,000 may be used for the operation and maintenance of a sheep-breeding station on the Navajo Reservation: Provided, That the unexpended balance of the appropriation of $60,000 contained in the Interior Department Appropriation Act, fiscal year 1936, for the establishment of a sheep-breeding station on the Navajo Reservation, is continued available during the fiscal year 1938 for the construction of quarters for employees assigned to such station.

For the purpose of encouraging industry and self-support among the Indians and to aid them in the culture of fruits, grains, and other crops, $215,000, which sum may be used for the purchase of seeds,
animals, machinery, tools, implements, and other equipment necessary, and for advances to Indians having irrigable allotments to assist them in the development and cultivation thereof, in the discretion of the Secretary of the Interior, to enable Indians to become self-supporting. Provided, That the expenditures for the purposes above set forth shall be under conditions to be prescribed by the Secretary of the Interior for repayment to the United States on or before June 30, 1943, except in the case of loans on irrigable lands for permanent improvement of said lands, in which the period for repayment may run for not exceeding twenty years, in the discretion of the Secretary of the Interior: Provided further, That except for the Navajo Indians in Arizona and New Mexico not to exceed $25,000 of the amount herein appropriated shall be expended on any one reservation or for the benefit of any one tribe of Indians: Provided further, That the Secretary of the Interior is hereby authorized, in his discretion and under such rules and regulations as he may prescribe, to make advances from this appropriation to old, disabled, or indigent Indian allottees, for their support, to remain a charge and lien against their land until paid: Provided further, That not to exceed $15,000 may be advanced to worthy Indian youths to enable them to take educational courses, including courses in nursing, home economics, forestry, and other industrial subjects in colleges, universities, or other institutions, and advances so made shall be reimbursed in not to exceed eight years, under such rules and regulations as the Secretary of the Interior may prescribe: Provided further, That not to exceed $50,000 may be advanced to the Navajo Tribe of Indians for the purchase, feeding, sale, or other disposition of sheep, goats, and other livestock belonging to the Navajo Indians.

Industrial assistance (tribal funds): For the construction of homes for individual members of the tribes; the purchase for sale to them of seed, animals, machinery, tools, implements, building material, and other equipment and supplies; and for advances to old, disabled, or indigent Indians for their support and burial, and Indians having irrigable allotments to assist them in the development and cultivation thereof, to be immediately available, $66,600, payable from tribal funds as follows: Seminole, Florida, $6,000; Fort Totten (Devils Lake), North Dakota, $600; Rosebud, South Dakota, $10,000; Shoshone, Wyoming, $50,000; and the unexpended balances of funds available under this head in the Interior Department Appropriation Act for the fiscal year 1937, and the Act of June 27, 1932 (47 Stat., p. 335), are hereby continued available during the fiscal year 1938: Provided, That the expenditures for the purposes above set forth shall be under conditions to be prescribed by the Secretary of the Interior for repayment to the United States on or before June 30, 1943, except in the case of loans on irrigable lands for permanent improvement of said lands in which the period for repayment may run for not exceeding twenty years, in the discretion of the Secretary of the Interior, and advances to old, disabled, or indigent Indians for their support and burial, which shall remain a charge and lien against their land until paid: Provided further, That advances to worthy Indian youths to enable them to take educational courses, including courses in nursing, home economics, forestry, and other industrial subjects in colleges, universities, or other institutions and advances so made shall be reimbursed in not to exceed eight years under such rules and regulations as the Secretary of the Interior may prescribe: Provided further, That all moneys reimbursed during the fiscal year 1938 shall be credited to the respective appropriations and be available for the purposes of this paragraph: Provided further, That funds available under this paragraph may be used for the establishment and operation of tribal enterprises when proposed
by Indian tribes and approved by the Secretary of the Interior, and revenues derived therefrom shall be covered into the Treasury to the credit of the respective tribes.

For an additional amount to be added to the appropriations here-tofore made, for the establishment of a revolving fund for the purpose of making and administering loans to Indian chartered corporations in accordance with the Act of June 18, 1934 (48 Stat., p. 986), and of making and administering loans to individual Indians and to associations or corporate groups of Indians of Oklahoma in accordance with the Act of June 26, 1936 (49 Stat., p. 1967), $520,000, of which amount not to exceed $125,000 shall be available for personal services in the District of Columbia and in the field, for purchase of equipment and supplies, and for other necessary expenses of administering such loans, including not more than $2,500 for printing and binding.

For the development, under the direction of the Commissioner of Indian Affairs, of Indian arts and crafts, as authorized by the Act of August 27, 1935 (49 Stat., p. 891), including personal services, purchase and transportation of equipment and supplies, purchase of periodicals, directories, and books of reference, purchase and operation of motor-propelled passenger-carrying vehicles, telegraph and telephone services, cost of packing, crating, drayage, and transportation of personal effects of employees upon permanent change of station, expenses of exhibits and of attendance at meetings concerned with the development of Indian arts and crafts, traveling expenses, including payment of actual transportation expenses and not to exceed $10 per diem in lieu of subsistence and other expenses of members of the Indian Arts and Crafts Board, serving without other compensation from the United States, while absent from their homes, not to exceed $2,500 for printing and binding, and other necessary expenses, $42,500, of which not to exceed $16,000 shall be available for personal services in the District of Columbia: Provided, That no part of this appropriation shall be used to pay any salary at a rate exceeding $7,500 per annum.

DEVELOPMENT OF WATER SUPPLY

Developing water supply: For developing and conserving water for domestic and stock purposes on lands of the Navajo and Hopi Indians in Arizona and New Mexico, the Papago Indians in Arizona, and the Pueblo Indians of New Mexico, including the purchase and installation of pumping machinery, and other necessary equipment, and for operation and maintenance thereof, $70,000.

IRRIGATION AND DRAINAGE

For the construction, repair, and maintenance of irrigation systems, and for purchase or rental of irrigation tools and appliances, water rights, ditches, and lands necessary for irrigation purposes for Indian reservations and allotments; for operation of irrigation systems or appurtenances thereto when no other funds are applicable or available for the purpose; for drainage and protection of irrigable lands from damage by floods or loss of water rights, upon the Indian irrigation projects named below, in not to exceed the following amounts, respectively:

Miscellaneous projects, $23,000; Arizona: Ak Chin, $4,000; Chiu Chui, $4,000; Ganado, $1,500, together with $1,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934; Navajo and Hopi, miscellaneous
projects, Arizona and New Mexico, $6,500; Salt River, $5,000; San Xavier, $2,000; California: Coachella Valley, $1,000; Morongo, $4,000; Pala and Rincon, $2,000, together with $2,000, from which expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of said Repeal Act; Colorado: Southern Ute, $11,000, together with $4,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the said Repeal Act; Nevada: Pyramid Lake, $3,000; Walker River, $5,000; Western Shoshone, $4,000; New Mexico: Miscellaneous Pueblos, $25,000; Washington: Colville, $3,500, together with $500, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of said Repeal Act; Lummi Diking Project, $1,000, together with $2,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of said Repeal Act;

For necessary miscellaneous expenses incident to the general administration of Indian irrigation projects, including pay of employees and their traveling and incidental expenses, $60,000;

In all, for irrigation on Indian reservations, not to exceed $175,000, reimbursable: Provided, That the foregoing amounts shall be available interchangeably, in the discretion of the Secretary of the Interior, for the necessary expenditures for damages by floods and other unforeseen exigencies, but the amount so interchanged shall not exceed in the aggregate 10 per centum of all the amounts so appropriated: Provided further, That the cost of irrigation projects and of operating and maintaining such projects where reimbursement thereof is required by law shall be apportioned on a per-acre basis against the lands under the respective projects and shall be collected by the Secretary of the Interior as required by such law, and any unpaid charges outstanding against such lands shall constitute a first lien thereon which shall be recited in any patent or instrument issued for such lands.

For operation and maintenance of the San Carlos project for the irrigation of lands in the Gila River Indian Reservation, Arizona, including not to exceed $2,000 for purchase of land, $76,300, reimbursable, together with $112,200 (operation and maintenance collections) and $161,000 (power revenues), of which latter sum not to exceed $25,000 shall be available for major repairs in case of unforeseen emergencies caused by fire, flood, or storm, from which amounts $112,200 and $161,000, respectively, expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934; in all, $349,500.

For continuing subjugation and for cropping operations on the lands of the Pima Indians in Arizona, there shall be available so much as may be necessary of the revenues derived from these operations and deposited into the Treasury of the United States to the credit of such Indians, and such revenues are hereby made available for payment of irrigation operation and maintenance charges assessed against tribal or allotted lands of said Pima Indians in accordance with tribal resolution of June 18, 1937, and subject to the approval of the Secretary of the Interior, the Pima Indians are hereby authorized to employ an attorney and an accountant for the purpose of advising them in connection with the legality and equity of these operation and maintenance assessments at a cost of not to exceed $2,000 including all expenses connected therewith payable from tribal funds.
For improvement, operation, and maintenance of the pumping plants and irrigation system on the Colorado River Indian Reservation, Arizona, as provided in the Act of April 4, 1910 (36 Stat., p. 273), $17,000, reimbursable, together with $20,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Operation and maintenance, pumping plants, San Carlos Reservation, Arizona (tribal funds): For the operation and maintenance of pumping plants for the irrigation of lands on the San Carlos Reservation, in Arizona, $5,000, to be paid from the funds held by the United States in trust for the Indians of such reservation: Provided, That the sum so used shall be reimbursed to the tribe by the Indians benefited, under such rules and regulations as the Secretary of the Interior may prescribe.

For reclamation and maintenance charges on Indian lands within the Yuma Reservation, California, and on ten acres within each of the eleven Yuma homestead entries in Arizona under the Yuma reclamation project, $53,338, reimbursable, together with $3,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

For improvements, maintenance, and operation of the Fort Hall irrigation system, Idaho, $28,000, together with $35,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

For maintenance and operation, repairs, and purchase of stored waters, irrigation systems, Fort Belknap Reservation, Montana, $14,800, reimbursable, together with $4,200 from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

For maintenance and operation of the several units of the Fort Peck project, Montana, including not to exceed four thousand acres under the West Side Canal of the Poplar River Division, $7,000, reimbursable, together with $3,000 from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

For operation and maintenance of the irrigation systems on the Flathead Reservation, Montana, $12,000, reimbursable, together with $90,000 (operation and maintenance collections) and $45,000 (power revenues), from which amounts of $90,000 and $45,000, respectively, expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934; in all, $147,000.

For improvement, maintenance, and operation of the irrigation systems on the Crow Reservation, Montana, including maintenance assessments payable to the Two Leggins Water Users’ Association and Bozeman Trail Ditch Company, Montana, properly assessable against lands allotted to the Indians and irrigable thereunder, $5,000, reimbursable, together with $35,000 from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

For payment of annual installment of reclamation charges against Paiute Indian lands within the Newlands reclamation project, Nevada, $5,381; and for payment in advance, as provided by district law, of operation and maintenance assessments, including assessments...
for the operation of drains to the Truckee-Carson irrigation district, which district, under contract, is operating the Newlands reclamation project, $7,029, to be immediately available; in all, $12,410.

For operation and maintenance of the Hogback irrigation project on that part of the Navajo Reservation in New Mexico under the jurisdiction of the Northern Navajo Agency, $15,000, reimbursable, together with $6,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

For maintenance and operation of the Fruitlands irrigation project, Navajo Reservation, New Mexico, $11,250, or so much thereof as may be necessary, reimbursable.

For improvements, maintenance, and operation of miscellaneous irrigation projects on the Klamath Reservation, $1,000, reimbursable, together with $4,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

For continuing operation and maintenance and betterment of the irrigation system to irrigate allotted lands of the Uncompahgre, Uintah, and White River Utes in Utah, authorized under the Act of June 21, 1906 (34 Stat., p. 375), $38,000, reimbursable, together with $14,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

For reimbursement to the reclamation fund the proportionate expense of operation and maintenance of the reservoirs for furnishing stored water to lands in the Yakima Indian Reservation, Washington, in accordance with the provisions of section 22 of the Act of August 1, 1914 (38 Stat., p. 604), $14,000.

For operation and maintenance of irrigation systems within the ceded and diminished portions of the Wind River Reservation, Wyoming, including the Indians' pro-rata share of the cost of operation and maintenance of the Riverton-Le Clair irrigation district and the Big Bend drainage district on the ceded reservation, $16,500, reimbursable, together with $30,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

For the construction, repair, and rehabilitation of irrigation systems on Indian reservations; for the purchase or rental of equipment, tools, and appliances; for the acquisition of rights-of-way, and payment of damages in connection with such irrigation systems; for the development of domestic and stock water and water for subsistence gardens; for the purchase of water rights, ditches, and lands needed...
for such projects; and for drainage and protection of irrigable lands from damage by floods or loss of water rights, as follows:

Arizona: Colorado River, as authorized by and in accordance with section 2 of the Rivers and Harbors Act, approved August 30, 1935 (49 Stat., pp. 1039, 1040), $500,000, reimbursable, and in addition thereto the Secretary of the Interior may also incur obligations and enter into a contract or contracts not exceeding the total amount of $750,000 and his action in so doing shall be deemed a contractual obligation of the Federal Government for the payment of the cost thereof, and appropriations hereafter made for continuing construction of this project shall be available for the purpose of discharging the obligation or obligations so created; Fort Apache, $10,000, reimbursable; Hopi, $25,000, reimbursable; Navajo, Arizona and New Mexico, $60,000, reimbursable; Salt River, $60,000, reimbursable; San Xavier, $30,000, reimbursable;

California: Mission, $25,000, reimbursable; Sacramento, $25,000, reimbursable;

Montana: Flathead, including $31,275, Camas division betterment, $251,275, reimbursable; Crow, $200,000, reimbursable; Fort Belknap, $12,000, reimbursable;

Nevada: Western Shoshone, $100,000, reimbursable;

New Mexico: Mescalero, $16,000, reimbursable; Pueblo, $75,000, reimbursable;

Utah: Navajo, $10,000, reimbursable; Uncompahgre, $10,000, reimbursable;

Washington: Colville, $15,000, reimbursable; Wapato, $35,000, reimbursable;

Miscellaneous garden tracts, $60,000;

For administrative expenses, including personal services in the District of Columbia and elsewhere, and not to exceed $3,000 for printing and binding, $60,000, reimbursable;

In all, $2,169,275, to be immediately available, which amount, together with the unexpended balances of funds made available under this head in the Interior Department Appropriation Act, fiscal year 1937, shall remain available until June 30, 1938: Provided, That the foregoing amounts may be used interchangeably in the discretion of the Secretary of the Interior, but not more than 10 per centum of any specific amount shall be transferred to any other amount, and no appropriation shall be increased by more than 15 per centum.

EDUCATION

For the support of Indian schools not otherwise provided for, and for other Indian educational purposes, including educational facilities authorized by treaty provisions, care of Indian children of school age attending public and private schools, and tuition and other assistance for Indian pupils attending public schools, $5,896,950: Provided, That not to exceed $20,000 of this appropriation may be used for the support and education of deaf and dumb or blind, physically handicapped, or mentally deficient Indian children: Provided further, That $60,000 of this appropriation shall be available for subsistence of pupils in reservation and nonreservation boarding schools during summer months: Provided further, That not more than $15,000 of the amount herein appropriated may be expended for the tuition (which may be paid in advance) of Indian pupils attending vocational or higher educational institutions, under such rules and regulations as the Secretary of the Interior may prescribe: Provided further, That formal contracts shall not be required, for compliance with section 3744 of the Revised Statutes (U. S. C., title 41,
sec. 16), for payment (which may be made from the date of admission) of tuition and for care of Indian pupils attending public and private schools, higher educational institutions, or schools for the deaf and dumb, blind, physically handicapped, or mentally deficient.

Support of Indian schools from tribal funds: For the support of Indian schools, and for other educational purposes, including care of Indian children of school age attending public and private schools, tuition and other assistance for Indian pupils attending public schools, and support and education of deaf and dumb or blind, physically handicapped, or mentally deficient Indian children, there may be expended from Indian tribal funds and from school revenues arising under the Act of May 17, 1926 (U. S. C., title 25, sec. 155), not more than $312,995, including not to exceed $63,750 for payment of tuition for Chippewa Indian children enrolled in public schools and care of children of school age attending private schools in the State of Minnesota, payable from the principal sum on deposit to the credit of the Chippewa Indians in the State of Minnesota arising under section 7 of the Act of January 14, 1889 (25 Stat., p. 645) : Provided, That formal contracts shall not be required, for compliance with section 3744 of the Revised Statutes (U. S. C., title 41, sec. 16), for payment (which may be made from the date of admission) of tuition and for care of Indian pupils attending public schools, or schools for the deaf and dumb, blind, physically handicapped, or mentally deficient.

Education, Osage Nation, Oklahoma (tribal funds): For the education of unallotted Osage Indian children in the Saint Louis Mission Boarding School, Oklahoma, $2,000, payable from funds held in trust by the United States for the Osage Tribe.

For reimbursable loans to Indians for the payment of tuition and other expenses in recognized vocational and trade schools, including colleges and universities offering recognized vocational, trade, and professional courses, in accordance with the provisions of the Act of June 18, 1934 (48 Stat., p. 986), and for apprentice training in manufacturing and other commercial establishments, $50,000, and the unexpended balance of the appropriation available for the fiscal year 1937 is continued available until June 30, 1938: Provided, That not more than $50,000 of the amount available for the fiscal year 1938 shall be available for loans to Indian students pursuing liberal-arts courses in high schools and colleges: Provided further, That advances made under this authorization shall be reimbursed in not to exceed eight years, under such rules and regulations as the Secretary of the Interior may prescribe.

For lease, purchase, repair, and improvement of buildings at Indian schools not otherwise provided for, including the purchase of necessary lands and the installation, repair, and improvement of heating, lighting, power, sewer, and water systems in connection therewith, $390,000.

Construction, enlargement, or improvement of public-school buildings: The unexpended balance of the appropriation of $831,000 contained in the Second Deficiency Appropriation Act, fiscal year 1935, for cooperation with public-school districts in the construction, enlargement, or improvement of local public elementary or high schools, including purchase of necessary equipment, as authorized by and in conformity with numerous Acts of the Seventy-fourth Congress approved June 7, 1935, and June 11, 1935, is hereby continued available for the same purposes and under the same conditions until June 30, 1938.
The appropriation of $125,000 contained in the Second Deficiency Appropriation Act, fiscal year 1935, and continued available by the Act of June 22, 1936 (49 Stat., p. 1773), for cooperating with the public-school board of Shannon County, South Dakota, for the construction of a consolidated public high-school building at Pine Ridge, South Dakota, is hereby made available until June 30, 1938, for the same purposes and under the same conditions as specified in the said Act of June 22, 1936.

The appropriation of $100,000 contained in the Second Deficiency Appropriation Act, fiscal year 1935, for cooperating with public school districts in Glacier County, Montana, in the improvement and extension of school buildings to be available to both Indian and white children, as authorized by the Act of June 7, 1935 (49 Stat. L. 327), is hereby made available under the same conditions as specified in the said Second Deficiency Appropriation Act until June 30, 1938, for improvement and extension of school buildings in rural communities in District Numbered 9, Glacier County, as well as other public school districts within said county.

For cooperation with Wellpinit School District No. 49, Stevens County, Washington, for the construction and equipment of a public-school building in the vicinity of Wellpinit, Washington, as authorized by the Act of May 15, 1936 (49 Stat., p. 1273), $75,000: Provided, that plans and specifications for construction and equipment shall be furnished by local or State authorities, without cost to the United States, and upon approval thereof by the Commissioner of Indian Affairs, actual work shall proceed under the direction of such local or State officials. Payment for work in place shall be made monthly, on vouchers properly certified by local officials of the Indian Service: Provided further, That any amount expended hereunder shall be recouped by the United States within a period of thirty years, commencing with the date of occupancy of the project, through reducing the annual Federal tuition payments for the education of Indian pupils enrolled in public or high schools of the district involved, or by the acceptance of Indian pupils in such school without cost to the United States; and in computing the amount of recoupment for such project, interest at 3 per centum per annum shall be included on unrecouped balances.

For support and education of Indian pupils at the following nonreservation boarding schools in not to exceed the following amounts, respectively:

- Phoenix, Arizona: For four hundred pupils, including not to exceed $1,500 for printing and issuing school paper, $142,000; for pay of superintendent, drayage, and general repairs and improvements, $25,000; in all, $167,000;
- Sherman Institute, Riverside, California: For six hundred and fifty pupils, including not to exceed $1,000 for printing and issuing school paper, $221,000; for pay of superintendent, drayage, and general repairs and improvements, $29,500; in all, $244,500;
- Haskell Institute, Lawrence, Kansas: For six hundred and twenty-five pupils, including not to exceed $2,500 for printing and issuing school paper, $212,500; for pay of superintendent, drayage, and general repairs and improvements, including necessary drainage work, $24,000; for purchase of printing equipment, $6,500; in all, $243,000;
- Pipestone, Minnesota: For three hundred pupils, $97,750; for pay of superintendent, drayage, and general repairs and improvements, $16,000; in all, $113,750;
- Carson City, Nevada: For five hundred and twenty-five pupils, $165,500; for pay of superintendent, drayage, and general repairs and improvements, $18,000; in all, $183,500;
Albuquerque, New Mexico: For six hundred pupils, $204,000; for pay of superintendent, drayage, and general repairs and improvements, $24,000; in all, $228,000;
Santa Fe, New Mexico: For four hundred pupils, $142,000; for drayage, and general repairs and improvements, $13,000; in all, $155,000;
Wahpeton, North Dakota: For three hundred pupils, $87,250; for pay of superintendent, drayage, and general repairs and improvements, $13,000; in all, $100,250;
Chilocco, Oklahoma: For six hundred and fifty pupils, including not to exceed $2,000 for printing and issuing school paper, $221,000; for pay of superintendent, drayage, and general repairs and improvements, $24,000; for purchase of printing equipment, $6,000; in all, $251,000;
Sequoyah Orphan Training School, near Tahlequah, Oklahoma: For three hundred and fifty orphan Indian children of the State of Oklahoma belonging to the restricted class, $114,250; for pay of superintendent, drayage, and general repairs and improvements, $14,000; in all, $128,250;
Carter Seminary, Oklahoma: For one hundred and sixty-five pupils, $61,125; for pay of principal, drayage, and general repairs and improvements, $7,000; in all, $68,125;
Eufaula, Oklahoma: For one hundred and forty pupils, $48,650; for pay of principal, drayage, and general repairs and improvements, $7,000; in all, $55,650;
Jones Academy, Oklahoma: For one hundred and seventy-five pupils, $61,125; for pay of principal, drayage, and general repairs and improvements, $7,000; in all, $68,125;
Wheelock Academy, Oklahoma: For one hundred and thirty pupils, $45,050; for pay of principal, drayage, and general repairs and improvements, $7,000; in all, $52,050;
Chemawa, Salem, Oregon: For three hundred and fifty pupils, including not to exceed $1,000 for printing and issuing school paper, $121,750; for local vocational-training program directed from the school, $20,500; for pay of superintendent, drayage, and general repairs and improvements, $18,000; in all, $160,250;
Flandreau, South Dakota: For four hundred and fifty pupils, $119,750; for pay of superintendent, drayage, and general repairs and improvements, $18,000; in all, $137,750;
Pierre, South Dakota: For three hundred pupils, $97,750; for pay of superintendent, drayage, and general repairs and improvements, $18,000; in all, $115,750: Provided, That the amount available during the fiscal year 1937 for the acquisition of lands adjacent to this school is hereby continued available for the same purpose until June 30, 1938;
In all, for above-named nonreservation boarding schools, not to exceed $2,569,375: Provided, That 10 per centum of the foregoing amounts shall be available interchangeably for expenditures for similar purposes in the various boarding schools named, but not more than 10 per centum shall be added to the amount appropriated for any one of said boarding schools or for any particular item within any boarding school. Any such interchanges shall be reported to Congress in the annual Budget.
For tuition and for care and other assistance for Indian pupils attending public schools and special Indian day schools in the Cherokee, Creek, Choctaw, Chickasaw, and Seminole Nations and the
Quapaw Agency in Oklahoma, $397,200, to be expended in the discretion of the Secretary of the Interior and under rules and regulations to be prescribed by him: Provided, That not to exceed $21,500 may be expended for the payment of salaries of public-school teachers, employed by the State, county, or district in special Indian day schools in full-blood Indian communities, where there are not adequate white day schools available for their attendance.

For an additional amount for education of natives of Alaska, fiscal year 1937, to remain available until June 30, 1938, $55,000, and the limitation in the Interior Department Appropriation Act for the fiscal year 1937 on the amount which may be expended under this head for freight and operation and repair of vessels is hereby increased from $65,000 to $120,000.

Natives in Alaska: To enable the Secretary of the Interior, in his discretion and under his direction, to provide for support and education and relief of destitution of the Eskimos, Aleuts, Indians, and other natives of Alaska, including necessary traveling expenses of pupils to and from boarding schools in Alaska; purchase, repair, and rental of school buildings, including purchase of necessary lands; textbooks and industrial apparatus; pay and necessary traveling expenses of superintendents, teachers, physicians, and other employees; repair, equipment, maintenance, and operation of vessels; and all other necessary miscellaneous expenses which are not included under the above special heads, $690,000, to be immediately available and to remain available until June 30, 1939: Provided, That a report shall be made to Congress covering expenditures from the amount herein provided for relief of destitution.

CONSERVATION OF HEALTH

For conservation of health among Indians, including equipment, materials, and supplies; repairs and improvements to buildings and plants; compensation and traveling expenses of officers and employees and renting of quarters for them when necessary; transportation of patients and attendants to and from hospitals and sanatoria; returning to their former homes and interring the remains of deceased patients; and not exceeding $25,000 for clinical surveys and general medical research in connection with tuberculosis, trachoma, and venereal and other disease conditions among Indians, including cooperation with State and other organizations engaged in similar work and payment of traveling expenses of physicians, nurses, and other persons whose services are donated by such organizations, and including printing and binding circulars and pamphlets for use in preventing and suppressing trachoma and other contagious and infectious diseases, $4,595,690, including not to exceed $3,332,220 for the following-named hospitals and sanatoria:

Arizona: Indian Oasis Hospital, $25,220; Kayenta Sanatorium, $52,000; Fort Defiance Sanatorium and Southern Navajo General Hospital, $158,780; Phoenix Sanatorium, $86,900; Pima Hospital, $27,600; Truxton Canyon Hospital, $14,000; Western Navajo Hospital, $38,300; Chin Lee Hospital, $15,000; Fort Apache Hospital, $29,700; Hopi Hospital, $40,000; Leupp Hospital, $27,800; San Carlos Hospital, $32,300; Tohatchi Hospital, $17,200; Colorado River Hospital, $28,000; San Xavier Sanatorium, $42,500; Phoenix Hospital, $42,000; Winslow Sanatorium, $45,900.

California: Hoopa Valley Hospital, $25,000; Soboba Hospital, $22,000; Fort Bidwell Hospital, $20,000; Fort Yuma Hospital, $20,000.

Colorado: Ute Mountain Hospital, $15,000; Edward T. Taylor Hospital, $26,700;
Idaho: Fort Lapwai Sanatorium, $90,000; Fort Hall Hospitals, $17,000.
Iowa: Sac and Fox Sanatorium, $75,000.
Minnesota: Pipestone Hospital, $22,500; Cass Lake Hospital, $20,000; Fond du Lac Hospital, $20,000; Red Lake Hospital, $20,000; White Earth Hospital, $20,000.
Mississippi: Choctaw Hospital, $25,000.
Montana: Blackfeet Hospital, $40,000; Fort Peck Hospital, $26,400; Crow Agency Hospital, $34,000; Fort Belknap Hospital, $30,000; Tongue River Hospital, $28,000.
Nebraska: Winnebago Hospital, $21,600; Nevada: Carson Hospital, $28,000; Walker River Hospital, $23,000; Western Shoshone Hospital, $20,000.
New Mexico: Albuquerque Sanatorium, $104,660; Jicarilla Hospital and Sanatorium, $61,000; Mescalero Hospital, $24,000; Eastern Navajo Hospital, $22,000; Northern Navajo Hospital, $29,700; Taos Hospital, $20,000; Zuni Hospital, $30,000; Albuquerque Hospital, $33,100; Charles H. Burke Hospital, $24,000; Santa Fe Hospital, $49,000; Toadlena Hospital, $13,000.
North Carolina: Cherokee Hospital, $22,000.
North Dakota: Turtle Mountain Hospital, $41,600; Fort Berthold Hospital, $18,000; Fort Totten Hospital, $23,000; Standing Rock Hospital, $38,000; Fort Totten Preventorium, $20,000.
Oklahoma: Cheyenne and Arapahoe Hospital, $36,000; Choctaw and Chickasaw Sanatorium and General Hospital, $105,000; Shawnee Sanatorium, $100,000; Claremore Hospital, $76,300; Clinton Hospital, $20,000; Pawnee and Ponca Hospital, $36,000; Kiowa Hospital, $122,700; William W. Hastings Hospital, $37,500.
Oregon: Warm Springs Hospital, $20,000.
South Dakota: Crow Creek Hospital, $22,000; Pine Ridge Hospitals, $50,000; Rosebud Hospital, $40,000; Yankton Hospital, $23,000; Cheyenne River Hospital, $35,000; Sioux Sanatorium, $75,000; Sisseton Hospital, $35,000.
Utah: Uintah Hospital, $30,000;
Washington: Yakima Sanatorium, $40,000; Tacoma Sanatorium, $210,000; Tulalip Hospital, $12,600; Colville Hospital, $35,000;
Wisconsin: Hayward Hospital, $40,000; Tomah Hospital, $31,000;
Wyoming: Shoshone, $38,000.
Provided, That 10 per centum of the foregoing amounts shall be available interchangeably for expenditures in the various hospitals named, but not more than 10 per centum shall be added to the amount appropriated for any one of said hospitals or for any particular item within any hospital, and any interchange of appropriations hereunder shall be reported to Congress in the annual Budget: Provided further, That nonreservation boarding schools receiving specific appropriations shall contribute on a per-diem basis for the hospitalization of pupils in hospitals located at such schools and supported from this appropriation.
Sioux Sanatorium and employees' quarters, South Dakota: Funds made available by the Second Deficiency Appropriation Act, fiscal year 1935, and the Interior Department Appropriation Act, fiscal year 1937, for the construction of an Indian sanatorium and employees' quarters, in South Dakota, are hereby continued available for the same purposes until June 30, 1938.
Medical relief in Alaska: To enable the Secretary of the Interior, in his discretion and under his direction through the Bureau of Indian Affairs, with the advice and cooperation of the Public Health Service, to provide for the medical and sanitary relief of the Eskimos, Aleuts, Indians, and other natives of Alaska; purchase, repair.
rental, and equipment of hospital buildings; not to exceed $1,000 for purchase of land; books and surgical apparatus; pay and necessary traveling expenses of physicians, nurses, and other employees, and all other necessary miscellaneous expenses which are not included under the above special heads, $370,000, to be available immediately and to remain available until June 30, 1939.

GENERAL SUPPORT AND ADMINISTRATION

For general support of Indians and administration of Indian property, including pay of employees authorized by continuing or permanent treaty provisions, $2,604,600.

For an additional amount for general support of Indians and administration of Indian property, including pay of employees authorized by continuing or permanent treaty provisions, fiscal year 1937, $80,000.

For pay of employees, village improvements, relief of destitution, and such other purposes as may be requested by the town council of Metlakahtla, Annette Islands Reserve, Alaska, and approved by the Secretary of the Interior, $50,000: Provided, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Reindeer service: For supervision of reindeer in Alaska and instruction in the care and management thereof, including salaries and travel expenses of employees in Alaska, travel expenses of new appointees from Seattle, Washington, to their posts of duty in Alaska, expenses of packing, crating, and transportation (including drayage) of personal effects of employees upon permanent change of station within Alaska, purchase, rental, erection, and repair of range cabins, purchase and maintenance of communication and other equipment, and all other necessary miscellaneous expenses, including $3,000 for the purchase and distribution of reindeer, $35,500, to be immediately available.

The unexpended balance of the appropriation of $755 contained in the Interior Department Appropriation Act, fiscal year 1936, for the purchase and distribution of reindeer to natives in Alaska is hereby made available for the same purposes during the fiscal years 1937 and 1938.

For general support of Indians and administration of Indian property under the jurisdiction of the following agencies, to be paid from the funds held by the United States in trust for the respective tribes, in not to exceed the following sums, respectively:

Arizona: Fort Apache, $90,000, of which not to exceed $40,000 may be used for the establishment of a tribal herd, including the construction of necessary buildings; San Carlos, $45,700; Truxton Canyon, $6,500; in all, $142,200;

California: Mission, $15,000; Hoopa Valley, $2,500; in all, $17,500;

Idaho: Fort Hall, $4,800;

Iowa: Sac and Fox, $2,000;

Montana: Flathead, $20,000;

Nevada: Carson (Walker River, $600, Summit Lake, $7,000, Pyramid Lake, $20,000), $27,600, which amount shall be available for loans to Indians and for such other purposes as may be recommended by the tribes and approved by the Commissioner of Indian Affairs; Western Shoshone, $3,000; in all, $32,600;

Specified agencies, from tribal funds.
North Carolina: Cherokee, $18,000, together with the unexpended balance under this head for the fiscal year 1937;

Oregon: Klamath, $76,650, of which $4,000 shall be available only for traveling and other expenses, including not to exceed $5 per diem in lieu of subsistence, of members of the tribal council, or of representatives of the tribe engaged on business of the tribe at the seat of government; and $6,500 shall be available only for compensation and expenses of attorneys for services rendered and to be rendered during the fiscal years 1937 and 1938 under a contract approved by the Secretary of the Interior, in accordance with existing law;

Utah: Uintah and Ouray, $7,100, of which amount not to exceed $3,000 shall be available for the payment of an agent employed under a contract, approved by the Secretary of the Interior;

Washington: Puyallup, $1,000 for upkeep of the Puyallup Indian cemetery; Taholah (Quinault), $17,800, together with the unexpended balance under this head for the fiscal year 1937; (Neah Bay), $7,500, together with the unexpended balance under this head for the fiscal year 1937 ($4,000 for monthly allowances for care of old and indigent Indians, additional for water supply, $2,500, and $1,000 for burial expenses); Yakima, $230; Tulalip, $1,000; Swinomish, $500; in all $28,050;

Wisconsin: Keshena, $85,500, including $20,000 for monthly allowances, under such rules and regulations as the Secretary of the Interior may prescribe, to old and indigent members of the Menominee Tribe who reside with relatives or friends: Provided, That not more than $14,000 of this appropriation may be used for fees and expenses of attorneys employed under contract, approved by the Secretary of the Interior, during the fiscal years 1936, 1937, and 1938,

In all, not to exceed $434,400.

Support of Chippewa Indians in Minnesota (tribal funds): For general support, administration of property, and promotion of self-support among the Chippewa Indians in the State of Minnesota, $44,000, to be paid from the principal sum on deposit to the credit of the Chippewa Indians of Minnesota, arising under section 7 of the Act entitled “An Act for the relief and civilization of the Chippewa Indians in the State of Minnesota”, approved January 14, 1889 (25 Stat., p. 645), of which amount not to exceed $40,000 may be expended, in the discretion of the Secretary of the Interior, in aiding indigent Chippewa Indians including boarding-home care of pupils attending public or high schools.

For compensation and expenses of an attorney or attorneys employed by the Chippewa tribe under a contract, approved by the Secretary of the Interior on April 15, 1937, $10,000, payable from the principal sum on deposit to the credit of the Chippewa Indians of Minnesota, arising under section 7 of the Act entitled “An Act for the relief and civilization of the Chippewa Indians in the state of Minnesota”, approved January 14, 1889 (25 Stat., p. 645), of which amount not to exceed $40,000 may be expended, in the discretion of the Secretary of the Interior, in aiding indigent Chippewa Indians including boarding-home care of pupils attending public or high schools.

There is hereby authorized to be expended out of the fund “Interest on Judgment Court of Claims, Creek Indian Nation”, now standing to the credit of the Creek Nation of Indians in the Treasury of the United States, the sum of not exceeding $2,000 to be paid, in the discretion of the Secretary of the Interior, to attorneys for said Creek Nation of Indians employed under the authority of the Act of Congress approved May 24, 1924 (43 Stat. 139), the payments

Oregon. Tribal council, traveling, etc., expenses.
Utah.
Indigent, etc., Indians, monthly allowances.
Water supply.
Wisconsin.
Proviso.
Attorneys' fees, etc.
Chippewas in Minnesota. General support, from tribal funds.
Attorneys.
Payments to attorneys for Creek Nation, from tribal funds.
43 Stat. 139.
to be made in such sums as may be necessary to reimburse the attorneys for such proper and necessary expenses as may have been incurred or may be incurred in the investigation of records and preparation, institution, and prosecution of suits of the Creek Nation of Indians against the United States under the above-mentioned Act of May 24, 1924: Provided further, That the claims of the attorneys shall be filed by said attorneys with the Secretary of the Interior and shall be accompanied by the attorneys' itemized and verified statement of the expenditures for expenses and by proper vouchers, and that the claims so submitted shall be subject to the approval of the Secretary of the Interior.

Expenses of tribal officers, Five Civilized Tribes, Oklahoma (tribal funds): For the current fiscal year money may be expended from the tribal funds of the Choctaw, Chickasaw, Creek, and Seminole Tribes for equalization of allotments, per capita, and other payments authorized by law to individual members of the respective tribes, salaries and contingent expenses of the governor of the Chickasaw Nation and chief of the Choctaw Nation, one mining trustee for the Choctaw and Chickasaw Nations, at salaries at the rate heretofore paid for the said governor and said chief and $3,000 for the said mining trustee, chief of the Creek Nation at $600 and one attorney each for the Choctaw and Chickasaw Tribes employed under contract approved by the President under existing law: Provided, That the expenses of the above-named officials shall be determined and limited by the Commissioner of Indian Affairs at not to exceed $2,500 each.

Support of Osage Agency and pay of tribal officers, Oklahoma (tribal funds): For the support of the Osage Agency, and for necessary expenses in connection with oil and gas production on the Osage Reservation, Oklahoma, including pay of necessary employees, the tribal attorney and his stenographer, one special attorney in tax and other matters, and pay of tribal officers; payment of damages to individual allottees; repairs to buildings, rent of quarters for employees, traveling expenses, printing, telegraphing, and telephoning, and purchase, repair, and operation of automobiles, $189,180, payable from funds held by the United States in trust for the Osage Tribe of Indians in Oklahoma; Provided, That not more than $500 of the foregoing amount may be used for defraying the cost of an appeal in the case of Tucker versus Mullendore: Provided further, That not more than $1,800 may be used for the employment of a curator for the Osage Museum, which employee shall be an Osage Indian and shall be appointed without regard to civil-service laws and regulations upon the recommendation of the Osage tribal council.

For acquisition, rehabilitation, and preservation of the Tuskahoma Council House in Pushmataha County, Choctaw Nation, Oklahoma, $10,000 or so much thereof as may be necessary, payable from the fund "Fulfilling treaties with Choctaws, Oklahoma" now to the credit of the Choctaw Indians of Oklahoma, and the unexpended balance of the appropriation for this purpose contained in the Interior Department Appropriation Act, fiscal year 1937, is hereby continued available until June 30, 1938.

Expenses of tribal councils or committees thereof (tribal funds): For traveling and other expenses of members of tribal councils, business committees, or other tribal organizations, when engaged in business of the tribes, including supplies and equipment, not to exceed $5 per diem in lieu of subsistence, and not to exceed five cents per mile for use of personally owned automobiles, and including visits to Washington, District of Columbia, when duly authorized or approved in advance by the Commissioner of Indian Affairs, $50,000,
payable from funds on deposit to the credit of the particular tribe interested: Provided, That, except for the Navajo Tribe, not more than $5,000 shall be expended from the funds of any one tribe or band of Indians for the purposes herein specified: Provided further, That no part of this appropriation shall be available for expenses of members of tribal councils, business committees, or other tribal organizations, when in Washington, for more than a thirty-day period, unless the Secretary of the Interior shall in writing approve a longer period.

For compensation and expenses of William H. Fuller and Melven Cornish for services rendered the Chickasaw Nation of Oklahoma, under the terms of a contract approved by the Secretary of the Interior on May 13, 1935, in the case of the Choctaw Nation versus the United States and the Chickasaw Nation in the United States Court of Claims, case numbered J-231, $15,000, or so much thereof as may be necessary, payable from funds on deposit to the credit of the Chickasaw Nation of Indians.

ROADS AND BRIDGES

For maintenance and repair of that portion of the Gallup-Shiprock Highway within the Navajo Reservation, New Mexico, including the purchase of machinery, $20,000, reimbursable: Provided, That other than for supervision and engineering only Indian labor shall be employed for such maintenance and repair work.

For construction, improvement, repair, and maintenance of Indian reservation roads under the provisions of the Acts of May 26, 1928 (U. S. C., title 25, sec. 318a), and June 16, 1936 (49 Stat., p. 1521), $3,000,000, to be immediately available and to remain available until expended: Provided, That not to exceed $11,200 of the foregoing amount may be expended for personal services in the District of Columbia: Provided further, That not to exceed $100,000 of this appropriation shall be available for purchase, lease, construction or repair of structures for housing road materials, supplies and equipment; and for quarters for road crews but the cost of any structure erected hereunder shall not exceed $7,500.

For cooperation by the Indian Service in the construction of a highway through the Owyhee Canyon connecting the Western Shoshone Reservation in Nevada with the reservoir which is a part of the reservation irrigation project, $40,000.

CONSTRUCTION AND REPAIR

For the construction, repair, or rehabilitation of school, agency hospital, or other buildings and utilities, including the purchase of land and the acquisition of easements or rights-of-way when necessary, and including the purchase of furniture, furnishings, and equipment, as follows:

Alaska: Day schools and quarters, including remodeling of existing buildings, $119,000; hospitals and quarters, $186,000;

Blackfeet, Montana: Remodeling and repairing school buildings, $30,000;

Carson, Nevada: Central heating plant, and rehabilitation of power-distribution lines, $80,000; school building and gymnasium, Walker River, $37,500;

Cheyenne and Arapahoe, Oklahoma: Improvement to heating system, $20,000;

Cheyenne River, South Dakota: Classroom building, $90,000;

Claremore Hospital, Oklahoma: Employees' quarters, $30,000;

Colorado River, Arizona: Telephone line, $8,500; improvement of water supply, $21,000;
Colville, Washington: Improvement of water supply, $30,000; Consolidated Ute, Colorado: Nurses' home, $15,000; employees' building, $20,000; Crow, Montana: Improvement of water system, $10,000; Five Civilized Tribes, Oklahoma: Improvement of sewer and water systems, Wheelock Academy, $5,000; improvement of sewer system, Jones Academy, $5,000; Flandreau, South Dakota: Improvement of sewer system, $20,000; Flathead, Montana: Two dwellings, $16,000; Fort Berthold, North Dakota: Improvement of water system, $15,000; remodeling hospital, $5,000; Great Lakes, Wisconsin: Repairs to hospital, Hayward, $14,000; school building, Lac du Flambeau, $147,500; Keshena, Wisconsin: Day school building, $5,000; Kiowa, Oklahoma: Riverside, dormitory facilities, one cottage, $6,000; Fort Sill, school building, $73,000; one physicians' cottage, $7,500; improvements to sewer system, $20,000; Navajo, Arizona: General headquarters, employees' building, $72,500; Crow Point, hospital and quarters, $193,000; Fort Defiance, central heating and power plant, $145,000; Pipestone, Minnesota: Improvement of water system, $12,500; Pueblos of New Mexico: For remodeling the Albuquerque school hospital, $22,500; Red Lake, Minnesota: Improvement of water system, $12,500; Rosebud, South Dakota: Improvement of sewer system, $20,000; Seminole, Florida: One dwelling, $6,000; Shoshone, Wyoming: Improvement of quarters, $58,000; Tacoma Sanatorium, Washington: Improvement of water system, $8,000; Tongue River, Montana: Birney day school, including sewer and water systems, and light plant, $30,000; Turtle Mountain, North Dakota: Day school facilities, $62,500; Truxton Canyon, Arizona: Improvement of heating system, $10,000; Uintah and Ouray, Utah: Central heating plant, $50,000; improvement of sewer and water systems, $25,000; Wahpeton, North Dakota: Improvement of heating system, $10,000; Western Shoshone, Nevada: Improvement of sewer and water systems, $15,000; Winnebago, Nebraska: General repairs, $6,000; for administrative expenses, including personal services in the District of Columbia and elsewhere; not to exceed $2,500 for printing and binding; purchase of periodicals, directories, and books of reference; purchase and operation of motor-propelled passenger-carrying vehicles; traveling expenses of employees; rent of office and storage space; telegraph and telephone tolls; and all other necessary expenses not specifically authorized herein, $175,000, in all, $2,047,500, to be immediately available and to remain available until June 30, 1939.

ANNUITIES AND PER CAPITA PAYMENTS

For fulfilling treaties with Senecas of New York: For permanent annuity in lieu of interest on stock (Act of February 19, 1831, 4 Stat., p. 442), $6,000.

For fulfilling treaties with Six Nations of New York: For permanent annuity, in clothing and other useful articles (article 6, treaty of November 11, 1794), $4,500.

For fulfilling treaties with Choctaws, Oklahoma: For permanent annuity (article 2, treaty of November 16, 1805, and article 13, treaty...
of June 22, 1855), $3,000; for permanent annuity for support for light horsemen (article 13, treaty of October 18, 1820, and article 13, treaty of June 22, 1855), $600; for permanent annuity for support of blacksmith (article 6, treaty of October 18, 1820, and article 9, treaty of January 20, 1825, and article 13, treaty of June 22, 1855), $600; for permanent annuity for education (article 2, treaty of January 20, 1825, and article 13, treaty of June 22, 1855), $6,000; for permanent annuity for iron and steel (article 9, treaty of January 20, 1825, and article 13, treaty of June 22, 1855), $320; in all, $10,520.

For fulfilling treaties with Pawnees, Oklahoma: For permanent annuity (article 2, treaty of September 24, 1857, and article 3, agreement of November 23, 1892), $30,000.

For payment of Sioux benefits to Indians of the Sioux reservations, as authorized by the Act of March 2, 1889 (25 Stat., p. 895), as amended, $150,000.

The unexpended balances of appropriations made for the benefit of the Saint Croix Chippewa Indians of Wisconsin by the Act of February 14, 1920 (41 Stat., p. 433), and subsequent Acts, and made available by the Interior Department Appropriation Act, fiscal year 1937, for the purchase of material for the repair of homes, for the care of aged and indigent Indians of this band, and for other necessary purposes for their benefit, are hereby continued available for the same purposes until expended.

The Secretary of the Interior is hereby authorized to withdraw from the Treasury of the United States $105,000 of any funds on deposit to the credit of the Menominee Indians in Wisconsin (except the Menominee Log Funds), and to expend said sum, or so much thereof as may be necessary, for a per-capita payment of $50 to each enrolled member of the Menominee Tribe: Provided, That such payment shall be in lieu of the payment authorized by the Act of June 15, 1934 (48 Stat., p. 964), for the fair market stumpage value of timber cut on the Menominee Reservation during the fiscal year 1937: Provided further, That in the discretion of the Secretary of the Interior the payment herein authorized may be made in two installments.

For payment of interest on moneys held in trust for the several Indian tribes, as authorized by various Acts of Congress, $500,000.

Appropriations herein made for the support of Indians and administration of Indian property, the support of schools, including non-reservation boarding schools and for conservation of health among Indians shall be available for the maintenance and operation of central garages and shops, including the purchase of parts and supplies, and such appropriations may be reimbursed for services rendered or supplies furnished by such garages or shops to any activity of the Indian Service.

When, in the judgment of the Secretary of the Interior, it is necessary for accomplishment of the purposes of appropriations herein made for the Indian field service, such appropriations shall be available for purchase of ice, for rubber boots for use of employees, for travel expenses of employees on official business, and for the cost of packing, crating, drayage, and transportation of personal effects of employees upon permanent change of station.

The appropriations for education of natives of Alaska and medical relief in Alaska shall be available for the payment of traveling expenses of new appointees from Seattle, Washington, to their posts of duty in Alaska, and of traveling expenses, packing, crating, and transportation (including drayage) of personal effects of employees upon permanent change of station within Alaska, under regulations to be prescribed by the Secretary of the Interior.
Reclamation Bureau.


Commissioner, office personnel, and other expenses. Printing and binding.


Vehicles.

Property damages.

Attendance at meetings, etc.

Provisional medical services for employees.

Restriction where district is in arrears.

The following sums are appropriated out of the special fund in the Treasury of the United States created by the Act of June 17, 1902 (U. S. C., title 43, secs. 391, 411), and therein designated "the reclamation fund", to be available immediately:

Salaries and expenses: For the Commissioner of Reclamation and other personal services in the District of Columbia, $115,000; for travel and other necessary expenses, $35,000, including not to exceed $15,000 for printing and binding; in all, $150,000.

Administrative provisions and limitations: For all expenditures authorized by the Act of June 17, 1902, and Acts amendatory thereof or supplementary thereto, known as the reclamation law, and all other Acts under which expenditures from said fund are authorized, including not to exceed $100,000 for personal services and $15,000 for other expenses in the office of the chief engineer, $20,000 for telegraph, telephone, and other communication service, $5,000 for photographing and making photographic prints, $41,250 for personal services, and $7,500 for other expenses in the field legal offices; examination of estimates for appropriations in the field; refunds of overcollections and deposits for other purposes; not to exceed $15,000 for lithographing, engraving, printing, and binding; purchase of ice; purchase of rubber boots for official use by employees; maintenance and operation of horse-drawn and motor-propelled passenger vehicles; not to exceed $20,000 for purchase and exchange of horse-drawn and motor-propelled passenger-carrying vehicles; packing, crating, and transportation (including drayage) of personal effects of employees upon permanent change of station, under regulations to be prescribed by the Secretary of the Interior; payment of damages caused to the owners of lands or other private property of any kind by reason of the operations of the United States, its officers or employees, in the survey, construction, operation, or maintenance of irrigation works, and which may be compromised by agreement between the claimant and the Secretary of the Interior, or such officers as he may designate; payment for official telephone service in the field hereafter incurred in case of official telephones installed in private houses when authorized under regulations established by the Secretary of the Interior; not to exceed $1,000 for expenses, except membership fees, of attendance, when authorized by the Secretary, upon meetings of technical and professional societies required in connection with official work of the Bureau; payment of rewards, when specifically authorized by the Secretary of the Interior, for information leading to the apprehension and conviction of persons found guilty of the theft, damage, or destruction of public property: Provided, That the Secretary of the Interior in his administration of the Bureau of Reclamation is authorized to contract for medical attention and service for employees and to make necessary pay-roll deductions agreed to by the employees therefor: Provided further, That no part of any sum provided for in this Act for operation and maintenance of any project or division of a project by the Bureau of Reclamation shall be used for the irrigation of any lands within the boundaries of an irrigation district which has contracted with the Bureau of Reclamation and which is in arrears for more than twelve months in the payment of any charges due the United States, and no part of any sum provided for in this Act for such purpose shall be used for the irrigation of any lands which have contracted with the Bureau of Reclamation and which are in arrears for more than twelve months in the payment of any charges due from said lands to the United States;
Examination and inspection of projects and operation and maintenance of reserved works: For examination of accounts and inspection of the works of various projects and divisions of projects operated and maintained by irrigation districts or water users' associations, and bookkeeping, accounting, clerical, legal, and other expenses incurred in accordance with contract provisions for the repayment of such expenses by the districts or associations; and for operation and maintenance of the reserved works of a project or division of a project when irrigation districts, water users' associations, or Warren Act contractors have contracted to pay in advance but have failed to pay their proportionate share of the cost of such operation and maintenance, to be expended under regulations to be prescribed by the Secretary of the Interior, $10,000;

Yuma project, Arizona-California: For operation and maintenance, $73,000: Provided, That not to exceed $25,000 from the power revenues shall be available during the fiscal year 1938 for the operation and maintenance of the commercial system;

Orland project, California: For operation and maintenance, $33,000;

Boise project, Idaho: For operation and maintenance, $30,000;

Minidoka project, Idaho: For operation and maintenance, reserved works, $11,600: Provided, That not to exceed $55,000 from the power revenues shall be available during the fiscal year 1938 for the operation of the commercial system; and not to exceed $100,000 from power revenues shall be available during the fiscal year 1938 for continuation of construction, south side division;

North Platte project, Nebraska-Wyoming: Not to exceed $60,000 from the power revenues shall be available during the fiscal year 1938, for the operation and maintenance of the commercial system; and not to exceed $6,000 from power revenues allocated to the Northport irrigation district under subsection I, section 4, of the Act of December 5, 1924 (U. S. C., title 43, sec. 501), shall be available during the fiscal year 1938 for payment on behalf of the Northport irrigation district, to the Farmers' irrigation district for carriage of water;

Rio Grande project, New Mexico-Texas: For operation and maintenance, $350,000: Provided, That the Secretary of the Interior is hereby authorized to enter into a contract with the El Paso County Water Improvement District Numbered 1 and the Elephant Butte Irrigation District of New Mexico by which the districts will be relieved of the obligation of making payment of the construction cost chargeable to the development of power of Elephant Butte Dam in the amount determined as equitable by the Secretary of the Interior in return for the conveyance by the said two districts to the United States of all the districts' right, title, interest, and estate in the use of said dam and other project works, including the project water supply, for the development of hydroelectric energy: Provided further, That in such contracts it shall be stated that the use of the dam, project works, and water supply for power purposes shall not deplete or interfere with the use thereof for irrigation purposes: Provided further, That the net earnings of the power plant and system belonging to the United States and any other available revenues shall be applied, until the cost thereof has been met, upon the cost of the power development, including (1) the cost of power facilities, (2) the amount invested, as herein authorized, in the cost of Elephant Butte Dam, and (3) the amount invested by the Bureau of Reclamation in Caballo Dam: Provided further, That after the cost of the power development has been met the net earnings of the power plant and system shall be disposed of as Congress may direct.
Owyhee project, Oregon: For operation and maintenance, $75,000;
Klamath project, Oregon-California: For operation and maintenance, $54,000: Provided, That revenues received from the lease of marginal lands, Tule Lake division, shall be available for refunds to the lessees in such cases where it becomes necessary to make refunds because of flooding or other reasons within the terms of such leases;

Yakima project, Washington: For operation and maintenance, $265,000: Provided, That not to exceed $25,000 from power revenues shall be available during the fiscal year 1938 for operation and maintenance of the power system;

Riverton project, Wyoming: For operation and maintenance, $40,000: Provided, That not to exceed $25,000 from the power revenues shall be available during the fiscal year 1938 for the operation and maintenance of the commercial system;

Shoshone project, Wyoming: For operation and maintenance, Willwood division, $15,000: Provided, That not to exceed $25,000 from power revenues shall be available during the fiscal year 1938 for the operation and maintenance of the commercial system;

Secondary and economic investigations: For cooperative and general investigations, including investigations necessary to determine the economic conditions and financial feasibility of projects and investigations and other activities relating to the reorganization, settlement of lands, and financial adjustments of existing projects, including examination of soils, classification of land, land-settlement activities, including advertising in newspapers and other publications, and obtaining general economic and settlement data, $10,000 together with the unexpended balance of the appropriation for these purposes for the fiscal year 1937: Provided, That the expenditures from this appropriation for any reclamation project shall be considered as supplementary to the appropriation for that project and shall be accounted for and returned to the reclamation fund as other expenditures under the Reclamation Act: Provided further, That the expenditure of any sums from this appropriation for investigations of any nature requested by States, municipalities, or other interests shall be upon the basis of the State, municipality, or other interest advancing at least 50 per centum of the estimated cost of such investigation;

Operation and maintenance administration: For necessary pay of employees, traveling and other expenses incident to the general administration of reclamation projects, either operated and maintained by the Bureau or transferred to water users' organizations for operation and maintenance, including giving information and advice to settlers on reclamation projects in the selection of lands, equipment, and livestock, the preparation of land for irrigation, the selection of crops, methods of irrigation and agricultural practice, and general farm management, the cost of which shall be charged to the general reclamation fund and shall not be charged as a part of the construction or operation and maintenance cost payable by the water users under the projects, $50,000;

Limitation of expenditures: Under the provisions of this Act no greater sum shall be expended, nor shall the United States be obligated to expend during the fiscal year 1938, on any reclamation project appropriated for herein, an amount in excess of the sum herein appropriated therefor, nor shall the whole expenditures or obligations incurred for all of such projects for the fiscal year 1938 exceed the whole amount in the reclamation fund for the fiscal year;

Interchange of appropriations: Ten per centum of the foregoing amounts shall be available interchangeably for expenditures on the
reclamation projects named; but not more than 10 per centum shall be added to the amount appropriated for any one of said projects, except that should existing works or the water supply for lands under cultivation be endangered by floods or other unusual conditions an amount sufficient to make necessary emergency repairs shall become available for expenditure by further transfer of appropriation from any of said projects upon approval of the Secretary of the Interior;

Construction: For continuation of construction of the following projects in not to exceed the following amounts, respectively, to be expended from the Reclamation Fund under the same general conditions and in the same manner and for the same objects of expenditure as specified for projects hereinbefore in this Act under the caption "Bureau of Reclamation", and to be reimbursable under the reclamation law:

Gila project, Arizona, $700,000; said Gila project, including the waters to be diverted and used thereby and the lands and structures for the diversion and storage thereof, to be subject to the provisions of the Boulder Canyon Project Act of December 21, 1928, and subject to and controlled by the provisions of the Colorado River Compact signed at Santa Fe, New Mexico, November 24, 1922;

Salt River project, Arizona, $500,000;

Orland project, California: For construction and other work authorized by section 5 of the Act of June 24, 1936 (49 Stat. 1907), $85,000;

Colorado-Big Thompson project, Colorado: For construction in accordance with the plan described in Senate Document Numbered 80, Seventy-fifth Congress, $900,000: Provided, That no construction thereof shall be commenced until the repayment of all costs of the project shall, in the opinion of the Secretary of the Interior, be assured by appropriated contracts with water conservancy districts, or irrigation districts or water users' associations organized under the laws of Colorado, or other form of organization satisfactory to the Secretary of the Interior;

Pine River project, Colorado, $500,000;

Boise project, Idaho, Payette division, $1,000,000;

Sun River project, Montana, $300,000;

Carlsbad project, New Mexico, $200,000;

Owyhee project, Oregon, $500,000;

Klamath project, Oregon-California, $125,000;

Belle Fourche project, South Dakota, $150,000;

Ogden River project, Utah, $250,000;

Provo River project, Utah, $750,000;

Yakima project, Washington, Roza division, $1,500,000;

Casper-Alcova project, Wyoming, $650,000: Provided, That in recognition of the respective rights of both the States of Colorado and Wyoming to the amicable use of the waters of the North Platte River, neither the construction, maintenance, nor operation of said project shall ever interfere with the present vested rights or the fullest use hereafter for all beneficial purposes of the waters of said stream or any of its tributaries within the drainage basin thereof in Jackson County, in the State of Colorado, and the Secretary of the Interior is hereby authorized and directed to reserve the power by contract to enforce such provisions at all times: Provided further, That from and after the passage of this Act, the reclamation project heretofore known as the Casper-Alcova project shall be known and designated on the public records as the Kendrick project, and that the change in the name of said project shall in no wise affect the rights of the State of Wyoming or the State of Colorado or any county, municipality,
corporation, association, or person, and all records, surveys, maps, and public documents of the United States or of either of said States in which said project is mentioned or referred to under the name of the Casper-Alcova project shall be held to refer to said project and by the name of the Kendrick project;

Riverton project, Wyoming, $200,000;
Shoshone project, Wyoming: Heart Mountain division, $700,000; Willwood division, $10,000; in all, $710,000;
Colorado River Basin investigations, $150,000;

For administrative expenses on account of the above projects, including personal services and other expenses in the District of Columbia and in the field $750,000, in addition to and for the same objects of expenditure as are hereinafter enumerated in paragraphs 2 and 3 under the caption "Bureau of Reclamation"; in all, $9,850,000:
Provided, That of this amount not to exceed $75,000 may be expended for personal services in the District of Columbia.

The unexpended balances of the amounts appropriated from the reclamation fund, special fund, under the caption "Bureau of Reclamation, Construction", in the Interior Department Appropriation Act, fiscal year 1937, shall remain available for the same purposes for the fiscal year 1938.

Total, from reclamation fund, $11,016,600.

To defray the cost of operating and maintaining the Colorado River front work and levee system adjacent to the Yuma Federal irrigation project in Arizona and California, subject only to section 4 of the Act entitled “An Act authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes”, approved January 21, 1927 (44 Stat., p. 1010), $15,000, together with the unexpended balance of the appropriation for the fiscal year 1937.

Boulder Canyon project: For the continuation of construction of the Boulder Canyon Dam and incidental works in the main stream of the Colorado River at Black Canyon, to create a storage reservoir, and of a complete plant and incidental structures suitable for the fullest economic development of electrical energy from the water discharged from such reservoir; to acquire by proceedings in eminent domain or otherwise, all lands, rights-of-way, and other property necessary for such purposes; and for incidental operations, as authorized by the Boulder Canyon Project Act, approved December 21, 1928 (U. S. C., title 43, ch. 12A); $2,550,000, to be immediately available and to remain available until advanced to the Colorado River Dam fund, of which sum not exceeding $50,000 shall be immediately available for the construction of a schoolhouse in Boulder City; and there shall also be available from power and other revenues not to exceed $500,000 for operation and maintenance of the Boulder Canyon Dam, power plant, and other facilities; which amounts of $2,550,000 and $500,000 shall be available for personal services in the District of Columbia (not to exceed $25,000) and in the field and for all other objects of expenditure that are specified for projects hereinbefore included in this Act, under the caption “Bureau of Reclamation, Administrative provisions and limitations”, without regard to the amounts of the limitations therein set forth.

Boulder Canyon project (All-American Canal): For continuation of construction of a diversion dam, and main canal (and appurtenant structures) located entirely within the United States connecting the diversion dam with the Imperial and Coachella Valleys in California; to acquire by proceedings in eminent domain, or otherwise, all lands, rights-of-way, and other property necessary
for such purposes; and for incidental operations, as authorized by the Boulder Canyon Project Act, approved December 21, 1928 (U. S. C., title 43, ch. 12A); to be immediately available and to remain available until advanced to the Colorado River Dam Fund, $1,500,000, which amount shall be available for personal services in the District of Columbia (not to exceed $5,000) and in the field and for all other objects of expenditure that are specified for projects hereinbefore included in this Act under the caption “Bureau of Reclamation, administrative provisions and limitations”, without regard to the amounts of the limitations therein set forth.

For continuation of construction of the following projects and for general investigations in not to exceed the following amounts, respectively, to be expended from the general fund of the Treasury in the same manner and for the same objects of expenditure as specified for projects included hereinbefore in this Act under the caption “Bureau of Reclamation”; and to be reimbursable under the reclamation law:

Central Valley project, California, $12,500,000, together with the unexpended balance of the appropriation for this project contained in the First Deficiency Act, fiscal year 1936;

Grand Coulee Dam, Washington: For continuation of construction of Grand Coulee Dam and appurtenant works, $13,000,000, together with the unexpended balance of the appropriation for this dam contained in the Interior Department Appropriation Act, fiscal year 1937;

For general investigations, $200,000 to enable the Secretary of the Interior, through the Bureau of Reclamation, to carry on engineering and economic investigations of proposed Federal reclamation projects, surveys for reconstruction, rehabilitation, or extension of existing projects and studies of water conservation and development plans, such investigations, surveys, and studies to be carried on by said Bureau either independently, or, if deemed advisable by the Secretary of the Interior, in cooperation with State agencies and other Federal agencies, including the Corps of Engineers, National Resources Committee, and the Federal Power Commission;

For administrative expenses on account of the above projects, including personal services in the District of Columbia and in the field, $750,000, in addition to and for the same objects of expenditure as are hereinbefore enumerated in paragraphs 2 and 3 under the caption “Bureau of Reclamation”; in all, $26,450,000: Provided, That of this amount not to exceed $75,000 may be expended for personal services in the District of Columbia.

The Public Works Administration allotments made available to the Department of the Interior, Bureau of Reclamation, pursuant to the National Industrial Recovery Act of June 16, 1933, either by direct allotments or by transfer of allotments originally made to another Department or agency, and the allocations made to the Department of the Interior, Bureau of Reclamation, from the appropriation contained in the Emergency Relief Appropriation Act of April 8, 1935, shall remain available for the purposes for which allotted during the fiscal year 1938.

GEOLOGICAL SURVEY

SALARIES

For the Director of the Geological Survey and other personal services in the District of Columbia, $140,000.
GENERAL EXPENSES

For every expenditure requisite for and incident to the authorized work of the Geological Survey, including personal services in the District of Columbia and in the field, including not to exceed $30,000 for the purchase and exchange, and not to exceed $55,000 for the hire, maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles for field use only by geologists, topographers, engineers, and land classifiers, and the Geological Survey is authorized to exchange unserviceable and worn-out passenger-carrying and freight-carrying vehicles as part payment for new freight-carrying vehicles, and including not to exceed $3,000 for necessary traveling expenses of the Director and members of the Geological Survey acting under his direction, for attendance upon meetings of technical, professional, and scientific societies when required in connection with the authorized work of the Geological Survey, to be expended under the regulations from time to time prescribed by the Secretary of the Interior, and under the following heads:

Topographic surveys: For topographic surveys in various portions of the United States, $650,000, of which amount not to exceed $250,000 may be expended for personal services in the District of Columbia: Provided, That no part of this appropriation shall be expended in cooperation with States or municipalities except upon the basis of the State or municipality bearing all of the expense incident thereto in excess of such an amount as is necessary for the Geological Survey to perform its share of standard topographic surveys, such share of the Geological Survey in no case exceeding 50 per centum of the cost of the survey: Provided further, That $217,000 of this amount shall be available only for such cooperation with States or municipalities;

Geologic surveys: For geologic surveys in the various portions of the United States and chemical and physical researches relative thereto, $500,000, of which not to exceed $300,000 may be expended for personal services in the District of Columbia;

Mineral resources of Alaska: For continuation of the investigation of the mineral resources of Alaska, $60,000, to be available immediately, of which amount not to exceed $25,000 may be expended for personal services in the District of Columbia;

Gaging streams: For gaging streams and determining the water supply of the United States, the investigation of underground currents and artesian wells, and the preparation of reports upon the best methods of utilizing the water resources, $900,000, of which amount not to exceed $100,000 may be expended for personal services in the District of Columbia: Provided, That no part of this appropriation shall be expended in cooperation with States or municipalities except upon the basis of the State or municipality bearing all of the expense incident thereto in excess of such an amount as is necessary for the Geological Survey to perform its share of general water resource investigations, such share of the Geological Survey in no case exceeding 50 per centum of the cost of the investigation: Provided further, That $700,000 of this amount shall be available only for such cooperation with States or municipalities;

Classification of lands: For the examination and classification of lands with respect to mineral character and water resources as required by the public-land laws and for related administrative operations; for the preparation and publication of mineral-land classification and water-resources maps and reports; for engineering supervision of power permits and grants under the jurisdiction of the
Secretary of the Interior; and for performance of the Federal Power Commission, $100,000, of which amount not to exceed $60,000 may be expended for personal services in the District of Columbia;

Printing and binding, and so forth: For printing and binding, $120,000; for preparation of illustrations, $22,000; and for engraving and printing geologic and topographic maps, $120,000; in all, $262,000;

Mineral leasing: For the enforcement of the provisions of the Acts of October 20, 1914 (U. S. C., title 48, sec. 435), October 2, 1917 (U. S. C., title 30, sec. 141), February 25, 1920 (U. S. C., title 30, sec. 181), as amended, and March 4, 1921 (U. S. C., title 48, sec. 444), and other Acts relating to the mining and recovery of minerals on Indian and public lands and naval petroleum reserves; and for every other expense incident thereto, including supplies, equipment, expenses of travel and subsistence, the construction, maintenance, and repair of necessary camp buildings and appurtenances thereto, $315,000, of which amount not to exceed $60,000 may be expended for personal services in the District of Columbia;

During the fiscal year 1938 the head of any department or independent establishment of the Government having funds available for scientific and technical investigations and requiring cooperative work by the Geological Survey on scientific and technical investigations within the scope of the functions of that bureau and which it is unable to perform within the limits of its appropriations may, with the approval of the Secretary of the Interior, transfer to the Geological Survey such sums as may be necessary to carry on such investigations. The Secretary of the Treasury shall transfer on the books of the Treasury Department any sums which may be authorized hereunder, and such amounts shall be placed to the credit of the Geological Survey for the performance of work for the department or establishment from which the transfer is made: Provided, That any sums transferred by any department or independent establishment of the Government to the Geological Survey for cooperative work in connection with this appropriation may be expended in the same manner as sums appropriated herein may be expended: Provided further, That any funds herein appropriated for the Geological Survey for cooperative work may be utilized prior to July 1, 1937, as required to enable the Geological Survey to continue its cooperative work pending reimbursement from cooperative agencies, the amount so utilized to be repaid to the appropriation from which advanced;

During the fiscal year 1938, upon the request of the Secretary of the Interior, the Secretary of War or the Secretary of the Navy is authorized to furnish aerial photographs required for mapping projects, insofar as the furnishing of such photographs will be economical to the Federal Government and does not conflict with military or naval operations or the other parts of the regular training program of the Army, Navy, and Marine Corps flying services, and the Secretary of the Interior is authorized to reimburse the War or Navy Department for the cost of making the photographs, such cost to be confined to the actual cost of gasoline, oil, film, paper, chemicals, and the labor performed in developing the photographic negatives and the printing of copies of photographs, and the per-diem expenses of the personnel authorized by law, together with such incidental expenses as care and minor repairs to plane and transportation of personnel to and from projects, and the War Department or the Navy Department, on request of the Department of the Interior, is authorized to furnish copies to any State, county, or municipal agency.
Contracts with civilians.

Transporting effects of employees.

Bureau of Mines.

Salaries and general expenses: For general expenses, including pay of the Director and necessary assistants, clerks, and other employees, in the office in the District of Columbia and in the field, and every other expense requisite for and incident to the general work of the Bureau in the District of Columbia and in the field, to be expended under the direction of the Secretary of the Interior, $65,500, of which amount not to exceed $52,000 may be expended for personal services in the District of Columbia.

Operating mine rescue cars and stations and investigation of mine accidents: For the investigation and improvement of mine rescue and first-aid methods and appliances and the teaching of mine safety, rescue, and first-aid methods; investigations as to the causes of mine explosions, causes of falls of roof and coal, methods of mining, especially in relation to the safety of miners, the appliances best adapted to prevent accidents, the possible improvement of conditions under which mining operations are carried on, the use of explosives and electricity, the prevention of accidents, statistical studies and reports relating to mine accidents, and other inquiries and technologic investigations pertinent to the mining industry; the exchange in part payment for operation, maintenance, and repair of mine rescue trucks; the construction of temporary structures and the repair, maintenance, and operation of mine rescue cars and the Government-owned mine rescue stations and appurtenances thereto; personal services, traveling expenses and subsistence, equipment, and supplies; travel and subsistence, and other incidental expenses of employees in attendance at meetings and conferences held for the purpose of promoting safety and health in the mining and allied industries; purchase not exceeding $6,000, exchange as part payment for, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles for official use in field work; purchase and exchange in part payment therefor of cooks' uniforms, goggles, gloves, rubber boots, aprons, and such other articles or equipment as may be necessary in connection with the purposes of this paragraph; including not to exceed $67,100 for personal services in the District of Columbia, $624,000: Provided, That of this amount not to exceed $500 may be expended for the purchase and bestowal of trophies in connection with mine-rescue and first-aid contests.

Testing fuel: To conduct inquiries and scientific and technologic investigations concerning the mining, preparation, treatment, and use of mineral fuels, and for investigation of mineral fuels belonging to or for the use of the United States, with a view to their most efficient utilization; to recommend to various departments such changes in selection and use of fuel as may result in greater economy, and upon request of the Director of the Bureau of the Budget, to investigate the fuel-burning equipment in use by or proposed for any of the depart-
ments, establishments, or institutions of the United States in the District of Columbia, $250,400, of which amount not to exceed $29,400 may be expended for personal services in the District of Columbia;

Mineral mining investigations: For inquiries and scientific and technologic investigations concerning the mining, preparation, treatment, and utilization of ores and mineral substances, other than fuels, with a view to improving health conditions and increasing safety, efficiency, economic development, and conserving resources through the prevention of waste in the mining, quarrying, metallurgical, and other mineral industries; to inquire into the economic conditions affecting these industries; and including all equipment, supplies, expenses of travel and subsistence, and the purchase, not to exceed $12,600, including exchange, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles for official use in field work, including not to exceed $24,700 for personal services in the District of Columbia, $270,860: Provided, That no part of this appropriation may be expended for an investigation in behalf of any private party;

Oil and gas investigations: For inquiries and investigations and dissemination of information concerning the mining, preparation, treatment, and utilization of petroleum and natural gas, including economic conditions affecting the industry, with a view to economic development and conserving resources through the prevention of waste; for the purchase of newspapers relating to the oil, gas, and allied industries: Provided, That section 192 of the Revised Statutes (U. S. C., title 5, sec. 102) shall not apply to such purchase of newspapers from this appropriation; and for every other expense incident thereto, including supplies, equipment, expenses of travel and subsistence, purchase, not to exceed $6,000, exchange as part payment for, maintenance, and operation of motor-propelled passenger-carrying vehicles for official use in field work, purchase of laboratory gloves, goggles, rubber boots, and aprons, $233,000, of which amount not to exceed $22,600 may be expended for personal services in the District of Columbia;

Mining experiment stations: For the employment of personal services, purchase of laboratory gloves, goggles, rubber boots and aprons, the purchase not to exceed $3,000, exchange as part payment for, maintenance and operation of motor-propelled passenger-carrying vehicles for official use in field work, and all other expenses in connection with the establishment, maintenance, and operation of mining experiment stations, as provided in the Act authorizing additional mining experiment stations, approved March 3, 1915 (U. S. C., title 30, sec. 8), $359,000, of which appropriation not to exceed $17,100 may be expended for personal services in the District of Columbia;

Buildings and grounds, Pittsburgh, Pennsylvania: For care and maintenance of buildings and grounds at Pittsburgh and Bruceton, Pennsylvania, including personal services, the purchase, exchange as part payment for, operation, maintenance, and repair of passenger automobiles for official use, and all other expenses requisite for and incident thereto, including not to exceed $5,000 for additions and improvements, $87,690;

Economics of mineral industries: For inquiries and investigations, and the dissemination of information concerning the economic problems of the mining, quarrying, metallurgical, and other mineral industries, with a view to assuring ample supplies and efficient distribution of the mineral products of the mines and quarries, including studies and reports relating to uses, reserves, production, distribution, stocks, consumption, prices, and marketing of mineral
Statistical inquiries.

Services in the District.


Gas production for helium plants.

Proviso. Limitation on expenditures. 48 Stat. 1227.

Scientific investigations for departments, etc.

Transfer of sums.

Proviso. Expenditure.


Traveling expenses; attendance at meetings, etc.
connection with the authorized work of the Bureau of Mines and incurred on the written authority of the Secretary of the Interior, there is hereby made available from any appropriations made to the Bureau of Mines not to exceed in all $3,000;

Persons employed during the fiscal year 1938 in field work outside of the District of Columbia under the Bureau of Mines may be detailed temporarily for service in the District of Columbia for purposes of preparing results of their field work; all persons so detailed shall be paid in addition to their regular compensation only traveling expenses in going to and returning therefrom: Provided, That nothing herein shall prevent the payment to employees of the Bureau of Mines of their necessary expenses, or per diem in lieu of subsistence, while on temporary detail in the District of Columbia for purposes only of consultation or investigations on behalf of the United States. All details made hereunder, and the purposes of each, during the preceding fiscal year shall be reported in the annual estimates of appropriations to Congress at the beginning of each regular session thereof;

The Secretary of the Treasury may detail medical officers of the Public Health Service for cooperative health, safety, or sanitation work with the Bureau of Mines, and the compensation and expenses of the officers so detailed may be paid from the applicable appropriations made herein for the Bureau of Mines;

Appropriations for the fiscal year 1938 available for expenses of travel of officers and employees of the Bureau of Mines shall be available for expenses of travel performed by them on transfer from one official station to another when authorized by the Secretary of the Interior, and for the expenses incurred in packing, crating, draiage, and transportation of household effects and other personal property of employees so transferred, under regulations to be prescribed by the Secretary of the Interior;

Total, Bureau of Mines, $2,222,450.

NATIONAL PARK SERVICE

Salaries: For the Director of the National Park Service and other personal services in the District of Columbia, including accounting services in checking and verifying the accounts and records of the various operators, licensees, and permitees conducting utilities and other enterprises within the national parks and monuments, and including the services of specialists and experts for investigations and examinations of lands to determine their suitability for national park and national monument purposes and members of the commission appointed under the provisions of the Act of February 21, 1925 (43 Stat., p. 559) : Provided, That such specialists and experts may be employed for temporary service at rates to be fixed by the Secretary of the Interior to correspond to those established by the Classification Act of 1923, as amended, and without reference to the Civil Service Act of January 16, 1883, $196,940, of which amount not to exceed $23,680 may be expended for the services of field employees engaged in examination of lands and in developing the educational work of the National Park Service.

General expenses: For every expenditure requisite for and incident to the authorized work of the office of the Director of the National Park Service not herein provided for, including traveling expenses, telegrams, photographic supplies, prints, and motion-picture films, necessary expenses of attendance at meetings concerned with the work of the National Park Service when authorized by the Secretary of the Interior, and necessary expenses of field employees engaged in examination of lands and in developing the educational
work of the National Park Service, $27,000: Provided, That necessary expenses of field employees in attendance at such meetings, when authorized by the Secretary, shall be paid from the various park and monument appropriations.

Acadia National Park, Maine: For administration, protection, and maintenance, including $3,000 for George B. Dorr as superintendent without regard to the requirements of the provisons of the Civil Service Retirement Act approved May 22, 1920 (U. S. C., title 5, secs. 691-693, 697-731), as amended, $3,000 for temporary clerical services for investigation of titles and preparation of abstracts thereof of lands donated to the United States for inclusion in the Acadia National Park, and not exceeding $1,700 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, $347,710.

Bryce Canyon National Park, Utah: For administration, protection, and maintenance, including not exceeding $300 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, $12,350.

Carlsbad Caverns National Park, New Mexico: For administration, protection, and maintenance, including not exceeding $800 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, and including not to exceed $28,000 for remodeling the power plant, $108,000.

Crater Lake National Park, Oregon: For administration, protection, and maintenance, including not exceeding $1,410 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, $72,730.

General Grant National Park, California: For administration, protection, and maintenance, including not exceeding $850 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles, $17,570.

Glacier National Park, Montana: For administration, protection, and maintenance, including necessary repairs to the roads from Glacier Park Station through the Blackfeet Indian Reservation to the various points in the boundary line of the Glacier National Park and the international boundary, including not exceeding $5,000 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, $118,120.

Grand Canyon National Park, Arizona: For administration, protection, and maintenance, including not exceeding $1,150 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, $118,500.

Grand Teton National Park, Wyoming: For administration, protection, and maintenance, including not exceeding $1,100 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, $25,530.

Great Smoky Mountains National Park, North Carolina and Tennessee: For administration, protection, and maintenance, including not to exceed $1,200 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for use in connection with general park work, $76,500.
Hawaii National Park: For administration, protection, and maintenance, including not exceeding $1,600 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, $50,100.

Hot Springs National Park, Arkansas: For administration, protection, maintenance, and improvement, including not exceeding $1,450 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, $72,500.

Lassen Volcanic National Park, California: For administration, protection, and maintenance, including not exceeding $1,450 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, and including not to exceed $1,000 for the maintenance of approach roads through the Lassen National Forest, $35,000.

Mesa Verde National Park, Colorado: For administration, protection, and maintenance, including not exceeding $750 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, $55,540: Provided, That the unexpended balance of the appropriation of $10,000 contained in the First Deficiency Appropriation Act, fiscal year 1936, for improvement of the water system, is continued available for the same purposes for the fiscal year 1938.

Mount McKinley National Park, Alaska: For administration, protection, and maintenance, including not exceeding $1,000 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, $29,000.

Mount Rainier National Park, Washington: For administration, protection, maintenance, and improvement, including not exceeding $1,450 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, and including not exceeding $6,000 for the construction of a utility building, in all, $141,480.

Platt National Park, Oklahoma: For administration, protection, and maintenance, including not exceeding $300 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, $82,000.

Rocky Mountain National Park, Colorado: For administration, protection, and maintenance, including not exceeding $2,100 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, $88,000.

Sequoia National Park, California: For administration, protection, and maintenance, including not exceeding $1,650 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work and including maintenance and repair of the Generals Highway between the boundaries of Sequoia and General Grant National Parks, $104,100.

Shenandoah National Park, Virginia: For administration, protection, and maintenance, including not exceeding $1,650 for the purchase, maintenance, operation, and repair of motor-driven passenger-
carrying vehicles for the use of the superintendent and employees in connection with general park work, $58,000.

Wind Cave National Park, South Dakota: For administration, protection, and maintenance, including not exceeding $600 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, $18,520.

Yellowstone National Park, Wyoming: For administration, protection, and maintenance, including not exceeding $6,000 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, not exceeding $15,000 for maintenance of the roads in the national forests leading out of the park from the east, southwest, and south boundaries, and including feed for buffalo and other animals and salaries of buffalo keepers, $411,000.

Yosemite National Park, California: For administration, protection, and maintenance, including not exceeding $2,250 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, not exceeding $1,000 for maintenance of the road in the Stanislaus National Forest connecting the Tioga Road with the Hetch Hetchy Road near Mather Station, and including necessary expenses of a comprehensive study of the problems relating to the use and enjoyment of the Yosemite National Park and the preservation of its natural features, $301,600.

Zion National Park, Utah: For administration, protection, and maintenance, including not exceeding $1,120 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, $40,450.

Zion National Park, Utah: For administration, protection, and maintenance, including not exceeding $1,120 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, $40,450.

National monuments: For administration, protection, maintenance, and preservation of national monuments, including not exceeding $5,000 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the custodians and employees in connection with general monument work, $205,600.

Homestead National Monument of America, Nebraska: For acquisition of land and development and improvement of the monument in accordance with the provisions of the Act of March 19, 1936 (49 Stat., p. 1184), $24,000.

Oregon Caves National Monument, Oregon: For the improvement of the lighting system, including the purchase and installation of equipment and supplies, at Oregon Caves National Monument, Oregon, $20,000.

National historical parks and monuments: For administration, protection, maintenance, and improvement, including not exceeding $2,100 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles, $127,000.

National military parks, battlefields, monuments, and cemeteries: For administration, protection, maintenance, and improvement, including not exceeding $6,800 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles, $300,660.

Kennesaw Mountain National Battlefield Park, Georgia: To carry out the purposes of the Act entitled, "An Act to create a national memorial military park at and in the vicinity of Kennesaw Mountain in the State of Georgia, and for other purposes", approved June 26, 1935 (49 Stat. 423), $300,000.
Boulder Dam Recreational Area, Arizona and Nevada: For adminis-
stration, protection, and maintenance of the recreational activities
of the Boulder Dam Recreational Area and any lands that may be
added thereto by Presidential or other authority, including not
exceeding $300 for the purchase, maintenance, operation, and repair
of motor-driven passenger-carrying vehicles, $45,000: Provided, That
not to exceed $15,000 of funds available for the purpose may be
expended to recompense Six Companies, Incorporated, for a hospital
building erected on Government-owned land at Boulder City,
Nevada.

Emergency reconstruction and fighting forest fires in national
parks: For reconstruction, replacement, and repair of roads, trails,
bridges, buildings, and other physical improvements and of equip-
ment in national parks or national monuments that are damaged or
destroyed by flood, fire, storm, or other unavoidable causes during
the fiscal year 1938, and for fighting or emergency prevention of
forest fires in national parks or other areas administered by the
National Park Service, or fires that endanger such areas, $40,000,
and in addition thereto the unexpended balance for this purpose for
the fiscal year 1937 is continued available during the fiscal year 1938,
together with not to exceed $100,000 to be transferred upon the
approval of the Secretary of the Interior from the various appro-
priations for national parks and national monuments herein con-
tained, any such diversions of appropriations to be reported to Con-
gress in the annual Budget: Provided, That the allotment of these
funds to the various national parks or areas administered by the
National Park Service as may be required for fire-fighting purposes
shall be made by the Secretary of the Interior, and then only after
the obligation for the expenditure has been incurred.

Forest protection and fire prevention: For the control and the
prevention of spread of forest insects and tree diseases and for fire-
prevention measures, including equipment, and personal services in
the District of Columbia (not to exceed $15,000) and elsewhere,
$100,000, to be immediately available.

The total of the foregoing amounts shall be available in one fund
for the National Park Service: Provided, That 10 per centum of
the foregoing amounts shall be available interchangeably and shall
be reported to Congress in the annual Budget.

Appropriations herein made for the national parks, national mon-
uments, and other reservations under the jurisdiction of the National
Park Service, shall be available for the giving of educational lectures
therein and for the services of field employees in cooperation with
such nonprofit scientific and historical societies engaged in educa-
tional work in the various parks and monuments as the Secretary,
in his discretion, may designate.

Appropriations herein made for the Department of the Interior
shall be available for the purchase, maintenance, operation, and
repair of vehicles generally known as quarter-ton or half-ton pick-up
trucks without such trucks being considered as passenger-carrying
vehicles and without the cost of purchase, maintenance, operation,
and repair being included in the limitation in the various appro-
priation items for the purchase, maintenance, operation, and repair of
motor-driven passenger-carrying vehicles.

Appropriations herein made for the National Park Service shall
be available for the installation and operation of telephones in Gov-
ernment-owned residences, apartments, or quarters occupied by em-
ployees of the National Park Service, provided the Secretary deter-
mines the provision of such services are advantageous in the admin-
istration of these areas.
Roads and Trails, National Park Service: For the construction, reconstruction, and improvement of roads and trails, inclusive of necessary bridges, in the national parks, monuments, and other areas administered by the National Park Service, including the Boulder Dam Recreational Area, and other areas authorized to be established as national parks and monuments, and national park and monument approach roads authorized by the Act of January 31, 1931 (U. S. C., title 16, secs. 8a and 8b), as amended, including the roads from Glacier Park Station through the Blackfeet Indian Reservation to various points in the boundary line of the Glacier National Park and the international boundary, $4,500,000, to be immediately available and to remain available until expended: Provided, That not to exceed $60,000 of the amount herein appropriated may be expended for personal services in the District of Columbia during the fiscal year 1938.

Blue Ridge and Natchez Trace Parkways: For continuing the construction and maintenance, under the provisions of section 5 of the Act of June 16, 1936 (49 Stat., pp. 1519-1522), of the Blue Ridge and Natchez Trace Parkways, to be immediately available and remain available until expended, $6,000,000, of which amount not to exceed $40,000 shall be available for personal services in the District of Columbia: Provided, That $1,500,000 and any other sums received from other sources for said Natchez Trace Parkway shall be allotted and expended ratably between the States of Mississippi, Alabama, and Tennessee according to mileage of said Parkway in each respective State.

Historic sites and buildings: For carrying out the provisions of the Act entitled "An Act to provide for the preservation of historic American sites, buildings, objects, and antiquities of national significance, and for other purposes", approved August 21, 1935 (49 Stat., p. 666), $24,000.

Investigation and purchase of water rights: For the investigation and establishment of water rights, including the purchase thereof or of lands or interests in lands or rights-of-way for use and protection of water rights necessary or beneficial in connection with the administration and public use of the national parks and monuments, and including not to exceed $500 for the maintenance, operation, and repair of one passenger-carrying vehicle, $25,000.

Salaries and general expenses, public buildings and grounds in the District of Columbia: For administration, protection, maintenance, and improvement of public buildings, monuments, memorials, and grounds in the District of Columbia under the jurisdiction of the National Park Service, including the National Archives Building; per-diem employees at rates of pay approved by the Director, not exceeding current rates for similar services in the District of Columbia; rent of buildings; demolition of buildings; expenses incident to moving various executive departments and establishments in connection with the assignment, allocation, transfer, and survey of building space; traveling expenses and carfare; leather and rubber articles and gas masks for the protection of public property and employees; arms and ammunition for the guard force; not exceeding $13,000 for uniforms for employees; and the purchase, maintenance, repair, exchange, storage, and operation of four motor-propelled passenger-carrying vehicles; $7,137,280, of which amount not to exceed $6,096,980 shall be available for personal services in the District of Columbia and not to exceed $500,000 shall be available for major repairs and improvements to public buildings, monuments, memorials, and grounds in the District of Columbia: Provided, That the Superintendent of Meters of the Department of the Interior shall
hereafter take the statement of the meters of the several department
buildings in the city of Washington, and render to the General
Accounting Office the consumption of gas and electricity each month
in said buildings respectively.

Salaries and expenses, public buildings outside the District of
Columbia: For administration, protection, and maintenance, includ-
ing improvement, repair, cleaning, heating, lighting, rental of build-
ings and equipment, supplies, materials, personal services, arms,
ammunition, leather and rubber articles and gas masks for the pro-
tection of public property and employees, and every expenditure
requisite for and incidental to such maintenance and operation of
public buildings outside of the District of Columbia under the juris-
diction of the National Park Service, $569,000: Provided, That not
to exceed $5,040 of the amount herein appropriated may be expended
for personal services in the District of Columbia.

Salaries and expenses, National Capital parks: For administration,
protection, maintenance, and improvement of the Mount Vernon
Memorial Highway, Arlington Memorial Bridge, George Wash-
ington Memorial Parkway, Federal parks in the District of Columbia,
and other Federal lands authorized by the Act of May 29, 1930
(46 Stat., 482), including the pay and allowances in accordance with
the provisions of the Act of May 27, 1924, as amended, of the police
force for the Mount Vernon Memorial Highway and the George
Washington Memorial Parkway, and the purchase of one passenger-
carrying automobile and operation, maintenance, repair, exchange,
and storage of three automobiles, revolvers, ammunition, uniforms,
and equipment, per Diem employees at rates of pay approved by the
Director not exceeding current rates for similar services in the
District of Columbia, the hire of draft animals with or without
drivers at local rates approved by the Director, traveling expenses
and carfare, and leather and rubber articles for the protection of
public property and employees, $176,000.

OFFICE OF EDUCATION

SALARIES

For the Commissioner of Education and other personal services
in the District of Columbia, $266,400.

GENERAL EXPENSES

For necessary traveling expenses of the Commissioner and employ-
ees acting under his direction, including attendance at meetings of
educational associations, societies, and other organizations; for com-
pensation, not to exceed $500, of employees in field service; for
purchase, distribution, and exchange of educational documents,
motion-picture films, and lantern slides; collection, exchange, and
cataloging of educational apparatus and appliances, articles of school
furniture and models of school buildings illustrative of foreign and
domestic systems and methods of education, and repairing the same;
and other expenses not herein provided for, $16,000.

For making surveys, studies, investigations, and reports regarding
public, school, college, university, and other libraries; fostering
coordination of public and school library service; coordinating
library service on the national level with other forms of adult edu-
cation; developing library participation in Federal projects; foster-
ing Nation-wide coordination of research materials among the more
scholarly libraries, inter-State library cooperation, and the develop-
ment of public, school, and other library service throughout the
country, and for the administrative expenses incident to performing these duties, including salaries of such assistants, experts, clerks, and other employees in the District of Columbia and elsewhere, as the Commissioner of Education may deem necessary, necessary traveling expenses, including attendance at meetings of educational associations, societies, and other organizations, purchase of miscellaneous supplies, equipment, stationery, typewriters, and exchange thereof, postage on foreign mail, purchase of books of reference, law books, and periodicals, printing and binding, and all other necessary expenses, $25,000.

Further endowment of colleges of agriculture and the mechanic arts: For carrying out the provisions of section 22 of the Act entitled "An Act to provide for research into basic laws and principles relating to agriculture and to provide for the further development of cooperative agricultural extension work and the more complete endowment and support of land-grant colleges", approved June 29, 1935 (49 Stat., p. 486), $1,580,000.

**VOCATIONAL EDUCATION**

Salaries and expenses: For carrying out the provisions of section 7 of the Act entitled "An Act to provide for the promotion of vocational education, and so forth", approved February 23, 1917, as amended by the Act of October 6, 1917 (U. S. C., title 20, sec. 15), and of section 4 of the Act entitled "An Act to provide for the further development of vocational education in the several States and Territories", approved June 8, 1936 (49 Stat., p. 1488), $425,000.

Further development of vocational education: For carrying out the provisions of sections 1, 2, and 3 of the Act entitled "An Act to provide for the further development of vocational education in the several States and Territories", approved June 8, 1936 (49 Stat., p. 1488-1490), $14,483,000.

For extending to the Territory of Hawaii the benefits of the Act entitled "An Act to provide for the promotion of vocational education, and so forth", approved February 23, 1917 (U. S. C., title 20, secs. 11-18), in accordance with the provisions of the Act entitled "An Act to extend the provisions of certain laws to the Territory of Hawaii", approved March 10, 1924 (U. S. C., title 20, sec. 29), $30,000.

For extending to Puerto Rico the benefits of the Act entitled "An Act to provide for the promotion of vocational education, and so forth", approved February 23, 1917 (U. S. C., title 20, secs. 11-18), in accordance with the provisions of the Act entitled "An Act to extend the provisions of certain laws relating to vocational education and civilian rehabilitation to Puerto Rico", approved March 3, 1931 (U. S. C., title 20, secs. 11-18; title 29, secs. 31-35; U. S. C., title 20, sec. 30), $105,000.

Cooperative vocational rehabilitation of persons disabled in industry: For carrying out the provisions of the Act entitled "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment", approved June 2, 1920 (U. S. C., title 29, sec. 29), as amended by the Act of June 5, 1924 (U. S. C., title 29, sec. 31), and the Acts of June 9, 1930, and June 30, 1932 (U. S. C., title 29, secs. 31-49), and section 531 (a) of the Act of August 14, 1935 (49 Stat., p. 620), $1,800,000: Provided, That the apportionment to the States shall be computed on the basis of not to exceed $1,938,000, as authorized by the Acts approved June 2, 1920, June 5, 1924, June 9, 1930, June 30, 1932, and August 14, 1935.
Salaries and expenses, vocational rehabilitation: For carrying out the provisions of section 6 of the Act entitled "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry, and so forth", approved June 2, 1920 (U. S. C., title 29, sec. 35), and the Acts of June 5, 1924 (U. S. C., title 29, sec. 31), June 9, 1930, and June 30, 1932 (U. S. C., title 29, secs. 31, 40), and August 14, 1935 (49 Stat. 620), and for carrying out the provisions of the Act entitled "An Act to authorize the operation of stands in Federal buildings by blind persons, to enlarge the economic opportunities of the blind, and for other purposes", approved June 20, 1936 (49 Stat., p. 1559, 1560), $95,000.

Cooperative vocational rehabilitation of disabled residents of the District of Columbia: For personal services, printing and binding, travel and subsistence, and payment of expenses of training, placement, and other phases of rehabilitating disabled residents of the District of Columbia under the provisions of the Act entitled "An Act to provide for the vocational rehabilitation of disabled residents of the District of Columbia", approved February 23, 1929 (45 Stat., p. 1260), $15,000.

Promotion of vocational rehabilitation of persons disabled in industry in Hawaii: For extending to the Territory of Hawaii the benefits of the Act entitled "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry", approved June 2, 1920, as amended (U. S. C., title 29, secs. 31-44), in accordance with the provisions of the Act entitled "An Act to extend the provisions of certain laws to the Territory of Hawaii", approved March 10, 1924 (U. S. C., title 29, sec. 45), $5,000.

Promotion of vocational rehabilitation of persons disabled in industry in Puerto Rico: For extending to the island of Puerto Rico the benefits of the Act entitled "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry", approved June 2, 1920, as amended (U. S. C., title 29, secs. 31-44), in accordance with the provisions of the Act entitled "An Act to extend the provisions of certain laws relating to vocational education and civilian rehabilitation to Puerto Rico", approved March 3, 1931 (U. S. C., title 29, sec. 45a), $15,000.

Not to exceed an aggregate of $3,000 of appropriations available to the Office of Education for salaries and expenses for vocational education shall be used for expenses of attendance at meetings of educational associations and other organizations which in the discretion of the Commissioner of Education are necessary for the efficient discharge of its responsibilities.

GOVERNMENT IN THE TERRITORIES

TERRITORY OF ALASKA

Salaries of the Governor and of the secretary, $15,600.

For incidental and contingent expenses of the offices of the Governor and the secretary of the Territory, clerk hire, not to exceed $7,520; janitor service for the Governor's office and mansion, not to exceed $3,180; traveling expenses of the Governor while absent from the capital on official business and of the secretary of the Territory while traveling on official business under direction of the Governor; repair and preservation of Governor's house and furniture; for care of grounds and purchase of necessary equipment; stationery, lights, water, and fuel; in all, $14,810, to be expended under the direction of the Governor.
Public schools, establishment, etc.

Limitation on expenditures.

Care of insane.

Proviso.

Payments to institutions authorized.

Ascertaining and returning inmates, not legal residents, to their legal residence, etc.

Roads, bridges, trails, etc., repair and maintenance.

Proviso.

Limitation on expenditures.

Alaska Railroad, maintenance, etc.

Operation, etc., of vessels.

Injury Compensation Act, payments under.

Proviso.

Services in the District.

For the establishment and maintenance of public schools, Territory of Alaska, $80,000: Provided, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Insane of Alaska: For care and custody of persons legally adjudged insane in Alaska, including compensation of medical supervisor, transportation, burial, and other expenses, $190,600: Provided, That authority is granted to the Secretary of the Interior to pay from this appropriation to the Sanitarium Company, of Portland, Oregon, or to other contracting institution or institutions, not to exceed $600 per capita per annum to and including January 13, 1938, and, thereafter, the per-capita rate of the lowest responsible bidder, for the care and maintenance of Alaskan insane patients during the fiscal year 1938: Provided further, That so much of this sum as may be required shall be available for all necessary expenses in ascertaining the residence of inmates and in returning those who are not legal residents of Alaska to their legal residence or to their friends, and the Secretary of the Interior shall, as soon as practicable, return to their places of residence or to their friends all inmates not residents of Alaska at the time they became insane, and the commitment papers for any person hereafter adjudged insane shall include a statement by the committing authority as to the legal residence of such person.

For the repair and maintenance of roads, tramways, ferries, bridges, and trails, Territory of Alaska, to be expended under the provisions of Public Resolution Numbered 218, approved June 30, 1932 (U. S. C., title 48, secs. 321a-321c), $535,000, including not to exceed $2,000 for repair and maintenance of Government wharf at Juneau, Alaska, to be immediately available.

For the construction, repair, and maintenance of roads, tramways, bridges, trails, and aviation fields, Territory of Alaska, $130,000, to be available until expended: Provided, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

The Alaska Railroad: The revenues of the Alaska Railroad received during the fiscal year 1938 shall be available, and continue available until expended, for every expenditure requisite for and incident to the authorized work of the Alaska Railroad, including maintenance, operation, and improvements of railroads in Alaska; maintenance and operation of river steamers and other boats on the Yukon River and its tributaries in Alaska; operation and maintenance of ocean-going or coastwise vessels by ownership, charter, or arrangement with other branches of the Government service, for the purpose of providing additional facilities for the transportation of freight, passengers, or mail, when deemed necessary, for the benefit and development of industries and travel affecting territory tributary to the Alaska Railroad; stores for resale; payment of claims for losses and damages arising from operations, including claims of employees of the railroad for loss and damage resulting from wreck or accident on the railroad, not due to negligence of the claimant, limited to clothing and other necessary personal effects used in connection with his duties and not exceeding $100 in value; payment of amounts due connecting lines under traffic agreements; payment of compensation and expenses as authorized by section 42 of the Injury Compensation Act approved September 7, 1916 (U. S. C., title 5, sec. 793), to be reimbursed as therein provided: Provided, That not to exceed $6,000 of this fund shall be available for personal services in the District of Columbia during the fiscal
year 1938, and no one other than the general manager of said railroad shall be paid an annual salary out of this fund of more than $7,500: Provided further, That not to exceed $10,000 of such fund shall be available for printing and binding. In addition to this fund there shall be available from the general fund of the Treasury $200,000, for such capital expenditures only as are chargeable to capital account under accounting regulations prescribed by the Interstate Commerce Commission, which amount shall be available immediately.

**TERRITORY OF HAWAII**

Salaries of the Governor and of the secretary, $15,800.

For contingent expenses, to be expended by the Governor for stationery, postage, and incidentals, and for traveling expenses of the Governor while absent from the capital on official business, $2,000; private secretary to the Governor, $3,100; temporary clerk hire, $750; in all, $5,850.

**GOVERNMENT OF THE VIRGIN ISLANDS**

For salaries of the Governor and employees incident to the execution of the Acts of March 3, 1917 (U. S. C., title 48, sec. 1391), and June 22, 1936 (Public Numbered 749, Seventy-fourth Congress), traveling expenses of officers and employees, necessary janitor service, care of Federal grounds, repair and preservation of Federal buildings and furniture, purchase of equipment, stationery, lights, water, and other necessary miscellaneous expenses, including not to exceed $5,000 for purchase, including exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, and not to exceed $4,000 for personal services, household equipment, and furnishings, fuel, ice, and electricity necessary in the operation of Government House at Saint Thomas and Government House at Saint Croix; $116,000.

For salaries and expenses of the agricultural experiment station and the vocational school in the Virgin Islands, including technical personnel, clerks, and other persons; scientific investigations of plants and plant industries and diseases of animals; demonstrations in practical farming; official traveling expenses; fixtures, apparatus, and supplies; clearing and fencing of land; and other necessary expenses, including not to exceed $2,000 for purchase, including exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, $35,000.

For defraying the deficits in the treasuries of the municipal governments because of the excess of current expenses over current revenues for the fiscal year 1938, municipality of Saint Thomas and Saint John, $60,000, and municipality of Saint Croix, $50,000; in all, $110,000, to be paid to the said treasuries in monthly installments.

**PUERTO RICAN HURRICANE RELIEF**

To enable the Division of Territories and Island Possessions to continue collection and administration of moneys due the United States on account of loans made under the joint resolutions approved December 21, 1928 (45 Stat. 1067), and January 22, 1930 (46 Stat. 57), and to make compositions and adjustments in any loans heretofore made, as authorized by Public Resolutions Numbered 59 (49 Stat. 926) and 60 (49 Stat. 928), Seventy-fourth Congress, approved August 27, 1935, not to exceed $25,000 of any unobligated balances of appropriations made by authority of those joint resolutions, including repayment of principal and payments of interest on
such loans, is hereby made available for administrative expenses during the fiscal year 1938.

EQUATORIAL AND SOUTH SEA ISLANDS

For administrative expenses of the Division of Territories and Island Possessions, in carrying out the provisions of Executive Order Numbered 7368, approved May 13, 1936, relating to certain islands of the United States situate in the Pacific Ocean, namely, Jarvis, Baker, and Howland Islands, including personal services outside the District of Columbia (such employment to be by contract, if deemed necessary, without regard to any provision of section 3709 of the Revised Statutes), rent, traveling expenses, purchase of necessary books, documents, newspapers and periodicals, stationery, hire of automobiles, purchase of equipment, supplies and provisions, and all other necessary expenses, $30,000.

SAINT ELIZABETHS HOSPITAL

For support, clothing, and treatment in Saint Elizabeths Hospital for the Insane of insane persons from the Army, Navy, Marine Corps, and Coast Guard, insane inmates of the National Home for Disabled Volunteer Soldiers, persons charged with or convicted of crimes against the United States who are insane, all persons who have become insane since their entry into the military and naval service of the United States, insane civilians in the quartermaster service of the Army, insane persons transferred from the Canal Zone who have been admitted to the hospital and who are indigent, American citizens legally adjudged insane in the Dominion of Canada whose legal residence is one of the States, Territories, or the District of Columbia; it has been impossible to establish, insane beneficiaries of the United States Employees' Compensation Commission, insane beneficiaries of the United States Veterans' Administration, and insane Indian beneficiaries of the Bureau of Indian Affairs, including not exceeding $27,000 for the purchase, exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles for the use of the superintendent, purchasing agent, and general hospital business, and including not to exceed $185,000 for repairs and improvements to buildings and grounds, $1,149,750, including cooperation with organizations or individuals in scientific research into the nature, causes, prevention, and treatment of mental illness, and including maintenance and operation of necessary facilities for feeding employees and others (at not less than cost), and the proceeds therefrom shall reimburse the appropriation for the institution; and not exceeding $1,500 of this sum may be expended in the removal of patients to their friends; not exceeding $1,500 in the purchase of such books, periodicals, and newspapers as may be required for the purposes of the hospital and for the medical library, and not exceeding $1,500 for the actual and necessary expenses incurred in the apprehension and return to the hospital of escaped patients: Provided, That so much of this sum as may be required shall be available for all necessary expenses in ascertaining the residence of inmates who are not or who cease to be properly chargeable to Federal maintenance in the institution and in returning them to such places of residence: Provided further, That no part of this appropriation shall be expended for the purchase of oleomargarine or butter substitutes except for cooking purposes: Provided further, That during the fiscal year 1938 the District of Columbia, or any branch of the Gov-
government requiring Saint Elizabeths Hospital to care for patients for which they are responsible, shall pay by check to the superintendent, upon his written request, either in advance or at the end of each month, all or part of the estimated or actual cost of such maintenance, as the case may be, and bills rendered by the Superintendent of Saint Elizabeths Hospital in accordance herewith shall not be subject to audit or certification in advance of payment; proper adjustments on the basis of the actual cost of the care of patients paid for in advance shall be made monthly or quarterly, as may be agreed upon between the Superintendent of Saint Elizabeths Hospital and the District of Columbia government, department, or establishments concerned. All sums paid to the Superintendent of Saint Elizabeths Hospital for the care of patients that he is authorized by law to receive shall be deposited to the credit on the books of the Treasury Department of the appropriation made for the care and maintenance of the patients at Saint Elizabeths Hospital for the year in which the support, clothing, and treatment is provided, and be subject to requisition upon the approval of the Secretary of the Interior.

For construction and equipment of a continuous-treatment building, including preparation of plans and specifications, advertising, and supervision of construction, $290,000.

For an additional amount for construction and equipment of a continuous-treatment building, including preparation of plans and specifications, advertising and supervision of construction, contained in the Interior Department Appropriation Act, fiscal year 1937, to be immediately available, $40,000.

To furnish a driveway under Nichols Avenue, connecting two parts of the hospital, and for tunnel between C and M Buildings, for conveying food, $56,000.

COLUMBIA INSTITUTION FOR THE DEAF

For support of the institution, including salaries and incidental expenses, books and illustrative apparatus, and general repairs and improvements, and including not to exceed $13,000 for improvement to the power, heating, and lighting system, $145,000.

HOWARD UNIVERSITY

Salaries: For payment in full or in part of the salaries of the officers, professors, teachers, and other regular employees of the university, the balance to be paid from privately contributed funds, $530,000;

General expenses: For equipment, supplies, apparatus, furniture, cases and shelving, stationery, ice, repairs to buildings and grounds, and for other necessary expenses, $170,000;

Total, Howard University, $700,000.

FREEDMEN'S HOSPITAL

For officers and employees and compensation for all other professional and other services that may be required and expressly approved by the Secretary of the Interior, $218,100; for subsistence, fuel and light, clothing, to include white duck suits and white canvas shoes for the use of interns, and rubber surgical gloves, bedding, forage, medicine, medical and surgical supplies, surgical instruments, electric lights, repairs, replacement of X-ray apparatus, furniture, purchase of ambulance at not to exceed $2,500, and maintenance and operation of passenger-carrying vehicles, including not exceeding $300 for the purchase of books, periodicals, and newspapers; and
not to exceed $1,500 for the special instruction of pupil nurses, and other absolutely necessary expenses, $111,310; in all, for Freedmen's Hospital, $329,410, including reimbursement to the appropriation for Howard University of actual cost of heat and light furnished, of which amount of $329,410 one-half shall be chargeable to the District of Columbia and paid in like manner as other appropriations of the District of Columbia are paid.

Sec. 2. Appropriations herein made for field work under the Office of the Secretary, the General Land Office, the Bureau of Indian Affairs, the Bureau of Reclamation, the Geological Survey, the Bureau of Mines, and the National Park Service shall be available for the hire, with or without personal services, of work animals and animal-drawn and motor-propelled vehicles and equipment.

Sec. 3. The appropriations and authority with respect to appropriations contained herein shall be available from and including July 1, 1937, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between June 30, 1937, and the date of the enactment of this Act in anticipation of such appropriations and authority are hereby ratified and confirmed if in accordance with the terms thereof.

Sec. 4. This Act may be cited as the "Interior Department Appropriation Act, 1938".

Approved, August 9, 1937.

[CHAPTER 571]  
AN ACT
To authorize the sale of surplus War Department real property.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to sell or cause to be sold, in the manner and upon such terms as he shall deem expedient, the cemetery properties hereinafter designated and to execute and deliver in the name of the United States of America and in its behalf any and all contracts, conveyances, or other instruments necessary to effectuate such sale and conveyance, and that the expense of sale shall be paid from the proceeds thereof, and the net proceeds deposited in the Treasury to the credit of miscellaneous receipts:

Laurel Hill Cemetery, Baltimore, Maryland, approximate area, five-tenths of an acre.

Confederate Lot, Greenlawn Cemetery, Indianapolis, Indiana, approximate area, five-tenths of an acre.

Point Lookout, Confederate Cemetery, Maryland (tracts numbered 1 and 2), approximate area, five and five-tenths acres.

Camp Dennison Cemetery, near Cincinnati, Ohio, approximate area, six hundred and twenty-eight one-thousandths of an acre.

Cave Hill National Cemetery, Louisville, Kentucky (site of superintendent's lodge), approximate area, twenty-two one-hundredths of an acre.

Mobile National Cemetery, Mobile, Alabama (Freedmen's Lot), approximate area, one and five-tenths acres.

Approved, August 10, 1937.
JOINT RESOLUTION

Consenting to an interstate oil compact to conserve oil and gas.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby given to an extension and renewal for a period of two years from September 1, 1937, of the interstate compact to conserve oil and gas, executed in the city of Dallas, Texas, the 16th day of February 1935 by the representatives of the States of Oklahoma, Texas, California, and New Mexico, and thereafter recommended for ratification by the representatives of the States of Arkansas, Colorado, Illinois, Kansas, and Michigan, and subsequently ratified by the States of New Mexico, Kansas, Oklahoma, Illinois, Colorado, and Texas, which said compact was deposited in the Department of State of the United States, and thereafter such compact was, by the President, presented to the Congress and the Congress gave consent to such compact by H. J. Res. 407, approved August 27, 1935 (Public Resolution Numbered 64, Seventy-fourth Congress). The extended and renewed compact, executed in New Orleans, Louisiana, the 10th day of May 1937 by the representatives of the States of Oklahoma, Texas, Kansas, and New Mexico, and there recommended for ratification by representatives of the States of Oklahoma, Texas, Kansas, New Mexico, Illinois, and Colorado, and since ratified by the said States of Oklahoma, Texas, Kansas, New Mexico, Illinois, and Colorado, which extended and renewed compact has been deposited in the Department of State of the United States, and reads as follows:

"ARTICLE I

"This agreement may become effective within any compacting State at any time as prescribed by that State, and shall become effective within those states ratifying it whenever any three of the States of Texas, Oklahoma, California, Kansas, and New Mexico have ratified and Congress has given its consent. Any oil-producing State may become a party hereto as hereinafter provided.

"ARTICLE II

"The purpose of this compact is to conserve oil and gas by the prevention of physical waste thereof from any cause.

"ARTICLE III

"Each State bound hereby agrees that within a reasonable time it will enact laws, or if laws have been enacted, then it agrees to continue in force, to accomplish within reasonable limits the prevention of—

"(a) The operation of any oil well with an inefficient gas-oil ratio.
"(b) The drowning with water of any stratum capable of producing oil or gas, or both oil and gas in paying quantities.
"(c) The avoidable escape into the open air or the wasteful burning of gas from a natural gas well.
"(d) The creation of unnecessary fire hazards.
"(e) The drilling, equipping, locating, spacing or operating of a well or wells so as to bring about physical waste of oil or gas or loss in the ultimate recovery thereof.
"(f) The inefficient, excessive or improper use of the reservoir energy in producing any well.
"The enumeration of the foregoing subjects shall not limit the scope of the authority of any State.

"ARTICLE IV

"Each State bound hereby agrees that it will, within a reasonable time, enact statutes, or if such statutes have been enacted then that it will continue the same in force, providing in effect that oil produced in violation of its valid oil and/or gas conservation statutes or any valid rule, order or regulation promulgated thereunder, shall be denied access to commerce; and providing for stringent penalties for the waste of either oil or gas.

"ARTICLE V

"It is not the purpose of this compact to authorize the States joining herein to limit the production of oil or gas for the purpose of stabilizing or fixing the price thereof, or create or perpetuate monopoly, or to promote regimentation, but is limited to the purpose of conserving oil and gas and preventing the avoidable waste thereof within reasonable limitations.

"ARTICLE VI

"Each State joining herein shall appoint one representative to a commission hereby constituted and designated as The Interstate Oil Compact Commission, the duty of which said commission shall be to make inquiry and ascertain from time to time such methods, practices, circumstances and conditions as may be disclosed for bringing about conservation and the prevention of physical waste of oil and gas, and at such intervals as said commission deems beneficial it shall report its findings and recommendations to the several States for adoption or rejection.

"The Commission shall have power to recommend the coordination of the exercise of the police powers of the several states within their several jurisdictions to promote the maximum ultimate recovery from the petroleum reserves of said states, and to recommend measures for the maximum ultimate recovery of oil and gas. Said Commission shall organize and adopt suitable rules and regulations for the conduct of its business.

"No action shall be taken by the Commission except: (1) by the affirmative votes of the majority of the whole number of the compacting States, represented at any meeting and (2) by a concurring vote of a majority in interest of the compacting States at said meeting, such interest to be determined as follows: such vote of each State shall be in the decimal proportion fixed by the ratio of its daily average production during the preceding calendar half-year to the daily average production of the compacting States during said period.

"ARTICLE VII

"No State by joining herein shall become financially obligated to any other State, nor shall the breach of the terms hereof by any State subject such State to financial responsibility to the other States joining herein.

"ARTICLE VIII

"This compact shall expire September 1, 1937. But any State joining herein may, upon sixty (60) days notice, withdraw herefrom.

"The representatives of the signatory States have signed this agreement in a single original which shall be deposited in the
archives of the Department of State of the United States, and a
duly certified copy shall be forwarded to the Governor of each of the
signatory States.

"This compact shall become effective when ratified and approved
as provided in Article I. Any oil-producing State may become a
party hereto by affixing its signature to a counterpart to be similarly
deposited, certified and ratified.

"Done in the City of Dallas, Texas, this sixteenth day of February,
1935.

"And whereas, it is desired to extend and renew said Compact for
the period of two (2) years from September 1, 1937, its expiration
date;

"Now, therefore, this writing witnesseth:

"It is hereby agreed that the said Compact entitled ‘An interstate
compact to conserve oil and gas’ executed in the City of Dallas,
Texas, on the 16th day of February, 1935, and now on deposit with
the Department of State of the United States, a correct copy of
which appears above, be, and the same is hereby, extended for a
period of two (2) years from September 1, 1937, its date of expira-
tion, this agreement to become effective within those States joining
herein when executed by any three of the States of Texas, Oklahoma,
California, Kansas and New Mexico, and consent thereto is given
by Congress.

"The signatory States execute this agreement in a single original
which shall be deposited in the archives of the Department of State
of the United States and a duly certified copy thereof shall be
forwarded to the Governor of each of the signatory States.

"Executed as of this the 10th day of May, 1937, by the several
undersigned States at their several Capitols, through their proper
officials thereunto duly authorized by resolutions or statutes of the
several States."

Sec. 2. The right to alter, amend, or repeal the provisions of
section 1 is hereby expressly reserved.

Approved, August 10, 1937.

[CHAPTER 573] AN ACT
To provide retirement annuities for certain former employees of the Panama
Canal and the Panama Railroad Company on the Isthmus of Panama.

Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled, That section 103
of title 2 of the Canal Zone Code, approved June 19, 1934, is amended
by adding at the end thereof the following paragraph:

"Any citizen of the United States separated from the service of
either the Panama Canal or the Panama Railroad Company on the
Isthmus of Panama subsequent to August 1, 1926, and before July
1, 1926, not by removal for cause on charges of misconduct or delin-
quency, upon making the necessary contributions to the retirement
and disability funds as provided in this article and who meets the
requirements as to age and service set forth in said section 103 of
title 2 of the Canal Zone Code, approved June 19, 1934, shall be
entitled to an annuity computed in accordance with the provisions
of this article, notwithstanding the fact that his separation from
the service occurred prior to the existence of any retirement Act applica-
table to employees of the Panama Canal or the Panama Railroad on
the Isthmus of Panama: Provided, That such annuity shall be pay-
able only from the date of enactment of this Act."

Approved, August 10, 1937.
AN ACT

To authorize exchange of lands at military reservations, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to convey by quitclaim deeds the tracts of real estate now owned by the United States hereafter described, and in exchange therefor to acquire the title to the tracts hereafter described, or rights pertaining thereto or interests therein, for the purposes named:

(a) A strip of land comprising part of the Quartermaster Depot Military Reservation at Jeffersonville, Indiana, lying along the right-of-way of the Louisville and Jeffersonville Bridge and Railroad Company as part of the consideration for land now owned by said railroad company lying adjacent to the main section of said depot.

(b) To enter into and execute an agreement or agreements with the owners or claimants of adjoining land to fix and establish a location for the western boundary line of that part of the Plattsburg Barracks Military Reservation, New York, acquired from Pliny Moore, and others, by deed dated December 30, 1814, and he may, if he deems it advisable, give to or receive from such owners or claimants appropriate releases, by way of quitclaim deeds or otherwise.

SEC. 2. That in conveying property of the United States under authority contained in this Act, the Secretary of War shall determine that the exchange is to the best interest of the Government.

Approved, August 10, 1937.

AN ACT

Authorizing credits to disbursing officers for expenses incident to the creation of subsistence homesteads corporations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Comptroller General of the United States be, and he is hereby, authorized and directed to allow credit in the accounts of disbursing officers for all otherwise proper payments heretofore made by them as fees and expenses incident to the creation or organization of subsistence homesteads corporations sponsored by the Secretary of the Interior pursuant to Executive Order Numbered 6209 of July 21, 1933.

Approved, August 11, 1937.

AN ACT

To amend an Act entitled “An Act to regulate the practice of the healing art to protect the public health in the District of Columbia”, known as the “Healing Arts Practice Act, District of Columbia, 1928”, approved February 27, 1928.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of Congress entitled “An Act to regulate the practice of the healing art to protect the public health in the District of Columbia”, known as the “Healing Arts Practice Act, District of Columbia, 1928”, approved February 27, 1928, be amended by striking from the first paragraph of section 24 thereof the sentence reading as follows: “After five years after the approval of this Act the commission shall issue no license to practice the healing art in the District of Columbia on the basis of a license to practice medicine and surgery or to practice midwifery, in the District of Columbia, in force on the date of its approval.”

Approved, August 11, 1937.
[CHAPTER 580]

AN ACT
To amend the Act entitled "An Act for the establishment of marine schools, and for other purposes", approved March 4, 1911.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first section of the Act entitled "An Act for the establishment of marine schools, and for other purposes", approved March 4, 1911 (36 Stat. 1353; U. S. C., title 34, secs. 1121-1123), is amended by adding at the end of the first section the following paragraph:

"The port of Norfolk specified in the preceding paragraph shall be construed as embracing Norfolk, or Portsmouth, or Newport News, or any other city, town, municipality, or locality within the territorial limits of the customs-collection district having its headquarters at Norfolk, Virginia."

Approved, August 11, 1937.

[CHAPTER 581]

AN ACT
To authorize the administration of oaths by the Chief Clerk and the Assistant Chief Clerk of the Office of the United States High Commissioner to the Philippine Islands, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby conferred upon the Chief Clerk and the Assistant Chief Clerk, respectively, of the Office of the United States High Commissioner to the Philippine Islands, the authority whenever either of them is required or deems it necessary or proper so to do at any place within the territorial limits of the Commonwealth of the Philippines, to administer to or take from any person an oath, affirmation, affidavit, or deposition, and to perform any notarial act which any notary public is required or authorized by law to do within the United States or any of its possessions. Every such oath, affirmation, affidavit, deposition, and notarial act administered, sworn, affirmed, taken, had, or done, by or before such Chief Clerk or Assistant Chief Clerk when certified under their respective hands and accompanied by a certificate attesting the official position of the person certifying as such Chief Clerk or Assistant Chief Clerk, under the hand and the seal of office of the United States High Commissioner to the Philippine Islands or of the Acting United States High Commissioner to the Philippine Islands, shall be as valid, and of like force and effect within the United States and its possessions, to all intents and purposes, as if administered, sworn, affirmed, taken, had, or done by or before any other person within the United States or its possessions. Every such oath, affirmation, affidavit, deposition, and notarial act administered, sworn, affirmed, taken, had, or done by or before any other person within the United States or its possessions duly authorized and competent thereto: Provided, That nothing herein contained shall be held to limit or to replace any provision of law now in force in the Philippine Islands relative to the administration of oaths or the performance of notarial acts therein.

Sec. 2. Any person who shall willfully and corruptly misstate, or by any means procure any person to misstate, any material fact or matter in any such oath, affirmation, affidavit, or deposition, or shall forge any of the signatures or the seal hereinbefore mentioned or shall tender in evidence any of the documents heretofore mentioned with a false or counterfeit seal or signature thereto, knowing the same to be false or counterfeit, may be charged and tried in any court of the United States or of its possessions, including the Commonwealth of the Philippines, within whose territorial jurisdiction
he may be found, and upon conviction of any offense herein described shall be imprisoned for not less than one nor more than three years, and fined in a sum not to exceed $3,000.

Sec. 3. Any document mentioned herein purporting to have subscribed thereto or thereon the signature of the official administering or taking the same in testimony thereof, when accompanied by the above-mentioned certificate of the United States High Commissioner to the Philippine Islands or of the Acting United States High Commissioner to the Philippine Islands, shall be admitted in evidence without proof of the genuineness of the signature or seal of any official herein mentioned or of the official position of such official.

Approved, August 11, 1937.

[CHAPTER 588]

AN ACT

To add certain lands to the Columbia National Forest in the State of Washington.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, subject to any valid existing claim or entry, all lands of the United States within the areas hereinafter described be, and the same are hereby, added to and made parts of the Columbia National Forest, in the State of Washington, to be hereinafter administered under the laws and regulations relating to the national forests; and the provisions of the Act approved March 20, 1922 (U. S. C., title 16, secs. 486, 487), as amended, are hereby extended and made applicable to all other lands within the said described area.

Sections 1 to 3, inclusive, and 11 and 12, township 2 north, range 4 east; sections 1 to 3, inclusive, 6 to 8, inclusive, and 10 to 36, inclusive, township 3 north, range 4 east; sections 1 to 28, inclusive, 34 to 36, inclusive, township 4 north, range 4 east; all of township 5 north, range 4 east; sections 1, 2, 11 to 15, inclusive, 22 to 27, inclusive, and 33 to 36, inclusive, township 6 north, range 4 east; sections 4 to 9, inclusive, 16 to 21, inclusive, 28 to 33, inclusive, township 6 north, range 5 east, all in the State of Washington, Willamette meridian.

Approved, August 12, 1937.

[CHAPTER 589]

AN ACT

To amend section 77B of the Act entitled "An Act to establish a uniform system of bankruptcy throughout the United States", approved July 1, 1898, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subdivision (c) of section 77B of the Act entitled "An Act to establish a uniform system of bankruptcy throughout the United States", approved July 1, 1898, as amended (U. S. C., 1934 ed., title 11, sec. 207 (c)), is amended by inserting after clause (3) thereof the following:

"(3 1/2) may, for cause shown, and in accordance with such rules as to notice and hearing as the Supreme Court may prescribe, authorize the debtor, or the trustee or trustees, if appointed, to lease or sell, upon such terms and conditions as may be approved by the judge, any property of the debtor, whether real or personal;".

Approved, August 12, 1937.
Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a certain design patent issued by the United States Patent Office of date of March 28, 1922, being patent numbered 60731, is hereby renewed and extended for a period of fourteen years from and after the date of approval of this Act, with all the rights and privileges pertaining to the same, being generally known as the badge of the Girl Scouts, Incorporated.

Approved, August 12, 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a term of the District Court of the United States for the Northern District of New York shall be held annually at Malone, New York, on the second Tuesday in July: Provided, That suitable rooms and accommodations for holding court at Malone, New York, are furnished without expense to the United States until, upon the recommendation of the Attorney General, such accommodations are furnished by the United States.

Approved, August 12, 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the provisions of section 21, as amended, of the Act entitled "An Act to divide a portion of the reservation of the Sioux Nation of Indians in Dakota into separate reservations and to secure the relinquishment of the Indian title to the remainder, and for other purposes", approved March 2, 1889, the city of Chamberlain, South Dakota, is authorized, for the purpose of maintaining, developing, and policing American Island, South Dakota, to construct, equip, and maintain a tourist camp and tourist cabins on such island, to make charges in connection therewith, and for other purposes.

Provided, That all enterprises operated on American Island shall be owned and operated by the city of Chamberlain and all profit derived therefrom shall be used exclusively for purposes of the enterprise.
therefrom shall be maintained by such city in a separate fund, which shall be used exclusively for the maintenance, development, and policing of such island: Provided further, That this Act shall become effective only after the city of Chamberlain makes regulatory provision to carry out the terms of the Act and after such regulations have been certified to the Secretary of the Interior.

Approved, August 12, 1937.

[CHAPTER 593]  
AN ACT

To authorize and direct the Comptroller General of the United States to allow credit for all outstanding disallowances and suspensions in the accounts of disbursing officers or agents of the Government for payments made pursuant to certain adjustments and increases in compensation of Government officers and employees.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding any provisions of section 7 of the Act of March 3, 1933, as amended and extended, the Comptroller General of the United States is hereby authorized and directed to allow credit for all outstanding disallowances and suspensions in the accounts of any disbursing officer or agent for payments made pursuant to adjustments and increases in compensation of officers and employees of any executive department, independent establishment, or other agency of the United States made or granted during or for the fiscal years ended June 30, 1934, and June 30, 1935, pursuant to the provisions of Executive Order Numbered 6746 of June 21, 1934, and Executive orders which that order superseded, in all cases in which the compensation of such officers or employees was paid out of emergency appropriations; and no amounts so paid and not heretofore recovered shall be charged against the payees on account of said payments.

Approved, August 12, 1937.

[CHAPTER 594]  
AN ACT

To provide for a term of court at Benton, Illinois.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 79 of the Judicial Code (U. S. C., 1934 edition, title 28, sec. 152) is amended to read as follows:

"The State of Illinois is divided into three districts, to be known as the northern, southern, and eastern districts of Illinois. The northern district shall include the territory embraced on the 1st day of July 1910 in the counties of Cook, De Kalb, Du Page, Grundy, Kane, Kendall, Lake, La Salle, McHenry, and Will, which shall constitute the eastern division; also the territory embraced on the date last mentioned in the counties of Boone, Carroll, Jo Daviess, Lee, Ogle, Stephenson, Whiteside, and Winnebago, which shall constitute the western division. Terms of the district court for the eastern division shall be held at Chicago on the first Mondays in February, March, April, May, June, July, September, October, and November, and the third Monday in December; and for the western division, at Freeport on the third Mondays in April and October. The clerk of the court for the northern district shall maintain an office in charge of himself or a deputy at Chicago and
at Freeport, which shall be kept open at all times for the transaction of the business of the court. The marshal for the northern district shall maintain an office in the division in which he himself does not reside and shall appoint at least one deputy who shall reside therein. The southern district shall include the territory embraced on the 1st day of July 1910 in the counties of Bureau, Fulton, Henderson, Henry, Knox, Livingston, McDonough, Marshall, Mercer, Putnam, Peoria, Rock Island, Stark, Tazewell, Warren, and Woodford, which shall constitute the northern division; also the territory embraced on the date last mentioned in the counties of Adams, Bond, Brown, Calhoun, Cass, Christian, De Witt, Greene, Hancock, Jersey, Logan, McLean, Macon, Macoupin, Madison, Mason, Menard, Montgomery, Morgan, Pike, Sangamon, Schuyler, and Scott, which shall constitute the southern division. Terms of the district court for the northern division shall be held at Peoria on the third Mondays in April and October; for the southern division, at Springfield on the first Mondays in January and June, and at Quincy the first Mondays in March and September. The clerk of the court for the southern district shall maintain an office in charge of himself or a deputy at Peoria, at Springfield, and at Quincy, which shall be kept open at all times for the transaction of the business of the court. The marshal for said southern district shall appoint at least one deputy residing in the said northern division, who shall maintain an office at Peoria. The eastern district shall include the territory embraced on the 1st day of July 1910 in the counties of Alexander, Champaign, Clark, Clay, Clinton, Coles, Crawford, Cumberland, Douglas, Edgar, Edwards, Effingham, Fayette, Ford, Franklin, Gallatin, Hamilton, Hardin, Iroquois, Jackson, Jasper, Jefferson, Johnson, Kankakee, Lawrence, Marion, Massac, Monroe, Moultrie, Perry, Piatt, Pope, Pulaski, Randolph, Richland, Saint Clair, Saline, Shelby, Union, Vermilion, Wabash, Washington, Wayne, White, and Williamson. Terms of the district court for the eastern district shall be held at Danville on the first Mondays in March and September; at Cairo, on the first Mondays in April and October; at East Saint Louis, on the first Mondays in May and November; and at Benton on the first Mondays in June and December. Provided, That facilities for holding court at Benton are furnished free of expense to the United States. The clerk of the court for the eastern district shall maintain an office in charge of himself or a deputy at Danville, at Cairo, at East Saint Louis, and at Benton, which shall be kept open at all times for the transaction of the business of the court, and shall there keep the records, files, and documents pertaining to the court at that place.

Approved, August 12, 1937.

[CHAPTER 595]

AN ACT

Relating to the accommodations for holding court at Shawnee, Oklahomas.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled “An Act to provide for the establishment of a term of the District Court of the United States for the Western District of Oklahoma at Shawnee, Oklahoma”, approved May 13, 1936 (U. S. C., 1934 ed., Supp. II, title 28, sec. 182), is amended by striking out the period at the end of the proviso and adding the following: “until, subject to the recommendation of the Attorney General of the United Kingdom of Great Britain and Northern Ireland, providing that facilities for court accommodations at Shawnee shall be furnished free of expense to the United States.”

Approved, August 12, 1937.

[Public, No. 264]

Oklahoma Western Judicial District.

48 Stat. 1271.


Court accommodations at Shawnee.

125151'—37—40
States with reference to providing such rooms and accommodations for holding court at Shawnee, a public building shall have been erected or other Federal space provided for court purposes in said city."

Approved, August 12, 1937.

[CHAPTER 596]

AN ACT

To increase the age of consent for marriage in the District of Columbia to eighteen years of age in the case of males and sixteen years of age in the case of females.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph "Fourth" of section 1285 of the Act entitled "An Act to establish a code of law for the District of Columbia", approved March 3, 1901, as amended, is amended to read as follows:

"Fourth. When either of the parties is under the age of consent, which is hereby declared to be eighteen years of age for males and sixteen years of age for females."

SEC. 2. A license to marry shall not be issued until three days have elapsed from date of application for issuance of said license.

SEC. 3. This Act shall take effect on the thirtieth day after the date of its enactment.

Approved, August 12, 1937.

[CHAPTER 597]

AN ACT

To protect the buyers of potatoes in the District of Columbia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That no person, firm, or corporation shall sell, offer for sale, keep, or expose for sale in the District of Columbia potatoes in any package which is not plainly marked or labeled with the name of the United States grade which represents a standard no higher than the actual grade of potatoes contained therein: Provided, however, That the term "unclassified" or "ungraded" may be used. The superintendent of weights, measures, and markets shall administer this Act and the Commissioners of the District of Columbia are authorized to establish necessary rules and regulations therefor.

SEC. 2. No person, firm, or corporation shall sell, offer for sale, keep or expose for sale in the District of Columbia any potatoes otherwise than in packages as provided in section 1 of this Act without having plainly and conspicuously displayed in proximity to said potatoes a printed sign where it may readily be seen and in letters of not less than one-half inch high printed in Gothic type clearly and distinctly stating the United States grade of said potatoes.

SEC. 3. The provisions of this Act shall not apply to officially certified seed potatoes which meet the grade or certification requirements as labeled and which are sold exclusively for seed purposes, provided they are sold in original packages and bear the official seal and certification of the department of agriculture of the State or country where the potatoes were grown.

SEC. 4. Any person, firm, or corporation which shall violate any provisions of this Act shall be fined not more than $50 for the first offense and not more than $200 for each subsequent offense.

Approved, August 12, 1937.
AN ACT

To increase the punishment of second, third, and subsequent offenders against the narcotic laws.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a person who, after having been convicted of selling, importing, or exporting, or conspiring to sell, import, or export, opium, coca leaves, cocaine, or any salt, derivative, or preparation of opium, coca leaves, or cocaine, again sells, imports, or exports, or conspires to sell, import, or export, any of the said narcotic drugs, in violation of the laws of the United States, shall, upon conviction of such second offense, be fined not more than $5,000 or imprisoned in a Federal penitentiary for not more than ten years, or both, in the discretion of the court, whenever the fact of such previous conviction is established in the manner prescribed in section 3 of this Act.

SEC. 2. A person who, after having been two times convicted of selling, importing, or exporting, or conspiring to sell, import, or export, opium, coca leaves, cocaine, or any salt, derivative, or preparation of opium, coca leaves, or cocaine, again sells, imports, or exports or conspires to sell, import, or export, any of the said narcotic drugs, in violation of the laws of the United States, shall, upon conviction of such third offense, or any offense subsequent thereto, be fined not more than $10,000 or imprisoned in a Federal penitentiary for not more than twenty years, or both, in the discretion of the court, whenever the fact of such previous convictions is established in the manner prescribed in section 3 of this Act.

SEC. 3. Whenever it shall appear, after conviction and before or after sentence, that a person convicted of unlawfully selling, importing, or exporting, or conspiring unlawfully to sell, import, or export, any of the narcotic drugs enumerated in this Act has previously been convicted of unlawfully selling, importing, or exporting, or conspiring unlawfully to sell, import, or export, any of the said narcotic drugs, in violation of the laws of the United States, it shall be the duty of the United States district attorney for the district in which such subsequent conviction was had to file an information alleging that the defendant has previously been so convicted, and further alleging the number of such previous convictions. The court in which the defendant was convicted shall cause the said defendant, whether confined in prison or otherwise, to appear before it and shall apprise him of the allegations of the information and of his right to a trial by jury as to the truth thereof. The court shall inquire of the defendant whether he is the person who has previously been convicted. If the defendant states he is not such person, or if he refuses to answer or remains silent, a plea of not guilty shall be entered by the court, and a jury shall be empaneled to determine whether the defendant is the person alleged in the information to have previously been convicted, and the number of such previous convictions. If after a trial on the sole issue of the truth of such allegations the jury determines that the defendant is in fact the person previously convicted as charged in the information, or if he acknowledges in open court, after being duly cautioned as to his rights, that he is such person, he shall be punished as prescribed in sections 1 or 2 of this Act, as the case may be, and the previous sentence of the court, if any, shall be vacated and there shall be deducted from the new sentence the amount of time actually served under the sentence so vacated.

Approved, August 12, 1937.
AN ACT

To amend subchapter 2 of chapter 19 of the Code of Law for the District of Columbia, relating to offenses against property.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subchapter 2 of chapter 19 of the Act to establish a Code of Law for the District of Columbia, approved March 3, 1901, and the Acts amendatory thereof (the same being title 6 of 1929 D. C. Code), be, and the same are hereby, amended as follows:

By striking out section 826 (title 6, sec. 60, 1929 D. C. Code) and inserting in lieu thereof the following:

"SEC. 826 (title 6, sec. 60, 1929 D. C. Code), GRAND LARCENY.—Whoever shall feloniously take and carry away anything of value of the amount or value of $50 or upward, including things savoring of the realty, shall suffer imprisonment for not less than one nor more than ten years."

By striking out section 827 (title 6, sec. 61, 1929 D. C. Code) and inserting in lieu thereof the following:

"SEC. 827 (title 6, sec. 61, 1929 D. C. Code). PETIT LARCENY; ORDER OF RESTITUTION.—Whoever shall feloniously take and carry away any property of value of less than $50, including things savoring of the realty, shall be fined not more than $200 or be imprisoned for not more than one year, or both. And in all convictions for larceny, either grand or petit, the trial justice may, in his sound discretion, order restitution to be made of the value of the money or property shown to have been stolen by the defendant and made way with or otherwise disposed of and not recovered."

By striking out section 842 (title 6, sec. 85, 1929 D. C. Code) and inserting in lieu thereof the following:

"SEC. 842 (title 6, sec. 85, 1929 D. C. Code). FALSE PRETENSES.—Whoever, by any false pretense, with intent to defraud, obtains from any person anything of value, or procures the execution and delivery of any instrument of writing or conveyance of real or personal property, or the signature of any person, as maker, endorser, or guarantor, to or upon any bond, bill, receipt, promissory note, draft or check, or any other evidence of indebtedness, and whoever fraudulently sells, barter, or disposes of any bond, bill, receipt, promissory note, draft or check, or other evidence of indebtedness, for value, knowing the same to be worthless, or knowing the signature of the maker, endorser, or guarantor thereof to have been obtained by any false pretense, shall, if the value of the property or the sum or value of the money or property so obtained, procured, sold, bartered, or disposed of is $50 or upward, be imprisoned not less than one year nor more than three years; or, if less than that sum, shall be fined not more than $200 or imprisoned for not more than one year, or both. Any person who obtains any lodging, food, or accommodation at an inn, boarding house, or lodging house, without paying therefor, with intent to defraud the proprietor or manager thereof, who obtains credit at such an inn, boarding house, or lodging house by the use of any false pretense, or who, after obtaining credit or accommodation at such an inn, boarding house, or lodging house, absconds or surreptitiously removes his baggage therefrom without paying for his food, accommodation, or lodging, shall be deemed guilty of a misdemeanor, and upon conviction thereof in the police court of the District of Columbia be fined not more than $100 or imprisoned not more than six months, or both, in the discretion of said court."

1 So in original.
By striking out section 847 (title 6, sec. 91, 1929 D. C. Code) and inserting in lieu thereof the following:

"Sec. 847 (title 6, sec. 91, 1929 D. C. Code). Whoever maliciously cuts down or destroys by girdling or otherwise, any standing or growing vine, bush, shrub, sapling, or tree on the land of another, or severs from the land of another any product standing or growing thereon, or any other thing attached thereto, shall, if the value of the thing destroyed or the amount of damage done to any such thing or to the land is $50 or more, be imprisoned for not less than one year nor more than three years, or, if such value or amount is less than that sum, shall be fined not less than $5 nor more than $100, or be imprisoned not more than one year, or both."

By striking out section 848 (title 6, sec. 53, 1929 D. C. Code) and inserting in lieu thereof the following:

"Sec. 848 (title 6, sec. 53, 1929 D. C. Code). Whoever maliciously injures or destroys, or attempts to injure or destroy, by fire or otherwise, any movable property not his own, of the value of $50 or more, shall be imprisoned for not less than one year and not more than ten years, and if the value of the property be less than $50 by a fine not exceeding $200 or by imprisonment not exceeding one year, or both."

By striking out section 851a and inserting in lieu thereof the following:

"Sec. 851a. Whoever shall be guilty of any offense defined in sections 834 (title 6, sec. 76, 1929 D. C. Code), 835 (title 6, sec. 77, 1929 D. C. Code), 836 (title 6, sec. 78, 1929 D. C. Code), 837 (title 6, sec. 79, D. C. Code), and 838 (title 6, sec. 80, 1929 D. C. Code) of the Code of Law for the District of Columbia shall, where the thing, evidence of debt, property, proceeds, or profits be of the value of less than $50 be punished by imprisonment for not more than one year or a fine of not more than $200 or both."

By striking out section 851b (title 6, sec. 98, 1929 D. C. Code) and inserting in lieu thereof the following:

"Sec. 851b (title 6, sec. 98, 1929 D. C. Code). That if any person entrusted with the possession of anything of value, including things savoring of the realty, for the purpose of applying the same for the use and benefit of the owner or person, so delivering it, shall fraudulently convert the same to his own use he shall, where the value of the thing so converted is $50 or more, be punished by imprisonment for not less than one nor more than ten years, or by a fine of not more than $1,000, or both; and where the value of the thing so converted is less than $50 he shall be punished by imprisonment for not more than one year or by a fine of not more than $500, or both: Provided, That nothing contained in this section shall be construed to alter or repeal any section contained in subchapter 2 of chapter 19 of this Code (title 6, ch. 3, 1929 D. C. Code)."

Approved, August 12, 1937.

[CHAPTER 600]

AN ACT

To legalize a dike in the Missouri River six and nine-tenths miles downstream from the South Dakota State highway bridge at Pierre, South Dakota.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the dike constructed from the left bank of the Missouri River to Farm Island, mile 1167.1 above the mouth, or six and nine-tenths miles downstream from the South Dakota State highway bridge at Pierre, South Dakota, by the South Dakota State Highway Commission, be, and the same is hereby, legalized to the same extent and with like effect

August 12, 1937

[Public, No. 2691]

Missouri River. Dike to Farm Island, near Pierre, S. Dak., legalized.
as to all existing or future laws and regulations of the United States as if it had been constructed in accordance with the approved plans: Provided, That any changes in said dike which the Secretary of War may deem necessary and order in the interest of navigation shall be promptly made by the owner thereof.

Sec. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 12, 1937.

[CHAPTER 601] AN ACT

Granting the consent of Congress to the county court of Saline County, Missouri, to construct, maintain, and operate a toll bridge across the Missouri River at or near Arrow Rock, Missouri.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the county court of Saline County, Missouri, to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interests of navigation, at or near Arrow Rock, Missouri, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Sec. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

Sec. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 12, 1937.

[CHAPTER 602] AN ACT

To extend the times for commencing and completing the construction of a bridge over Lake Sabine at or near Port Arthur, Texas.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge over Lake Sabine, at or near Port Arthur, Texas, authorized to be built by the city of Port Arthur, Texas, or the Port Arthur Bridge Commission and its successors, by an Act of Congress approved June 18, 1934 (48 Stat. 1008), and hereinafter amended and extended by an Act of Congress approved April 10, 1936, are hereby further extended one and three years, respectively, from the date of approval hereof.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 12, 1937.
[CHAPTER 603]

AN ACT

To advance a program of national safety and accident prevention.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $35,000 to be expended under the direction of the Secretary of Commerce for the furtherance of the work of the Accident Prevention Conference. Money appropriated pursuant to this Act shall be available upon vouchers approved by the Secretary of Commerce for fostering accident-prevention work on the part of organizations engaged in the promotion of safety and accident prevention; preparation and printing of material designed to enlighten the general public in matters of safety and accident prevention, such material to be disseminated through schools, newspapers, magazines, the radio, or any other means of intercourse or communication; the preparation and attempts to obtain enactment of uniform vehicle regulations in the several States; clerical assistants for the members of the General Committee of the Accident Prevention Conference; Provided, That travel expenses incurred by members of the General Committee of the Accident Prevention Conference in the furtherance of the work of the said Conference shall be paid out of the amount appropriated.

Approved, August 12, 1937.

[CHAPTER 604]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Mississippi River between New Orleans and Gretna, Louisiana.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Mississippi River between New Orleans and Gretna, Louisiana, authorized to be built by George A. Hero and Allen S. Hackett, their successors and assigns, by Act of Congress approved March 2, 1927, heretofore extended by Acts of Congress approved March 6, 1928, February 19, 1929, June 10, 1930, March 1, 1933, March 5, 1934, June 4, 1935, and June 20, 1936, are hereby further extended one and three years, respectively, from June 20, 1937: Provided, That the State of Louisiana, or any agency or authority created by it, may construct the bridge herein authorized.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 12, 1937.

[CHAPTER 605]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Saint Lawrence River at or near Ogdensburg, New York.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Saint Lawrence River at or near Ogdensburg, New York, authorized to be built by the Saint Lawrence Bridge Commission and its
Amendment.

75TH CONGRESS, 1ST SESSION—CHS. 605-607—AUGUST 12, 1937


Section 1. Amendment.

Amendment.

Section 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 12, 1937.

[CHAPTER 606]

AN ACT

To authorize the Secretary of Commerce to transfer the two unused lighthouse sites in Kahului Townsite, Island of Maui, Territory of Hawaii, in exchange for two plots of land located in the same townsite and now occupied for lighthouse purposes under permission from the respective owners, the Kahului Railroad Company and the Hawaiian Commercial and Sugar Company, Limited.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Commerce is hereby authorized to convey to the Kahului Railroad Company all that piece or parcel known as lot numbered 16, block "T", of Kahului Townsite, Island of Maui, Territory of Hawaii, containing an area of seven thousand and sixty-four square feet: Provided, That as a condition precedent to such transfer the said railroad company shall first convey to the United States of America, by warranty deed and free of all encumbrances, all that piece or portion of L. S. A. 7713, Apana 23, to Kamamalu, situate at Kahului, Island of Maui, Territory of Hawaii, being lot numbered 10, block "T", of Kahului Townsite, containing an area of seven thousand nine hundred and fifty-eight square feet. The respective parcels of land to be more particularly described in the deeds of conveyances.

The Secretary of Commerce is further authorized to convey to the Hawaiian Commercial and Sugar Company, Limited (a Hawaiian corporation), all that piece or parcel of land known as lot numbered 1, block "D", of Kahului Townsite, Island of Maui, Territory of Hawaii, containing an area of seven thousand seven hundred and forty square feet: Provided, That as a condition precedent to such transfer the said Hawaiian Commercial and Sugar Company, Limited, shall first convey to the United States of America, by warranty deed and free of all encumbrances, all that piece or portion of land in grant 3043 to Claus Spreckels, situate in Kahului, Island of Maui, Territory of Hawaii, being lot numbered 7, block "D", of Kahului Townsite, containing an area of seven thousand seven hundred and twenty-seven square feet. The respective parcels of land to be more particularly described in the deeds of conveyances.

Approved, August 12, 1937.

[CHAPTER 607]

AN ACT

To declare Burr Creek, from Fairfield Avenue southward to Yacht Street in the city of Bridgeport, Connecticut, a nonnavigable stream.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That that portion of Burr Creek in the city of Bridgeport, Connecticut, lying north of a line across the creek beginning at the point of intersection of the south side of Yacht Street extended and the west harbor line of the harbor lines established by the Secretary of War December 9, 1924, thence south eighty-five degrees forty-six minutes seventeen seconds
east to the east harbor line of said creek, be, and the same is hereby, declared to be not a navigable water of the United States within the meaning of the Constitution and laws of the United States.

Sec. 2. That any project heretofore authorized by any Act of Congress, insofar as such project relates to the above described portion of Burr Creek in the city of Bridgeport, Connecticut, be, and the same is hereby, abandoned.

Sec. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 12, 1937.

[CHAPTER 608]

AN ACT

Authorizing the State Roads Commission of the State of Maryland to construct, maintain, and operate a free highway bridge across Cambridge Creek, in or near Cambridge, Dorchester County, Maryland, to replace a bridge already in existence.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to facilitate interstate commerce, improve the postal service, and provide for military and other purposes, the State Roads Commission of the State of Maryland be, and is hereby, authorized to construct, maintain, and operate a free highway bridge and approaches thereto across Cambridge Creek, at a point suitable to the interests of navigation, in Cambridge, in Dorchester County, Maryland, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Sec. 2. There is hereby conferred upon the State Roads Commission of the State of Maryland all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, construction, operation, and maintenance of such bridge and its approaches as are possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State in which real estate or other property is situated, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such State.

Sec. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 12, 1937.

[CHAPTER 609]

JOINT RESOLUTION

Granting the consent of Congress to the minimum-wage compact ratified by the Legislatures of Massachusetts, New Hampshire, and Rhode Island.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the compact for establishing uniform standards for conditions of employment, particularly with regard to the minimum wage, in States ratifying the same, which was signed in Concord, New Hampshire, on May 29, 1934, by representatives of the Governors of Maine, New Hampshire, Connecticut, Massachusetts, Rhode Island, New York, and Pennsylvania, and which was ratified by the Legislature of Massachusetts on June
30, 1934, by the Legislature of New Hampshire on May 29, 1935, and by the Legislature of Rhode Island on May 1, 1936, is hereby approved and declared to be effective in said States in accordance with the terms thereof, and hereafter in such States as may at any time ratify the same; which compact is as follows:

COMPACT FOR ESTABLISHING UNIFORM STANDARDS FOR CONDITIONS OF EMPLOYMENT, PARTICULARLY WITH REGARD TO THE MINIMUM WAGE, IN STATES RATIFYING THE SAME

TITLE I—POLICY AND INTENT

Whereas enforcement among the industrial States of the Union of reasonably uniform standards for labor in industry, determined in accordance with the general welfare, would not only benefit labor but would be of real advantage to employers, removing the pressure toward low wages, long hours of work, exploitation of minors and women, and similar action commonly admitted to be injurious to all concerned; and

Whereas the advantages of such uniform standards have already been indicated by the operation of the National Industrial Recovery Act and the codes of fair competition adopted thereunder; and

Whereas such operation points to the desirability of continued uniform legislation affecting labor standards, by Federal action or otherwise, and of joint action by the States to establish such uniform standards; and

Whereas the establishment of reasonably uniform standards in States concerned with the same general fields of industry and competitors in the same markets will afford the advantages of stability in labor legislation to all concerned, with disadvantage to none: Now, therefore

The States whose commissioners have signed this compact and which have, by their legislature, ratified the same, acting to promote the general welfare of the people, do hereby join in establishing the said compact to provide uniform minimum standards affecting labor and industry in the said States:

Provided, however,

That nothing herein contained shall be construed as abrogating, repealing, modifying, or interfering with the operation of laws already in effect in any State party hereto which establish standards equivalent to, or above those herein specified, nor to prevent or discourage the enactment of additional laws establishing similar or higher standards; nor shall anything herein contained repeal or affect any laws concerning conditions of employment that are not in conflict herewith or that deal with subjects not included herein: And provided further, that no part of any title of this compact nor of any legislation adopted in pursuance thereof, except as may be expressly specified in such title or in such legislation, shall be in effect in any State party hereto until this compact shall have been approved as provided in section 6 of title II, but whenever title I and II hereof and any other title included herein are so approved and ratified, such titles shall be in full force and effect as laws of the States so approving and ratifying the same.

TITLE II—GENERAL PROVISIONS

SECTION 1. Each State party to this compact shall require its administrative agency or agencies charged with the administration and enforcement of this compact and of State laws relating thereto, to make comprehensive and detailed reports concerning the operation
and administration of said compact and laws. Such agency shall report at least once each year and shall send copies of such report to the interstate commission established under the following section, to the Governors of the several ratifying States, and to the appropriate administrative agencies in such States.

Sec. 2. Each State party hereto shall make provision for a continuing unpaid commission representing industry, labor, and the public, and appointed by the Governor of said State, to deal with the other ratifying States concerning questions arising under this compact and the operation of the same within the limits of their respective States. The chairman of such State commission shall be designated by the Governor and shall be the representative of his State on an interstate commission which shall be composed of the representatives so designated by the several States parties to this compact. The Governors of the signatory States shall request the President of the United States to appoint a representative of the Federal Government to the interstate commission. The expenses of the interstate commission shall be shared equally by the States ratifying this compact. The interstate commission shall annually make a report of its activities and shall furnish copies to the Governors of the ratifying States and to the permanent commissions of such States.

Sec. 3. Should any question arise on the part of one or more of the States ratifying this compact, concerning a matter involved in said compact or in any State law adopted in pursuance thereof, then such question shall be brought before the said interstate commission for consideration. Said interstate commission shall make any necessary investigations, shall publish its findings and any recommendations and shall furnish copies of such findings and recommendations to the State commissions in each State party to this compact.

Sec. 4. If any ratifying State should desire a modification of any provision or provisions of this compact, or a revision of the entire compact, or if for any reason it should become desirable to extend the scope of said compact, the aforesaid interstate commission shall, upon the application of one or more of the ratifying States, and after thirty days' notice to the Governors and State commissions of the other States, proceed to consider such application and the reasons advanced for the proposed modification or revision and shall make such recommendations to the ratifying States concerning the same as may seem fitting and proper. Whenever said modification, revision, or extension is ratified in the manner prescribed in section 6 of this title for the ratification of this original compact and the Congress of the United States has consented thereto, then such modification, revision, or extension shall be in full force and effect in the States ratifying the same.

Sec. 5. Each State party to this compact agrees that it will not withdraw therefrom until it has reported to the interstate commission the reasons for its desire to withdraw. The interstate commission shall, upon receipt of such report, investigate the situation and shall, within six months, submit its recommendations. If the State still desires to withdraw from the compact, it shall defer such action for two years from the date of the findings of the interstate commission.

Sec. 6. Upon ratification by the legislative act of the requisite number of States as specified in subsequent titles of this compact, and with the consent of the Congress of the United States, this compact shall be in full force and effect in the States ratifying the same. Each State so ratifying shall forthwith enact necessary and suitable legislation to establish and maintain the minimum standards set forth in the following title or titles and shall make provision for the...
continuing State commission required by section 2 of this title. The appropriate administrative agencies of each State shall thereafter enforce and supervise the operation of the laws relating to this compact and the laws enacted to make the provisions of said compact effective.

Sec. 7. Any State may at any time become a party to this compact by taking the action required by the preceding section of this title to ratify the same, subject to the consent of the Congress of the United States.

Sec. 8. If any part of this compact or the application thereof to any person or circumstance should be held to be contrary to the constitution of any ratifying State or of the United States, all other separable parts of said compact and the application of such parts to other persons or circumstances shall continue to be in full force and effect.

Title III—Minimum Wage

Section 1. No employer shall pay a woman, or a minor under twenty-one years of age, an unfair oppressive wage.

Sec. 2. The State agency administering the minimum wage law enacted in conformity with this compact shall have authority to investigate the wages of women and minors; to appoint wage boards, upon which employers, employees, and the public shall have equal representation, for the purpose of recommending minimum fair wage rates for women and minors; and, after a public hearing, to enter directory orders based on the determinations of the wage boards, together with such administrative rulings as are appropriate to make the determinations effective; and may have further authority, without the agency of a wage board, to enter such orders in the case of occupations with less than a specified number of employees.

Sec. 3. The State administrative agency and the wage boards appointed by such agency shall have authority to administer oaths and to require by subpoena the attendance and testimony of witnesses and the production of records relative to the wages of women and minors.

Sec. 4. The State administrative agency shall have further authority to inspect to determine compliance with its orders; to publish the names of employers violating a directory order; and, after a directory order has been in effect for a specified period, to make such order mandatory after a public hearing thereon. Such mandatory order shall carry a penalty of fine, imprisonment, or both. Said agency shall have authority to reconvene wage boards or to form new wage boards for the purpose of modifying wage orders. It shall have authority at any time on its own motion to modify administrative regulations after a public hearing thereon.

Sec. 5. The State administrative agency shall have authority to issue special licenses to employees who, by reason of physical or mental condition are incapable of earning the minimum fair-wage rate established for the occupation in which they are employed. Said agency shall have authority to take assignment of wage claims at the request of women or minor employees paid less than the minimum wage to which they are entitled under a mandatory order, and to bring legal action necessary to collect such claims. Such employees shall be authorized, under the statute, to recover by civil action the full amount to which they are entitled under a mandatory fair-wage order.

Sec. 6. Employers subject to the minimum-wage laws enacted in conformity herewith shall be required to keep specified records,
including the names, addresses, occupations, hours, and wages of the women and minors in their employ; to permit the inspection and transcript of such records by the State administrative agency and its authorized representatives; and upon request, to furnish said agency with a sworn statement of the same. Employers shall further be required to post and maintain the notices regarding wage orders issued by the State administrative agency.

Sec. 7. Each minimum-wage law so enacted shall contain provisions for appeal to the courts on questions of law by persons aggrieved by the decisions of said agency. Said law shall also contain a provision to the effect that in no case shall wage orders or decrees entered under a previously existing law be nullified until the provisions of the law enacted in conformity herewith have become operative and until new wage orders covering the same occupations have been entered and made effective.

Sec. 8. Each minimum-wage law enacted in conformity herewith shall contain a saving clause to the effect that if any provisions of such law or its application be held invalid, the remainder of the law and its application elsewhere shall not be affected thereby.

Sec. 9. Mandatory fair-wage legislation now in effect in any of the signatory States, and such legislation in course of passage in any of such States as is in conformity with the provisions of this compact, is hereby declared to meet the minimum standards required by this compact.

Sec. 10. This compact as applied to minimum wage shall, when ratified by two or more States in accordance with the provisions of section 6 of title II, be in full force and effect in the States so ratifying the same.

In witness whereof the commissioners of the States of Connecticut, Maine, New Hampshire, New York, Rhode Island, and of the Commonwealths of Massachusetts and Pennsylvania have signed this compact in a single original which shall be deposited in the archives of the Department of State of the United States of America at Washington, District of Columbia, and of which a duly certified copy shall be forwarded to the Governor of each of the signatory States.

Done at Concord, New Hampshire, this twenty-ninth day of May in the year of our Lord one thousand nine hundred and thirty-four.

(Signed by members of commissions and by delegates of the States of Connecticut, Maine, New Hampshire, New York, Rhode Island, and the Commonwealths of Massachusetts and Pennsylvania.)

Approved, August 12, 1937.

[CHAPTER 618]

AN ACT

To authorize the Secretary of the Interior to accept from the State of Utah title to a certain State-owned section of land and to patent other land to the State in lieu thereof, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized to accept on behalf of the United States a deed of reconveyance from the State of Utah of all of section 2, township 12 south, range 19 east, Salt Lake meridian, Utah, when accompanied by evidence showing unencumbered title in said State, and in exchange therefor the Secretary of the Interior is hereby further authorized to patent to the State of Utah other vacant, unappropriated, and unreserved public land, whether mineral or nonmineral in character, of approximately equal value, to be

August 14, 1937

[Public, No. 278]

Utah

Exchange of land with, authorized.
used for the same purpose for which the lands so reconveyed were
granted, and to be subject to the same conditions and limitations
which applied to said reconveyed lands.

Sec. 2. That upon issuance of patent to the State for the land
selected in exchange, the land reconveyed shall become a part of
Naval Oil Shale Reserve Numbered 2, Utah Numbered 1, for the
exclusive use or benefit of the United States Navy.

Approved, August 14, 1937.

[CHAPTER 619] AN ACT

To provide for studies and plans for the development of a hydroelectric power
project at Cabinet Gorge, on the Clark Fork of the Columbia River, for irriga-
tion pumping or other uses, and for other purposes.

Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled, That the Secretary
of the Interior is hereby authorized: (a) To conduct surveys and
investigations in order to determine the feasibility and economic
usefulness of the development of a hydroelectric power project at
the Cabinet Gorge site on the Clark Fork of the Columbia River
(near the Montana-Idaho boundary line) for irrigation pumping or
other uses; and (b), if such development is determined to be feasible
and economically useful, to prepare cost estimates and designs for
the construction of a dam at such site and such additional or inci-
dental facilities as are necessary to carry out such development.

Sec. 2. There is hereby authorized to be appropriated, out of any
money not otherwise appropriated, the sum of $25,000, or so much
thereof as may be necessary, to carry out the provisions of this Act.

Approved, August 14, 1937.

[CHAPTER 620] AN ACT

To amend the Tariff Act of 1930 to exempt vessels arriving for the purpose of
taking on ship’s stores and certain sea stores from the requirement of formal
entry.

Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled, That subsection
(4) of section 441, as amended (exempting certain vessels from the
requirement of formal entry), of the Tariff Act of 1930 (U. S. C.,
1934 ed., title 19, sec. 1441 (4)) is amended by striking out “or neces-
sary sea stores” wherever appearing in such subsection and inserting
in lieu thereof “sea stores, or ship’s stores”.

Sec. 2. The amendment made by this Act shall take effect on the
day following the date of its enactment.

Approved, August 14, 1937.

[CHAPTER 621] AN ACT

To authorize the transfer of a certain piece of land in Breckinridge County,
Kentucky, to the Commonwealth of Kentucky.

Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled, That the Secretary
of War is authorized to convey to the Commonwealth of Kentucky
for State road purposes, without expense to the United States, all
the right, title, and interest of the United States in and to a certain piece of land in Breckinridge County, Kentucky, described as follows:

Beginning at a stone, in the southeast corner of the United States reservation at Lock and Dam Numbered 45, Ohio River, which point is north twenty-three degrees eight minutes west thirty-seven feet from a point formerly marked by a stone in Minor's line (now line between L. D. Addison heirs and Burks heirs) at south edge of right-of-way of old road; thence running along the north side of the Stephensport-Cloverport Road south eighty-two degrees thirty-seven minutes west two hundred and fifty-five and one-tenth feet to a stone; thence north eighty-nine degrees forty-two minutes west fifty-four and eighty-five one-hundredths feet to a stake at the intersection of United States property line and the northern limits of right-of-way of proposed Stephensport-Cloverport highway; thence running thirty feet from and parallel with the center line of proposed right-of-way on one degree fifteen minutes curve three hundred and thirteen and ninety-six one-hundredths feet to a stake in the property line between the United States reservation and Pearl Burks; thence running with the said property line south eleven degrees eighteen minutes west thirteen and fifty-six one-hundredths feet to a stone, the point of beginning, containing approximately eight one-hundredths acre.

Such conveyance shall contain the express condition that if the Commonwealth of Kentucky shall at any time cease to use said land for road or highway purposes, or shall alienate or attempt to alienate such land, title thereto shall revert to the United States.

Approved, August 14, 1937.

[CHAPTER 622]

AN ACT

Making further provision for the fisheries of Alaska.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act approved June 6, 1924, entitled "An Act for the protection of the fisheries of Alaska, and for other purposes" (43 Stat. 464), as amended, is further amended by inserting in said section at the end of the first proviso thereof another proviso to read as follows: "Provided further, That in the area embracing Bristol Bay and the arms and tributaries thereof, no person shall at any time fish for or take salmon with a stake net or set net, for commercial purposes, unless such person shall have theretofore continuously resided for the period of at least five years within a radius of thirty miles of the place where such net is staked or set."

Approved, August 14, 1937.

[CHAPTER 623]

AN ACT

To provide for the establishment of a Coast Guard station in the vicinity of Fort Myers, Florida.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized to establish a Coast Guard station in the vicinity of Fort Myers, Florida, at such point as the Commandant of the Coast Guard may recommend.

Approved, August 14, 1937.
August 14, 1937  
[H. R. 6246]  
[Public, No. 284]  

Executive departments, etc. Renewal of oath of office not required in certain cases. R. S. § 1757. 5 U. S. C. § 16.

CHAPTER 624  
AN ACT  

To dispense with unnecessary renewals of oaths of office by civilian employees of the executive departments and independent establishments.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That civilian employees of the executive departments and independent establishments of the United States who, upon original appointment, have subscribed to the oath of office required by section 1757 of the Revised Statutes, shall not be required to renew the said oath because of any change in status so long as their services are continuous in the department or independent establishment in which employed, unless in the opinion of the head of the department or independent establishment the public interests require such renewal.

Approved, August 14, 1937.

CHAPTER 625  
AN ACT  

To provide for the establishment of a Coast Guard station on the coast of Alabama at or near Dauphin Island, Alabama.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized to establish a Coast Guard station on the coast of Alabama, at or near Dauphin Island, Alabama.

Approved, August 14, 1937.

CHAPTER 626  
AN ACT  

To aid the several States in making, or for having made, certain toll bridges on the system of Federal-aid highways free bridges, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the case of each and every State, or political subdivision or subdivisions thereof, which, prior to the date of approval of this Act shall have constructed or acquired any toll bridges on the approved System of Federal-aid highways, and which has caused or shall, prior to July 1, 1939, cause, any such toll bridge, or toll bridges, to be made free, the Secretary of Agriculture shall be, and he is hereby, authorized to pay out of the Federal-aid road funds apportioned to such State not to exceed 50 per centum of such amount as may be approved by the Secretary of Agriculture as the reasonable value or construction cost of any such bridge whichever shall be least: Provided, That no payment of Federal funds shall be made on account of any such bridge which was not constructed in accordance with plans and specifications which would meet the standards required by the Secretary of Agriculture at the time such bridge was constructed, nor on account of any bridge the construction of which was completed prior to March 3, 1927: And provided further, That no payment of Federal funds shall be made on account of any such bridge which was not constructed in accordance with plans and specifications which would meet the standards required by the Secretary of Agriculture at the time such bridge was constructed, nor on account of any bridge the construction of which was completed prior to March 3, 1927: And provided further, That no payment of Federal funds shall be made which will exceed 50 per centum of the reasonable value or cost of the labor and materials which were actually incorporated in the construction of such bridge, excluding all costs of rights-of-way, property damages, and financing costs, whichever, value or cost, shall be least, and any amount so paid on account of any such bridge shall be used by the highway department of such State for match-
ing unobligated Federal-aid road funds available to the State, for expenditure in the improvement of highways on the system of Federal-aid highways.

Approved, August 14, 1937.

[CHAPTER 627]

AN ACT

To amend the Act approved March 26, 1934.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act approved March 26, 1934, to authorize annual appropriations to meet losses sustained by officers and employees of the United States in foreign countries due to appreciation of foreign currencies in their relation to the American dollar, be, and is hereby, amended by substitution of the date "July 1, 1933," for "July 15, 1933," as the date from which officers and employees of the United States in service in foreign countries may be reimbursed for losses sustained due to the appreciation of foreign currencies in their relation to the American dollar, and reimbursement of losses sustained for such additional period is authorized to be paid from any unexpended balance of funds appropriated for exchange relief remaining in the Treasury which are otherwise unencumbered.

Approved, August 14, 1937.

[CHAPTER 628]

AN ACT

To amend the Adjusted Compensation Payment Act, 1936, to provide for the escheat to the United States of certain amounts.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 of the Adjusted Compensation Payment Act, 1936, as amended, is hereby further amended by striking out the period at the end of the first sentence added by the Act approved June 26, 1936 (49 Stat. 1982), and inserting a colon and the following: "Provided, That the amount of any such payment (including any payment heretofore made) which, under the law of the State or country pursuant to which the estate of the deceased veteran would be distributed, would otherwise escheat to such State or country, shall escheat to the United States and shall be covered into the general fund of the Treasury."

Approved, August 14, 1937.

[CHAPTER 629]

AN ACT

Creating the Owensboro Bridge Commission; defining the authority, power, and duties of said Commission; and authorizing said Commission and its successors and assigns to construct, maintain, and operate a bridge across the Ohio River at or near Owensboro, Kentucky.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to facilitate interstate commerce, improve the postal service, and provide for military and other purposes, the Owensboro Bridge Commission (hereinafter created, and hereinafter referred to as the "Commission") and its successors and assigns be, and is hereby,
authorized to construct, maintain, and operate a bridge and approaches thereto across the Ohio River at or near the city of Owensboro, Kentucky, at a point suitable to the interests of navigation, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, subject to the conditions and limitations contained in this Act. For like purposes said Commission and its successors and assigns are hereby authorized to purchase, maintain, and operate all or any ferries across the Ohio River within fifteen miles of the location which shall be selected for said bridge, subject to the conditions and limitations contained in this Act.

SEC. 2. There is hereby conferred upon the Commission and its successors and assigns the right and power to enter upon such lands and to acquire, condemn, occupy, possess, and use such real estate and other property in the State of Indiana and the Commonwealth of Kentucky as may be needed for the location, construction, operation, and maintenance of such bridge and its approaches, upon making just compensation therefor, to be ascertained and paid according to the laws of the State in which such real estate or other property is situated, and the proceedings therefor shall be the same as in the condemnation of private property for public purposes in said State, respectively.

SEC. 3. The Commission and its successors and assigns are hereby authorized to fix and charge tolls for transit over such bridge and such ferry or ferries in accordance with the provisions of this Act.

SEC. 4. The Commission and its successors and assigns are hereby authorized to provide for the payment of the cost of the bridge and its approaches (including the approach highways which, in the judgment of the Commission, it is necessary or advisable to construct or cause to be constructed to provide suitable and adequate connection with existing improved highways) and the ferry or ferries and the necessary land, easements, and appurtenances thereto by an issue or issues of negotiable bonds of the Commission, bearing interest at not more than 6 per centum per annum, the principal and interest of which bonds and any premium to be paid for retirement thereof before maturity shall be payable solely from the sinking fund provided in accordance with this Act. Such bonds may be registrable as to principal alone or both principal and interest, shall be in such form not inconsistent with this Act, shall mature at such time or times not exceeding twenty-five years from their respective dates, shall be in such denominations, shall be executed in such manner, and shall be payable in such medium and at such place or places as the Commission may determine. The Commission may repurchase and may reserve the right to redeem all or any of said bonds before maturity in such manner and at such price or prices, not exceeding one hundred and five and accrued interest, as may be fixed by the Commission prior to the issuance of the bonds. The Commission, when it deems it to the best interest of the Commission, may issue refunding bonds to repurchase and redeem any outstanding bonds, before the maturity thereof, which it may issue: Provided, That the refunding bonds shall mature at such time or times, not exceeding thirty years from date of approval of this Act, as the Commission may determine. The Commission may enter into an agreement with any bond or trust company in the United States as trustee having the power to make such agreement, setting forth the duties of the Commission in respect of the construction, maintenance, operation, repair, and insurance of the bridge and/or the ferry or ferries, the conservation and application of all funds, the safeguarding of money on hand or on deposit, and the rights and remedies of said trustee and the holders of the bonds, restricting the individual right of
action of the bondholders as is customary in trust agreements respecting bonds of corporation. Such trust agreement may contain such provisions for protecting and enforcing the rights and remedies of the trustee and the bondholders as may be reasonable and proper and not inconsistent with the law and also provisions for approval by the original purchasers of the bonds of the employment of consulting engineers and of the security given by the bridge contractors and by any bank or trust company in which the proceeds of bonds or of bridge or ferry tolls or other moneys of the Commission shall be deposited, and may provide that no contract for construction shall be made without the approval of the consulting engineers.

The bridge constructed under the authority of this Act shall be deemed to be an instrumentality for interstate commerce, the Postal Service, and military and other purposes authorized by the Government of the United States, and said bridge and ferry or ferries and the bonds issued in connection therewith and the income derived therefrom shall be exempt from all Federal, State, municipal, and local taxation. Said bonds shall be sold in such manner and at such time or times and at such price as the Commission may determine, but no such sale shall be made at a price so low as to require the payment of more than 6 per centum interest on the money received therefor, computed with relation to the absolute maturity of the bonds in accordance with standard tables of bond values, and the face amount thereof shall be so calculated as to produce, at the price of their sale, the cost of the bridge and its approaches and the land, easements, and appurtenances used in connection therewith and, in the event the ferry or ferries are to be acquired, also the cost of such ferry or ferries and the lands, easements, and appurtenances used in connection therewith, when added to any other funds made available to the Commission for the use of said purposes. The cost of the bridge and approaches and approach highways, and ferry or ferries, shall be deemed to include interest during construction of the bridge, and for twelve months thereafter, and all engineering, legal, architectural, traffic-surveying, and other expenses incident to the construction of the bridge or the acquisition of the ferry or ferries, and the acquisition of the necessary property, and incident to the financing thereof, including the cost of acquiring existing franchises, right, plans, and works of and relating to the bridge, now owned by any person, firm or corporation, and the cost of purchasing all or any part of the shares of stock of any such corporate owner if, in the judgment of the Commission, such purchases should be found expedient. If the proceeds of the bonds issued shall exceed the cost as finally determined, the excess shall be placed in the sinking fund hereinafter provided. Prior to the preparation of definitive bonds the Commission may, under like restrictions, issue temporary bonds or interim certificates with or without coupons or any denomination whatsoever, exchangeable for definitive bonds when such bonds that have been executed are available for delivery.

Sec. 5. In fixing the rates of toll to be charged for the use of such bridge the same shall be so adjusted as to provide a fund sufficient to pay for the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to pay the principal and interest of such bonds as the same shall fall due and the redemption or repurchase price of all or any thereof redeemed or repurchased before maturity as herein provided. All tolls and other revenues from said bridge are hereby pledged to such uses and to the application thereof as hereinafter in this section required. After payment or provision for payment therefrom of all such cost of maintaining,
repairing, and operating the reservation of an amount of money estimated to be sufficient for the same purpose during an ensuing period of not more than six months, the remainder of tolls collected shall be placed in the sinking fund, at intervals to be determined by the Commission prior to the issuance of the bonds. An accurate record of the cost of the bridge and its approaches; the expenditures for maintaining, repairing, and operating the same; and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested. The Commission shall classify in a reasonable way all traffic over the bridge, so that the tolls shall be so fixed and adjusted by it as to be uniform in the application thereof to all traffic falling within any such reasonable class, regardless of the status or character of any person, firm, or corporation participating in such traffic, and shall prevent all use of such bridge for traffic except upon payment of the tolls so fixed and adjusted. No toll shall be charged officials or employees of the Commission or the Government of the United States or any State, county, or municipality in the United States while in the discharge of their duties or municipal police or fire departments when engaged in the proper work of any such department.

Sec. 6. Nothing herein contained shall require the Commission or its successors to maintain or operate any ferry or ferries purchased hereunder, but in the discretion of the Commission or its successors any ferry or ferries so purchased, with the appurtenances and property thereto connected and belonging, may be sold or otherwise disposed of or may be abandoned and/or dismantled whenever in the judgment of the Commission or its successors it may seem expedient so to do. The Commission and its successors may fix such rates of toll for the use of such ferry or ferries as it may deem proper, subject to the same conditions as are hereinabove required as to tolls for traffic over the bridge. All tolls collected for the use of the ferry or ferries and the proceeds of any sale or disposition of any ferry or ferries shall be used, so far as may be necessary, to pay the cost of maintaining, repairing, and operating the same, and any residue thereof shall be paid into the sinking fund hereinabove provided for bonds. An accurate record of the cost of purchasing the ferry or ferries; the expenditures for maintaining, repairing, and operating the same; and of the daily tolls collected shall be kept and shall be available for the information of all persons interested.

Sec. 7. After payment of the bonds and interest, or after a sinking fund sufficient for such payment shall have been provided and shall be held for that purpose, the Commission shall deliver deeds or other suitable instruments of conveyance of the interest of the Commission in and to the bridge, that part within Indiana to the State of Indiana or any municipality or agency thereof as may be authorized by or pursuant to law to accept the same (hereinafter referred to as the Indiana interests) and that part within Kentucky to the Commonwealth of Kentucky or any municipality or agency thereof as may be authorized by or pursuant to law to accept the same (hereinafter referred to as the Kentucky interests) under the condition that the bridge shall thereafter be free of tolls and be properly maintained, operated, and repaired by the Indiana interests and the Kentucky interests, as may be agreed upon; but if either the Indiana interests or the Kentucky interests shall not be authorized to accept or shall not accept the same under such conditions, then the bridge shall continue to be owned, maintained, operated, and repaired by the Commission, and the rates of tolls shall be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management, until such time as both...
the Indiana interests and the Kentucky interests shall be authorized to accept and shall accept such conveyance under such conditions. If at the time of such conveyance the Commission or its successors shall not have disposed of such ferry or ferries, the same shall be disposed of by sale as soon as practicable, at such price and upon such terms as the Commission or its successors may determine.

(a) Notwithstanding any restriction or limitation imposed by the Act entitled "An Act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes", approved July 11, 1916, or by the Federal Highway Act, or by an Act amendatory of or supplemental to either thereof, the Secretary of Agriculture may extend Federal aid under such Acts, for the construction of said bridge, out of any moneys allocated to the State of Indiana with the consent of the Department of Highways of said State, and out of any moneys allocated to the Commonwealth of Kentucky with the consent of the Department of Highways of said State.

SEC. 8. For the purpose of carrying into effect the objects stated in this Act, there is hereby created the Owensboro Bridge Commission, and by that name, style, and title said body shall have perpetual succession; may contract and be contracted with, sue and be sued, impale and be impleaded, complain and defend in all courts of law and equity; may make and have a common seal; may purchase or otherwise acquire and hold or dispose of real estate and other property; may accept and receive donations or gifts of money or other property and apply same to the purposes of this Act; and shall have and possess all powers necessary, convenient, or proper for carrying into effect the objects stated in this Act.

The Commission shall consist of A. S. Griffin, James R. Wilson, Sam C. Coots, W. J. Hinchey, and E. G. Lindeman. Such Commission shall be a body corporate and politic. Each member of the Commission shall qualify within thirty days after the approval of this Act by filing in the office of the Secretary of Agriculture an oath that he will faithfully perform the duties imposed upon him by this Act, and each person appointed to fill a vacancy shall qualify in like manner within thirty days after his appointment. Any vacancy occurring in said Commission by reason of failure to qualify as above provided, or by reason of death or resignation, shall be filled by the Secretary of Agriculture. Before the issuance of bonds as hereinabove provided, each member of the Commission shall give such bond as may be fixed by the Chief of the Bureau of Public Roads of the Department of Agriculture, conditioned upon the faithful performance of all duties required by this Act. The Commission shall elect a chairman and a vice chairman from its members, and may establish rules and regulations for the government of its own business. A majority of the members shall constitute a quorum for the transaction of business.

SEC. 9. The Commission shall have no capital stock or shares of interest or participation, and all revenues and receipts thereof shall be applied to the purposes specified in this Act. The members of the Commission shall be entitled to a per diem compensation for their services of $10 per day for each day actually spent in the business of the Commission, but the maximum compensation of the Chairman in any year shall not exceed $2,500 and of each other member shall not exceed $500. The members of the Commission shall also be entitled to receive traveling-expense allowance of 10 cents a mile for each mile actually traveled on the business of the Commission. The Commission may employ a secretary, treasurer, engineers, attorney, and other such experts, assistants, and employees as they may deem necessary, who shall be entitled to receive such

Disposition of ferry.


Owensboro Bridge Commission created; powers.

Membership of Commission.

Vacancies.

Bond.

Chairman and vice chairman: rules; quorum.

Commission to have no shares of interest, etc.; application of receipts.

Compensation, allowance, etc.

Secretary, and other employees.
compensation as the Commission may determine. All salaries and expenses shall be paid solely from the funds provided under the authority of this Act. After all bonds and interest thereon shall have been paid and all other obligations of the Commission paid or discharged, or provision for all such payment shall have been made as hereinbefore provided, and after the bridge shall have been conveyed to the Indiana interests and the Kentucky interests as herein provided, and any ferry or ferries shall have been sold, the Commission shall be dissolved and shall cease to have further existence by an order of the Chief of the Bureau of Public Roads made upon his own initiative or upon application of the Commission or any member or members thereof, but only after a public hearing in the city of Owensboro, Kentucky, notice of the time and place of which hearing and the purpose thereof shall have been published once, at least thirty days before the date thereof, in a newspaper published in the city of Owensboro. At the time of such dissolution all moneys in the hands of or to the credit of the Commission shall be divided into two equal parts, one of which shall be paid to said Indiana interests and the other to said Kentucky interests.

SEC. 10. Notwithstanding any of the provisions of this Act, the Commission shall have full power and authority to negotiate and enter into a contract or contracts with the State Highway Commission of Indiana and the Department of Highways of Kentucky, the city of Owensboro, Daviess County, Kentucky, or any county or municipality in the State of Indiana, whereby the Commission may receive financial aid in the construction of the bridge and approaches thereto, and the Commission may make and enter into any contract or contracts which it deems expedient and proper with the State Highway Commission of Indiana and the Department of Highways of Kentucky, whereby said highway departments or either of them may construct, operate, and maintain or participate with the Commission in the construction, operation, and maintenance of said bridge and approaches. It is hereby declared to be the purpose of Congress to facilitate the construction of a bridge and proper approaches across the Ohio River at or near Owensboro, and to authorize the Commission to promote said object and purposes, with full power to contract either with the State Highway Commission of Indiana or the Department of Highways of Kentucky or both in relation to the construction, operation, and maintenance of said bridge and approaches.

SEC. 11. Nothing herein contained shall be construed to authorize or permit the Commission or any member thereof to create any obligation or incur any liability other than such obligations and liabilities as are dischargeable solely from funds provided by this Act. No obligation created or liability incurred pursuant to this Act shall be an obligation or liability of any member or members of the Commission but shall be chargeable solely to the funds herein provided, nor shall any indebtedness created pursuant to this Act be an indebtedness of the United States.

SEC. 12. All provisions of this Act may be enforced or the violation thereof prevented by mandamus, injunction, or other appropriate remedy brought by the attorney general for the State of Indiana, the attorney general for the Commonwealth of Kentucky, or the United States district attorney for any district in which the bridge may be located in part, in any court having competent jurisdiction of the subject matter and of the parties.

SEC. 13. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 14, 1937.
[CHAPTER 630]

AN ACT

To restore the per diem fee of $4 for service of jurors in Federal courts.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the twenty-third paragraph under the heading "MEDICAL AND HOSPITAL SERVICE" in the Department of Justice Appropriation Act, 1938, approved June 16, 1937, which continues for the fiscal year 1938 the reduction of jurors' fees from $4 to $3, is hereby repealed.

Approved, August 14, 1937.

[CHAPTER 631]

AN ACT

To amend section 3528 of the Revised Statutes relating to the purchase of metal for minor coins of the United States.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3528 of the Revised Statutes, as amended (U. S. C., 1934 edition, title 31, sec. 340), is hereby further amended by striking out the figures "$400,000" and inserting in lieu thereof the figures "$600,000".

Approved, August 14, 1937.

[CHAPTER 632]

AN ACT

To provide for a stenographic grade in the office of chief clerks and superintendents in the Railway Mail Service.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the thirteenth paragraph of section 7 of the Act entitled "An Act reclassifying the salaries of postmasters and employees of the Postal Service, readjusting their salaries and compensation on an equitable basis, increasing postal rates to provide for such readjustment, and for other purposes", approved February 28, 1925 (U. S. C., title 39, sec. 621), is amended to read as follows:

"Clerks assigned to the office of division superintendent or chief clerk shall be promoted successively to grade 4, and in the office of division superintendent, four clerks may be promoted to grade 5 and eight clerks to grade 6, and in the office of chief clerk, one clerk may be promoted to grade 5 and two clerks to grade 6: Provided, That clerks assigned to the position of stenographer may be promoted successively to grade 2, and in division superintendents' offices not exceeding one stenographer may be promoted successively to grade 3; And provided further, That no employee shall be reduced in salary as a result of this Act."

Approved, August 14, 1937.

[CHAPTER 633]

JOINT RESOLUTION

To authorize the acceptance on behalf of the United States of certain bequests of James Reuel Smith, late of the city of Yonkers, State of New York.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is hereby authorized and directed to accept on behalf of the United States the library and books bequeathed to the United States by the last will and testament of James Reuel Smith and to...
Redemption of Liberty Bonds Issued in the Year 1918 from Bequest of James Reuel Smith.

Credit of funds to.

Sale of real and personal property; disposition of proceeds.

Restriction on use.

Aug. 16, 1937
(S. 601)
[Public, No. 2931
Columbia River.
Improvement of navigation facilities, Cascade Locks and Hood River, Oreg., authorized.

Reimbursement of owners for costs of alterations.

Aug. 16, 1937
(S. 1047)
[Public, No. 294
Pierre, S. Dak.
Construction, operation, etc., amusement and recreational facilities, Farm Island, authorized.

Tourist cabins.

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deliver to the Secretary of Commerce, or such officer as he shall designate, said library and books for distribution among and for the use of the various lighthouse stations of the United States Lighthouse Service.

Sec. 2. That the Secretary of the Treasury is hereby authorized and directed to receive on behalf of the United States, for the purpose set forth in the last will and testament of James Reuel Smith, all moneys and other property bequeathed to the United States under the residuary clause of such will, and to deposit said moneys into the Treasury to the credit of a public debt account entitled “Redemption of Liberty Bonds Issued in the Year 1918 from Bequest of James Reuel Smith.” The Secretary of the Treasury is further authorized and directed to sell any real or personal property which may be received under the residuary clause of said will, the proceeds of such sales to be deposited in such public debt account. Such account shall be available until expended, for the redemption of Liberty bonds issued in the year 1918 and for no other purpose, and all payments made in the redemption of such bonds shall be made from such account, to the extent it is available, before any such payments are made out of other funds in the Treasury.

Approved, August 14, 1937.

[CHAPTER 648] AN ACT
To authorize improvement of navigation facilities on the Columbia River, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause such alterations in existing bridges across the Columbia River at Cascade Locks and Hood River, Oreg., authorized.

Approved, August 16, 1937.

[CHAPTER 649] AN ACT
To authorize the city of Pierre, South Dakota, to construct, equip, maintain, and operate on Farm Island, South Dakota, certain amusement and recreational facilities; to charge for the use thereof; and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the provisions of section 21, as amended, of the Act entitled “An Act to divide a portion of the reservation of the Sioux Nations of Indians in Dakota into separate reservations and to secure the relinquishment of the Indian title to the remainder, and for other purposes”, approved March 2, 1889, the city of Pierre, South Dakota, is authorized, for the purpose of maintaining, developing, and policing Farm Island, South Dakota, to construct, equip, maintain, and operate on such island dance pavilions, merry-go-rounds, ferris wheels, ball parks, and other amusement or recreational facilities, and to charge for admission thereto; to construct, equip, and maintain tourist cabins on such island and to charge for the occupancy
thereof; to lease up to one hundred plats of land in such island of
not more than two acres each for the erection thereon of private
cottages; to require the registration of vehicles entering such island
and to charge a fee therefor based upon a single entry or upon the
privilege of entering such island for the period of a year; to lease to
Girl Scout and Boy Scout organizations such grounds and quarters
on such island as may be necessary for their encampments; and to
sell beer on such island in compliance with the laws of the State of
South Dakota: Provided. That this authorization shall be effective
only when the city of Pierre or the State legislature shall enact and
maintain regulatory provisions of the kind set out in sections 2, 3, 4,
and 5 of this Act, in modification of the conditions contained in the
Act of March 2, 1889 (25 Stat. L. 888, 897), relating to the purposes
for which the said Farm Island may be used; and that until such
enactment is certified to the Secretary of the Interior, no part of this
Act shall be in effect.

Sec. 2. The carriage, sale, or gift on such island of any alcoholic
beverages other than beer is hereby prohibited and such city is
further authorized, for the purposes of detecting and preventing the
carriage of such beverages, to provide for the reasonable inspection
of persons and vehicles on such island.

Sec. 3. All enterprises operated on Farm Island shall be owned
and operated by the city of Pierre, and all funds derived from such
charges, fees, leases, and sales shall be maintained by the city in a
separate fund and shall be used exclusively for the purpose of
maintaining, developing, and policing Farm Island.

Sec. 4. Farm Island is hereby designated a wild-game refuge.
The carriage of firearms on such island by any person other than
an official of such city, the State of South Dakota, or the United
States, and the hunting, pursuing, poisoning, killing, or capturing
by trapping, netting, or any other means or attempting to hunt,
pursue, kill, or capture any wild animal or bird for any purpose
whatever, within the limits of such island, shall be unlawful. How-
ever, it shall be lawful that shotguns may be taken onto the island
by members of the Izaak Walton League, or any regularly organized
local gun club for the purpose of participating in trapshooting and
skeetshooting conducted by such Izaak Walton League or official
gun club under such regulations as the city commission of Pierre
might adopt.

Sec. 5. Whoever violates any provision of this Act shall, upon
conviction thereof, be fined not more than $500 or imprisoned not
more than six months, or both.

Approved, August 16, 1937.

[CHAPTER 650]

AN ACT

Declaring Bayou Savage, also styled Bayou Chantilly, in the city of New Orleans,
Louisiana, a nonnavigable stream.

Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled, That Bayou
Savage, also styled Bayou Chantilly, in the city of New Orleans,
Louisiana, be, and the same is hereby, declared to be a nonnavigable
waterway within the meaning of the Constitution and laws of the
United States.

Sec. 2. The right to alter, amend, or repeal this Act is hereby
expressly reserved.

Approved, August 16, 1937.
To authorize the Five Civilized Tribes, in suits heretofore filed under their original Jurisdictional Acts, to present claims to the United States Court of Claims by amended petitions to conform to the evidence; and to authorize said court to adjudicate such claims upon their merits as though filed within the time limitation fixed in said original Jurisdictional Acts.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in suits heretofore filed in the United States Court of Claims by the Five Civilized Tribes under their respective Jurisdictional Acts (Cherokee Nation, Act approved March 19, 1924, 43 Stat. 27; Seminole Nation, Act approved May 20, 1924, 43 Stat. 133; Creek Nation, Act approved May 24, 1924, 43 Stat. 139; Choctaw and Chickasaw Nations, Act approved June 7, 1924, 43 Stat. 537; as amended by joint resolutions approved May 19, 1926; 44 Stat. 568; and February 19, 1929, 45 Stat. 1229), plaintiffs therein shall have the right, prior to January 1, 1938, to amend their petitions to conform to any evidence heretofore filed in said suits, whether such amended petitions develop original claims or present new claims based upon said evidence; and jurisdiction be, and is hereby, conferred upon said Court of Claims, notwithstanding the lapse of time or statutes of limitation, to hear, examine, adjudicate, and render judgment in any and all legal and equitable claims which may have been presented by said Indian Nations in any amended petitions heretofore filed, or which may be filed under the terms of this Act; and claims so presented shall be adjudicated by said court upon their merits as though presented by petition filed within the time limited by said respective original Jurisdictional Acts, as amended; and any case presenting claims which may have been dismissed upon the ground that new claims were set up by amended petition, after the expiration of the time limitation fixed in said original Jurisdictional Acts, as amended, shall be reinstated and retried by said court on their merits.

Approved, August 16, 1937.

To provide time credits for substitutes in the motor-vehicle service.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the last paragraph of section 11 of the Act entitled "An Act reclassifying the salaries of postmasters and employees of the Postal Service, readjusting their salaries and compensation on an equitable basis, increasing postal rates to provide for such readjustment, and for other purposes", approved February 28, 1925, as amended (U. S. C., 1934 ed., title 39, sec. 104), is hereby amended by adding at the end thereof the following sentence: "Any fractional part of a year's substitute service, rendered after the enactment of this sentence, shall be included with his service as a regular clerk, garageman-driver, driver-mechanic, or general mechanic in the motor-vehicle service, in determining eligibility for promotion to the next higher grade following appointment to a regular position."

Approved, August 16, 1937.
[CHAPTER 653]  
AN ACT
To extend the provisions of the forty-hour law for postal employees to watchmen and messengers in the Postal Service.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first section of the Act entitled "An Act to fix the hours of duty of postal employees and for other purposes", approved August 14, 1935, is amended by striking out the words "and laborers" and inserting in lieu thereof the following: "laborers, watchmen, and messengers".  
Approved, August 16, 1937.

[CHAPTER 654]  
AN ACT
To quiet title and possession with respect to certain lands in Tuscumbia, Alabama.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all the right, title, and interest of the United States in and to all the unsubdivided land in and the strip of land known as the Commons surrounding the city of Tuscumbia, formerly Cold Water Spring, Alabama, as shown by plat made by John Coffee, surveyor, which plat shows the town as embracing the south half section 4, the southeast quarter section 5, the northeast quarter section 8, and the north half section 9, township 4 south, range 11 west, Huntsville meridian, which said town was established under sections 3 and 5 of the Act of March 3, 1817 (3 Stat. 375), and section 2 of the Act of April 20, 1818 (3 Stat. 467), be, and the same is hereby, released, relinquished, and confirmed by the United States to the city of Tuscumbia, Alabama, or to the owners of the equitable titles thereto, as fully and completely, in every respect whatever, as could be done by patents issued according to law: Provided, That this Act shall amount only to a relinquishment of any title the United States has, or is supposed to have, in and to any of said lands, and shall not be construed to abridge, impair, injure, prejudice, or divest in any manner any valid right, title, or interest of any person or body corporate whatever, the true intent of this Act being to concede and abandon all right, title, and interest of the United States to the city of Tuscumbia or to those persons, estates, firms, or corporations who would be the equitable owners of said lands under the laws of the State of Alabama in the absence of the said interest, title, and estate of the United States: Provided further, That the title and rights hereby released and quitclaimed shall be subject to the right of the United States or any agency thereof to overflow the lands described herein as the result of projects for the improvement of navigation upon the Tennessee River.  
Approved, August 16, 1937.

[CHAPTER 655]  
AN ACT
To provide for the conveyance by the United States to the county of Beaufort, South Carolina, of the Hunting Island Lighthouse Reservation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, subject to the condition hereinafter specified, the Director of Procurement, subject to the approval of the Secretary of the Treasury, is authorized and directed to convey to the county of Beaufort, South Carolina, all...
Reversionary provision.

the right, title, and interest of the United States in and to the two parcels of land (together with all improvements thereon) constituting the Hunting Island Lighthouse Reservation, situated on the island known as Hunting Island, in the county of Beaufort, South Carolina. Such conveyance shall contain the express condition that if the county of Beaufort, South Carolina, shall at any time cease to use the property as a public park for public recreation or as a game sanctuary, or both, or shall alienate or attempt to alienate such property in any manner other than that authorized by section 1 of the joint resolution of the General Assembly of the State of South Carolina, approved June 2, 1936, authorizing the development of Hunting Island, title thereto shall revert to the United States.

Approved, August 16, 1937.

[CHAPTER 656]

August 16, 1937
[Public, No. 301]

AN ACT

Authorizing the Territory of Alaska to transfer a certain tract of land to Sitka Cold Storage Company, a corporation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Territory of Alaska, through the Governor of Alaska, is hereby authorized to transfer and convey to the Sitka Cold Storage Company, a corporation organized and existing under the laws of the Territory of Alaska, that certain portion of the land granted to the Territory by the provisions of Public Law Numbered 134, Seventy-third Congress, approved March 27, 1934 (48 Stat. 502), entitled "An Act granting abandoned public buildings and grounds at Sitka, Alaska, to the Territory of Alaska, and for other purposes", subject to the reservation of all oil, coal, or other minerals in the land, and the right to prospect for, mine, and remove the same contained in said Act of March 27, 1934, said portion of the land described in said Act of March 27, 1934, being described as follows, to wit:

Beginning at corner numbered 1, identical with corner numbered 1 United States Forest Service reserve, and also with corner numbered 4, United States reserve for public common, as shown on the plat of Sitka Townsite, Alaska, United States survey numbered 1474, tract A, from which point USRLM numbered 1, established in connection with the Sitka Townsite United States survey numbered 1474, marked by a cross "x" and "USRLM No. 1" chiseled on a large bedrock face in the Indian schoolyard, bears north eleven degrees two minutes east two hundred and ninety-three and eight-tenths feet distant, and the southeast corner of the Sitka Cold Storage Company building A bears north twenty-nine degrees thirty-five minutes west three and five-tenths feet, thence north one degree four minutes west four and two-tenths feet to corner numbered 2 on the west-side line of an unnamed street, called hereinafter "Waterfront Street", from which corner the southeast corner of said Sitka Cold Storage Company building A bears south exactly sixty degrees west one and five-tenths feet, thence north twenty-nine degrees thirty-five minutes west exactly ninety feet along the west-side line of said Waterfront Street and parallel to and one and five-tenths feet east therefrom to the east end of said Sitka Cold Storage Company building A to corner numbered 3 from which corner the northeast corner of said building bears south exactly sixty degrees west one and five-tenths feet distant, thence north thirty-eight degrees fifty-one minutes west fifty and twenty-two one-hundredths feet along the west-side line of
said Waterfront Street to corner numbered 4, a point on the north-west boundary line of said United States survey numbered 1474, tract A, identical with the north-west boundary line of said United States reserve for public common and the north-west boundary line of said Pioneers Home tract; from which corner the northeast corner of the Harbor Store Building, same being property of the Sitka Cold Storage Company, bears south thirty-one degrees six minutes east sixteen and five-tenths feet distant, thence south exactly thirty-five degrees west thirty-six and fifty one-hundredths feet along and identical with said north-west boundary (13-14) line of said United States survey numbered 1474, tract A; north-west boundary (7-6) line United States reserve for public common and north-west boundary line Pioneers Home tract to corner numbered 5, meander corner, at line of mean high tide on east shore of Sitka Harbor identical with corner numbered 14, meander corner said United States survey numbered 1474, tract A, and corner numbered 6, meander corner, said United States reserve for public common, and with a meander corner of said Pioneers Home tract, thence with meanders, along the east shore of Sitka Harbor, identical with the meander line of said United States survey numbered 1474, tract A, of said United States reserve for public common and of said Pioneers Home tract, under the said Harbor Store Building and the Sitka Cold Storage Company building A, south thirty-seven degrees nineteen minutes east fifty-seven and nine one-hundredths feet, south twenty degrees twenty-three minutes west forty-three and forty-three one-hundredths feet, south sixty degrees one-thousandths acre.
Additional jurisdiction.

Compositions of indebtedness of taxing agencies, etc.

Agricultural improvement districts.

Sewer, paving, etc., districts.

Highway, etc., districts.

Public-school districts.

Port, navigation, etc., districts.

Municipalities.

Proviso.

Separability provision.

Definitions.

"Petitioner."

"Security."

"Creditor."

U. S. agency holding securities, etc., deemed a creditor.

CHAPTER X

ADDITIONAL JURISDICTION

"Sec. 81. This Act and proceedings thereunder are found and declared to be within the subject of bankruptcies and, in addition to the jurisdiction otherwise exercised, courts of bankruptcy shall exercise original jurisdiction as provided in this chapter for the composition of indebtedness of, or authorized by, any of the taxing agencies or instrumentalities hereinafter named, payable (a) out of assessments or taxes, or both, levied against and constituting liens upon property in any of said taxing agencies or instrumentalities, or (b) out of property acquired by foreclosure of any such assessments or taxes or both, or (c) out of income derived by such taxing agencies or instrumentalities from the sale of water or power or both, or (d) from any combination thereof; (1) Drainage, drainage and levee, levee, levee and drainage, reclamation, water, irrigation, or other similar districts, commonly designated as agricultural improvement districts or local improvement districts, organized or created for the purpose of constructing, improving, maintaining, and operating certain improvements or projects devoted chiefly to the improvement of lands therein for agricultural purposes; or (2) local improvement districts such as sewer, paving, sanitary, or other similar districts, organized or created for the purposes designated by their respective names; or (3) local improvement districts such as road, highway, or other similar districts, organized or created for the purpose of grading, paving, or otherwise improving public streets, roads, or highways; or (4) public-school districts or public-school authorities organized or created for the purpose of constructing, maintaining, and operating public schools or public-school facilities; or (5) local improvement districts such as port, navigation, or other similar districts, organized or created for the purpose of constructing, improving, maintaining, and operating ports and port facilities; or (6) any city, town, village, borough, township, or other municipality: Provided, however, That if any provision of this chapter, or the application thereof to any such taxing agency or district or class thereof or to any circumstance, is held invalid, the remainder of the chapter, or the application of such provision to any other or different taxing agency or district or class thereof or to any other or different circumstances, shall not be affected by such holding.

DEFINITION

"Sec. 82. The following terms as used in this chapter, unless a different meaning is plainly required by the context, shall be construed as follows:

"That the term 'petitioner' shall include any taxing agency or instrumentality referred to in section 81 of this chapter.

"The term 'security' shall include bonds, notes, judgments, claims, and demands, liquidated or unliquidated, and other evidences of indebtedness, either secured or unsecured, and certificates of beneficial interest in property.

"The term 'creditor' means the holder of a security or securities.

"Any agency of the United States holding securities acquired pursuant to contract with any petitioner under this chapter shall be deemed a creditor in the amount of the full face value thereof.
"The term ‘security affected by the plan’ means a security as to which the rights of its holder are proposed to be adjusted or modified materially by the consummation of a composition agreement.

"The singular number includes the plural and the masculine gender the feminine.

"COMPOSITIONS"

"Sec. 83. (a) Any petitioner may file a petition hereunder stating that the petitioner is insolvent or unable to meet its debts as they mature and that it desires to effect a plan for the composition of its debts. The petition shall be filed with the court in whose territorial jurisdiction the petitioner or the major part thereof is located, and, in the case of any unincorporated tax or special-assessment district having no officials of its own, the petition may be filed by its governing authority or the board or body having authority to levy taxes or assessments to meet the obligations to be affected by the plan of composition. The petition shall be accompanied by payment to the clerk of a filing fee of $100, which shall be in lieu of the fees required to be collected by the clerk under other applicable chapters of the Uniform Bankruptcy Act of 1898, as amended. The petition shall state that a plan of composition has been prepared, is filed and submitted with the petition, and that creditors of the petitioner owning not less than 51 per centum in amount of the securities affected by the plan (excluding, however, any such securities owned, held, or controlled by the petitioner), have accepted it in writing. There shall be filed with the petition a list of all known creditors of the petitioner, together with their addresses so far as known to petitioner, and description of their respective securities showing separately those who have accepted the plan of composition, together with their separate addresses, the contents of which list shall not constitute admissions by the petitioner in a proceeding under this chapter or otherwise. Upon the filing of such a petition the judge shall enter an order either approving it as properly filed under this chapter or otherwise. Upon the filing of such a petition the judge shall enter an order either approving it as properly filed under this chapter, if satisfied that such petition complies with this chapter and has been filed in good faith, or dismissing it, if not so satisfied.

"The ‘plan of composition’, within the meaning of this chapter, may include provisions modifying or altering the rights of creditors generally, or of any class of them, secured or unsecured, either through issuance of new securities of any character, or otherwise, and may contain such other provisions and agreements not inconsistent with this chapter as the parties may desire.

"No creditor shall be deemed to be affected by any plan of composition unless the same shall affect his interest materially, and in case any controversy shall arise as to whether any creditor or class of creditors shall or shall not be affected, the issue shall be determined by the judge, after hearing, upon notice to the parties interested.

"For all purposes of this chapter any creditor may act in person or by an attorney or a duly authorized agent or committee. Where any committee, organization, group, or individual shall assume to act for or on behalf of creditors, such committee, organization, group, or individual shall first file with the court in which the proceeding is pending a list of the creditors represented by such committee, organization, group, or individual, giving the name and address of each such creditor, together with a statement of the amount, class, and character of the security held by him, and attach thereto copies of the instrument or instruments in writing signed by the owners of the bonds showing their authority, and shall file with the list a copy of the contract or agreement entered into between such committee,
Compensation; approval by court.

Procedure when petition approved.

Notice to creditors.

Publication of notice; copy to each creditor.

Answer by creditor controverting allegations; objections.

Extension of hearing.

Decision on issues presented.

Proviso. Payment of claim holders without preference.

Preferential, etc., holders.

Reference to special master for consideration.

organization, group, or individual and the creditors represented by it or them, which contract shall disclose all compensation to be received, directly or indirectly, by such committee, organization, group, or individual, which agreed compensation shall be subject to modification and approval by the court.

“(b) Upon approving the petition as properly filed, or at any time thereafter, the judge shall enter an order fixing a time and place for a hearing on the petition, which shall be held within ninety days from the date of said order, and shall provide in the order that notice shall be given to creditors of the filing of the petition and its approval as being properly filed, and of the time and place for the hearing. The judge shall prescribe the form of the notice, which shall specify the manner in which claims and interests of creditors shall be filed or evidenced, on or before the date fixed for the hearing. The notice shall be published at least once a week for three successive weeks in at least one newspaper of general circulation published within the jurisdiction of the court, and in such other paper or papers having a general circulation among bond dealers and bondholders as may be designated by the court, and the judge may require that it may be published in such other publication as he may deem proper. The judge shall require that a copy of the notice be mailed, postage prepaid, to each creditor of the petitioner named in the petition at the address of such creditor given in the petition, or, if no address is given in the petition for any creditor and the address of such creditor cannot with reasonable diligence be ascertained, then a copy of the notice shall be mailed, postage prepaid, to such creditor addressed to him as the judge may prescribe. All expense of giving notice as herein provided shall be paid by the petitioner. The notice shall be first published, and the mailing of copies thereof shall be completed at least sixty days before the date fixed for the hearing.

“At any time not less than ten days prior to the time fixed for the hearing, any creditor of the petitioner affected by the plan may file an answer to the petition controverting any of the material allegations therein and setting up any objection he may have to the plan of composition. The judge may continue the hearing from time to time if the percentage of creditors required herein for the confirmation of the plan shall not have accepted the plan in writing, or if for any reason satisfactory to the judge the hearing is not completed on the date fixed therefor. At the hearing, or a continuance thereof, the judge shall decide the issues presented and unless the material allegations of the petition are sustained, shall dismiss the proceeding. If, however, the material allegations of the petition are sustained, the judge shall classify the creditors according to the nature of their respective claims and interests: Provided, however, That the holders of all claims, regardless of the manner in which they are evidenced, which are payable without preference out of funds derived from the same source or sources shall be of one class. The holders of claims for the payment of which specific property or revenues are pledged, or which are otherwise given preference as provided by law, shall accordingly constitute a separate class or classes of creditors.

“At the hearing, or a continuance thereof, the judge may refer any matters to a special master for consideration, the taking of testimony, and a report upon special issues, and may allow reasonable compensation for the services performed by such special master, and the actual and necessary expenses incurred in connection with the
proceeding, including compensation for services rendered and expenses incurred in obtaining the deposit of securities and the preparation of the plan, whether such work may have been done by the petitioner or by committees or other representatives of creditors, and may allow reasonable compensation for the attorneys or agents of any of the foregoing, and may apportion the amount so determined among the parties to the proceeding as may be just: Provided, however, That no fees, compensation, reimbursement, or other allowances for attorneys, agents, committees, or other representatives of creditors shall be assessed against the petitioner or paid from any revenues, property, or funds of the petitioner except in the manner and in such sums, if any, as may be provided for in the plan of composition. An appeal may be taken from any order making such determination or award to the United States Circuit Court of Appeals for the circuit in which the proceeding under this chapter is pending, independently of other appeals which may be taken in the proceeding, and such appeal shall be heard summarily.

"On thirty days' notice by any creditor to petitioner, the judge, if he finds that the proceeding has not been prosecuted with reasonable diligence, or that it is unlikely that the plan will be accepted by said proportion of creditors, may dismiss the proceeding.

"(c) Upon entry of the order fixing the time for the hearing, or at any time thereafter, the judge may upon notice enjoin or stay, pending the determination of the matter, the commencement or continuation of suits against the petitioner, or any officer or inhabitant thereof, on account of the securities affected by the plan, or to enforce any lien or to enforce the levy of taxes or assessments for the payment of obligations under any such securities, or any suit or process to levy upon or enforce against any property acquired by the petitioner through foreclosure of any such tax lien or special assessment lien, except where rights have become vested, and may enter an interlocutory decree providing that the plan shall be temporarily operative with respect to all securities affected thereby and that the payment of the principal or interest, or both, of such securities shall be temporarily postponed or extended or otherwise readjusted in the same manner and upon the same terms as if such plan had been finally confirmed and put into effect, and upon the entry of such decree the principal or interest, or both, of such securities which have otherwise become due, or which would otherwise become due, shall not be or become due or payable, and the payment of all such securities shall be postponed during the period in which such decree shall remain in force, but shall not, by any order or decree, in the proceeding or otherwise, interfere with (a) any of the political or governmental powers of the petitioner; or (b) any of the property or revenues of the petitioner necessary for essential governmental purposes; or (c) any income-producing property, unless the plan of composition so provides.

"(d) The plan of composition shall not be confirmed until it has been accepted in writing, by or on behalf of creditors holding at least two-thirds of the aggregate amount of claims of all classes affected by such plan and which have been admitted by the petitioner or allowed by the judge, but excluding claims owned, held, or controlled by the petitioner: Provided, however, That it shall not be requisite to the confirmation of the plan that there be such acceptance by any creditor or class of creditors (a) whose claims are not affected by the plan; or (b) if the plan makes provision for the payment of their claims in cash in full; or (c) if provision

Appeals from orders.

Authority of judge.

Dismissal of proceeding.

Stay of suits, etc.

Enforcement of assessments, etc.

Temporary operation of plan on securities affected.

Readjustment of securities.

Plan of composition.

Acceptance by creditors before confirmation.

Classes of creditors from whom acceptance not required.
Confirmation of plan, etc., by court. Findings required.

At the conclusion of the hearing, the judge shall make written findings of fact and his conclusions of law thereon, and shall enter an interlocutory decree confirming the plan if satisfied that (1) it is fair, equitable, and for the best interests of the creditors and does not discriminate unfairly in favor of any creditor or class of creditors; (2) complies with the provisions of this chapter; (3) has been accepted and approved as required by the provisions of subdivision (d) of this section; (4) all amounts to be paid by the petitioner for services or expenses incident to the composition have been fully disclosed and are reasonable; (5) the offer of the plan and its acceptance are in good faith; and (6) the petitioner is authorized by law to take all action necessary to be taken by it to carry out the plan. If not so satisfied, the judge shall enter an order dismissing the proceeding.

Changes and modifications allowed. Rights and acts of creditor.

Before a plan is confirmed, changes and modifications may be made therein, with the approval of the judge after hearing upon such notice to creditors as the judge may direct, subject to the right of any creditor who shall previously have accepted the plan to withdraw his acceptance, within a period to be fixed by the judge and after such notice as the judge may direct, if, in the opinion of the judge, the change or modification will be materially adverse to the interest of such creditor, and if any creditor having such right of withdrawal shall not withdraw within such period, he shall be deemed to have accepted the plan as changed or modified: Provided, however, That the plan as changed or modified shall comply with all the provisions of this chapter and shall have been accepted in writing by the petitioner. Either party may appeal from the interlocutory decree as in equity cases. In case said interlocutory decree shall prescribe a time within which any action is to be taken, the running of such time shall be suspended in case of an appeal until final determination thereof. In case said decree is affirmed, the judge may grant such time as he may deem proper for the taking of such action.

Confirmatory decree binding upon all creditors.

If an interlocutory decree confirming the plan is entered as herein provided, the plan and said decree of confirmation shall become and be binding upon all creditors affected by the plan, if within the time prescribed in the interlocutory decree, or such additional time as the judge may allow, the money, securities, or other consideration to be delivered to the creditors under the terms of the plan shall have been deposited with the court or such disbursing agent as the court may appoint or shall otherwise be made available for the creditors. And thereupon the court shall enter a final decree determining that the petitioner has made available for the creditors affected by it, whether secured or unsecured, and whether or not their claims have been filed or evidenced, and, if filed or evidenced, whether or not allowed, including creditors who have not, as well as those who have, accepted it.

Certified copy of decree or order as evidence of jurisdiction of court.

A certified copy of the final decree, or of any other decree or order entered by the court or the judge thereof, in a proceeding under this chapter, shall be evidence of the jurisdiction of the court, the regularity of the proceedings, and the fact that the decree or order was made. A certified copy of an order providing for the transfer of any property dealt with by the plan shall be evidence of the trans-
fer of title accordingly and, if recorded as conveyances are recorded, shall impart the same notice that a deed, if recorded, would impart.

"(h) This chapter shall not be construed as to modify or repeal any prior, existing statute relating to the refinancing or readjustment of indebtedness of municipalities, political subdivisions, or districts: Provided, however, That the initiation of proceedings or the filing of a petition under section 80 shall not constitute a bar to the same taxing agency or instrumentality initiating a new proceeding under section 81 thereof.

"(i) Nothing contained in this chapter shall be construed to limit or impair the power of any State to control, by legislation or otherwise, any municipality or any political subdivision of or in such State in the exercise of its political or governmental powers, including expenditures therefor.

"TERMINATION OF JURISDICTION"

"Sec. 84. Jurisdiction conferred on any court by section 81 shall not be exercised by such court after June 30, 1940, except in respect of any proceeding initiated by filing a petition under section 83 (a) on or prior to June 30, 1940."

Approved, August 16, 1937.

[CHAPTER 658]

AN ACT

Authorizing the Secretary of Commerce to accept title to a certain parcel of land at Gaithersburg, Maryland.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Commerce is hereby authorized and empowered to accept, on behalf of the United States, title, by deed from the heirs at law of Ignatius T. and Elizabeth M. Fulks (pursuant to the leasehold interest created by a contract of April 1, 1899, between the said Ignatius T. and Elizabeth M. Fulks and the Superintendent of the United States Coast and Geodetic Survey), to the following-described property situated and lying in Gaithersburg, Montgomery County, Maryland, to wit: Beginning at a stone planted in the ground at the intersection of the lines of the lands of the said Ignatius T. Fulks, Vandelia Owen, and Philemon M. Smith, and running thence south forty-six degrees thirty minutes west three hundred feet; thence south forty-three degrees thirty minutes east two hundred and seventy feet; thence north forty-six degrees thirty minutes east four hundred and forty-four and six-tenths feet; thence north seventy-one degrees forty minutes west fifty-three and five-tenths feet to a stone; still north seventy-one degrees forty minutes west two hundred and fifty-two and eight-tenths feet to the place of beginning, containing two and three hundred and seven one-thousandths acres of land, more or less; together with all the improvements thereon, and the rights and appurtenances thereto belonging or appertaining, including the present right-of-way from the entrance of the property to the Frederick Road.

Acquisition of the title to said property under this Act shall be without expense to the United States, except the expense of conveyancing and the expense of making an abstract of title to said property.

Approved, August 16, 1937.
To liberalize the provisions of existing laws governing service-connected benefits for World War veterans and their dependents, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the provisions of Public Law Numbered 484, Seventy-third Congress, June 28, 1934 (U. S. C., 1934 edition, title 38, secs. 503-507), as amended by section 1, Public Law Numbered 844, Seventy-fourth Congress, June 29, 1936 (U. S. C., title 38, sec. 508), in no event shall the widow, child, or children otherwise entitled to compensation under the provisions of that Act be denied such compensation if the veteran’s death resulted from a disease or disability not service connected, and at the time of the veteran’s death he was receiving or entitled to receive compensation, pension, or retirement pay for 20 per centum disability or more presumptively or directly incurred in or aggravated by service in the World War: Provided, That a widow shall not be entitled to compensation under this section unless a child was born of her marriage to the veteran: Provided further, That except as provided in section 6 of this Act, compensation authorized by this section shall not be payable effective prior to the receipt of application therefor in the Veterans’ Administration in such form as the Administrator of Veterans’ Affairs may prescribe, but in no event shall compensation herein authorized be effective prior to the date of enactment of this Act.

SEC. 2. That section 4 of Public Law Numbered 484, Seventy-third Congress, June 28, 1934 (48 Stat. 1282; U. S. C., title 38, sec. 506), is hereby amended to read as follows:

“That for the purpose of awarding compensation under the provisions of this Act, as amended, service connection of disability and degree thereof at date of death may be determined in any case where claim has been or is filed by the widow, child, or children of a deceased World War veteran, except that proof of 20 per centum disability or more at date of death and evidence as to service connection must be filed no later than three years after date of enactment of this Act, or the date of death, whichever is the later, and evidence required in connection with any claim must be submitted in accordance with regulations prescribed by the Administrator of Veterans’ Affairs.”

SEC. 3. That effective on the first day of the month next following the date of enactment of this Act, the rates of death compensation payable under the provisions of existing laws or veterans’ regulations to a surviving widow, child, or children, and/or dependent mother or father of any World War veteran who died as the result of injury or disease incurred in or aggravated by active military or naval service in the World War, shall be as follows:

Widow, age under fifty years, $30; widow, age fifty to sixty-five years, $37.50; widow, age sixty-five years or over, $45; widow with one child, $10 additional for such child up to ten years of age, increased to $15 from age ten (with $8 for each additional child up to ten years of age, increased to $13 from age ten) (subject to apportionment regulations); no widow but one child, $20; no widow but two children, $33 (equally divided); no widow but three children, $46 (equally divided); with $8 for each additional child; total amount to be equally divided; dependent mother or father, $45 (or both) $25 each. As to the widow, child, or children, the total compensation payable under this paragraph shall not exceed $75. The
amount of the compensation herein authorized shall be paid in the event the monthly payment of compensation under Veterans' Regulation Numbered 1 (g) and the monthly payment of yearly renewable term, automatic, or United States Government life (converted) insurance does not aggregate or exceed the amount of compensation herein authorized.

As to the surviving widow, child, or children, and/or dependent mother or father on the rolls on the date of enactment of this Act, any increased award herein authorized shall be effective from the date of enactment of this Act and in all other cases, except as provided in section 6 of this Act, effective dates of awards shall be governed by the provisions of veterans' regulations promulgated under Public Law Numbered 2, Seventy-third Congress, March 20, 1933.

SEC. 4. That on and after the date of enactment of this Act, for the purpose of payment of compensation under the laws administered by the Veterans' Administration, the term "widow of a World War veteran" shall mean a woman—

(a) (1) Who was married to the person who served prior to or during the period of service on which the claim is based; or

(2) Who was married to the person who served prior to July 3, 1931; or

(3) Who was married to the person who served at any time, provided a child was born of such marriage.

(b) No compensation shall be paid to a widow unless there was continuous cohabitation with the person who served from the date of marriage to date of death, except where there was a separation which was due to the misconduct of or procured by the person who served, without the fault of the widow.

(c) All marriages shall be proven as valid marriages according to the law of the place where the parties resided at the time of marriage, or of the law of the place where the ceremony was performed at the time thereof, or the law of the place where the parties resided when the right to pension hereunder accrued.

(d) Compensation shall not be allowed a widow who has remarried either once or more than once, and where compensation is properly discontinued by reason of remarriage it shall not thereafter be recommenced.

SEC. 5. That notwithstanding any provision of law or veterans' regulation, except as to emergency officers' retirement pay, reenlistment in the military or naval service on or after November 12, 1918, and before July 2, 1921, where there was prior service between April 6, 1917, and November 11, 1918, shall be considered as World War service under the laws providing benefits for World War veterans and their dependents.

SEC. 6. That notwithstanding any provision of law or veterans' regulation, awards of death compensation shall be effective as of the date of death of the World War veteran if claim is filed within one year after the death of such veteran.

SEC. 7. That a new section is hereby added to title III, World War Veterans' Act, 1924, as amended (U. S. C., title 38), to be known as section 312, and to read as follows:

"Sec. 312. Without prejudice to any other cause of disability, the permanent loss of the use of both feet, of both hands, or of both eyes, or of one foot and one hand, or of one foot and one eye, or of one hand and one eye, or the loss of hearing of both ears, or the organic loss of speech, shall be deemed total permanent disability for insurance purposes. This section shall be deemed to be in effect on and after April 6, 1917, and shall apply only to automatic insurance, yearly renewable term insurance, and United States Government life (converted) insurance issued prior to December 15, 1936."

Effective date of awards.

"Widow of a World War veteran" defined.

Marital, etc., requirements.

Validity of marriage to be proven.

Remarried widows.

World War service, period defined.

Effective date of death compensation awards.

Permanent disability; definition, application of term.
Disappearance of incompetent veteran receiving; payment to dependents.
48 Stat. 524.

Proviso. Amount limited.

Penal and forfeiture provisions.
48 Stat. 8, 1281; 49 Stat. 2031.

August 16, 1937

AN ACT

To prohibit in the District of Columbia the operation of any automatic merchandise vending machine, turnstile, coin-box telephone, or other legal receptacle designed to receive or be operated by lawful coin of the United States of America or a token provided by the person entitled to the coin contents of such receptacle in connection with the sale, use, or enjoyment of property or service by means of slugs, spurious coins, tricks, or devices not authorized by the person entitled to the coin contents thereof; and to prohibit in the District of Columbia the manufacture, sale, offering for sale, advertising for sale, distribution, or possession for such use of any token, slug, false or counterfeited coin, or any device or substance whatsoever except tokens authorized by the person entitled to the coin contents of such receptacle; and providing a penalty for violation thereof.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any person who shall operate or cause to be operated, or who shall attempt to operate or attempt to cause to be operated, in the District of Columbia any automatic merchandise vending machine, turnstile, coin-box telephone, or other legal receptacle, designed to receive or be operated by lawful coin of the United States of America or a token provided by the person entitled to the coin contents of such receptacle, in furtherance of or in connection with the sale, use, or enjoyment of property or service, by means of a slug or any false token, counterfeited, mutilated, sweated or foreign coin, or by any means, method, trick, or device whatsoever not authorized by the person entitled to the coin contents of such merchandise vending machine, turnstile, coin-box telephone, or other legal receptacle; or any person who shall take, obtain, or receive from or in connection with any such merchandise vending machine, turnstile, coin-box telephone, or other legal receptacle described in this section any goods, wares, merchandise, gas, electric current, or other article of value, or the use or enjoyment of any transportation or any telephone or telegraph facilities or service, or of any musical instrument, phonograph, or other property, in the District of Columbia, without depositing in and surrendering to such merchandise vending machine, turnstile, coin-box telephone, or other legal receptacle described in this section lawful coin of the United States of America to the amount required therefor by the person entitled to the coin contents of any such merchandise vending machine, turnstile, coin-box telephone or other legal receptacle, or tokens provided and to the amount required by the person entitled to the coin contents of such legal receptacle, shall be guilty of a misdemeanor, and upon
conviction thereof, shall be punished by a fine not exceeding $500 or by imprisonment not to exceed six months, or by both fine and imprisonment in the discretion of the court.

Sec. 2. Any person who, with intent to cheat or defraud the owner, lessee, licensee, or other person entitled to the coin contents of any automatic merchandise vending machine, turnstile, coin-box telephone, or other legal receptacle, designed to receive or be operated by lawful coin of the United States of America or a token provided by the person entitled to the coin contents of such legal receptacle, in furtherance of or in connection with the sale, use, or enjoyment of property or service, or any person who, knowing or having cause to believe that the same is intended for fraudulent or unlawful use on the part of the purchaser, donee, or user thereof, shall manufacture, sell, offer to sell, advertise for sale, give away, or possess, in the District of Columbia, any token, slug, false or counterfeit coin, or any device or substance whatsoever intended or calculated to be placed, deposited, or used in the operation of any such merchandise vending machine, turnstile, coin-box telephone, or other legal receptacle shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding $500 or by imprisonment not to exceed six months, or by both fine and imprisonment in the discretion of the court.

Sec. 3. The word “person”, where used in this Act, shall be construed to include any individual, individuals, copartnerships, associations, groups, and corporations.

Approved, August 16, 1937.

[CHAPTER 661]

AN ACT

To authorize the Secretary of the Navy to proceed with the construction of certain public works in or in the vicinity of the District of Columbia, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act approved February 25, 1931 (46 Stat. 1419), be and the same is hereby, amended so as to read as follows:

That the Secretary of the Navy is hereby authorized to construct in the District of Columbia, or in the immediate vicinity thereof, on land already acquired or hereby authorized to be acquired therefor by purchase, gift, or otherwise, buildings to replace the present Naval Hospital and Naval Medical School at Washington, District of Columbia, with the utilities, accessories, and appurtenances pertaining thereto, including facilities for the Naval Medical Center and Naval Dental School: Provided, That the advice of the National Capital Park and Planning Commission be requested before the acquisition of property for this purpose and before the construction herein authorized shall begin; if located in the District of Columbia, the construction herein authorized be subject to the approval of the National Park Service under authority of section 6 of the Public Buildings Act of May 25, 1926, as amended (U. S. C., title 40, sec. 346): Provided further, That the total cost of the land and of the construction hereby authorized shall not exceed $4,850,000, of which not more than 15 per centum may be expended for the purchase of the site.

“Sec. 2. The Secretary of the Navy is hereby authorized to accept on behalf of the United States, free from encumbrances and without cost to the United States, the title in fee simple to any land which may be acquired by gift.”

Approved, August 16, 1937.
[CHAPTER 662]  
AN ACT  
August 16, 1937  
To provide for a referendum in the Territory of Alaska as to the establishment of a one-house legislature, and for other purposes.  

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That at the general election held in the Territory of Alaska, in the year 1938, for the election of a Delegate to Congress from Alaska, members of the Alaska Territorial Legislature, and such other officials of the Territory as may be by law then elective, each of the qualified electors of the Territory shall be afforded an opportunity to vote upon the question as to whether a one-house legislature shall be provided for the Territory of Alaska, such vote to be taken by furnishing to each of such electors a ballot, separate and apart from the ballot which embraces the names of the candidates for office to be voted upon at said election, having printed thereon the following:

"SPECIAL REFERENDUM BALLOT

(Place an (X) in square before your preference.)

"[ ] I favor a one-house legislature for Alaska.
[ ] I do NOT favor a one-house legislature for Alaska."

Sec. 2. Such ballots shall be prepared, printed, numbered, and distributed, so far as may be practicable, in the same form and manner as the ballots containing the names of candidates for office to be voted upon at said election; and the special referendum ballots so cast at said election shall be counted, tallied, canvassed, and returns thereon made in substantially the same manner as in the case of ballots containing the names of candidates.

Sec. 3. The expense of preparing, printing, distributing, counting, tallying, and canvassing such special referendum ballots, and all other additional expenses incurred in said election by reason thereof, shall be paid in the same manner as the other costs and expenses of said election.

Approved, August 16, 1937.

[CHAPTER 663]  
AN ACT  
August 16, 1937  
To enable the Department of Labor to formulate and promote the furtherance of labor standards necessary to safeguard the welfare of apprentices and to cooperate with the States in the promotion of such standards.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Labor is hereby authorized and directed to formulate and promote the furtherance of labor standards necessary to safeguard the welfare of apprentices, to extend the application of such standards by encouraging the inclusion thereof in contracts of apprenticeship, to bring together employers and labor for the formulation of programs of apprenticeship, to cooperate with State agencies engaged in the formulation and promotion of standards of apprenticeship, and to cooperate with the National Youth Administration and with the Office of Education of the Department of the Interior in accordance with section 6 of the Act of February 23, 1917 (39 Stat. 932), as amended by Executive Order Numbered 6166, June 10, 1933, issued pursuant to an Act of June 30, 1932 (47 Stat. 414), as amended.

39 Stat. 932.  
47 Stat. 414.
SEC. 2. The Secretary of Labor may publish information relating to existing and proposed labor standards of apprenticeship, and may appoint national advisory committees to serve without compensation. Such committees shall include representatives of employers, representatives of labor, educators, and officers of other executive departments, with the consent of the head of any such department.

SEC. 3. On and after the effective date of this Act the National Youth Administration shall be relieved of direct responsibility for the promotion of labor standards of apprenticeship as heretofore conducted through the division of apprentice training and shall transfer all records and papers relating to such activities to the custody of the Department of Labor. The Secretary of Labor is authorized to appoint such employees as he may from time to time find necessary for the administration of this Act, with regard to existing laws applicable to the appointment and compensation of employees of the United States: Provided, however, That he may appoint persons now employed in division of apprentice training of the National Youth Administration upon certification by the Civil Service Commission of their qualifications after nonassembled examinations.

SEC. 4. This Act shall take effect on July 1, 1937, or as soon thereafter as it shall be approved.

Approved, August 16, 1937.

[CHAPTER 664]

AN ACT

To authorize the Secretary of Commerce to grant and convey to the State of Washington fee title to certain lands of the United States in Jefferson County, Washington, for highway purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Commerce is hereby authorized and directed to grant and convey to the State of Washington the fee title to the following strip of land, being a small portion of the Quilcene (Washington) Fisheries Station, certain property of the United States in Jefferson County, State of Washington, same being granted and conveyed to the State of Washington for State highway purposes:

A strip of land containing thirty-six one-hundredths acre, more or less, in the southwest quarter southwest quarter southeast quarter section 22, township 27 north, range 2 west, Washington meridian, having widths as hereinafter set forth on each side of the following-described center line of a "road connection", to wit:

Commence at the south one-quarter corner of said section 22 and run easterly along the south line of said section 22 a distance of exactly seven hundred and two feet to an intersection with the center line of State Road Numbered 9 (Olympic Highway) as now located and of record in the office of the Director of Highways, Olympia, Washington; thence along said center line, north thirty-six degrees forty-three minutes east, seven hundred and forty-five and nine-tenths feet to the point of beginning of said "road connection"; thence south seventy-six degrees thirteen minutes west, along the center line of said "road connection", three hundred and forty-eight and one-tenth feet; thence on the arc of a curve to the left whose radius is exactly nine hundred and fifty-five feet, a distance of one hundred and fifty-eight feet, more or less, to an intersection with the easterly line of the southwest quarter southwest quarter southeast quarter section 22, township 27 north, range 2 west, Washington meridian, having widths as hereinafter set forth on each side of the following-described center line of a "road connection", to wit:

Commence at the south one-quarter corner of said section 22 and run easterly along the south line of said section 22 a distance of exactly seven hundred and two feet to an intersection with the center line of State Road Numbered 9 (Olympic Highway) as now located and of record in the office of the Director of Highways, Olympia, Washington; thence along said center line, north thirty-six degrees forty-three minutes east, seven hundred and forty-five and nine-tenths feet to the point of beginning of said "road connection"; thence south seventy-six degrees thirteen minutes west, along the center line of said "road connection", three hundred and forty-eight and one-tenth feet; thence on the arc of a curve to the left whose radius is exactly nine hundred and fifty-five feet, a distance of one hundred and fifty-eight feet, more or less, to an intersection with the easterly line of the southwest quarter southwest quarter south-
east quarter, said section 22, and the true point of beginning of strip
of land being herein described:

Thence continuing on the arc of said curve to the left a distance
of eighty-eight and four-tenths feet, more or less, having a width of
fifty feet on each side of said center line; thence south sixty-one
degrees twenty-six minutes west, twenty-three and four-tenths feet,
having a width of fifty feet on each side of said center line; thence
on the arc of a curve to the right whose radius is exactly one thou-
sand one hundred and forty-six feet a distance of thirty-two and
one-tenth feet, having a width of fifty feet on each side of said center
line; thence continuing on the arc of said curve to the right a dis-
tance of one hundred and seventy-six and six-tenths feet, having a
width of fifty feet on the northwesterly side and thirty feet on the
southeasterly side of said center line; thence south seventy-one
degrees fifty-two minutes west, sixty-one and eight-tenths feet to an
intersection with the existing road, having a width of fifty feet on
the northwesterly side and thirty feet on the southeasterly side of
said center line, excepting therefrom the right-of-way of existing
road contained therein.

Also all that portion of the southwest quarter southwest quarter
southeast quarter, said section 22, lying southeasterly of a line drawn
parallel to and distant fifty feet northwesterly from the center line
of said State Road Numbered 9, said tract of land being of tri-
angular shape and existing in the extreme southeast corner of the
above-described legal subdivision.

Approved, August 16, 1937.

[CHAPTER 665]

AN ACT

To provide more effectively for the marking of wrecked and sunken craft for the
protection of navigation, to improve the efficiency of the Lighthouse Service,
and for other purposes.

Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled, That section 4676
of the Revised Statutes, as amended, is hereby amended to read as
follows:

"Sec. 4676. Whenever the owner of any sunken vessel, boat, water-
craft, raft, or other similar obstruction existing on any river, lake,
harbor, sound, bay, or canal or other navigable waters of the United
States has failed to mark, or in the judgment of the Commissioner
of Lighthouses has failed suitably to mark, the same in accordance
with the provisions of section 15 of the Act of March 3, 1899 (ch.
425, 30 Stat. 1152), the Commissioner of Lighthouses is authorized to
suitably mark the same for the protection of navigation. Until such
time as abandonment of any such obstruction has been established
in accordance with the provisions of section 19 of the Act of March
3, 1899 (ch. 425, 30 Stat. 1154), the owner thereof shall pay to the
Commissioner of Lighthouses the cost of such marking. As soon as
abandonment of any such obstruction has been established in
accordance with the provisions of section 19 of the Act of March
3, 1899 (ch. 425, 30 Stat. 1154), the owner thereof shall pay to the
Commissioner of Lighthouses the cost of such marking. As soon as
abandonment of any such obstruction has been so established, it
shall be the duty of the Secretary of War to keep the same so marked
pending removal thereof in accordance with the provisions of section
19 of the Act of March 3, 1899 (ch. 425, 30 Stat. 1154), but the Com-
missioner of Lighthouses may at the request of the Department of
War continue the suitable marking of any such obstruction for and
on behalf of that Department. The cost of continuing any such
marking shall be borne by the Department of War. All moneys
received by the Commissioner of Lighthouses from the owners of
obstructions, in accordance with the provisions of this section, shall
be covered into the Treasury of the United States as miscellaneous receipts. No provision of this section shall be construed so as to relieve the owner of any such obstruction from the duty and responsibility suitably to mark the same in accordance with the provisions of section 15 of the Act of March 3, 1899 (ch. 425, 30 Stat. 1152)."

Sec. 2. The Lighthouse Service is authorized, whenever an aid to navigation or other property belonging to that Service is damaged or destroyed by a private person, and such private person or his agent shall pay to the satisfaction of the proper official of the Lighthouse Service for the cost of repair or replacement of such property, to accept and deposit such payments, through proper officers of the Division of Disbursement, Treasury Department, in special deposit accounts in the Treasury, for payment therefrom to the person or persons repairing or replacing the damaged property and refundment of amounts collected in excess of the cost of the repairs or replacements concerned.

Sec. 3. The Commissioner of Lighthouses, subject to the approval of the Secretary of Commerce, is authorized in his discretion hereafter to establish and maintain aids to navigation and waterways, or channels, connected by navigable waters with the sea or the Great Lakes, which have been improved for navigation by the United States under proper authority, and appropriations made for the support of the Lighthouse Service are made available for the expenses of establishing and maintaining such aids to navigation.

Sec. 4. Section 4 of the Act of Congress approved June 17, 1910 (ch. 301, 36 Stat. 537; U. S. C., title 33, secs. 711, 721), is hereby amended to read as follows:

"Sec. 4. There shall be in the Department of Commerce a Bureau of Lighthouses and a Commissioner of Lighthouses, who shall be the head of said Bureau, to be appointed by the President. There shall also be in the Bureau a Deputy Commissioner, to be appointed by the President, and a Chief Clerk, who shall perform the duties of Chief Clerk and such other duties as may be assigned to him by the Secretary of Commerce or by the Commissioner. There shall also be in the Bureau such inspectors, clerical assistants, and other employees as may from time to time be authorized by Congress. The Commissioner of Lighthouses shall make an annual report to the Secretary of Commerce, who shall transmit the same to Congress at the beginning of each regular session thereof. The Commissioner of Lighthouses, subject to the approval of the Secretary of Commerce, is authorized to consider, ascertain, adjust, and determine all claims for damages, where the amount of the claim does not exceed the sum of $500, occasioned by collisions, for which collisions vessels of the Lighthouse Service shall be found to be responsible, and report the amounts so ascertained and determined to be due to the claimants to Congress at each session thereof through the Treasury Department for payment as legal claims out of appropriations that may be made by Congress therefor."

Sec. 5. That so much of section 20 of the Act approved May 28, 1935 (Public, Numbered 81, Seventy-fourth Congress), entitled "An Act to authorize the Secretary of Commerce to dispose of certain lighthouse reservations, and for other purposes," as reads "to convey to the town of Southold, State of New York" is hereby amended to read "to convey to the Southold Park District in the town of Southold, State of New York."

Sec. 6. The Secretary of Commerce is authorized to convey to the State of Florida for public-roadway purposes an additional portion of the Crooked River Range Lighthouse Reservation, Florida, thirty-
four feet in width and approximately five hundred feet in length adjoining the strip of land conveyed pursuant to section 4 of the Act approved May 28, 1935 (Public, Numbered 81, Seventy-fourth Congress), to provide for a roadway one hundred feet in width across the reservation. The deed of conveyance shall describe by metes and bounds the portion of the reservation transferred and the conditions imposed by section 36 of the Act of May 28, 1935 (Public, Numbered 81, Seventy-fourth Congress).

Approved, August 16, 1937.

[CHAPTER 666]

JOINT RESOLUTION

Authorizing the President of the United States to proclaim the 13th day of April of each year Thomas Jefferson's Birthday.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States of America is authorized and directed to issue a proclamation calling upon officials of the Government to display the flag of the United States on all Government buildings on April 13 of each year, and inviting the people of the United States to observe the day in schools and churches, or other suitable places, with appropriate ceremonies in commemoration of the birth of Thomas Jefferson.

Approved, August 16, 1937.

[CHAPTER 667]

JOINT RESOLUTION

To permit articles imported from foreign countries for the purpose of exhibition at the New York World's Fair 1939, New York City, New York, to be admitted without payment of tariff, and for other purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That all articles which shall be imported from foreign countries for the purpose of exhibition at the international exposition to be held at New York City, New York, beginning in April 1939 by the New York World's Fair 1939, Incorporated, or for use in constructing, installing, or maintaining foreign buildings or exhibits at the said exposition, upon which articles there shall be a tariff or customs duty shall be admitted without payment of such tariff, customs duty, fees, or charges under such regulations as the Secretary of the Treasury shall prescribe; but it shall be lawful at any time during and/or within three months after the close of the said exposition, to sell within the area of the exposition any articles provided for herein, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury shall prescribe; but it shall be lawful at any time during and/or within three months after the close of the said exposition, to sell within the area of the exposition any articles provided for herein, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury shall prescribe; but it shall be lawful at any time during and/or within three months after the close of the said exposition, to sell within the area of the exposition any articles provided for herein, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury shall prescribe:

Provided, That all such articles, when withdrawn for consumption or use in the United States, shall be subject to the duties, if any, imposed upon such articles by the revenue laws in force at the date of their withdrawal; and on such articles, which shall have suffered diminution or deterioration from incidental handling or exposure, the duties, if payable, shall be assessed according to the appraised value at the time of withdrawal from entry hereunder for consumption or entry under the general tariff law: Provided further, That imported articles provided for herein shall not be subject to any marking requirements of the general tariff laws, except when such articles are withdrawn for consumption or use in the United States, in which case they shall not be released from customs custody until properly marked, but no additional duty shall be assessed because such articles were not
sufficiently marked when imported into the United States: Provided further, That at any time during or within three months after the close of the exposition, any article entered hereunder may be abandoned to the Government or destroyed under customs supervision, whereupon any duties on such article shall be remitted: Provided further, That articles, which have been admitted without payment of duty for exhibition under any tariff law and which have remained in continuous customs custody or under a customs exhibition bond, and imported articles in bonded warehouses under the general tariff law may be accorded the privilege of transfer to and entry for exhibition at the said exposition under such regulations as the Secretary of the Treasury shall prescribe: And provided further, That the New York World’s Fair 1939, Incorporated, shall be deemed, for customs purposes only to be the sole consignee of all merchandise imported under the provisions of this Act, and that the actual and necessary customs charges for labor, services, and other expenses in connection with the entry, examination, appraisement, release, or custody, together with the necessary charges for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for articles imported under the provisions of this Act, shall be reimbursed by the New York World’s Fair 1939, Incorporated, to the Government of the United States under regulations to be prescribed by the Secretary of the Treasury, and that receipts from such reimbursements shall be deposited as refunds to the appropriation from which paid, in the manner provided for in section 524, Tariff Act of 1930.

Approved, August 16, 1937.

[CHAPTER 687]

An Act To provide for the establishment of the Cape Hatteras National Seashore in the State of North Carolina, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That when title to all the lands, except those within the limits of established villages, within boundaries to be designated by the Secretary of the Interior within the area of approximately one hundred square miles on the islands of Chicamacomico, Ocracoke, Bodie, Roanoke, and Collington, and the waters and the lands beneath the waters adjacent thereto shall have been vested in the United States, said area shall be, and is hereby, established, dedicated, and set apart as a national seashore for the benefit and enjoyment of the people and shall be known as the Cape Hatteras National Seashore: Provided, That the United States shall not purchase by appropriation of public moneys any lands within the aforesaid area, but such lands shall be secured by the United States only by public or private donation.

Sec. 2. The Secretary of the Interior is hereby authorized to accept donations of land, interests in land, buildings, structures, and other property, within the boundaries of said national seashore as determined and fixed hereunder and donations of funds for the purchase and maintenance thereof, the title and evidence of title to lands acquired to be satisfactory to the Secretary of the Interior: Provided, That he may acquire on behalf of the United States under any donated funds by purchase, when purchasable at prices deemed by him reasonable, otherwise by condemnation under the provisions of the Act of August 1, 1888, such tracts of land within the said national seashore as may be necessary for the completion thereof.
SEC. 3. The administration, protection, and development of the aforesaid national seashore shall be exercised under the direction of the Secretary of the Interior by the National Park Service, subject to the provisions of the Act of August 25, 1916 (39 Stat. 535), entitled "An Act to establish a National Park Service, and for other purposes", as amended: Provided, That except as hereinafter provided nothing herein shall be construed to divest the jurisdiction of other agencies of the Government now exercised over Federal-owned lands within the area of the said Cape Hatteras National Seashore: Provided further, That the provisions of the Act of June 10, 1920, known as the "Federal Water Power Act", shall not apply to this national seashore: And provided further, That the legal residents of villages referred to in section 1 of this Act shall have the right to earn a livelihood by fishing within the boundaries to be designated by the Secretary of the Interior, subject to such rules and regulations as the said Secretary may deem necessary in order to protect the area for recreational use as provided for in this Act.

SEC. 4. Except for certain portions of the area, deemed to be especially adaptable for recreational uses, particularly swimming, boating, sailing, fishing, and other recreational activities of similar nature, which shall be developed for such uses as needed, the said area shall be permanently reserved as a primitive wilderness and no development of the project or plan for the convenience of visitors shall be undertaken which would be incompatible with the preservation of the unique flora and fauna or the physiographic conditions now prevailing in this area: Provided, That the Secretary of the Interior may, in his discretion, accept for administration, protection, and development by the National Park Service a minimum of ten thousand acres within the area described in section 1 of this Act, including the existing Cape Hatteras State Park, and, in addition, any other portions of the area described in section 1 hereof if the State of North Carolina shall agree that if all the lands described in section 1 of this Act shall not have been conveyed to the United States within ten years from the passage of this Act, the establishment of the aforesaid national seashore may, in the discretion of the said Secretary, be abandoned, and that, in the event of such abandonment, the said State will accept a conveyance of title to all lands conveyed by it to the United States for said national seashore. The lands donated to the United States for the purposes of this Act by parties other than said State shall revert in the event of the aforesaid abandonment to the donors, or their heirs, or other persons entitled thereto by law.

In the event of said abandonment, the Secretary of the Interior shall execute any suitable quitclaim deeds, or other writings entitled to record in the proper counties of North Carolina stating the fact of abandonment, whereupon title shall revert to those entitled thereto by law and no further conveyance or proof of reversion of title shall be required.

SEC. 5. Notwithstanding any other provisions of this Act, lands and waters now or hereafter included in any migratory bird refuge under the jurisdiction of the Secretary of Agriculture, within the boundaries of the national seashore as designated by the Secretary of the Interior under section 1 hereof, shall continue as such refuge under the jurisdiction of the Secretary of Agriculture for the protection of migratory birds, but such lands and waters shall be a part of the aforesaid national seashore and shall be administered by the National Park Service for recreational uses not inconsistent with the purposes of such refuge under such rules and regulations as the Secretary of
the Interior and Agriculture may jointly approve. The proviso to section 1 of this Act shall not limit the power of the Secretary of Agriculture to acquire lands for any migratory bird refuge by purchase with any funds made available therefor by applicable law.

Approved, August 17, 1937.

[CHAPTER 688]

AN ACT

To provide for the transfer of Scotland County to the middle judicial district of North Carolina.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 98 of the Judicial Code, as amended (U. S. C., 1934 edition, Supp. II, title 28, sec. 179), is amended to read as follows:

"The State of North Carolina is divided into three districts to be known as the eastern, the middle, and the western districts of North Carolina.

"The eastern district shall include the territory embraced on the 1st day of January 1926 in the counties of Beaufort, Bertie, Bladen, Brunswick, Camden, Carteret, Chowan, Columbus, Craven, Cumberland, Currituck, Dare, Duplin, Edgecombe, Franklin, Gates, Granville, Greene, Halifax, Harnett, Hertford, Hyde, Johnston, Jones, Lenoir, Martin, Nash, New Hanover, Northampton, Onslow, Pamlico, Pasquotank, Pender, Perquimans, Pitt, Robeson, Sampson, Tyrrell, Vance, Wake, Washington, Warren, Wayne, and Wilson.

"The middle district shall include the territory embraced on the 1st day of January 1926 in the counties of Alamance, Alleghany, Ashe, Cabarrus, Caswell, Chatham, Davidson, Davie, Durham, Forsyth, Guilford, Lee, Hoke, Montgomery, Moore, Orange, Person, Randolph, Richmond, Rockingham, Rowan, Scotland, Stanly, Stokes, Surry, Watauga, Wilkes, and Yadkin.

"The western district shall include the territory embraced on the 1st day of January 1926 in the counties of Alexander, Anson, Avery, Buncombe, Burke, Caldwell, Catawba, Cherokee, Clay, Cleveland,

Terms of court.

*Terms of the district court for the western district shall be held in Charlotte on the first Mondays in April and October, at Shelby on the fourth Monday in September and the third Monday in March, at Statesville on the fourth Mondays in April and October, at Asheville on the second Mondays in May and November, and at Bryson City on the fourth Mondays in May and November: Provided, That the cities of Shelby and Bryson City shall each provide and furnish at their own expense suitable and convenient places for holding the court at Shelby and Bryson City. The clerk of the court for the western district shall maintain an office, in charge of himself or a deputy, at Charlotte, at Asheville, at Statesville, at Shelby, and at Bryson City, which shall be kept open at all times for the transaction of the business of the court.*

Proviso. Court accommodations.

Clerk’s offices.

Judge, etc., for middle district, appointment.

Pending causes, etc.

Approved, August 17, 1937.

**[CHAPTER 689]**

Authorizing and directing the Secretary of Commerce to transfer to the Government of Puerto Rico a portion of land within the Catano Range Rear Lighthouse Reservation, Puerto Rico, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Commerce be, and he is hereby, authorized and directed to transfer to the Government of Puerto Rico for roadway purposes a portion of land within the Catano Range Rear Lighthouse Reservation, Puerto Rico, as shown on the drawing numbered 2309 filed in the Department of Commerce, Washington, District of Columbia, described more particularly as follows:

From a point lettered A, Ninth Lighthouse District Drawing numbered 2309, which is the initial point of the metes and bounds of Lighthouse Reservation at Catano Range Rear Light as per survey dated October 27, 1904, this point being located north eighty-nine degrees sixteen minutes west fifty-six and thirty-one-hundredths feet from center of original wooden tower now removed and south eighty-five degrees fifty-two minutes west and fifty-seven and ninety-one-hundredths feet from center of present steel rear range tower, thence by metes and bounds as follows: south sixty-two degrees five minutes one hundred feet along south boundary of Lighthouse Reservation to a point lettered B; thence north twenty-seven degrees fifty-five minutes east eighteen feet along east boundary of said reservation to a point lettered C; thence north sixty-two degrees five minutes west fifty-nine and ninety-three one-hundredths feet from center of original wooden tower now removed and south eighty-five degrees fifty-two minutes west and fifty-seven and ninety-one-hundredths feet from center of present steel rear range tower, thence by metes and bounds as follows: south sixty-two degrees five minutes east one hundred feet along south boundary of Lighthouse Reservation to a point lettered D; thence north twenty-seven degrees fifty-five minutes east eighteen feet along east boundary of said reservation to a point lettered E; thence north thirty-one degrees fifteen minutes west seventeen and sixty-eight one-hundredths feet to a point lettered F;
thence north twenty-six degrees nine minutes west thirty and thirty-one one-hundredths feet to a point lettered F on west boundary of said reservation; thence along this boundary south twenty-seven degrees fifty-five minutes west forty-five feet to point of beginning; enclosing an area of two hundred and forty-nine and one-hundredths square yards.

All bearings given are true, calculated from magnetic bearings from survey of October 27, 1904, corrected by one degree forty-six minutes west variation.

Sec. 2. The deed of conveyance shall contain a provision that should the Government of Puerto Rico cease to use the property for the purpose for which it is conveyed, title thereto shall revert to the United States.

Approved, August 17, 1937.

[CHAPTER 690] AN ACT
To provide additional revenue for the District of Columbia, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act divided into titles and sections may be cited as the District of Columbia Revenue Act of 1937.

TITLE I—COLLECTION OF PERSONAL PROPERTY TAXES

Sec. 1. The assessor of the District of Columbia, or any person designated by him, for the purpose of ascertaining the correctness of any return of personal property, tangible or intangible, for taxation or for the purpose of making a return where none has been made, is authorized to examine any books, papers, records, or memoranda bearing upon the matters required to be included in the return and may summon any person to appear before him and produce books, records, papers, or memoranda bearing upon the matters required to be included in the return and to give testimony or answers interrogatories under oath respecting the same, and the assessor, or assistant assessor, shall have power to administer oaths to such person or persons. Such summons may be served by any member of the Metropolitan Police Department. If any person, having been personally summoned, shall neglect or refuse to obey the summons issued as herein provided, then in that event the assessor, or any assistant assessor, may report that fact to the District Court of the United States for the District of Columbia, or one of the justices thereof, and said court or any justice thereof hereby is empowered to compel obedience to said summons to the same extent as witnesses may be compelled to obey the subpoenas of that court.

Sec. 2. If any person liable to pay any personal property tax to the District of Columbia neglects or refuses to pay the same within ten days after notice and demand, it shall be lawful for the collector of taxes for the District of Columbia, or any person designated by him, to collect the said taxes, with interest and penalties thereon, by distraint and sale in the manner hereinafter provided, of the goods, chattels, or effects, including stocks, securities, bank accounts, evidences of debt, and credits of the person delinquent as aforesaid. In case of such neglect or refusal of the person delinquent as aforesaid the collector, or the person designated by him, may levy upon all such property and rights to such property belonging to such person
for the payment of the sum due with interest and penalties thereon and the costs that may accrue and the collector of taxes shall immediately proceed to advertise the same by public notice to be posted in the office of said collector and by advertisement three times in one week in one or more daily newspapers in said District, stating the time when and the place where such property shall be sold, the last publication to be at least six days before the date of sale and if the said taxes, with interest and penalties thereon, and the costs and expenses which shall have accrued thereon, shall not be paid before the date fixed for such sale, which shall not be less than ten days after said levy or taking of said property, the collector shall proceed to sell at public auction such property or interest therein or so much thereof as may be needed to pay such taxes, interest, penalties, and accrued costs and expenses of such distraint and sale. Said collector shall report in detail in writing every distraint and sale of personal property to the Commissioners of the District of Columbia, and his accounts in respect of every such distraint or sale shall forthwith be submitted to the auditor of the District of Columbia and shall be audited by him. Any surplus resulting from such sale over and above such taxes, interest, penalties, costs, and expenses shall be paid into the Treasury of the United States to the credit of the District of Columbia, and upon being claimed by the owner or owners of the property aforesaid shall be paid to him or them by the accounting officers of said District upon the certificate of the collector of taxes stating in full the amount of such excess.

SEC. 3. Any person in possession of property or rights to property subject to distraint upon which a levy has been made shall, upon demand by the collector, or the person designated by him, surrender such property or rights to such collector or the person designated by him, unless such property or right is at the time of such demand subject to an attachment or execution under any judicial process.

SEC. 4. Any person who fails or refuses so to surrender any of such property or rights shall be liable in his own person and estate to the District of Columbia in a sum equal to the value of the property or rights not so surrendered, but not exceeding the amount of the taxes including interest and penalties for the collection of which such levy has been made, together with costs and interest thereon, from the date of such levy.

SEC. 5. All persons and officers of companies and corporations are required, on demand of the collector, or the person designated by him, about to distrain or having distrained on any property or rights of property, to exhibit all books containing evidence or statements relating to the subject of distraint or the property or rights of property liable to distraint for the tax due. A violation of this section shall be punished by a fine of not exceeding $500 or by imprisonment not exceeding thirty days, or both, in a prosecution filed in the police court of the District of Columbia by the corporation counsel of the District in the name of the District of Columbia.

SEC. 6. In case of the neglect or refusal of any person to pay a personal-property tax within ten days after notice and demand, the collector of taxes, or the person designated by him, may file a certificate of such delinquent personal tax with the clerk of the District Court of the United States for the District of Columbia, which certificate from the date of its filing shall have the force and effect, as against the delinquent person named in such certificate, of the lien created by a judgment granted by said court, which lien shall remain in force and effect until the taxes set forth in said certificate, with interest and penalties thereon, shall be paid and said lien may be enforced by a bill in equity filed in said court.
Title II—Taxes on Insurance Companies

Title II—Taxes on insurance companies.

Section 1. On and after the 1st day of September 1937, every domestic, foreign, or alien company organized as a stock, mutual, reciprocal, Lloyd's, fraternal, or any other type of insurance company or association, before issuing contracts of insurance against loss of life or health, or by fire, marine, accident, casualty, fidelity and surety, title guaranty, or other hazard not contrary to public policy, shall obtain from the superintendent of insurance of the District of Columbia an annual license or certificate of authority, upon payment of a fee of $25 to the collector of taxes of the District of Columbia. All licenses for insurance companies who may apply for permission to do business in the District of Columbia shall date from the first of the month in which application is made, and expire on the 30th day of April following, and payment shall be made in proportion.

Section 2. Any such company issuing contracts of insurance in the District of Columbia, without first having obtained license or certificate of authority from the superintendent of insurance so to do, shall upon conviction be subject to a fine of $100 per day for each day it shall engage in business without such license or certificate of authority.

Section 3. All prosecutions for violations of this title shall be in the police court of the District of Columbia by the corporation counsel of the District of Columbia or any of his assistants.

Section 4. Each of such companies shall file an annual statement, in the form prescribed by the superintendent of insurance, before March 1 of each year, of its operations for the year ending December 31 immediately preceding. Such statement shall be verified by the oath of the president and secretary or in their absence by two other principal officers. The fee for filing said statement shall be $20 and payment therefor shall be made to the collector of taxes of the District of Columbia.
Revocation of license if statement not filed.

Tax rate on insurance companies.

In lieu of other taxes; exceptions.

"Net premium receipts" defined.

Marine insurance excluded.

Penalty for failure to pay.

Nonprofit relief associations, exemption.

Conflicting laws repealed.

Title II—Motor vehicle fuel tax Act amendment.

Anderson.-------------------eken for a tax on motor vehicle fuels sold within the District of Columbia, and for other purposes", approved April 23, 1924, be, and the same hereby is, amended to read as follows:

"That a tax of 2 cents per gallon on all motor-vehicle fuels within the District of Columbia, sold or otherwise disposed of by an importer, or used by him in a motor vehicle operated for hire or for commercial purposes, shall be levied, collected, and paid in the manner hereinafter provided.

"All proceeds of the taxes imposed under this Act, except as otherwise provided in section 10 hereof, and all moneys collected from fees charged for the registration and titling of motor vehicles including fees charged for the issuance of permits to operate motor vehicles, shall be deposited in a special account in the Treasury of the United
States entirely to the credit of the District of Columbia, and shall be appropriated and used solely and exclusively for the following purposes:

"(1) For the construction, reconstruction, improvement, and maintenance of public highways, including the necessary administrative expenses in connection therewith;

"(2) For the expenses of the office of the director of vehicles and traffic incident to the regulation and control of traffic and the administration of the same; and

"(3) For the expenses necessarily involved in the police control, regulation, and administration of traffic upon the highways: Provided, however, That the total amount to be expended under this item shall not exceed 15 per centum of the total amount appropriated for pay and allowances of officers and members of the Metropolitan Police force. For the fiscal year 1938 all moneys appropriated for the construction, reconstruction, improvement, and maintenance of highways and administrative expenses in connection therewith, all moneys appropriated for the department of vehicles and traffic, and 15 per centum of all moneys appropriated for pay and allowances of officers and members of the Metropolitan Police force shall be paid from and chargeable against the fund hereby created."

Sec. 2. (A) Subsection (c) of section 2 of said Act is hereby amended to read as follows:

"(c) The term 'importer' means any person who brings into, or who produces, refines, manufactures, or compounds, in the District of Columbia motor-vehicle fuel to be used by him or to be sold, kept for sale, bartered, delivered for value, or exchanged for goods. The term 'distributor' means any person other than an importer, who purchases motor-vehicle fuel for sale to another person for resale."

(B) Section 2 of said Act is further amended by adding the following subsections:

"(f) The term 'highways' includes the right-of-way of streets, avenues, and roads, bridges, viaducts, underpasses, drainage structures, guard rails, signs, signals, and protective structures in connection with highways.

"(g) The term 'construction' means the supervising, inspecting, actual building, and all expenses incidental to the construction of a highway, including the acquisition of the necessary rights-of-way.

"(h) The term 'reconstruction' means a widening or a rebuilding of the highway or any portion thereof and of sufficient width and strength to care adequately for traffic needs, including all expenses incidental to the reconstruction of a highway and the acquisition of the necessary rights-of-way.

"(i) The term 'maintenance' means the constant making of needed repairs to preserve the highway."

Sec. 3. Section 3 of said Act is hereby amended to read as follows:

"Sec. 3 (a) No person shall bring into, or produce, refine, manufacture, or compound in the District of Columbia motor-vehicle fuel to be used by him or to be sold, bartered, delivered for value, or exchanged for goods, and no person shall engage in the business of importer of motor-vehicle fuels in the District of Columbia unless such person is the holder of an unrevoked license authorizing him so to do issued by the Commissioners. The application for such license shall contain (1) the name of the applicant; (2) the name under which the applicant intends to transact business and the name and place of business of the local representative; (3) the location of the applicant's place of business; (4) the date such business was established; and (5) any other information required under regulations promulgated by the Commissioners of the District of Columbia.}
In case the applicant is a corporation, the application shall also contain the corporate name, place, and time of incorporation, and the names of the officers and directors, and, if a foreign corporation, the name of its resident general agent, and in case the applicant is a partnership the names and addresses of the several persons constituting the partnership. Such application shall be signed and sworn to by the owner of such business, if owned by an individual; by the partners, if owned by a partnership; or by the president and secretary of the corporation, or by its manager or resident general agent, if owned by a corporation. At the time of applying for such license the applicant shall pay to the collector of taxes as an annual license fee the sum of $5 and shall file with the Commissioners of the District of Columbia a bond in the form to be prescribed by said Commissioners, in the approximate sum of three times the average monthly motor-fuel tax due from said such importer during the next preceding twelve months, or estimated to be so due in the next succeeding twelve months, to be executed by a surety company duly licensed to do business under the laws of the District of Columbia, payable to the District of Columbia and conditioned upon the prompt payment of any and all taxes and penalties, levied and imposed in sections 1 and 3 of this Act, to the collector of taxes of the District of Columbia, and generally upon faithful compliance with the terms of this Act by such importer: Provided, That in no case shall such bond be less than $5,000 nor more than $20,000.

"(b) Upon filing such application and bond and the payment of the fee, the assessor shall issue to such applicant a license which shall authorize the applicant to engage in the business of importer of motor-vehicle fuels for one year unless such license is sooner revoked.

"(c) If any importer fails, refuses, or neglects to file the monthly report within the time required by section 4, or to pay the tax within the time required by section 6, there shall be added to such tax an amount equal to the sum of 20 per centum of the amount of such tax, and the assessor shall promptly notify the importer and the bonding company by notice sent by registered mail to such importer requiring him to show cause why the license should not be revoked. If in the opinion of the assessor the importer fails within ten days after the mailing of such notice to show that failure to file the monthly report or to pay the tax as the case may be within the time required was due to accident or justifiable oversight, the assessor shall forthwith revoke such license. Any importer whose license has been revoked shall not be issued another license for twelve months following the date of said revocation.

"(d) Before any person whose license has been revoked may obtain another license to engage in the business of importer of motor-vehicle fuels, such person shall pay all delinquent taxes and penalties due hereunder remaining unpaid by him."

SEC. 4. Section 5 of said Act is hereby amended to read as follows:

"Section 5. That invoices shall be rendered by importers and distributors to all purchasers from them of motor-vehicle fuel within the District of Columbia except in case of retail sales. Said invoices shall contain a statement, printed thereon in a conspicuous place, that the liability to the District of Columbia for the tax herein imposed has been assumed by a licensed importer named in said statement and that the importer has paid the tax or will pay it on or before the last day of the calendar month next succeeding the purchase."
or dealer shall, at all times during the business hours of the day, be subject to inspection by the assessor and the collector of taxes of the District of Columbia, or by their duly authorized agents, or by any other agent duly authorized by the Commissioners to make such inspection."

Sec. 6. Section 8 of said Act is hereby amended to read as follows:

"Sec. 8. That it shall be unlawful for any person to accept or receive from any importer or distributor, except in cases of retail sales, any motor-vehicle fuel unless the statement provided for in section 5 of this Act appears upon the invoice for the fuel. If any such motor-vehicle fuel is received and accepted by any person upon the invoice of which said statement does not appear, such person shall pay to the collector of taxes the tax herein imposed."

Sec. 7. Section 11 of said Act is hereby amended by striking out subsection (b) thereof and amending subsection (a) to read as follows:

"Sec. 11. That any person violating any provision of sections 3 to 6, inclusive, or section 8, or refusing or obstructing inspection under section 7, or falsely making any statement or report required by this Act, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than $50 nor more than $500 or by imprisonment for not more than one year, or by both such fine and imprisonment."

Sec. 8. This title shall take effect thirty days after the passage and approval of this Act.

TITLE IV—REGISTRATION FEES FOR MOTOR VEHICLES

Sec. 1. As used in this title—

(a) The term "motor vehicle" means any vehicle propelled by an internal-combustion engine or by electricity or steam, except road rollers, farm tractors, and vehicles propelled only upon stationary rails or tracks.

(b) The term "person" means an individual, partnership, corporation, or association.

(c) The term "owner" means a person who holds the legal title to a motor vehicle or trailer the registration of which is required in the District of Columbia. If a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the condition stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or if a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner for the purpose of these regulations.

(d) The term "director" means the director of vehicles and traffic of the District of Columbia, including assistants or agents duly designated by the Commissioners.

(e) The term "dealer" means any person engaged in the business of manufacturing, distributing, or dealing in motor vehicles.

(f) The term "public highway" means any road, street, alley, or way, open to use of the public, as a matter of right, for purposes of vehicular traffic.

(g) The term "trailer" means a vehicle without motor power intended or used for carrying property or persons and drawn or intended to be drawn by a motor vehicle, whether such vehicle without motor power carries the weight of the property or persons wholly on its own structure or whether a part of such weight rests upon or is carried by a motor vehicle.
(h) The term "farm tractor" means a motor vehicle designed and used primarily for drawing implements of agricultural husbandry.

(i) The term "pneumatic tire" means a tire inflated with compressed air.

REGISTRATION

SEC. 2. (a) No motor vehicle shall be operated and no trailer operated or moved on the public highways of the District of Columbia (except motor vehicles or trailers operated by nonresidents, exempted under the provisions of section 8 of the District of Columbia Traffic Act, 1925, as amended (D. C. Code, title 6, sec. 245a), and motor vehicles covered by a dealer's registration as provided in subsection (b) (1) of this section) unless registered in the department of vehicles and traffic of the District of Columbia by the owner thereof. Upon receipt of an application from the owner of a motor vehicle and (except in the case of a motor vehicle covered by subsection (b) (2) of this section) payment of a registration fee computed as provided in section 3, and if there is in force with respect to such motor vehicle a valid certificate of title issued under the District of Columbia Traffic Act, 1925, as amended, the director shall issue to such owner a registration certificate and identification tags for such motor vehicle.

(b) The Commissioners of the District of Columbia by regulation shall provide for the issuance by the director—

(1) Annually to any dealer in motor vehicles, upon payment of the fee prescribed in section 3, of a registration certificate and identification tags bearing a distinguishing dealer's mark, for interchangeable use on motor vehicles in accordance with regulations promulgated by the Commissioners;

(2) Annually, without charge, of certificates of registration and identification tags for all motor vehicles owned by the United States or by the District of Columbia, or officially used by any duly accredited representative of a foreign government; and

(3) Of duplicate registration certificates or duplicate identification tags, upon proof satisfactory to the director of loss, mutilation, or destruction thereof, upon payment of a fee of $1 for each set of duplicate tags or 50 cents for each duplicate registration certificate.

(c) All registrations made under this title shall expire at midnight on the last day of the calendar year for which the registrations were made unless the time be extended by the Commissioners. During the last two months of any calendar year registrations may be made for the next ensuing calendar year, and from December 16 to 31, both inclusive, it shall be lawful to operate a motor vehicle registered for the next ensuing year.

(d) Upon the sale or other transfer to another owner of any motor vehicle registered under this title, the registration thereof shall expire. The owner selling or otherwise transferring such vehicle may register another motor vehicle for the unexpired portion of the current year upon payment of a fee of $1 and a sum equal to the difference between the registration fee originally paid and the fee computed for such other motor vehicle under section 3, in case the latter is the greater.

(e) The Commissioners of the District of Columbia are authorized to prescribe such regulations as may be necessary to carry out the provisions of this title and shall prescribe such form of application for registration, such form of registration certificate, such design of
identification tags, and provide for the keeping of such records of registration and transfers of registration as will facilitate the identification and the regulation of motor vehicles operated in the District of Columbia.

REGISTRATION FEES

Sec. 3. (a) There shall be levied, collected, and paid for each calendar year for each motor vehicle operated in the District of Columbia and for each trailer operated or moved in the District of Columbia required to be registered hereunder, the registration fees provided in this section.

(b) Class A. For each gasoline-propelled passenger vehicle, including passenger vehicles licensed under paragraph 31 (b) or paragraph 31 (d) of section 7 of the District of Columbia Appropriation Act for the fiscal year ending June 30, 1903, approved July 1, 1902, as amended by the Act of Congress approved July 1, 1932—

(1) When equipped with pneumatic tires, the manufacturer's shipping weight of which is not more than three thousand five hundred pounds, $5; more than three thousand five hundred pounds and not more than four thousand five hundred pounds, $8; over four thousand five hundred pounds, $12.

(2) When equipped with other than pneumatic tires, double the above fees.

Class B. For each gasoline-propelled truck, tractor, trailer, and passenger-carrying vehicle for hire having a seating capacity of eight passengers or more in addition to the driver or operator, with the exception of passenger vehicles licensed under paragraph 31 (b) of section 7 of the District of Columbia Appropriation Act for the fiscal year ending June 30, 1903, approved July 1, 1902, amended by the Act of Congress approved July 1, 1932—

(1) When equipped with pneumatic tires, the manufacturer’s shipping weight of the chassis, plus the weight of the cab and body, is not more than two thousand pounds, $15; more than two thousand pounds and not more than four thousand pounds, $20; more than four thousand pounds and not more than six thousand pounds, $35; more than six thousand pounds and not more than eight thousand pounds, $50; more than eight thousand pounds and not more than ten thousand pounds, $65; more than ten thousand pounds and not more than twelve thousand pounds, $75; more than twelve thousand pounds and not more than sixteen thousand pounds, $100; over sixteen thousand pounds, $150.

(2) When equipped with other than pneumatic tires, with the exception of trailers, double the above fees.

Class C. For each motorcycle, motor bicycle, motor tricycle, and motor wheel, $5.

Class D. Motor vehicles not propelled by gasoline, double the fees for similar vehicles propelled by gasoline.

Class E. For dealers' identification tags, first three sets of tags, $25, and $5 for each additional set.

(c) When application for registration of any motor vehicle is received by the director on or after August 1, the registration fee for such vehicle for the current year shall be one-half the amount provided for the class in which such vehicle falls.

(d) All proceeds from fees payable under this title and all moneys collected from the motor-vehicle fuel tax and fees charged for the titling of motor vehicles, including fees charged for the issuance of permits to operate motor vehicles, shall be deposited in a special account in the Treasury of the United States entirely to the credit of the special account.
of the District of Columbia and shall be appropriated and used solely and exclusively for the following purposes:

(1) For construction, reconstruction, improvement, and maintenance of public highways, including the necessary administrative expenses in connection therewith;

(2) For the expenses of the office of the director of vehicles and traffic incident to the regulation and control of traffic and the administration of the same; and

(3) For the expenses necessarily involved in the police control, regulation, and administration of traffic upon the highways: Provided, however, That the total amount to be expended under this item shall not exceed 15 per centum of the total amount appropriated for pay and allowances of officers and members of the Metropolitan Police force.

For the fiscal year 1938 all moneys appropriated for the construction, reconstruction, improvement, and maintenance of highways and administrative expenses in connection therewith, all moneys appropriated for the department of vehicles and traffic, and 15 per centum of all moneys appropriated for pay and allowances for officers and members of the Metropolitan Police force shall be paid from and chargeable against the fund hereby created.

UNLAWFUL ACTS

Sec. 4. (a) It shall be unlawful—

(1) For any person to operate any motor vehicle or trailer upon any public highway of the District of Columbia (except motor vehicles or trailers operated by nonresidents exempted under the provisions of section 8 of the District of Columbia Traffic Act, 1925, as amended (D. C. Code, title 6, sec. 245a)) (A) if such motor vehicle or trailer is not registered as required by this title, (B) if such motor vehicle or trailer does not have attached thereto and displayed thereon the identification tags required therefor, or (C) if such person does not have in his possession or in the motor vehicle or trailer operated the certificate of registration required therefor, or (C) if such person does not have in his possession or in the motor vehicle or trailer operated the certificate of registration required therefor.

(2) For the owner of any motor vehicle knowingly to permit the operation thereof contrary to any provision of paragraph (1).

(3) To use a false or fictitious name or address in any application for registration or any renewal or duplicate thereof, or knowingly to make any false statement or conceal any material fact in any such application.

(b) Any person violating any provision of this title or the regulations made or promulgated under the authority hereof shall upon conviction thereof be subject to a fine of not more than $300 or imprisonment of not more than thirty days, or both such fine and imprisonment. All such prosecutions shall be in the police court of the District of Columbia upon information filed by the corporation counsel of the District of Columbia or any of his assistants in the name of the District of Columbia.

PROVISIONS NOT AFFECTED

Sec. 5. (a) Nothing in this title shall be construed to affect the power of the Commissioners of the District of Columbia, under the District of Columbia Traffic Act, 1925, as amended (D. C. Code, title 6, sec. 243; Public, Numbered 742, Seventy-first Congress), to make rules and regulations, not inconsistent with the provisions of this title, with respect to the registration of motor vehicles.
(b) Nothing in this title shall be construed to relieve any person from the payment of any license tax under section 7 of the District of Columbia Appropriation Act for the fiscal year ending June 30, 1903, approved July 1, 1902, as amended (D. C. Code, title 20, secs. 897, 881, 882).

REPEALS

Sec. 6. Sections 12 and 13 of the Act entitled “An Act to provide for a tax on motor-vehicle fuels, sold within the District of Columbia, and for other purposes”, approved April 23, 1924, as amended (D. C. Code, title 20, secs. 842, 843), are repealed.

EFFECTIVE DATE

Sec. 7. This title shall take effect on January 1 of the first calendar year following the enactment thereof, except that the Commissioners of the District of Columbia are authorized to provide for the registration of motor vehicles under this title for such calendar year, beginning with the 1st day of November preceding such effective date.

TITLE V—INHERITANCE AND ESTATE TAXES

Taxes shall be imposed upon estates of decedents and upon the shares of beneficiaries of such estates as hereinafter provided:

ARTICLE I—INHERITANCE TAX

Sec. 1. (a) All real property and tangible and intangible personal property, or any interest therein, having its taxable situs in the District of Columbia, transferred from any person who may die seized or possessed thereof, either by will or by law, or by right of survivorship, and all such property, or interest therein, transferred by deed, grant, bargain, gift, or sale (except in cases of a bona fide purchase for full consideration in money or money’s worth), made or intended to take effect in possession or enjoyment after the death of the decedent, or made in contemplation of death, to or for the use of, in trust or otherwise (including property of which the decedent has retained for his life or for any period not ascertainable without reference to his death or for any period which does not in fact end before his death (1) the possession or enjoyment of, or the right to the income from such property or (2) the right, either alone or in conjunction with any person, to designate the persons who shall possess or enjoy the property or the income therefrom), the father, mother, husband, wife, children by blood or legally adopted children, or any other lineal descendants or lineal ancestors of the decedent, shall be subject to a tax of 1 per centum on so much of the clear value of such property so transferred to each such beneficiary as is in excess of $5,000.

(b) So much of said property as is in excess of $2,000, so transferred to each of the brothers, sisters, nephews, and nieces of the whole or half blood of the decedent shall be subject to a tax of 3 per centum thereof.

(c) So much of said property as is in excess of $1,000, so transferred to each of the grandnephews and grandnieces of the decedent and all persons other than those included in paragraphs (a) and (b) of this section, and all firms, institutions, associations, and corporations, shall be subject to a tax of 5 per centum thereof.

(d) Executors, administrators, trustees, and other persons making distribution shall only be discharged from liability for the amount of such tax, with the payment of which they are charged, by paying the same as hereinafter described.

Existing provisions not affected. 32 Stat. 622.
Registration fees, etc. Provisions repealed. 43 Stat. 108.
Effective date of title.
Title V—Inheritance and estate taxes.
Inheritance tax.
Application of transfers to children, etc., in excess of $8,000.
Transfers to brothers, etc., in excess of $2,000.
Over $1,000 to any not included in first two classes.
Discharge of liability for payment.
(e) Property transferred exclusively for public or municipal purposes, to the United States or the District of Columbia, or exclusively for charitable, educational, or religious purposes within the District of Columbia, shall be exempt from any and all taxation under the provisions of this section.

(f) Where any beneficiary has died or may hereafter die within six months after the death of the decedent and before coming into the possession and enjoyment of any property passing to him, and before selling, assigning, transferring, or in any manner contracting with respect to his interest in such property, such property shall be taxed only once, and if the tax on the property so passing to said beneficiary has not been paid, then the tax shall be assessed on the property received from such share by each beneficiary thereof, finally entitled to the possession and enjoyment thereof, as if he had been the original beneficiary, and the exemptions and rates of taxation shall be governed by the respective relationship of each of the ultimate beneficiaries to the first decedent.

(g) The provisions of article I of this title shall apply to property in the estate of every person who shall die after this title becomes effective.

(h) The transfer of any property, or interest therein, within two years prior to death, shall, unless shown to the contrary, be deemed to have been made in contemplation of death.

(i) All property and interest therein which shall pass from a decedent to the same beneficiary by one or more of the methods specified in this section, and all beneficial interests which shall accrue in the manner herein provided to such beneficiary on account of the death of such decedent, shall be united and treated as a single interest for the purpose of determining the tax hereunder.

Sec. 2. The tax provided in section 1 shall be paid on the market value of the property or interest therein at the time of the death of the decedent as appraised by the assessor of the District of Columbia, or, in the discretion of the assessor, upon the value as appraised by the probate court of said District. The taxable portion of real or personal property held jointly or by the entireties shall be determined by dividing the value of the entire property by the number of persons in whose joint names it was held.

Sec. 3. The appraisal thus made shall be deemed and taken to be the true value of the said property or interest therein upon which the said tax shall be paid, and the amount of said tax and the tax imposed by article II of this title shall be a lien on said property or interest therein for the period of ten years from the date of the death of the decedent.

Sec. 4. The personal representative of every decedent, the value of whose estate is in excess of $1,000, shall, within fifteen months after the death of the decedent, report under oath, to the assessor, on forms provided for that purpose, an itemized schedule of all the property (real, personal, and mixed) of the decedent; the market value thereof at the time of the death of the decedent; the name or names of the persons to receive the same and the actual value of the property that each will receive; the relationship of such persons to the decedent, and the age of any persons who receive a life interest in the property, and any other information which the assessor may require. Said personal representative shall, within eighteen months of the date of the death of the decedent and before distribution of the estate, pay to the collector of taxes of the District of Columbia the taxes imposed by section 1 upon the distributive shares and legacies in his hands and the tax imposed by section 1 hereof against each distributive share or legacy shall be charged against such distributive share or legacy unless the will shall otherwise direct.
Sec. 5. The personal representative of the decedent shall collect from each beneficiary entitled to a distributive share or legacy the tax imposed upon such distributive share or legacy in section 1 hereof, and if the said beneficiary shall neglect or fail to pay the same within fifteen months after the date of the death of the decedent such personal representative shall, upon the order of the District Court of the United States for the District of Columbia, sell for cash so much of said distributive share or legacy as may be necessary to pay said tax and all the expenses of said sale.

Sec. 6. The bond of the personal representative of the decedent shall be liable for all taxes and penalties assessed under this title: Provided, That in no case shall the bond or the personal representative be liable for a greater sum than is actually received by him.

Sec. 7. Every person entitled to receive property taxable under section 1 hereof which property is not under the control of a personal representative, and is over $1,000 in value shall, within sixty days after the death of the decedent, report under oath to the assessor, on forms provided for that purpose, an itemized schedule of all property (real, personal, and mixed) received or to be received by such person; the market value of the same at the time of the death of the decedent and the relationship of such person to the decedent; and any other information which the assessor may require. The tax on the transfer of any such property shall be paid by such person to the collector of taxes within six months after the date of the death of the decedent.

Sec. 8. The register of wills of the District of Columbia shall report to the assessor on forms provided for the purpose every qualification in the District of Columbia upon the estate of a decedent. Such report shall be filed with the assessor at least once every month, and shall contain the name of the decedent, the date of his death, the name and address of the personal representative, and the value of the estate, as shown by the petition for administration or probate.

Sec. 9. The Commissioners of the District of Columbia shall have supervision of the enforcement of this title and shall have the power to make such rules and regulations, consistent with its provisions, as may be necessary for its enforcement and efficient administration and to provide for the granting of extension of time within which to perform the duties imposed by this title. The assessor shall determine all taxes assessable under this title and immediately upon the determination of same, shall forward a statement of the taxes determined to the person or persons chargeable with the payment thereof and shall give advice thereof to the collector of taxes. Any person dissatisfied with such determination either as to value or the amount of tax imposed, may, within thirty days after such determination, appeal to the Board of Personal Tax Appeals. Upon hearing, said Board may affirm, modify, or set aside the determination of the assessor. The Board of Personal Tax Appeals is authorized to convene at such times as may be necessary to exercise its functions under this section.

The assessor of the District of Columbia is hereby authorized and empowered to summon any person before him or any member of the board of assistant assessors or the Board of Personal Tax Appeals to give testimony on oath or affirmation or to produce all books, records, papers, documents, or other legal evidence as to any matter relating to this title, and the assessor or any member of the board of assistant assessors or Board of Personal Tax Appeals is authorized to administer oaths and to take testimony for the purposes of the administration of this title. Such summons may be served by any member of the Metropolitan Police Department. If any person having been personally summoned shall neglect or refuse to obey the summons
Life interest or for term of years, payment of tax.

Future estates, assessment of tax.

Tax lien on property.

Taxes in arrears, additional amount.

Compelling performance of duty.

Failure to file required return; penalty.

False, etc., returns.

Willful failure to pay taxes, make return, etc., penalty.

Release of lien when tax liability discharged.

Issued as herein provided, then and in that event the assessor may report that fact to the District Court of the United States for the District of Columbia or one of the justices thereof, and said court or any justice thereof hereby is empowered to compel obedience to said summons to the same extent as witnesses may be compelled to obey the subpoenas of that court.

Sec. 10. In the case of any grant, deed, devise, descent, or bequest of a life interest or term of years, the donee for life or years shall pay a tax only on the value of his interest, and the donee of the future interest shall pay his tax when his right of possession or enjoyment accrues. In the case of a devise, descent, bequest, or grant to take effect in possession or enjoyment after the expiration of one or more life estates or of a term of years, the tax shall be assessed on the value of the property or interest therein coming to the beneficiary at the time when he becomes entitled to the same in possession or enjoyment. Said tax shall be a lien for the period of ten years on the property or interest therein from the date when said beneficiary becomes entitled to the same in possession or enjoyment.

Sec. 11. If the taxes imposed by this title are not paid when due, 1 per centum interest for each month or portion of a month from the date when the same were due until paid shall be added to the amount of said taxes and collected as a part of the same, and said taxes shall be collected by the collector of taxes of the District of Columbia in the manner provided by the law for the collection of taxes due the District of Columbia on personal property in force at the time of such collection.

Sec. 12. If any person shall fail to perform any duty imposed upon him by the provisions of this title or the regulations made hereunder the Commissioners of the District of Columbia may proceed by petition for mandamus to compel performance and upon the granting of such writ the court shall adjudge all costs of such proceeding against the delinquent.

Sec. 13. Any person required by this title to file a return who fails to file such return within the time prescribed by this title, or within such additional time as may be granted under regulations promulgated by the Commissioners of the District of Columbia, shall become liable in his own person and estate to the District of Columbia in an amount equal to 25 per centum of the tax found to be due. In case any person required by this title to file a return knowingly files a false or fraudulent return, he shall become liable in his own person and estate to the said District in an amount equal to 50 per centum of the tax found to be due. Such amounts shall be collected in the same manner as is herein provided for the collection of the taxes levied under this title.

Sec. 14. Any person required by this title to pay a tax or required by law or regulation made under authority thereof to make a return or keep any records or supply any information for the purposes of computation, assessment, or collection of any tax imposed by this title, who willfully fails to pay such tax, make any such return, or supply any such information at the time or times required by law or regulation shall, in addition to other penalties provided by law, be guilty of a misdemeanor and upon conviction thereof be fined not more than $1,000 or imprisoned for not more than one year, or both.

Sec. 15. When the assessor is satisfied that the tax liability of any estate has been fully discharged or provided for, he may, under regulations prescribed by the Commissioners of said District, issue his certificate, releasing any or all property of such estate from the lien herein imposed.
SEC. 16. No person holding, within the District of Columbia, tangible or intangible assets of any resident or nonresident decedent shall deliver or transfer the same or any part thereof to any person other than an executor, administrator, or collector of the estate of such decedent appointed by the District Court of the United States for the District of Columbia, unless notice of the date and place of such intended transfer be served upon the assessor of the District of Columbia at least ten days prior to such delivery or transfer, nor shall any person holding, within the District of Columbia, any assets of a resident or nonresident decedent deliver or transfer the same or any part thereof to any person other than an executor, administrator, or collector of the estate of such decedent appointed by said District Court without retaining a sufficient portion or amount thereof to pay any tax which may be assessed on account of the transfer of such assets under the provisions of this article and article II without an order from the assessor of the District of Columbia authorizing such transfer. It shall be lawful for the assessor of the District of Columbia personally, or by his representatives, to examine said assets at any time before such delivery or transfer. Failure to serve such notice or to allow such examination or to retain as herein required a sufficient portion or amount to pay the taxes imposed by this title shall render such person liable to the payment of such taxes. The assessor of the District may issue a certificate authorizing the transfer of any such assets whenever it appears to the satisfaction of said assessor that no tax is due thereon.

SEC. 17. The word “person” when used in this title shall include individuals, partnerships, associations, and corporations.

ARTICLE II—ESTATE TAXES

SEC. 18. In addition to the taxes imposed by article I, there is hereby imposed upon the transfer of the estate of every decedent who, after this title becomes effective, shall die a resident of the District of Columbia, a tax equal to 80 per centum of the Federal estate tax imposed by subdivision (a) of section 301, title III, of the Revenue Act of 1926, as amended, or as hereafter amended or reenacted.

SEC. 19. There shall be credited against and applied in reduction of the tax imposed by section 18 of this title the amount of any estate, inheritance, legacy, or succession tax lawfully imposed by any State or Territory of the United States, in respect of any property included in the gross estate for Federal estate-tax purposes as prescribed in title III of the Revenue Act of 1926, as amended, or as hereafter amended or reenacted: Provided, however, That only such taxes as are actually paid and credit therefor claimed and allowed against the Federal estate tax may be applied as a credit against and in reduction of the tax imposed by section 18.

SEC. 20. In no event shall the tax imposed by section 18 of this title exceed the difference between the maximum credit which might be allowed against the Federal estate tax imposed by title III of the Revenue Act of 1926, as amended, or as hereafter amended or reenacted, and the aggregate amount of the taxes described in section 19 of this title (but not including the tax imposed by section 18) allowable as a credit against the Federal estate tax.

SEC. 21. The purpose of section 18 of this title is to secure for the District of Columbia the benefit of the credit allowed under the provisions of section 301 (c) of title III of the Revenue Act of 1926, as amended, or as hereafter amended or reenacted, to the extent that the District of Columbia may be entitled by the provisions of said Revenue Act, by imposing additional taxes, and the same shall be
liberally construed to effect such purpose: Provided, That the amount of the tax imposed by section 18 of this title shall not be decreased by any failure to secure the allowance of credit against the Federal estate tax.

Sec. 22. Every executor or administrator of a decedent dying a resident of the District of Columbia or, if there is no executor or administrator appointed, qualified, and acting within the District of Columbia, then any person in actual or constructive possession of any property forming part of the gross estate of the decedent for Federal estate-tax purposes shall, within thirty days of the filing of the return for Federal estate-tax purposes required by section 304 of the Revenue Act of 1926, file with the assessor for the District of Columbia a copy, verified by the affidavit of the person filing the return with the assessor, of such Federal estate-tax return and shall, within thirty days after the date of any communication from the Commissioner of Internal Revenue, confirming, increasing, or diminishing the tax shown to be due, file a copy of such communication with the assessor. With the copy of the Federal estate-tax return there shall be filed an affidavit as to the several amounts paid or expected to be paid as taxes within the purview of section 19 hereof.

Sec. 23. The assessor of the District of Columbia shall, upon receipt of the return and accompanying affidavit, assess such amount as he may determine from the basis of the return, to be due the District of Columbia. Upon receipt of a copy of any communication from the Commissioner of Internal Revenue, herein required to be filed, the assessor shall make such additional assessment or shall make such abatement of the assessment as may appear proper.

Sec. 24. The tax imposed by this article shall be paid to the collector of taxes within thirty days after the determination of said taxes by the assessor of the District of Columbia.

Sec. 25. This title shall become effective at 12:01 antemeridian, the day immediately following its approval.

TITLE VI—TAX ON PRIVILEGE OF DOING BUSINESS

Sec. 1. Where used in this title—

(a) The term “person” includes any individual, firm, copartnership, joint adventure, association, corporation (domestic or foreign), trust, estate, receiver, or any other group or combination acting as a unit, but shall not include railroad or railroad express companies which report to and are subject to regulation by the Interstate Commerce Commission under the provisions of the Interstate Commerce Act of 1887, as amended.

(b) The term “taxpayer” means any person liable for any tax hereunder.

(c) The term “Commissioners” means the Commissioners of the District of Columbia or their duly authorized representative or representatives.

(d) The term “business” shall include the carrying on or exercising for gain or economic benefit, either direct or indirect, any trade, business, profession, vocation, or commercial activity in or on privately owned property and in or on property owned by the United States Government in the District of Columbia, not including, however, labor or services rendered by any individual as an employee for wages, salary, or commission.

(e) The term “gross receipts” means the gross receipts received from any business in the District of Columbia, including cash, credits, and property of any kind or nature, without any deduction therefrom on account of the cost of the property sold, the cost of materials, labor, or services or other costs, interest, or discount paid,
or any other expenses whatsoever: Provided, That the term "gross receipts" when used in connection with or in respect of financial transactions involving the sale of notes, stocks, bonds, and other securities, or the loan, collection, or advance of money, or the discounting of notes, bills, or other evidences of debt, shall be deemed to mean the gross interest, discount, commission, or other gross income earned by means of or resulting from said financial transactions: Provided further, That in connection with commission merchants, attorneys or other agents, the term "gross receipts" shall be deemed to mean the gross amount of such commissions or gross fees received by them, and, as to stock and bond brokers, the term "gross receipts" shall be deemed to mean gross amount of commissions or gross fees received, the gross trading profit on securities bought and sold, and the gross interest income on marginal accounts from business done or arising in the District of Columbia: Provided further, That with respect to contractors the term "gross receipts" shall mean their total receipts less money paid by them to sub-contractors for work and labor performed and material furnished by such sub-contractors in connection with such work and labor.

(f) The term "fiscal year" means a year beginning on the 1st day of July and ending on the 30th day of the June following.

Sec. 2. No person shall engage in or carry on any business in the District of Columbia after sixty days from the approval of this Act and until July 1, 1938, without first having obtained a license so to do from the Commissioners, except that no license shall be required of any person selling newspapers, magazines, or periodicals, whose sales are not made from a fixed location and which sales do not exceed the annual sum of $2,000. All licenses issued under this title shall expire on June 30, 1938, and no license may be transferred to any other person.

All licenses granted under this title must be conspicuously posted on the premises of the licensee and said license shall be accessible at all times for inspection by the police or other officers duly authorized to make such inspection. Licensees having no located place of business shall exhibit their licenses when requested to do so by any of the officers above named.

Licenses shall be good only for the location designated thereon, except in the case of licenses issued hereunder for businesses which in their nature are carried on at large and not at a fixed place of business, and no license shall be issued for more than one place of business without a payment of a separate fee for each.

The Commissioners may, after hearing, revoke any license issued hereunder for failure of the licensee to file a return or corrected return within the time required by this title or to pay any installment of tax when due.

Sec. 3. Each application for license shall be accompanied by a filing fee of $10: Provided, however, That no license fee shall be required of any person if he shall certify under oath that his gross receipts during the year immediately preceding his application, if he was engaged in business during all of such period of time, or his gross receipts as computed in the manner provided in section 5 of this title, if he was engaged in business for less than one year immediately preceding his application, was not more than $2,000. Such application shall be upon a form prescribed and furnished by the Commissioners.

Sec. 4. Every person subject to the tax hereunder shall, within thirty days after the approval of this Act, furnish to the assessor, on a form prescribed by the Commissioners, a statement under oath showing the gross receipts of the taxpayer during the preceding calendar year, which said return shall contain such other inform
Examination of books, etc.

Summons; power to compel obedience.

Extension of time for filing return.

Tax rate.

Broker or agent.

Computation for fraction of year.

Consolidation of business.

National banks, public utilities, etc., exempt.

Tax on tangible personal property; credit therefor.

Examination of books, etc.: The Commissioners may deem necessary for the proper administration of this title.

The Commissioners, for the purpose of ascertaining the correctness of any return filed hereunder, or for the purpose of making a return where none has been made, are authorized to examine any books, papers, records, or memoranda bearing upon the matters required to be included in the return and may summons any person to appear and produce books, records, papers, or memoranda bearing upon the matters required to be included in the return, and to give testimony or answer interrogatories under oath respecting the same, and the Commissioners shall have power to administer oaths to such person or persons. Such summons may be served by any member of the Metropolitan Police Department. If any person having been personally summoned shall neglect or refuse to obey the summons issued as herein provided, then, and in that event, the Commissioners may report that fact to the District Court of the United States for the District of Columbia, or one of the justices thereof, and said court or any justice thereof hereby is empowered to compel obedience to such summons to the same extent as witnesses may be compelled to obey the subpoenas of that court.

The Commissioners are authorized and empowered to extend for cause shown the time for filing a return for a period not exceeding thirty days.

Sec. 5. For the privilege of engaging in business in the District of Columbia, each person so engaged shall pay to the collector of taxes of the District of Columbia for the fiscal year 1937-1938 a tax equal to two-fifths of 1 per centum of the gross receipts in excess of $2,000 derived from such business for the calendar year 1936: Provided, however, That the tax imposed by this section shall be payable only upon the gross commissions of any person engaged in the business of a broker or agent, and shall not be payable upon the funds of his principal, of which he is a mere conduit.

If a taxpayer was not engaged in business during the whole of the calendar year 1936 he shall pay the tax imposed by this title measured by his gross receipts during the period of one year from the date when he became so engaged; and if such taxpayer shall not have been so engaged for an entire year prior to the approval of this Act, then the tax imposed shall be measured by his gross receipts for the period during which he was so engaged, multiplied by a fraction, the numerator of which shall be 365 and the denominator of which shall be the number of days during which he was so engaged.

If a person liable for the tax during any year or portion of a year for which the tax is computed acquires the assets or franchises of or merges or consolidates his business with the business of any other person or persons, such person liable for the tax shall report, as his gross receipts by which the tax is to be measured, the gross receipts for such year of such other person or persons together with his own gross receipts during such year.

Sec. 6. National banks and all other incorporated banks and trust companies, street railroad, gas, electric lighting and telephone companies, companies incorporated or otherwise, who guarantee the fidelity of any individual or individuals, such as bonding companies, companies who furnish abstracts of titles, savings banks, and building and loan associations which pay taxes under existing laws of the District of Columbia upon gross receipts or gross earnings, and insurance companies which pay a tax upon premiums shall be exempt from the provisions of this title. Any tax levied by the District of Columbia upon tangible personal property (other than motor vehicles) for the fiscal year 1937-1938 and paid by such taxpayer shall be credited upon the tax due under this title.
SEC. 7. The taxes imposed hereby shall be due thirty days after the approval of this Act and may be paid without penalty to the collector of taxes of the District of Columbia in equal semiannual installments in the months of September and March following. If either of said installments shall not be paid within the month when the same is due, said installment shall thereupon be in arrears and delinquent and there shall be added and collected to said tax a penalty of 1 per centum per month upon the amount thereof for the period of such delinquency, and said installment with the penalties thereon shall constitute a delinquent tax.

SEC. 8. If a return required by this title is not filed, or if a return when filed is incorrect or insufficient and the maker fails to file a corrected or sufficient return within twenty days after the same is required by notice from the assessor, the assessor shall determine the amount of tax due from such information as he may be able to obtain, and, if necessary, may estimate the tax on the basis of external indices such as number of employees of the person concerned, rentals paid by him, stock on hand, and other factors. The assessor shall give notice of such determination to the person liable for the tax. Such determination shall finally and irrevocably fix the tax unless the person against whom it is assessed shall within fifteen days after the giving of notice of such determination apply to the Board of Equalization and Review of the District for hearing and review, and the burden of proving the incorrectness of the assessor's determination shall be upon the taxpayer. After such hearing said Board shall give notice of its decision to the person liable for the tax. The decision of said Board may be reviewed by application to the District Court of the United States for the District of Columbia, if the said application be filed within twenty days after said notice: Provided, however, That the amount of any tax sought to be reviewed shall, with interest and penalties thereon, if any, be first deposited with the clerk of said court.

SEC. 9. Any person failing to file a return or corrected return within the time required by this title shall be subject to a penalty of 10 per centum of the tax due plus 5 per centum of such tax for each month of delay or fraction thereof.

SEC. 10. Any notice authorized or required under the provisions of this title may be given by mailing the same to the person for whom it is intended by registered mail addressed to such person at the address given in the return filed by him pursuant to the provisions of this title, or if no return has been filed then to his last-known address. The mailing of such notice shall be presumptive evidence of the receipt of the same by the person to whom addressed. Any period of time which must be determined under the provisions of this title by the giving of notice shall commence to run from the date of mailing such notice.

SEC. 11. The taxes levied hereunder and penalties may be collected by the collector of taxes of the District of Columbia in the manner provided by law for the collection of taxes due the District of Columbia on personal property in force at the time of such collection.

SEC. 12. Any person engaging in or carrying on business without first having obtained a license so to do, or failing or refusing to file a sworn report as required herein, or to comply with any rule or regulation of the Commissioners for the administration and enforcement of the provisions of this title shall, upon conviction thereof, be fined not more than $1,000 for each and every failure, refusal, or violation, and each and every day that such failure, refusal, or violation continues shall constitute a separate and distinct offense. All prosecutions under this title shall be brought in the police court of
the District of Columbia on information by the corporation counsel or his assistant in the name of the District of Columbia.

SEC. 13. The Bureau of Internal Revenue of the Treasury Department of the United States is authorized and required to supply such information as may be requested by the Commissioners relative to any person subject to the taxes imposed under this title.

SEC. 14. Except in accordance with proper judicial order or as otherwise provided by law, it shall be unlawful for the Commissioners or any person having an administrative duty under this title to divulge or make known in any manner the receipts or any other information relating to the business of a taxpayer contained in any return required under this title. The persons charged with the custody of such returns shall not be required to produce any of them or evidence of anything contained in them in any action or proceeding in any court, except on behalf of the United States or the District of Columbia, or on behalf of any party to any action or proceeding under the provisions of this title, when the returns or facts shown thereby are directly involved in such action or proceeding, in either of which events the court may require the production of, and may admit in evidence, so much of such returns or of the facts shown thereby, as are pertinent to the action or proceeding and no more. Nothing herein shall be construed to prohibit the delivery to a taxpayer, or his duly authorized representative, of a certified copy of any return filed in connection with his tax, nor to prohibit the publication of statistics so classified as to prevent the identification of particular returns and the items thereof, or the inspection by the corporation counsel of the District of Columbia, or any of his assistants, of the return of any taxpayer who shall bring action to set aside or review the tax based thereon, or against whom an action or proceeding has been instituted for the collection of a tax or penalty. Returns shall be preserved for three years and thereafter until the Commissioners order them to be destroyed. Any violation of the provisions of this section shall be subject to the punishment provided by section 12 of this title.

SEC. 15. This title shall not be deemed to repeal or in any way affect any existing Act or regulation under which taxes are now levied.

TITLE VII—RATE OF TAXATION ON TANGIBLE PROPERTY AND MISCELLANEOUS PROVISIONS

SEC. 1. (a) For the fiscal year ending June 30, 1938, the rate of taxation imposed for the District of Columbia on real and tangible personal property shall not be less than 1.75 per centum on the assessed value of such property.

(b) The Commissioners of the District of Columbia are authorized to extend for not to exceed sixty days the time for payment of any installment of taxes on real property, tangible and intangible personal property, and other taxes, payable in September 1937.

AUTHORIZATION FOR ADVANCE OF FUNDS

SEC. 2. Until and including June 30, 1938, the Secretary of the Treasury, notwithstanding the provisions of the District of Columbia Appropriation Act, approved June 29, 1932, is authorized and directed to advance, on the requisition of the Commissioners of the District of Columbia, made in the manner now prescribed by law, out of any money in the Treasury of the United States not otherwise appropriated, such sums as may be necessary, from time to time, during said fiscal year to meet the general expenses of said District,
as authorized by Congress, and such amounts so advanced shall be reimbursed by the said Commissioners to the Treasury out of the taxes and revenue collected for the support of the government of the said District of Columbia.

SURVEY OF TAX STRUCTURE OF THE DISTRICT

SEC. 3. There is hereby authorized to be appropriated out of the revenues of the District of Columbia the sum of $5,000, for the employment of clerical services in connection with a survey and study of the entire tax structure of the District of Columbia to be made under the direction of the Commissioners of said District. Such sum shall be available for expenditure for personal services without regard to the civil service laws or the Classification Act of 1923, as amended. A report of such survey, with recommendations, shall be made by the Commissioners to Congress not later than January 15, 1938.

REGULATIONS

SEC. 4. The Commissioners of the District of Columbia are authorized to make such rules and regulations as may be necessary to carry out the provisions of this Act.

SEPARABILITY OF PROVISIONS

SEC. 5. If any provision of this Act, or the application thereof to any person or circumstance, is held invalid, the remainder of the Act, and the application of such provisions to other persons or circumstances, shall not be affected thereby.

TITLE VIII—AMENDMENT TO THE ANTITRUST LAWS

Section 1 of the Act entitled "An Act to protect trade and commerce against unlawful restraints and monopolies", approved July 2, 1890, is amended to read as follows:

"Section 1. Every contract, combination in the form of trust or otherwise, or conspiracy, in restraint of trade or commerce among the several States, or with foreign nations, is hereby declared to be illegal: Provided, That nothing herein contained shall render illegal, contracts or agreements prescribing minimum prices for the resale of a commodity which bears, or the label or container of which bears, the trade mark, brand, or name of the producer or distributor of such commodity and which is in free and open competition with commodities of the same general class produced or distributed by others, when contracts or agreements of that description are lawful as applied to intrastate transactions, under any statute, law, or public policy now or hereafter in effect in any State, Territory, or the District of Columbia in which such resale is to be made, or to which the commodity is to be transported for such resale, and the making of such contracts or agreements shall not be an unfair method of competition under section 5, as amended and supplemented, of the Act entitled 'An Act to create a Federal Trade Commission, to define its powers and duties, and for other purposes', approved September 26, 1914: Provided further, That the preceding proviso shall not make lawful any contract or agreement, providing for the establishment or maintenance of minimum resale prices on any commodity herein involved, between manufacturers, or between producers, or between wholesalers, or between brokers, or between factors, or between retailers, or between persons, firms, or corporations in competition with each other. Every person who shall make any contract or engage in any combination or conspiracy hereby declared to be
illegal shall be deemed guilty of a misdemeanor, and, on conviction thereof, shall be punished by fine not exceeding $3,000, or by imprisonment not exceeding one year, or by both said punishments, in the discretion of the court."

Approved, August 17, 1937.

[CHAPTER 691] AN ACT

To authorize the Secretary of Commerce to exchange with the people of Puerto Rico the Guanica Lighthouse Reservation for two adjacent plots of insular forest land under the jurisdiction of the commissioner, department of agriculture and commerce, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Commerce is hereby authorized to convey to the people of Puerto Rico the parcel of land and certain improvements comprising the Guanica Lighthouse Reservation in exchange by deeds of conveyance of two adjacent plots of land required for establishing the Guanica Light at a higher elevation to provide greater visibility, and provide for necessary roadway and wharf facilities. The deeds of conveyance shall describe by metes and bounds the lands involved in the exchange, and acceptable titles free of all encumbrances are required to be furnished the United States.

Approved, August 17, 1937.

[CHAPTER 692] JOINT RESOLUTION

Relating to the employment of personnel and expenditures made by the Charles Carroll of Carrollton Bicentenary Commission.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of carrying out its functions under the joint resolution of June 15, 1936, the Charles Carroll of Carrollton Bicentenary Commission, or the Chairman acting for the Commission, is authorized to fix the compensation of such officers and employees as may be necessary without regard to the provisions of other laws applicable to the employment and compensation of officers and employees of the United States, and to determine its necessary expenditures and the manner in which they shall be incurred, allowed, and paid, without regard to the provisions of any other laws governing the expenditure of public funds.

Approved, August 17, 1937.

[CHAPTER 695] JOINT RESOLUTION

To authorize an additional appropriation to further the work of the United States Constitution Sesquicentennial Commission.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 8 of the public resolution entitled "Joint resolution to enable the United States Constitution Sesquicentennial Commission to carry out and give effect to certain approved plans, and for other purposes", approved June 1, 1936 (49 Stat. 1392), is hereby amended by striking out the sum "$200,000" and inserting in lieu thereof the sum "$247,500".

1 So in original.
SEC. 2. Such public resolution is hereby further amended by adding new sections thereto as follows:

"SEC. 9. Sums heretofore or hereafter received from the sale of publications and other material of such Commission are hereby authorized to be appropriated as a revolving fund for the further acquisition of such publications and material.

"SEC. 10. That the United States Constitution Sesquicentennial Commission is authorized and directed to procure sufficient copies of the booklet entitled 'The Story of the Constitution', published by the Commission, to provide a distribution quota of two thousand copies for each Senator, Representative, and Delegate from a Territory. Enclosures for mailing such booklets shall also be provided by the Commission. The quantities of such booklets and enclosures required for Senators shall be delivered to the folding room of the Senate and placed subject to the order of the respective Senators and the quantities required for Representatives and Delegates shall be delivered to the folding room of the House of Representatives and placed subject to the order of the respective Representatives and Delegates.

"SEC. 11. Any funds heretofore or hereafter made available to the United States Constitution Sesquicentennial Commission for carrying out the functions imposed upon such Commission by or pursuant to law may be expended by the Commission for printing and binding outside the Government Printing Office and such objects as the Commission may deem necessary and proper to accomplish the purposes of such functions: Provided, That this provision shall not be construed as waiving the requirement for the submission of accounts and vouchers to the General Accounting Office for audit.

"SEC. 12. The President is authorized to appoint a director general of such Commission who shall not be deemed an officer of the Government."

Approved, August 19, 1937.

[CHAPTER 696]

JOINT RESOLUTION

To establish the General Anthony Wayne Memorial Commission to formulate plans for the construction of a permanent memorial to the memory of General Anthony Wayne.

Whereas the people of the United States owe a deep debt of gratitude to General Anthony Wayne, whose military career meant so much during the War of Revolution and whose activities in the Indian wars succeeded in opening such a large tract of territory in the Middle West; and

Whereas no adequate memorial exists at the junction of the Saint Mary's, Saint Joseph, and Maumee Rivers where he established his fort and carried on his campaign: Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby established a Commission, to be known as the "General Anthony Wayne Memorial Commission", and to be composed of nine commissioners, three to be appointed by the President of the United States, three Senators to be appointed by the President of the Senate, and three Members of the House of Representatives to be appointed by the Speaker of the House. Such Commission shall consider and formulate plans for designing and constructing a permanent memorial in the city of Fort Wayne to the said General Anthony Wayne.

SEC. 2. Such Commission may, in its discretion, accept from any source, public or private, money or property to be used for the purpose of making surveys and investigations, formulating, preparing,
and considering plans for the construction of such memorial, or other expenses incurred, or to be incurred, in carrying out the provisions of this joint resolution.

SEC. 3. The Commission shall report its recommendations to Congress as soon as practicable.

SEC. 4. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $2,500 which shall be available to defray the necessary expenses of the Commission for the performance of their duties herein prescribed. Disbursement of the sum herein authorized shall be made on vouchers approved by the Chairman of the Commission.

Approved, August 19, 1937.

[CHAPTER 697] AN ACT

To authorize the Secretary of War to lease the Fort Schuyler Military Reservation, New York.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to lease to the State of New York, for nautical education purposes in the interests of national defense, the Fort Schuyler Military Reservation, New York, or portions thereof, for such term or terms, and upon such conditions as the Secretary of War may deem advisable, and he may authorize the State of New York incident to making the premises suitable for occupancy to change the contour of the land, alter or demolish existing buildings and other structures, erect new buildings and structures, construct roads and other utilities, and landscape the reservation: Provided, That all alterations, construction, and improvements made shall become the property of the United States: Provided further, That the consideration for said lease or leases shall be the repair and maintenance of the property by the State of New York in accordance with the terms of the lease, and such lease or leases shall reserve to the United States of America the right to resume possession and occupy said premises or any portion thereof whenever in the judgment of the Secretary of War an emergency exists that requires the use and appropriation of the same for the public defense.

Approved, August 19, 1937.

[CHAPTER 698] AN ACT

For the protection of certain enlisted men of the Army.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding the language contained in the second proviso on page 6 of the Act of July 1, 1937 (Public, Numbered 176, Seventy-fifth Congress, first session), or any other Act, during the three-year period following the enactment of this Act, enlisted personnel of the Army who have legally declared their intention to become citizens, or who do so during their current enlistment, or who have been discharged from the Army since July 1, 1937, and who also agree to complete expeditiously their naturalization and become citizens of the United States may be reenlisted and receive the pay to which, except for the aforesaid proviso, they would otherwise be legally entitled: Provided, That Filipinos who were serving in the Army on July 1, 1937, may be reenlisted without regard to their citizenship status, and receive the pay to which otherwise legally entitled.

Approved, August 19, 1937.
AN ACT

To authorize the construction of bridges in Caddo Parish, Louisiana.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the State of Louisiana, the Louisiana Highway Commission, and/or to the Parish of Caddo, Louisiana, and they are jointly and severally authorized to construct, maintain, and operate a free highway bridge and approaches thereto over each of the following-named streams at the following places in the Parish of Caddo, Louisiana, to wit:

1. A bridge across Cross Bayou at Shreveport, Louisiana;
2. A bridge across Twelve Mile Bayou approximately three miles north of Shreveport, Louisiana;
3. A bridge across Caddo Lake at or near Mooringsport, Louisiana;

all to be located along the proposed relocation of the State Highway Route Numbered 8, between Shreveport, Louisiana, and Rodessa, Louisiana, at a point suitable to the interests of navigation, and according to the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to all conditions and limitations contained in this Act.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 19, 1937.

AN ACT

For the relief of the Southeastern University of the Young Men's Christian Association of the District of Columbia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the certificate of incorporation and certificate of amendment thereto for the incorporation of the Southeastern University of the Young Men's Christian Association of the District of Columbia under subchapter 1 of chapter 18 of the Code of Laws of the District of Columbia (1929 D. C. Code, title 5, ch. 8) be, and the same are hereby, approved and confirmed, except as herein specifically altered and amended.

Sec. 2. That the name of the corporation shall be "Southeastern University".

Sec. 3. That the management of the said corporation shall be vested in a board of trustees consisting of not less than nine nor more than twenty-one in number as determined from time to time by said board of trustees, one-third of whom, at all times, shall be graduates of the said university, of the qualifications prescribed by the board of managers of the Young Men's Christian Association of the city of Washington, a corporation organized and existing under and by virtue of the Act of Congress approved June 28, 1864 (13 Stat. L. 411 and the Acts amendatory thereof), nominated by the alumni of the said university in the manner prescribed by said board of managers, and all of whom shall be elected by said board of managers; that C. C. Caywood, A. W. Defenderfer, L. W. DeGast, Charles E. Krey, George A. Lewis, George W. Offutt, John Poole, James P. Schick, H. Randolph Barbee, James A. Bell, Harvey T. Casbarian, and D. Roland Potter shall act as and constitute the first board of trustees under this Act and shall be classified with respect to the time for which they shall severally originally hold office into

August 19, 1937

Public, No. 318

Caddo Parish, La. Bridge construction authorized at places designated.


Amendment.

August 19, 1937

Public, No. 319

District of Columbia. Southeastern University of the Young Men's Christian Association; incorporation, etc., approved. 31 Stat. 1260.

Name.

Board of trustees; membership, qualifications, etc.

13 Stat. 411.

First board of trustees.
Terms of office.

Sect. 4. That the said board of trustees is authorized to (a) make, alter, and repeal bylaws for the management of the said corporation and rules and regulations for the government of the university and the "schools", faculty, and students thereof; (b) elect as officers of the said corporation and fix the salaries of a president, a treasurer, and a secretary, and such other officers as it may find necessary, for the respective terms and with the respective powers and duties as fixed by the bylaws of the said corporation; (c) appoint, from among their number, as officers of the said board of trustees and fix the salaries of a chairman, a vice chairman, and a secretary, and such other officers as it may find necessary, for the respective terms and with the respective powers and duties as fixed by the bylaws of the said corporation; (d) remove any trustee when, in its judgment, he shall be found incapable, by age or otherwise, of performing or discharging, or shall neglect or refuse to perform or discharge, the duties of his office; (e) determine and establish from time to time additional "schools" in all departments of sciences, liberal arts, and the professions, and the courses of instruction therein; (f) determine and establish, from time to time, additional professorships; (g) appoint, from time to time, such deans, professors, tutors, and instructors as it may deem necessary, and fix their respective terms, duties, and salaries; and (h) grant and confer degrees, but only upon the recommendation of the appropriate "school".

Corporate powers, etc.

Sect. 5. That the said corporation may have and use a common seal and alter and change the same at pleasure, and shall have power, in its corporate name (a) to sue and be sued; (b) to plead and be impleaded; and (c) to acquire real, personal, and mixed property by gift, grant, purchase, bargain and sale, conveyance, will, devise, bequest, or otherwise, to hold, use, and maintain the same solely for the purposes of education, and to demise, let, mortgage, or otherwise lien, grant, sell, exchange, convey, transfer, place out at interest, or otherwise dispose of the same for its use in such manner as shall seem most beneficial thereto; subject to conforming to the express conditions of the donor of any gift, devise, or bequest with regard thereto accepted by it; provided it shall not hold more land at any one time than necessary for the purposes of education, unless it shall have received the same by gift, grant, or devise, in which case it shall sell and dispose of so much of the same as may not be necessary for said purposes within fifteen years from the date of acquisition, otherwise the same shall revert to the donor or his heirs.

Income, use of.

Sect. 6. That the income of the said corporation from all sources whatsoever shall be held in the name of the corporation and applied to the maintenance, endowment, promotion, and advancement of the said university and the said Young Men's Christian Association of the city of Washington, subject to conforming to the express conditions of the donor of any gift, devise, or bequest accepted by the said corporation, with regard to the income therefrom.

No religious, etc., qualifications.

Sect. 7. That no person shall ever be required to profess any particular religious denomination, sentiment, or opinion as a condition to becoming and continuing a member of the faculty or a student, with the full benefits, privileges, and advantages thereof.
SEC. 8. That no institution of learning hereafter incorporated in the District of Columbia shall use in or as its title, in whole or in part, the words "Southeastern University".

SEC. 9. That nothing in this Act contained shall be construed as preventing the Congress from amending, altering, annulling, or repealing the same or any part thereof.

Approved, August 19, 1937.

[CHAPTER 701] AN ACT

To authorize the exchange of certain lands within the Great Smoky Mountains National Park for lands within the Cherokee Indian Reservation, North Carolina, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized, under such terms and conditions as he may deem proper, to exchange a tract of land of approximately one thousand two hundred and two acres, near Smokemont, North Carolina, known as the Towstring tract and forming a part of the Cherokee Indian Reservation, for three tracts of land, totaling approximately one thousand five hundred and forty-seven acres, in the vicinity of Ravensford, North Carolina, known as the Boundary Tree, Ravensford, and Tight Run tracts and forming a part of the Great Smoky Mountains National Park, conditioned upon the consent of the Eastern Band of Cherokee Indians to this exchange and to the acquisition by the State of North Carolina of a right-of-way, which shall vary in width between two hundred feet and eight hundred feet, for the Blue Ridge Parkway across the said reservation, and further conditioned upon payment to the said Cherokee Indians by the said State of North Carolina of such compensation as shall have been determined by the said Secretary as just and reasonable for the said right-of-way. When the foregoing conditions have been complied with, the Secretary of the Interior is hereby further authorized to grant to the State of North Carolina a right-of-way as hereinbefore provided for.

SEC. 2. The consent of the said Cherokee Indians to any proposed exchange and the acquisition of a right-of-way by the State of North Carolina as provided for herein shall be expressed by secret ballot in a general election, in which a majority vote in favor thereof. Such election to be arranged and supervised by the tribal council within sixty days after the passage of this Act, and the results of such election shall be final.

SEC. 3. No exchange shall be consummated pursuant to the provisions of this Act unless and until the consent of the State of North Carolina is first had and obtained thereto as indicated by an Act of its legislature.

SEC. 4. Upon the consummation of the exchange made pursuant to the provisions of this Act, the lands transferred to the Indians shall be held in trust by the United States for the said Eastern Band of Cherokee Indians and shall be nontaxable and nonalienable the same as the balance of the Indian land of the aforesaid reservation, and the lands transferred to the United States for park purposes shall become and be a part of the Great Smoky Mountains National Park and shall be subject to the provisions of the Act of Congress approved August 25, 1916 (39 Stat. 535), as amended: Provided, That should any of the exchanged area or parkway right-of-way herein dealt with cease to be used for park or parkway purposes, the title thereto shall revert to its status prior to the exchange.

Approved, August 19, 1937.
AN ACT
August 19, 1937
[H. R. 6914]
[Public, No. 321]
To authorize the acquisition by the United States of certain tribally owned lands of the Indians of the Shoshone or Wind River Indian Reservation, Wyoming, for the Wind River irrigation project.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized to acquire on behalf of the United States for the use and benefit of the Wind River Indian irrigation project, Shoshone Indian Reservation, Wyoming, at the appraised value thereof, the east half southeast quarter section 8; the east half northeast quarter and northwest quarter southeast quarter section 17; the north half north half northeast quarter section 20; and the north half northwest quarter northwest quarter section 21, all in township 1 south, range 2 west, Wind River Meridian, Wyoming, and not to exceed $650 of the allotment made by the Federal Emergency Administration of Public Works to the Indian Service for Federal project 266-Indian, may be used for this purpose. The amount herein authorized shall be deposited to the credit of the Shoshone and Arapahoe Indians, Wyoming, and shall be subject to expenditure pursuant to the provisions of existing laws:

Provided, That such deposit of funds shall operate as a full, complete, and perfect extinguishment of all right, title, and interest the Indians may possess in and to the land herein described.

Approved, August 19, 1937.

AN ACT
August 19, 1937
[H. R. 7086]
[Public, No. 322]
To direct the Secretary of the Interior to notify the State of Virginia that the United States assumes police jurisdiction over the lands embraced within the Shenandoah National Park, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and is hereby, directed to give notice to the State of Virginia through its Governor, as contemplated by the Act of the General Assembly of the State of Virginia approved March 28, 1928, that the United States assumes police jurisdiction over lands lying in the State of Virginia and included within the Shenandoah National Park, title to and exclusive jurisdiction over said lands having been conveyed and ceded under and by authority of said Act and accepted by the Secretary of the Interior, saving, however, to the State of Virginia the right to serve civil or criminal process within the limits of the aforesaid park in suits or prosecutions for or on account of rights acquired, obligations incurred, or crimes committed in said State outside of said park; and saving further to the said State the right to tax persons and corporations, their franchises and property on the lands included in said park; and saving also to the persons residing in said park now, or hereafter, the right to vote at all elections held within the county or counties in which said park is situated; and saving further to the said State the right to tax sales of gasoline and other motor vehicle fuels and oil for use in motor vehicles. The Secretary is further directed to give like notice as to lands hereafter conveyed to the United States under like authority at such time or times as he shall determine to be consistent with the interests of the United States. All the laws applicable to places under sole and exclusive jurisdiction
of the United States shall have force and effect in said park. All fugitives from justice taking refuge in said park shall be subject to the same laws as refugees from justice found in the State of Virginia.

Sec. 2. That said park shall constitute a part of the United States judicial district for the western district of Virginia, and the district court of the United States in and for said district shall have jurisdiction of all offenses committed within the boundaries of the said park.

Sec. 3. That all hunting or the killing, wounding, or capturing at any time of any wild bird or animal, except dangerous animals when it is necessary to prevent them from destroying human lives or inflicting personal injury, is prohibited within the limits of said park; nor shall any fish be taken out of any of the waters of the said park, in any other way than by hook and line, and then only at such seasons and at such times and in such manner as may be directed by the Secretary of the Interior. That the Secretary of the Interior shall make and publish such general rules and regulations as he may deem necessary and proper for the management and care of the park and for the protection of the property therein, especially for the preservation from injury or spoliation of all timber, mineral deposits, natural curiosities, or wonderful objects within said park, and for the protection of the animals and birds in the park from capture or destruction, and to prevent their being frightened or driven from the said park; and he shall make rules and regulations governing the taking of fish from the streams or lakes in the said park. Possession within said park of the dead bodies or any part thereof of any wild bird or animal shall be prima-facie evidence that the person or persons having same are guilty of violating this Act.

Sec. 4. That all guns, traps, nets, seines, teams, horses, or means of transportation of every nature or description, used by any person or persons within the limits of said park when engaged in killing, trapping, ensnaring, taking, or capturing such wild beasts, birds, fish, or animals, shall be forfeited to the United States and may be seized by the officers in said park and held pending prosecution of any person or persons arrested under the charge of violating the provisions of this Act, and upon conviction under this Act of such person or persons using said guns, traps, nets, seines, teams, horses, or other means of transportation, such forfeiture shall be adjudicated.
Disposition of.

United States commissioner.
Appointment, jurisdiction.
Judicial powers in violation of rules, etc.
Appeals.
Duties, powers, etc.
Arrest and confinement of persons charged with crime.

as a penalty in addition to the other punishment prescribed in this Act. Such forfeited property shall be disposed of and accounted for by and under the authority of the Secretary of the Interior.

SEC. 5. That upon the recommendation and approval of the Secretary of the Interior of a qualified candidate the United States District Court for the Western District of Virginia shall appoint a commissioner who shall have jurisdiction to hear and act upon all complaints made of any violations of law or of the rules and regulations made by the Secretary of the Interior for the government of the park and for the protection of the animals, birds, and fish, and objects of interest therein, and for other purposes, authorized by this Act. Such commissioner shall have power, upon sworn information, to issue process in the name of the United States for the arrest of any person charged with the commission of any misdemeanor, or charged with a violation of the rules and regulations, or with a violation of any of the provisions of this Act prescribed for the government of said park and for the protection of the animals, birds, and fish in said park, and to try the person so charged, and, if found guilty, to impose punishment and to adjudge the forfeiture prescribed. In all cases of conviction an appeal shall lie from the judgment of said commissioner to the United States District Court for the Western District of Virginia and the United States District Court in the aforementioned district shall prescribe the rules of procedure and practice for said commissioner in the trial of cases and for appeal to said United States District Court.

SEC. 6. That any and all United States commissioners now or hereafter authorized to act within the western district of Virginia and any and all persons who shall hereafter succeed to the duties, powers, and authority of United States commissioners in and for said district shall have full power, authority, and jurisdiction to act, with respect to offenses or violations of law occurring within the limits of the Shenandoah National Park, as the United States commissioner for the Shenandoah National Park may act with respect to offenses or violations of law occurring within the limits of said park.

SEC. 7. That such commissioner shall also have power to issue process as hereinafter provided for the arrest of any person charged with the commission within said park of any criminal offense not covered by the provisions of section 3 of this Act, to hear the evidence introduced, and, if he is of the opinion that probable cause is shown for holding the person so charged for trial, shall cause such person to be safely conveyed to a secure place of confinement within the jurisdiction of the United States District Court for the Western District of Virginia, and certify a transcript of the record of his proceedings and the testimony in such case to court, which court shall have jurisdiction of the case: Provided, That the said commissioner shall grant bail in all cases bailable under the laws of the United States or of said State.

SEC. 8. That processes issued by the commissioner shall be directed to the marshal of the United States for the western district of Virginia but nothing herein contained shall be so construed as to prevent the arrest by any officer or employee of the Government or any person employed by the United States, without process of any person taken in the act of violating the law or this Act or the regulations prescribed by the said Secretary as aforesaid.

SEC. 9. That the commissioner provided for in this Act shall be paid an annual salary, as appropriated by Congress; Provided, That the said commissioner shall reside within the exterior boundaries of the Shenandoah National Park or at a place reasonably adjacent to the park, the place of residence to be designated by the

Salary.

Processes directed to marshal.

Bail.

Provided.
Secretary of the Interior: And provided further, That all fees, costs, and expenses collected by the commissioner shall be disposed of as provided in section 11 of this Act.

Sec. 10. That all fees, costs, and expenses arising in cases under this Act and properly chargeable to the United States shall be certified, approved, and paid as are like fees, costs, and expenses in the courts of the United States.

Sec. 11. That all fines and costs imposed and collected shall be deposited by said commissioner of the United States, or the marshal of the United States collecting the same, with the clerk of the United States District Court for the Western District of Virginia.

Approved, August 19, 1937.

[CHAPTER 704]

AN ACT

To amend the Federal Farm Loan Act, to amend the Emergency Farm Mortgage Act of 1933, to amend the Farm Credit Act of 1933, to amend the Federal Farm Mortgage Corporation Act, to amend the Agricultural Marketing Act, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Farm Credit Act of 1937".

Sec. 2. Section 4 (b) of the Federal Farm Mortgage Corporation Act (U. S. C., 1934 edition, title 12, sec. 1020d) is amended by adding at the end thereof the following new paragraph:

"When in the judgment of the directors conditions justify it, the corporation shall have power to extend, in whole or in part, any unpaid obligation under the terms of any mortgage, and to accept payment of any such obligation together with interest thereon, at a rate not exceeding 5 per centum per annum, during such period and in such amounts as may be agreed upon at the date of making such extension."

Sec. 3. Section 31 (a) of the Emergency Farm Mortgage Act of 1933 (48 Stat. 47), as amended, is amended by striking out all prior to the first proviso and inserting in lieu thereof the following:

"(a) The Federal Farm Mortgage Corporation is authorized and directed to make available to the Land Bank Commissioner until July 1, 1938, out of the funds of the Corporation, the sum of $2,000,000 to be used for the purpose of making loans to the joint-stock land banks organized and doing business under the Federal Farm Loan Act, as amended. Loans made by the Land Bank Commissioner under this section shall be made in the name and on behalf of the Corporation and shall bear interest at a rate not to exceed 4 per centum per annum. No loan shall be made under this section to any joint-stock land bank except for the purpose of obtaining, for a period of one year from the date on which the loan is made, postponement of the foreclosure of first mortgages held by such bank on account of (1) default in the payment of interest and principal due under the terms of the mortgage, and (2) unpaid delinquent taxes, excluding interest and penalties, which may be secured by the lien of said mortgage;"

Sec. 4. The first sentence of section 4 (b) of the Federal Farm Mortgage Corporation Act, as amended (U. S. C., 1934 edition, title 12, sec. 1020d), is amended to read as follows: "The corporation is further authorized to purchase from time to time, for cash, such consolidated farm loan bonds at such prices and upon such terms as may be approved by the board of directors of the corporation; to make loans to Federal land banks and joint stock land banks on the

Disposal of fees, etc.

Fees chargeable to United States, payment of.

Deposit of fines and costs.

Farm Credit Act of 1937.

Amount available for loans to, by Land Bank Commissioner.

Joint-stock land banks.

Interest rate.

Use of money loaned.

Purchase of consolidated farm loan bonds; loans to Federal land banks, security.
security of real estate mortgages, sheriff’s certificates, sales contracts
and real estate, upon such terms and conditions as shall be pre-
scribed by the board of directors of the corporation: Provided,
however, That loans outstanding to joint-stock land banks under
this subsection shall not at any one time exceed in the aggregate
$10,000,000; to make loans to Federal land banks on the security of
consolidated farm loan bonds; and to invest its funds in mortgage
loans made under section 32 of the Emergency Farm Mortgage Act
of 1933, as amended.”

Sec. 5. (a) There shall be twelve districts in the continental
United States, excluding Alaska, which shall be known as farm credit
districts, and may be designated by number. The boundaries of the
twelve Federal land bank districts existing as of the date of enact-
ment of this Act shall be the boundaries of the respective farm credit
districts. Such boundaries may be readjusted from time to time in
the discretion of the Farm Credit Administration, provided that
said districts shall be apportioned with due regard to the farm credit
needs of the country and no such district shall contain a fractional
part of any State. The designations “Federal land bank district”
and “land bank district” wherever used in the Federal Farm Loan
Act, or in any Act amendatory thereof or supplementary thereto, are
changed to “farm credit district” and shall hereafter be deemed to
refer to the farm credit districts provided for in this section.

(b) There shall be in each farm credit district a farm credit
board, which shall be selected as hereinafter specified and shall be
composed of seven members. Each farm credit board shall include
in its title the name of the city in which the Federal land bank,
Federal intermediate credit bank, production credit corporation, and
regional bank for cooperatives of the district are located. Three of
the members of said board shall be known as elected directors of
whom one shall be chosen by national farm loan associations and
borrowers through agencies, one shall be chosen by production credit
associations of the district, and one shall be chosen by cooperatives
which are stockholders or subscribers to the guaranty fund of the
regional bank for cooperatives in the district. Three of the seven
members shall be known as district directors, of whom two shall be
appointed by the Governor of the Farm Credit Administration
and one, who shall be known as the third district director, shall be chosen
as hereafter in this section provided. The seventh member of such
board shall be known as director at large and shall be appointed
by the Governor of the Farm Credit Administration.

(c) The directors of the Federal land bank of each district who
are in office on the date of enactment of this Act shall constitute
the farm credit board of the district and shall serve as members
thereof for the remaining portions of the terms for which they were
respectively elected or appointed as directors of the bank. Except
as otherwise provided by this Act, the successor to each original
member of the farm credit board shall be selected in the manner
in which such member was selected as a director of the Federal land
bank.

(d) Each third district director shall be selected as follows: Each
national farm loan association and borrower through agencies in the
district shall nominate, in the manner provided herein for the nomi-
nation of candidates for elected directors, one candidate for such
director, and from the three persons having the greatest number of
votes as nominees the Governor of the Farm Credit Administration
shall appoint such director. No third district director who is
removed from office pursuant to section 17 (b) of the Federal Farm
Loan Act may be nominated to succeed himself.
(e) At least two months before an election of an elected director, the Farm Credit Administration shall cause notice in writing to be sent to those entitled to nominate candidates for such elected director. In the case of an election of a director by national farm loan associations and borrowers through agencies, such notice shall be sent to all national farm loan associations and borrowers through agencies in the district; in the case of an election by production credit associations, such notice shall be sent to all production credit associations in the district; and in the case of an election by cooperatives which are stockholders or subscribers to the guaranty fund of the bank for cooperatives of the district, such notice shall be sent to all cooperatives which are stockholders or subscribers to the guaranty fund at the time of sending notice. After receipt of such notice those entitled to nominate the director shall forward nominations of residents of the district to the Farm Credit Administration. The Farm Credit Administration shall, from the nominations received within thirty days after the sending of such notice, prepare a list of candidates for such elected director consisting of the ten nominees receiving the highest number of votes.

(f) At least one month before the election of an elected director the Farm Credit Administration shall mail to each person or organization entitled to elect the elected director the list of the ten candidates nominated in accordance with the preceding paragraph of this section. In the case of an election of a director by national farm loan associations and borrowers through agencies, the directors of each farm loan association shall cast the vote of such association for one of the candidates on the list. In voting under this section each such association shall be entitled to cast a number of votes equal to the number of stockholders of such association and each borrower through agencies shall be entitled to cast one vote. In voting under this section each production credit association shall be entitled to cast a number of votes equal to the number of class B stockholders of such association. In voting under this section each cooperative which is a holder of stock in, or a subscriber to the guaranty fund of, the bank for cooperatives shall be entitled to cast one vote. The votes shall be forwarded to the Farm Credit Administration and no vote shall be counted unless received by it within thirty days after the sending of such list of candidates. In case of a tie the Farm Credit Administration shall determine the choice. The nominations from which the list of candidates is prepared, and the votes of the respective voters, as counted, shall be subject to examination by any candidate for at least one year after the result of the election is announced.

(g) The terms of office of all directors shall be three years. Any vacancies that may occur in the farm credit board shall be filled for the unexpired term in the manner provided herein for the original selection of such directors.

(h) Members of each farm credit board shall have been, for at least two years, residents of the district for which they are appointed or elected. From and after the date of enactment of this Act, no person shall be eligible for election or appointment as a member of any district farm credit board, and no person hereafter elected or appointed as a member of any district farm credit board shall be eligible to continue to serve as such, if in either case said person is an officer or employee of any Federal land bank, Federal intermediate credit bank, production credit corporation, or bank for cooperatives. No district director, excepting any third district director selected as hereinabove specified, shall, during his continuance in office, be a director, officer, or employee of any institution, association,
Disqualification for conviction of felony, etc. 48 Stat. 257.

Compensation.

Limitation.


Applicability of agricultural credit laws to territories, etc.

Farm credit boards, powers.

Employment of joint officers and employees for Federal land banks, etc.

Acquisition and disposal of property.

Execution of leases, contracts, etc.

or partnership engaged in the business of lending money or of making or selling land mortgage loans, except an institution or association under the supervision of the Farm Credit Administration.

(i) No person shall be eligible for appointment or election as an administrative or executive official of a Federal bank, Federal intermediate credit bank, or of any corporation or bank organized pursuant to the Farm Credit Act of 1933, or as a member of any farm credit board, or shall continue to hold office as such member, if such person has been finally adjudged guilty of a felony, or finally adjudged liable in damages in any civil proceeding for fraud, in any State or Federal court.

(j) Subject to the approval of the Farm Credit Administration members of each farm credit board shall receive such compensation as may be authorized by the board, including a reasonable allowance for necessary expenses in attending meetings of said board and directors' meetings. Such compensation shall be paid by the Federal land bank of the district, and such bank shall be reimbursed therefor by the Federal intermediate credit bank, production credit corporation and bank for cooperatives of the district in such proportion and in such manner as may be fixed by the farm credit board subject to the approval of the Farm Credit Administration. Except with the approval of the Farm Credit Administration, no member of any farm credit board shall receive compensation or allowances for any services rendered such institutions, in his capacity as director or otherwise, for more than thirty days in any one calendar year, exclusive of the period for which compensation is paid for attendance at meetings of said board and at directors' meetings.

(k) Nothing contained in this section shall be construed to abrogate or repeal the second paragraph of section 4 of the Federal Farm Loan Act, as amended, or to affect the applicability of any other Act of Congress under which agricultural credit laws of the United States may be made applicable to territories or insular possessions of the United States.

Sec. 6. Each farm credit board provided for in this Act shall have power, subject to the approval of the Farm Credit Administration—

(a) To employ joint officers and employees for the Federal land bank, Federal intermediate credit bank, production credit corporation, and regional bank for cooperatives in its district. The salaries or other compensation of all such joint officers and employees shall be fixed by the district farm credit board, and shall be paid by the Federal land bank of the district. Such bank shall be reimbursed therefor by the other three institutions in the district, in such amounts and upon such conditions as the board shall determine. Officers and employees appointed by the district farm credit board shall be officers and employees of the district institutions served by them.

(b) To authorize the acquisition and disposal of such property, real or personal, as may be necessary or convenient for the transaction of the business of the Federal land bank, the Federal intermediate credit bank, the bank for cooperatives, and the production credit corporation, located in its district, upon such terms and conditions as it shall fix, and to prorate among such institutions the cost of purchases, rentals, construction, repairs, alterations, maintenance, and operation, in such amounts and in such manner as it shall determine. Any lease, or any contract for the purchase or sale of property, or any deed or conveyance of property, or any contract for the construction, repair, or alteration of buildings, authorized by a district farm credit board under this subsection shall be

1 So in original.
executed by the officers of the institution or institutions concerned pursuant to the direction of such board. No provision of law relative to the acquisition or disposal of property, real or personal, by or for the United States, or relative to the making of contracts or leases by or for the United States, including the provisions set out in title 40 and title 41 of the United States Code, 1934 edition, and the Supplements thereto, and including provisions applicable to corporations wholly owned by the United States, shall be deemed or held applicable to any lease, purchase, sale, deed, conveyance, or contract authorized or made by a district farm credit board, Federal land bank, Federal intermediate credit bank, production credit corporation, or bank for cooperatives under this subsection.

(c) No corporation under the supervision of the Farm Credit Administration, of which corporation any member of the board of directors is elected or appointed by private interests, shall be subject to the provisions of the Acts of Congress approved March 14, 1936 (49 Stat. 1161, 1162) (U. S. C., title 5, secs. 29a, 30b-30m, 31a).

Sec. 7. (a) The first paragraph of section 4 of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, sec. 671), is repealed.

(b) Section 4 of the Federal Farm Loan Act, as amended, is further amended by striking out paragraphs nine to seventeen thereof (U. S. C., 1934 edition, title 12, secs. 678 to 683), both inclusive, and inserting in lieu thereof the following:

"The members of the farm credit board of each farm credit district provided for in the Farm Credit Act of 1937 shall be ex officio the directors of the Federal land bank located in that district. Any compensation that may be provided by the board of directors of any Federal land bank for officers or employees shall be subject to the approval of the Farm Credit Administration."

(c) Section 23 of the Farm Credit Act of 1935 (U. S. C., 1934 edition, Supp. II, title 12, sec. 682a) is repealed.

Sec. 8. The ninth paragraph of section 7 of the Federal Farm Loan Act (U. S. C., 1934 edition, title 12, sec. 719) is amended by adding at the end thereof the following sentence: "The boundaries of the territory designated in the charter of any national farm loan association may be readjusted from time to time to meet the farm loan needs of the locality, as determined by the Farm Credit Administration."

Sec. 9. Section 17 (h) of the Federal Farm Loan Act (U. S. C., 1934 edition, title 12, sec. 831) is amended to read as follows:

"(h) To suspend or to remove for cause any district director or director at large, or any registrar, appraiser, examiner, or other official appointed by the Farm Credit Administration under authority of section 3 of this Act, as amended, the cause of such suspension or removal to be communicated forthwith in writing by said Administration to the person suspended or removed, and in case of a district director or director at large to the proper Federal land bank, Federal intermediate credit bank, production credit corporation and regional bank for cooperatives."

Sec. 10. Section 201 (b) of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, sec. 1022), is amended to read as follows:

"(b) One such institution shall be established in each farm credit district in the same city as the Federal land bank of the district. The members of the several farm credit boards of the farm credit districts provided for in the Farm Credit Act of 1937 shall be ex officio the directors of the several Federal intermediate credit banks herein provided for and shall have power, subject to the approval of the Farm Credit Administration, to employ and fix the com-
penishment of such officers and employees of such Federal Intermediate credit banks as may be necessary to carry on the business authorized by this title.”

Sec. 11. The second and third sentences of section 2 of the Farm Credit Act of 1933 (U. S. C., 1934 edition, title 12, sec. 1134) are amended to read as follows: “One such corporation and one such bank shall be established in each farm credit district in the city in which there is located a Federal land bank. The members of the several farm credit boards of the farm credit districts provided for in the Farm Credit Act of 1937 shall be ex officio the directors of the respective production credit corporations and banks for cooperatives.”

Sec. 12. Paragraph “Fourth” of section 12 of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, sec. 771), is further amended by striking out “incurred prior to January 1, 1933” from subparagraph (d) thereof, and by inserting in lieu thereof the following: “Incurred prior to January 1, 1937”.

Sec. 13. Section 32 of the Emergency Farm Mortgage Act of 1933, as amended (U. S. C., 1934 edition, Supp. II, title 12, sec. 1016), is further amended by striking out “incurred prior to January 1, 1933” from subparagraph (d) thereof, and by inserting in lieu thereof the following: “Refinancing, in connection with proceedings under chapter VIII of the Bankruptcy Act of July 1, 1898, as amended, any indebtedness, secured or unsecured, of the farmer, or which is secured by a lien on all or any part of the farm property accepted as security for the loan”.

Sec. 14. The fourth sentence of section 32 of the Emergency Farm Mortgage Act of 1933, as amended (U. S. C., 1934 edition, Supp. II, title 12, sec. 1016), is further amended by striking out the proviso at the end thereof and by inserting in lieu thereof the following: “Provided, That when in the judgment of the Land Bank Commissioner conditions justify it, any mortgage made under this section may provide that during the first three years the loan is in effect payments of interest only may be required if the borrower shall not be in default with respect to any other condition or covenant of his mortgage.”

Sec. 15. (a) Paragraph “Eighth” of section 13 of the Federal Farm Loan Act (U. S. C., 1934 edition, title 12, sec. 781) is amended to read as follows:

“Eighth. To buy and sell United States bonds and Federal Farm Mortgage Corporation bonds.”

(b) Paragraph “Fifteenth” of section 13 of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, sec. 781), is further amended by striking out, after the word “value” in said paragraph, the comma and the words “and to purchase Federal Farm Mortgage Corporation bonds at or below par”.

(c) Section 22 of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, sec. 897), is further amended by inserting under the heading “In the case of a joint-stock land bank” at the end thereof the following:

“(e) To purchase Federal Farm Mortgage Corporation bonds.”

Sec. 16. Section 13 of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, sec. 781), is further amended by adding at the end thereof the following paragraph:

“Seventeenth. To make loans to other Federal land banks upon such terms and conditions as may be approved by the Farm Credit Administration.”

Sec. 17. Section 13 of the Federal Farm Loan Act as amended (U. S. C., 1934 edition, title 12, sec. 781), is further amended by adding at the end thereof the following new paragraph:
“Eighteenth. To accept conditional payments from borrowers for subsequent credit upon their indebtedness to the land bank; and to allow interest on such payments. All conditional payments so accepted shall be subject to such terms and conditions, not inconsistent with the provisions of this paragraph and with any rules or regulations prescribed for its efficient execution by the Farm Credit Administration, as may be agreed upon at the time of their acceptance. If a conditional payment is accepted for subsequent credit upon a first mortgage which is at the time or is thereafter pledged as collateral security for an issue of farm-loan bonds, all requirements, conditions, and limitations set forth in the seventh, eighth, and ninth paragraphs of section 22 of this Act, as amended, shall apply to such payment the same as though it were a present payment on the principal of the mortgage pledged as collateral security, and the land bank shall forthwith notify the farm loan registrar of its receipt of such payment and account to him therefor. Every conditional payment accepted by a land bank for subsequent credit upon indebtedness of a borrower shall be credited upon such indebtedness as the borrower may from time to time direct in accordance with the terms and conditions upon which the payment has been accepted, and at the option of the bank may in any event be credited upon such indebtedness as and when it matures if it is not otherwise paid by the borrower at or before maturity. If at any time after five years from the date on which a borrower’s loan was made, the aggregate of the borrower’s conditional payments accepted on account of his indebtedness under such loan and not yet credited thereon equals or exceeds his total indebtedness under the loan, all unmatured indebtedness under such loan shall become due and payable at once, and the payments so accepted shall forthwith be credited upon the borrower’s indebtedness under the loan so far as may be necessary to pay it in full. Any balances of conditional payments remaining uncredited when the indebtedness on account of which they have been accepted has been paid in full shall be refunded to the borrower by the land bank.”

Sec. 18. The seventeenth paragraph of section 21 of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, sec. 883), is further amended by adding at the end thereof the following: “The bond committee may appoint from among their number a subcommittee consisting of three members, to hold office for a period of one year or until their successors have been appointed, may from among their number fill any vacancies on the subcommittee and may dismiss at pleasure the members of the subcommittee or any of them. The subcommittee, if appointed, shall have such authority to exercise the powers and to perform the functions of the bond committee as the bond committee may authorize and shall be subject to all provisions of law relating to the duties and expenses of the bond committee. The committee shall select one of the members of the subcommittee to be chairman and one of the members of the subcommittee to be secretary of the subcommittee.”

Sec. 19. Paragraph “Tenth” of section 13 of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, sec. 781), is further amended by striking out in the fourth sentence thereof the following: “made prior to the expiration of five years from May 12, 1933”, and adding at the end of said paragraph the following: “The unexpended balances of the funds appropriated by the Fourth Deficiency Act, fiscal year 1933, approved June 16, 1933 (48 Stat. 279), the Emergency Appropriation Act, fiscal year 1935, approved June 19, 1934 (48 Stat. 1060), the Second Deficiency Appropriation Act, fiscal year 1935, approved August 12, 1935 (49 Stat. 592), the First Deficiency Appropriation Act, fiscal year 1936, approved June 22,
1936, the Treasury Department Appropriation Act, 1937, approved June 28, 1936, and the Treasury Department Appropriation Act, 1938, approved May 14, 1937, for the purpose of enabling the Secretary of the Treasury to make subscriptions to the paid-in surplus of the Federal land banks, as provided for in this paragraph, and the proceeds of all repayments on account of such paid-in surplus, shall be held in the Treasury of the United States as a revolving fund and shall be available for subscriptions to paid-in surplus made pursuant to this paragraph, as amended."  

Sec. 20. Examiners appointed pursuant to the provisions of section 8 of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, sec. 656), shall hereafter be designated and known as farm credit examiners.  

Sec. 21. The second paragraph of section 7 of the Federal Farm Loan Act (U. S. C., 1934 edition, title 12, sec. 712) is amended by striking out the first sentence and inserting in lieu thereof the following: "The board of directors of every national farm loan association shall consist of not less than five nor more than seven members, who shall be elected by the shareholders of the association. Elections of such directors shall be held once each year at an annual meeting of the shareholders. Every national farm loan association shall at the first annual meeting of its shareholders subsequent to the enactment of the Farm Credit Act of 1937 elect two directors for a term of three years, two directors for a term of two years, and the remainder of its board of directors for a term of one year. Thereafter directors shall be chosen to serve for terms of three years, and the shareholders of each association shall annually elect as many directors as may be necessary to fill the places of those directors whose terms expire during the year. Any vacancy that may occur in the board of directors through death, resignation or other cause shall be filled at the next annual meeting of shareholders by the election of a director to serve out the unexpired portion of the term, or a special meeting of shareholders may be called for this purpose. Until such election the remaining directors shall have power to fill the vacancy for the time being by appointing a temporary director to serve until the next meeting of shareholders. All directors shall hold office until their successors are elected and have qualified."  

Sec. 22. The fourteenth paragraph of section 7 of the Federal Farm Loan Act, as amended, (12 U. S. C., 1934 edition, title 12, sec. 723 (c)) is further amended by adding at the end thereof: "An borrower's interest in such stock may be transferred or hypothecated, by him or by operation of law, to the Federal Farm Mortgage Corporation."  

Sec. 23. Effective thirty days after the date of the enactment of this Act, the second paragraph of section 8 of the Federal Farm Loan Act (U. S. C., 1934 edition, title 12, sec. 732) is amended to read as follows: "Every shareholder shall be entitled to one vote, and no more, at all elections of directors and in deciding all questions at meetings of shareholders."  

Sec. 24. Effective thirty days after the date of the enactment of this Act, the first sentence of the fifth paragraph of section 9 of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, Supp. II, title 12, sec. 745), is further amended by striking out the word "two-thirds" and inserting in lieu thereof the word "majority".  

Sec. 25. (a) Section 9 of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, secs. 741 to 745), is further amended by adding at the end thereof the following new paragraphs: "Any other provisions of law to the contrary notwithstanding, two or more national farm loan associations may with the approval of
the Farm Credit Administration, and by an agreement not inconsistent with any rules and regulations prescribed by the said Administration, provide for a common board of directors to be elected by the shareholders of the associations that are parties to the agreement: Provided, however, That each member of any such board shall be a shareholder in an association that is a party to the agreement and shall be a bona fide resident of the territory within which such association is authorized to do business: And provided further, That no such agreement shall provide for a term of office in excess of three years for any member of such board. The number of members of the common board of directors shall be specified in the agreement and shall be five or more. The agreement may provide that any director may be elected by the shareholders of one or more of the associations which are parties to the agreement; that in the balloting for any director an association may vote at a separate meeting of its shareholders or at a joint meeting with the shareholders of any other association or associations participating in the election of the director; and that the candidate receiving the highest aggregate number of votes at such meeting or meetings shall be declared elected. Whenever two or more national farm loan associations have entered into such an agreement, the members of the common board of directors provided for in the agreement shall be ex officio the members of the board of directors of each association that is a party to the agreement, any provisions of this Act to the contrary notwithstanding. "Whenever a national farm loan association has entered into such an agreement, the power of approving applications for loans through the association and the power of admitting persons to membership in the association shall be vested in the loan committee of the association in lieu of being vested in its board of directors. The loan committee of any such association shall be elected annually by the shareholders of the association, instead of by its board of directors, and the shareholders shall in addition annually elect two alternates to serve as members of the loan committee at such times as regular members may be absent or disqualified.

(b) Whenever it shall appear that the capital stock of a national farm loan association is impaired, the Farm Credit Administration may authorize the Federal land bank of the district in which such association is located to make loans to applicants through such association subject to the requirements and conditions specified for direct loans in paragraphs 12 to 16, both inclusive, of section 7 of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, sec. 723), except as herein otherwise specifically provided, and may authorize such association to elect to membership borrowers having loans made pursuant to said paragraphs on lands situated within the chartered territory of the association. Borrowers admitted to membership in the association pursuant hereto shall be entitled to vote and hold office in the association and the rate of interest on their loans shall be one-fourth of 1 per cent per annum less than the rate of interest provided at such time for direct loans. The association shall endorse all such mortgage loans but it shall not become liable therefor except as hereinafter provided. When there are ten or more borrowers admitted to membership in an association pursuant hereto whose loans are in good standing, as defined by the Farm Credit Administration, and aggregate not less than $20,000:

First. The association shall become liable for the payment of said loans: Provided, however, That, any other provisions of law to the contrary notwithstanding, the shareholders who have become members pursuant to this subsection shall not be held responsible, through the amount paid in and represented by

Previous. Board members to be shareholders and residents of territory.

Term of office, restriction.

Number.

Balloting.

Members of common board to be ex officio directors of each association.

Power to approve loans, admitting persons to membership vested in loan committee.

Annual elections.

Loans where stock of farm loan association is impaired.


New borrowers as members; voting privileges, etc.

Endorsement of mortgage loans; liability.

Admission to association membership of ten or more borrowers.

Liability for paying loans.

Provide. Individual responsibility of shareholders.
their shares or otherwise, for any contracts, debts, or engagements of the association entered into before the date on which the first member was admitted to the association pursuant to this subsection and the shareholders of such association who were members prior to said date shall not be held responsible, through the amount paid in and represented by their shares or otherwise, for any mortgages endorsed by such association on or after said date, but this provision shall not be construed to relieve any other liability with respect to stock held by shareholders who were members prior to said date.

Second. The interest rate paid by each such borrower on each such loan shall, beginning with the next regular installment date, be reduced one-fourth of 1 per centum per annum.

Third. The stock in the Federal land bank held by each of said borrowers shall be exchanged for association stock in the manner provided for in paragraph 15 of section 7 of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, sec. 723, subsec. (d)).

Fourth. The association may thereafter admit new members, endorse their loans, and become liable for the payment of such loans as provided in paragraph “First” of this subsection.

Fifth. At the next annual meeting of stockholders, and thereafter, the loan committee of such association may be elected by the members who become stockholders pursuant to this subsection and any loan committee so elected shall have the powers specified for loan committees elected as provided in subsection (a) of this section: Provided, however, That in the event such stockholders fail to elect the loan committee, new members shall be admitted to the association as otherwise provided in the Federal Farm Loan Act, as amended.

Sixth. In accordance with rules and regulations prescribed by the Farm Credit Administration, the association shall maintain separate capital-stock records; shall keep all capital losses or gains, reserves (including legal reserves), and dividends received from the Federal land bank on stock owned by the association in connection with loans for which it becomes liable as provided in this subsection separate and apart from capital losses or gains, reserves (including legal reserves), and dividends received from the Federal land bank on stock owned by the association in connection with other loans of the association; and shall segregate any undivided profits of the association resulting from its business operations in like manner when so required by rules and regulations of the Farm Credit Administration. Subject to the other provisions of the Federal Farm Loan Act with respect to the declaration of dividends, dividends may be declared exclusively on association stock owned by borrowers with loans for which the association becomes liable as provided in this subsection or exclusively on association stock owned by borrowers with other loans through the association.

If the loan of any borrower who was admitted to membership pursuant hereto is not in good standing at the time when there are ten or more borrowers with loans aggregating not less than $20,000 which are in good standing, the provisions of paragraphs “First”, “Second”, and “Third” of this subsection shall be applicable to his loan at such time as it shall be placed in good standing.

If and when all impairment is removed in the stock owned by shareholders with loans which were made prior to the date on which the first member was admitted to the association pursuant to this sub-
section, the holders of such stock and the holders of stock issued on and after said date may, pursuant to rules and regulations of the Farm Credit Administration and consistent with the provisions of the Federal Farm Loan Act, as amended, agree as to the rights, powers, privileges, duties, and liabilities which shall thenceforth attach to their respective shares of stock and otherwise agree as to the future applicability, if any, of the special provisions contained in this subsection.

(c) Section 11 of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, sec. 761), is amended by adding a paragraph at the end thereof reading as follows:

"Fifth. Whenever a Federal land bank shall have empowered any national farm loan association of its district to collect and pay over to said bank the dues, interest, amortization installments, and other sums payable under the terms, conditions, and covenants of the mortgages taken from its shareholders, such association may, with the approval of said bank, enter into an agreement with another association operating in the same or adjacent territory to make such collections, for and on behalf of the association thus empowered to do so, on any or all of said loans, and immediately pay the amounts so collected to said land bank. Such agreements shall be made upon such terms and conditions and for such consideration as may be approved by the Farm Credit Administration."

(d) Section 29 of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, secs. 961-966), is further amended by adding at the end thereof the following new paragraphs:

"Upon receiving satisfactory evidence that any national farm loan association has failed to meet its outstanding obligations of any description, and that it will be to the best interests of its creditors and stockholders for the association to continue in business, the Farm Credit Administration may, in its discretion, in lieu of appointing a receiver as hereinabove in this section provided, appoint a conservator for such association and require of him such bond and security as the Administration may deem proper. The person so appointed shall be a land bank appraiser appointed under the authority of section 3 of this Act: Provided, however, That the Farm Credit Administration may, in its discretion, appoint some other qualified person. Any land bank appraiser appointed as a conservator shall serve without any additional compensation. Any other person appointed as a conservator shall receive such compensation as the Farm Credit Administration may authorize. Such compensation and all necessary and proper expenses of any such conservatorship shall be paid out of the assets of such association and shall be a lien thereon which shall be prior to any other lien.

"The conservator, under the direction of the Farm Credit Administration, may, when directed so to do, take possession of the books, records, and assets of every description of such association, and take such action as may be necessary to conserve such assets pending final determination of the financial condition of the association and the conditions under which it may be permitted to continue in business. Such conservator shall at the earliest practicable date make such investigations as shall be necessary to enable him to prepare an accurate report on the financial condition of such association. In preparing such report he shall value the association's assets and determine its indebtedness: Provided, That in determining said indebtedness contingent liabilities incurred by the association under the provisions of this Act on endorsed mortgages shall be estimated and included as a debt. On the basis of said evaluation of the associa-
Submission of report to district Federal land bank.

Decision as to settlement.

New members.

Ante, p. 711. Termination of conservatorship if in the affirmative.

Procedure, if decision in the negative.

Condition of settlement.

Payments from retired stock.

“In the event that the indebtedness, as determined by the conservator, of an association which has been under conservatorship pursuant to this section increases in excess of the earnings of such association, the Farm Credit Administration may, in its discretion, again appoint a conservator for the association, or it may appoint a receiver as elsewhere provided in this section.”

SEC. 26. Section 201 (c) of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, sec. 1023), is amended by adding to the end thereof the following paragraph:

“Each Federal intermediate credit bank shall have power to acquire and dispose of such property, real or personal, as may be necessary or convenient for the transaction of its business, which, however, may be leased to others for revenue purposes.”

SEC. 27. Section 203 (a) of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, Supp. II, title 12, sec. 1041), is further amended by striking out the comma after the word “banks” and the following: “when chartered and established,”; and by inserting after the comma which follows the word “cash,” the following: “United States Government bonds, Federal Farm Mortgage Corporation bonds,”.

SEC. 28. Section 203 (b) of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, sec. 1042), is amended to read as follows:

“(b) The provisions of title I of this Act relating to the preparation and issue of farm loan bonds shall, so far as applicable, govern the preparation and issue of debentures or other such obligations issued under the preceding section; but the Farm Credit Administration shall prescribe rules and regulations governing the receipt, custody, substitution, and release of the cash, obligations of the United States Government, and notes or other obligations securing such debentures, the right of substitution being hereby granted, and in the event such notes or other obligations are secured by warehouse receipts, shipping documents, or other similar credit instruments, may permit the substitution of trust receipts therefor in such manner and subject to such conditions as may be approved by the said Administration. Rates of interest upon debentures and other such obligations issued under the preceding section shall, subject to the approval of the Farm Credit Administration, be fixed by the Federal intermediate credit bank making the issue, not exceeding 6 per centum per annum.”

SEC. 29. Section 204 (c) of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, sec. 1053), is amended to read as follows:

“(c) Subject to the approval of the Farm Credit Administration, a Federal intermediate credit bank may buy for its own account any debentures or similar obligations issued by or for the benefit and account of such bank or other Federal intermediate credit bank or banks, and (1) hold until maturity any such debentures or similar obligations or (2) retire before maturity any such debentures or similar obligations issued by it or for its benefit and account.”

SEC. 30. Section 206 (b) of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, title 12, sec. 1072) is further amended to read as follows:

“(b) Subject only to review and approval by the Farm Credit Administration, each Federal intermediate credit bank, at the end of its fiscal year, after all its necessary expenses and costs of operation for such fiscal year have been paid or provided for, shall apply its net earnings then remaining, first, to making up any losses in
excess of its reserves against unforeseen losses and assets of doubtful value; second, to the elimination of any impairment of its paid-in capital and paid-in surplus; third, to the creation and maintenance of reserves against unforeseen losses and assets of doubtful value in such amount as its board of directors may prescribe; fourth, to the payment of 25 per centum of the amount then remaining to the United States as a franchise tax; and, fifth, to the payment of the remaining net earnings into its surplus account. The amounts paid as franchise taxes to the United States by Federal intermediate credit banks shall, in the discretion of the Secretary of the Treasury, be used to supplement the gold reserve held against outstanding United States notes, or shall be applied to the reduction of the outstanding bonded indebtedness of the United States under regulations to be prescribed by the Secretary of the Treasury. Should a Federal intermediate credit bank be dissolved or go into liquidation, after the payment of all debts and other obligations as hereinbefore provided, any surplus remaining shall be paid to and become the property of the United States and shall be similarly applied."

SEC. 31. Section 208 (e) of the Federal Farm Loan Act, as amended (U. S. C., 1934 edition, Supp. II, title 12, sec. 1095), is amended to read as follows:

"(e) The executive departments, boards, commissions, and independent establishments of the Government, the Reconstruction Finance Corporation, the Federal Deposit Insurance Corporation, the Comptroller of the Currency, the Board of Governors of the Federal Reserve System, and the Federal Reserve banks are severally authorized under such conditions as they may prescribe, upon the request of the Farm Credit Administration to make available to the Farm Credit Administration or any district bank or district corporation operating under its supervision, in confidence, all reports, records or other information they may have relating to the condition of any institution to which the Administration, such district bank, or corporation has made or contemplates making loans or for which it has discounted or contemplates making loans or for which it has discounted or contemplates discounting paper, or which it is using or contemplates using as a custodian of securities or other credit instruments, or as a depository."

SEC. 32. Each regional agricultural credit corporation, created under the authority of section 201 (e) of the Emergency Relief and Construction Act of 1932 (U. S. C., 1934 edition, title 12, sec. 1148), in addition to the powers heretofore granted, shall have and, upon order or approval of the Farm Credit Administration, shall exercise the following rights, powers, and authority:

(a) To conduct, transact, and operate its business in any State in the continental United States, in the District of Columbia, and in Puerto Rico.

(b) To borrow money (other than by way of discount) from any other regional agricultural credit corporation, the Reconstruction Finance Corporation, or any Federal intermediate credit bank, and to give security therefor.

(c) To lend any of its available funds to any other regional agricultural credit corporation at such rates of interest and upon such terms and conditions as may be approved by the Farm Credit Administration.

(d) To sell to or purchase from any other regional agricultural credit corporation or any corporation formed by consolidation or merger as provided in section 33 of this Act, any part of or all the assets of any such corporation, upon such terms and conditions as may be approved by the Farm Credit Administration, including the assumption of the liabilities of any such corporation, in whole or in part.
Sec. 33. (a) The Farm Credit Administration shall have the power and authority to order and effect the consolidation or merger of two or more regional agricultural credit corporations, on such terms and conditions as it shall direct.

(b) The Farm Credit Administration is authorized to grant charters to, prescribe bylaws for, and fix the capital of, regional agricultural credit corporations which may be formed by the consolidation of two or more regional agricultural credit corporations, and to approve or prescribe such amendments to the charter and bylaws of any regional agricultural credit corporation as it may from time to time deem necessary. Corporations formed by the consolidation of two or more regional agricultural credit corporations, as herein provided, shall have all the rights, powers, authority, and exemptions; shall be subject to the same supervision and control; and shall have their expenses paid in the same manner as provided by law in respect to regional agricultural credit corporations organized under section 201 (e) of the Emergency Relief and Construction Act of 1932.

Sec. 34. Nothing contained in sections 32 and 33 of this Act shall be construed as limiting the rights, powers, and authority heretofore granted to the regional agricultural credit corporations, the Farm Credit Administration, or the Governor thereof by any Acts of Congress or Executive orders.

Sec. 35. Section 34 of the Farm Credit Act of 1933, as amended (U. S. C., 1934 edition, Supp. II, title 12, sec. 1134j), is further amended to read as follows:

"Sec. 34. Subject to such terms and conditions as may be prescribed by the chairman of its board of directors, the Central Bank is authorized: (a) to make loans to cooperative associations as defined in the Agricultural Marketing Act, as amended, for any of the purposes and subject to the conditions and limitations set forth in such Act, as amended; (b) to make loans (by way of discount or otherwise) to banks for cooperatives organized under section 2 of this Act; (c) to buy from, and sell to, any such bank or any Federal intermediate credit bank any note, draft, bill of exchange, debenture, or other obligation, or any interest therein; and (d) to borrow from, and discount or rediscount paper with, any and all such banks and commercial banks."

Sec. 36. Section 41 of the Farm Credit Act of 1933, as amended (U. S. C., 1934 edition, Supp. II, title 12, sec. 1134c), is further amended to read as follows:

"Sec. 41. Subject to such terms and conditions as may be prescribed by the Farm Credit Administration, the banks for cooperatives are authorized (a) to make loans to cooperative associations as defined in the Agricultural Marketing Act, as amended, for any of the purposes and subject to the conditions and limitations set forth in such Act, as amended; (b) to make loans (by way of discount or otherwise) to any bank organized under this Act; (c) to buy from, and sell to, any such bank or any Federal intermediate credit bank any note, draft, bill of exchange, debenture, or other obligation, or any interest therein; and (d) to borrow from, and discount or rediscount paper with, any and all such banks and commercial banks."

Sec. 37. Section 4 of the Agricultural Marketing Act, as amended (U. S. C., 1934 edition, title 12, sec. 1141b), is further amended by adding at the end thereof the following new subsection:

"(T) may sell at public or private sale to the highest responsible bidder, upon such terms and after such public advertisement as the Farm Credit Administration may deem in the public interest, any property, real or personal, or any interest therein, acquired by the consolidation or merger of regional agricultural credit corporations."

Consolidation or merger of regional agricultural credit corporations.

Authority to grant charters, fix capital, etc.

Rights, powers, etc., of consolidated corporations.

Rights of regional corporations not curtailed.

Central Bank for Cooperatives. Lending powers, etc.

Security transactions authorized.

Borrowing, etc., powers.

Banks for cooperatives, loans by, to cooperative associations, etc.

Security transactions authorized.

Borrowing, etc., powers.

Farm Credit Administration. Sale of property acquired on account of loans.

47 Stat. 711.

49 Stat. 316.

United States on account of or as a result of any loans made from the revolving fund authorized by section 6 of this Act, as amended; may lease any such property, pending its sale, on such terms and for such period, not in excess of five years, as the Farm Credit Administration may deem in the public interest; and may incur and pay, from the said revolving fund, obligations and expenses for the operation, upkeep, maintenance, repair, disposition, insurance, and protection of any such property: Provided, That section 3709 of the Revised Statutes shall not be construed to apply to any purchase or service on account of such property."

Sec. 38. Section 6 of the Agricultural Marketing Act, as amended (U. S. C., 1934 edition, title 12, sec. 1141d), is further amended by adding at the end thereof the following: "Any and all funds derived from the sale, lease, operation, or other disposition of any property, real or personal, acquired by the United States on account of or as a result of any loan made pursuant to the provisions of this Act, shall be covered into and become a part of said revolving fund."

Sec. 39. The terms "debenture" and "debentures", when used in any Act of Congress, whenever enacted, except the Federal Farm Loan Act, relating to the purchase, sale, or use as security, of debentures issued by or for the benefit and account of any Federal intermediate credit bank or banks, shall be deemed to mean debentures issued by any such bank individually and consolidated debentures issued by such banks acting together.

Sec. 40. (a) If any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remainder of the Act, and the application of such provisions to other persons or circumstances, shall not be affected thereby.

(b) The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 19, 1937.

[CHAPTER 705]

AN ACT

To provide for studies and plans for the development of reclamation projects on the Cimarron River in Cimarron County, Oklahoma; the Washita River in Oklahoma, and the North Canadian River in Oklahoma.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized (a) to conduct surveys and investigations in order to determine the feasibility and economic usefulness of the development of reclamation projects embracing certain lands in the Washita River Basin in Oklahoma, and certain lands in the North Canadian River Basin in Oklahoma, and (b) if such development is determined to be feasible and economically useful, to prepare cost of estimates and designs for the construction of dams at such sites and such additional or incidental facilities as are necessary to carry out such development.

Sec. 2. That any funds appropriated providing for surveys under the Reclamation Act may be used to carry out the provisions of this Act.

Approved, August 19, 1937.
JOINT RESOLUTION

Granting the consent of Congress to a compact between the States of New York and New Jersey providing for the creation of the Palisades Interstate Park Commission as a joint corporate municipal instrumentality of said States with appropriate rights, powers, duties, and immunities, for the transfer to said commission of certain functions, jurisdiction, rights, powers, and duties together with the properties of the bodies politic now existing in each State known as “Commissioners of the Palisades Interstate Park”, and for the continuance of the Palisades Interstate Park.

Whereas, pursuant to chapter 170 of the Laws of 1937 of the State of New York and chapter 148 of the Laws of 1937 of the State of New Jersey, the States of New York and New Jersey entered into a compact which is as follows:

“COMPACT

“Whereas, heretofore the states of New York and New Jersey have cooperated in the establishment and maintenance of an interstate park along the front of the Palisades in said states and in the mountainous lands in Rockland and Orange counties in the state of New York, by respectively enacting legislation creating in each state a body politic by the name and style of “Commissioners of the Palisades Interstate Park”, with power to acquire lands for such park, and improve and manage the same, and by respectively appointing, in practically all cases, the same persons as members of each of such state bodies politic; and

“Whereas, it is confidently believed that the creation, by interstate compact, of a joint corporate municipal instrumentality to hold and manage such interstate park will provide greater flexibility and harmony in the management of the park,

“Now, therefore, in consideration of the premises and of the mutual advantages and benefits to accrue to the peoples of the states of New York and New Jersey from this compact and in consideration of the mutual covenants of the parties hereto herein contained, the sovereign state of New York and the sovereign state of New Jersey do hereby agree as follows:

“ARTICLE I

“The park or parks in the state of New York under the jurisdiction, management or control of Commissioners of the Palisades Interstate Park, a body politic created pursuant to chapter one hundred seventy of the laws of nineteen hundred of the state of New York (hereinafter referred to as “New York state board”), and the park or parks in the state of New Jersey now under the jurisdiction, management or control of Commissioners of the Palisades Interstate Park, a body politic created pursuant to chapter eighty-seven of the laws of nineteen hundred of the state of New Jersey (hereinafter referred to as “New Jersey state board”), the New York state board and the New Jersey state board being hereinafter referred to collectively as “state boards”), shall continue to exist and shall be maintained in the two states as an interstate park for the use of the public and for the purpose of preserving the scenic beauty of the Palisades and other lands therein. Such park shall be called “Palisades Interstate Park.” The parties hereto do hereby agree to and pledge, each to the other, faithful co-operation
in the future planning, improvement, development, maintenance, government and management of the park, holding in high trust for the benefit of the public the special blessings and natural advantages thereof.

"ARTICLE II

"There is hereby created a body corporate and politic with the name and style of 'Palisades Interstate Park Commission' (for brevity hereinafter referred to as 'the commission') which shall be a joint corporate municipal instrumentality of both the state of New York and the state of New Jersey for the purpose of effecting the objects of this compact and which shall be deemed to be performing governmental functions of the two states in the performance of its duties hereunder. The commission shall have power to sue and be sued, to use a common seal and to make and adopt suitable by-laws. The commission shall consist of ten members, five of whom shall be citizens and residents of the state of New York and five of whom shall be citizens and residents of the state of New Jersey. For the purpose of doing business the members of the commission shall constitute a board. The present members of the two state boards shall be the first members of the commission for their respective states for the remainder of the terms for which they were respectively appointed. Each member of the commission shall be a citizen and resident of the state of which his predecessor was a citizen and each member of the commission other than the first members shall be appointed by the governor of the state of which his predecessor was a citizen, by and with the approval of the senate of such state. Each member shall take an oath of office to perform faithfully all of the duties of his office according to the best of his ability. Such oath of office may be administered by any officer of the state of which such member is a citizen who is authorized to take oaths of office of any state officer and shall be filed in the office of the secretary of state of such state. The term of office of each member other than said first members shall be five years. Each member shall hold office until his successor shall have been appointed and shall have taken his oath of office, but each term shall be deemed to commence at the end of the preceding five-year term regardless of when the incumbent is appointed or takes the oath of office. If a member shall cease to be a citizen and resident of the state for which he was appointed he shall cease to be a member of the commission. If a member of the commission should die, resign, be removed, refuse to act, or cease to be a citizen and resident of the state for which he was appointed, the vacancy so created shall be filled, for the unexpired term only, by the appointment of a citizen and resident of the state of which such member was a citizen by the governor thereof, by and with the approval of the senate of such state. Each member of the commission may be removed from office for neglect of duty or misconduct in office by the governor of the state of which such member is a citizen after giving such member a copy of the charges against him and an opportunity of being publicly heard in person or by counsel or both in his own defense, upon not less than ten days' notice. No member of the commission shall receive any compensation for his services as a member, but each member shall be entitled to receive his actual disbursements for his expenses in performing the duties of his office. The commission shall annually choose a president, a vice-president, a treasurer and a secretary from among its members and may also appoint such other officers as it may deem necessary or appropriate to carry out the purposes of this compact.
ARTICLE III

"There are hereby transferred to the commission all of the functions, jurisdiction, rights, powers and duties of the respective state boards, as now prescribed by the laws of the respective states, and the same shall hereafter be exercised and performed by the commission, subject to such modifications thereof as are contained in this compact. Either the state of New York or the state of New Jersey may by law applicable to parks or park commissions generally within such state, or by law specifically applicable to the commission or to any of the parks within such state under its jurisdiction, and without the concurrence of the other state, withdraw, modify, alter or amend any of the functions, jurisdiction, rights, powers and duties transferred to the commission by this article or confer additional functions, jurisdiction, rights, powers and duties on the commission, but such action by one state shall be effective only within the territorial limits of such state. The commission shall also have such additional functions, jurisdiction, rights, powers and duties as may be conferred upon it by both states.

ARTICLE IV

"1. All legal and equitable title to or in any property, tangible or intangible and whether real, personal or mixed, used or held as a part of, in connection with, or for the purposes of the park or parks now under the jurisdiction, management or control of the respective state boards, or connected with the maintenance or control thereof, in so far as the same shall have heretofore been vested in either of such state boards, is hereby transferred to and vested in the commission, subject to such liens, easements, permits, life rights and other contracts relating thereto or in respect thereof as may now lawfully exist. All such legal and equitable title shall, upon the taking effect of this compact, forthwith and thereafter reside in the commission without further act or deed or transfer.

"2. The commission shall succeed and shall be and hereby is substituted for each of the state boards in so far as either of them has any obligation or liability to any person, firm or corporation, has undertaken or commenced any proceeding or other business, is a party to any action, suit or proceeding (the substitution of the commission for either of the state boards in any action, suit or proceeding to be deemed to be by operation hereof without motion or order) or has issued or promulgated any orders, rules or regulations, and also in so far as, consistent with the other provisions and the purposes of this compact, the commission should be regarded as succeeding and as substituted for either of the state boards in any other respect in order that the purposes of this compact may be accomplished. The balance of all appropriations heretofore made by either state and remaining to the credit of either of the state boards, to which either state board is entitled, or in the future would become entitled if its existence continued, shall be deemed to be appropriations to the commission herein created, and the commission shall, upon the taking effect of this compact, succeed to all the rights to any such appropriations theretofore made with the same force and effect as if the commission had originally been specifically named in the respective appropriation acts instead of the respective state boards for which such appropriations were made.

"3. All lands the title to which is hereby transferred to or shall hereafter be owned by the commission shall be and continue under the jurisdiction of the commission and shall be used only for public
park purposes and none of said lands or any part thereof shall be sold, exchanged or conveyed except with the consent of both states by specific enactments; provided, however, that the commission shall have power to grant easements, licenses, permits and other rights over any lands held by it in either state when in the opinion of the commission the same will not interfere with the use and enjoyment of the park by the public.

4. Each state may by legislation make rules and regulations for the use and government, including regulation of traffic, of such portions of the park as lie within the boundaries of the state, and such parts of any state, county or other public highways as lie within the limits of such portions of the park, and all lands, parks and parkways in the state under the jurisdiction of the commission, prescribe the penalty or penalties for violation of any such rules or regulations, prescribe the procedure for enforcement of any such penalty or penalties and provide the court or courts in which any such enforcement is to be sought.

**ARTICLE V**

1. All money, securities and other property, real and personal, heretofore received by either of the state boards or hereafter received by the commission by way of gift, bequest or devise, may be retained by the commission and, except in so far as the purpose or manner of using the same is otherwise specifically designated or restricted by the terms of any such gift, bequest or devise, may be used in the commission's discretion in either state for any park purpose; and the commission may likewise retain and use all revenue and income arising solely from such money, securities and other property so received by way of gift, bequest or devise or from facilities or operations financed solely by funds so received. In the case of revenue and income arising partly from specific property received by way of gift, bequest or devise or from specific facilities or operations financed partly by funds so received, the commission may likewise retain and use such proportion of such revenue and income as the amount of gifts, bequests or devises, or the proceeds thereof, invested in each such property, facility or operation, bears to the total amount invested therein. The legislature of either state may from time to time by law specifically made applicable to the commission prescribe other terms and conditions upon which or purposes for which any gifts, bequests, or devises thereafter made of money, securities, or other property may be accepted for use in such state or used in such state or prescribe a different manner of administering gifts, bequests or devises thereafter made in such state and the disposition of all revenues or income arising therefrom.

2. Either state may from time to time by law require the commission to render to any designated official or official body of such state such reports and such estimates of revenues and expenditures as may be specified in such law.

**ARTICLE VI**

The commission shall not pledge the credit of either state except by and with the authority of the legislature thereof.

**ARTICLE VII**

Neither the state of New York nor the state of New Jersey shall be liable for any torts of the commission, its members, officers or employees, except as provided by the laws of such state, but each member, officer and employee of the commission shall, with respect to
any tort committed by him in the exercise of his duties or in the course of his employment as such member, officer or employee, be deemed to be an officer or employee of the state where such tort was committed, and any liability arising from such tort shall be governed by the laws of such state.

"ARTICLE VIII"

"This compact may be amended from time to time by the concurrent action of the two states who are parties hereto.

"In witness whereof, the sovereign states of New York and New Jersey, respectively, have caused this compact to be signed and sealed in triplicate by their respective commissioners thereunto duly authorized this 28th day of June, nineteen hundred thirty seven.

"For the State of New York:

"J. Du Pratt White (L. s.)
"W. Averell Harriman (L. s.)
"Geo. W. Perkins (L. s.)
"Frederick Osborn (L. s.)
"Alfred E. Smith (L. s.)
"John J. Bennett, Jr. (L. s.)

"Attorney General of the State of New York

"As commissioners authorized by Chapter 170 of the Laws of 1937 of the State of New York

"Approved:

"Herbert H. Lehman
"Governor of the State of New York

"In the Presence of:

"Frederick C. Sutro

"For the State of New Jersey:

"Charles W. Baker (L. s.)
"William Childs (L. s.)
"Edmund W. Wakelee (L. s.)
"Abram De Ronde (L. s.)
"Victor H. Berman (L. s.)
"David T. Wilentz (L. s.)

"Attorney General of the State of New Jersey

"As commissioners authorized by Chapter 148 of the Laws of 1937 of the State of New Jersey

"Approved:

"Harold G. Hoffman
"Governor of the State of New Jersey

"In the Presence of:

"Frederick C. Sutro"

Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby given to said compact, and to each and every part and article thereof: Provided, That nothing therein contained shall be construed as impairing or in any manner affecting any right or jurisdiction of the United States in and over the region which forms the subject of said compact.

SEC. 2. The right to alter, amend, or repeal this resolution is hereby expressly reserved.

Approved, August 19, 1937.
[CHAPTER 716]

AN ACT

To amend Articles of War 50½ and 70.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the third and fifth paragraphs of Article of War 50½ (41 Stat. 797-799) be amended by adding to each of said paragraphs the following: "Provided, That the functions prescribed in this paragraph to be performed by the President may be performed by the Secretary of War or Acting Secretary of War."

SEC. 2. That Article of War 70 (41 Stat. 802) is hereby amended by inserting in the first line of the second paragraph after the word "referred" the words "to a general court martial", so that the first sentence of said paragraph will read as follows: "No charge will be referred to a general court martial for trial until after a thorough and impartial investigation thereof shall have been made."

Approved, August 20, 1937.

[CHAPTER 717]

AN ACT

For the relief of sergeant-instructors, National Guard, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That payments hereetofore made on account of rental of quarters for enlisted men of the Army on duty with the National Guard and authorized by law to be furnished with quarters at Government expense, and payments hereetofore made to said enlisted men of monetary allowances in lieu of rations which now stand disallowed, or would hereafter be disallowed but for this Act, on the ground of their relation to or connection with the aforesaid rental payments or transactions, are hereby ratified and validated as to the disbursing officers making the same, and the Comptroller General of the United States is hereby directed to allow credit in the accounts of said disbursing officers for and on account of all such payments: Provided, That such payments on account of rental of quarters for each enlisted man were not in excess of $35 per month, the maximum rate authorized by law to be paid for rental of such quarters.

SEC. 2. Payments described in the first section hereof shall be, and the same are hereby, ratified and validated as to the military personnel concerned, in such amounts as are approved by the Secretary of War, whose determinations shall be final and conclusive: Provided, That nothing herein shall be construed to prevent the collection from military personnel concerned of any amount determined by the Secretary of War to be due to the United States.

SEC. 3. Any amounts collected from any person to reimburse the United States on account of payments which are herein validated shall be refunded to said person upon presentation of a claim, approved by the Secretary of War, to the Comptroller General who is authorized and directed to certify the same to the Congress for an appropriation to pay therefor.

Approved, August 20, 1937.
[CHAPTER 718]

AN ACT

To provide a surcharge on certain air mail carried in Alaska.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of February 21, 1925, as amended by the Act approved August 24, 1935 (U. S. C., 1934 edition, Supp. II, title 39, sec. 488), be, and it is hereby, amended to read as follows:

"The Postmaster General may provide difficult or emergency mail service in Alaska, at a total annual cost of not exceeding $25,000, including the establishment and equipment of relay stations, in such manner as he may think advisable, without advertising therefor; and he is authorized, in his discretion, to contract, after advertisement in accordance with law, for the carriage of all classes of mail to, from, or within the Territory of Alaska, by airplane, payment therefor to be made from the appropriation for star-route service in Alaska: Provided, That the Postmaster General, in his discretion, may fix the postage for the mails carried, or any part thereof, by aircraft to, from, or within Alaska, at rates not exceeding in any case 30 cents per ounce or 15 cents per half ounce, notwithstanding the domestic air-mail rate authorized by the Act of June 12, 1934 (39 U. S. C., 463, 1934 edition)."

Approved, August 20, 1937.

[CHAPTER 719]

AN ACT

To amend the Act known as the "Perishable Agricultural Commodities Act, 1930", approved June 10, 1930, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph 6 of section 1 of the Perishable Agricultural Commodities Act, 1930, as amended, is hereby amended to read as follows:

"(6) The term 'dealer' means any person engaged in the business of buying or selling in carloads any perishable agricultural commodity in interstate or foreign commerce, except that (A) no producer shall be considered as a 'dealer' in respect of sales of any such commodity of his own raising; (B) no person buying any such commodity solely for sale at retail shall be considered as a 'dealer' in respect of any such commodity in any calendar year until his purchases of such commodity in carloads in such year are in excess of twenty; and (C) no person buying any such commodity for canning and/or processing within the State where grown shall be considered a 'dealer' whether or not the canned or processed product is to be shipped in interstate or foreign commerce, unless such product is frozen or packed in ice within the meaning of paragraph 4 of this section. Any person not considered as a 'dealer' under clauses (A), (B), and (C) may elect to secure a license under the provisions of section 3, and in such case and while the license is in effect such person shall be considered as a 'dealer'. As used in this paragraph, the term 'in carloads' includes wholesale or jobbing quantities as defined for any such commodity by the Secretary.;"

SEC. 2. That subsection 5 of section 2 of the Perishable Agricultural Commodities Act of 1930, as amended, is hereby amended to read as follows:

"(5) For any commission merchant, dealer, or broker, for a fraudulent purpose, to misrepresent by word, act, mark, stencil, label,
46 Stat. 533.
Removal of evidence of grade placed on containers, etc.

New subsection.

Substitution or otherwise changing contents after official inspection.

46 Stat. 533.
Licenses; settlement of liability for violations.

46 Stat. 533.
7 U. S. C. § 499d.
Issue and force of license.

Annual fee, payment of.

Provision.
Mailing of notice.
Renewal, if in arrears.

Causes for license refusal.
Previous violation.

statement, or deed the character, kind, grade, quality, condition, degree of maturity, or State or country of origin of any perishable agricultural commodity received, shipped, sold, or offered to be sold in interstate or foreign commerce.

Scc. 3. That subsection 6 of section 2 of the Perishable Agricultural Commodities Act, 1930, as amended, is hereby amended to read as follows:

"(6) For any commission merchant, dealer, or broker, for a fraudulent purpose, to remove, alter, or tamper with any card, stencil, stamp, tag, or other notice placed upon any container or railroad car containing any perishable agricultural commodity, if such card, stencil, stamp, tag, or other notice contains a certificate or statement under authority of any Federal or State inspector or in compliance with any Federal or State law or regulation as to the grade or quality of the commodity contained in such container or railroad car or the State or country in which such commodity was produced."

Scc. 4. That section 2 of the Perishable Agricultural Commodities Act, 1930, as amended, is hereby amended by adding a new subsection numbered 7 and reading as follows:

"(7) For any commission merchant, dealer, or broker, without the consent of an inspector, to make, cause, or permit to be made any change by way of substitution or otherwise in the contents of a load or lot of any perishable agricultural commodity after it has been officially inspected for grading and certification, but this shall not prohibit re-sorting and discarding inferior produce."

Scc. 5. That section 3 (a) of the Perishable Agricultural Commodities Act, 1930, as amended, is amended by adding thereto the following:

"Any person violating this provision may, upon a showing satisfactory to the Secretary of Agriculture, or his authorized representative, that such violation was not willful but was due to inadvertence, be permitted by the Secretary, or such representative, to settle his liability in the matter by the payment of the fees due for the period covered by such violation and an additional sum, not in excess of $25, to be fixed by the Secretary of Agriculture or his authorized representative. Such payment shall be deposited in the Treasury of the United States in the same manner as regular license fees."

Scc. 6. That section 4 of the Perishable Agricultural Commodities Act, 1930, as amended, is hereby amended to read as follows:

"(a) Whenever an applicant has paid the prescribed fee the Secretary, except as provided elsewhere in this Act, shall issue to such applicant a license, which shall entitle the licensee to do business as a commission merchant and/or dealer and/or broker unless and until it is suspended or revoked by the Secretary in accordance with the provisions of this Act, or is automatically suspended under section 7 (d) of this Act, but said license shall automatically terminate on any anniversary date thereof unless the annual fee has been paid: Provided, That notice of the necessity of paying the annual fee shall be mailed at least thirty days before the anniversary date: Provided further, That if the annual fee is not paid by the anniversary date the licensee may obtain a renewal of that license at any time within thirty days by paying a fee of $15;

"(b) The Secretary shall refuse to issue a license to an applicant (1) if he finds that the applicant has previously been responsible in whole or in part for any violation of the provisions of the Act for which a license of the applicant, or the license of any partnership, association, or corporation in which the applicant held any office or,
in the case of a partnership, had any share or interest, was revoked under the provisions of section 8; or (2) if at any time within two years he has found after notice and hearing that said applicant was responsible in whole or in part for any flagrant or repeated violation of the provisions of section 2; or (3) if he finds, in the case of the applicant is a partnership, association, or corporation, that any individual holding office or, in the case of a partnership, having any interest or share in the applicant, has previously been responsible in whole or in part for any violation of the provisions of the Act for which the license of such individual, or of any partnership, association, or corporation in which such person held any office, or, in the case of a partnership, had any share or interest, was revoked under the provisions of section 8; or (4) if at any time within two years lie has found after notice and hearing that said applicant was responsible in whole or in part for any flagrant or repeated violation of the provisions of section 2; or (5) if he finds that the applicant, subject to his right of appeal under section 7 (c), has failed, except in case of bankruptcy, to pay within the time limit provided therein any reparation order which has been issued, within two years, against him as an individual, or against a partnership of which he was a member, or an association or corporation in which he held any office, or, in the case the applicant is a partnership, association, or corporation, that any individual holding any office or, in the case of a partnership, having any interest or share in the applicant, subject to his right of appeal under section 7 (c), has failed, except in the case of bankruptcy, to pay within the time limit provided therein any reparation order which has been issued, within two years, against him as an individual or against a partnership of which he was a member, or an association or corporation in which he held any office. Notwithstanding all of the foregoing provisions of this paragraph, the Secretary, in the case of such applicant, may issue a license if the applicant furnishes a bond or other satisfactory assurance that his business will be conducted in accordance with the provisions of the Act and that he will pay all reparation orders which may previously have been issued against him for violations, or which may be issued against him within two years following the date of the license, subject to his right of appeal under section 7 (c), but such license shall not be issued before the expiration of one year from the date of revocation of license or from the date of the Secretary's finding that the applicant has been responsible, in whole or in part, for any flagrant or repeated violation of section 2. Such bond shall be in an amount sufficient in the judgment of the Secretary of Agriculture to insure payment of such reparation orders;

"(c) The Secretary shall refuse to issue a license to an applicant if he finds after notice and hearing that at any time within two years said applicant has been found guilty in a Federal court of having violated the provisions of the Act known as the Produce Agency Act (7 U. S. C. §§ 491-497), or of having violated section 14 (b) of this Act, or, in case the applicant is a partnership, that any member of the partnership was found guilty within two years of having violated the Produce Agency Act, or section 14 (b) of this Act, or, if the applicant is an association or corporation, that any officer or any person holding a responsible position therein has been found within two years to have been guilty of violating the Produce Agency Act or section 14 (b) of this Act;

"(d) The Secretary may withhold the issuance of a license to an applicant, for a period not to exceed thirty days pending an investiga-
Hearing.

Refusal, if found unfit, etc.


Liability to person damaged.


Complaint and investigation.


Complaints by non-residents.

Bond in double amount of claim, etc.


Proviso. Reciprocal waiver provision.


Reparation order. Decision where hearing not required, or defendant fails to answer.

SEC. 7. That paragraph (a) of section 5 of the Perishable Agricultural Commodities Act, 1930, as amended, is hereby amended to read as follows:

“(a) If any commission merchant, dealer, or broker violates any provision of section 2 he shall be liable to the person or persons injured thereby for the full amount of damages sustained in consequence of such violation.”

SEC. 8. That paragraph (b) of section 6 of the Perishable Agricultural Commodities Act, 1930, as amended, is hereby amended to read as follows:

“(b) Any officer or agency of any State or Territory having jurisdiction over commission merchants, dealers, or brokers in such State or Territory and any employee of the United States Department of Agriculture or any interested person may file, in accordance with rules and regulations of the Secretary, a complaint of any violation of any provision of this Act by any commission merchant, dealer, or broker and may request an investigation of such complaint by the Secretary.”

SEC. 9. That paragraph (e) of section 6 of the Perishable Agricultural Commodities Act, 1930, as amended, is hereby amended to read as follows:

“(e) In case a complaint is made by a nonresident of the United States, the complainant shall be required, before any formal action is taken on his complaint, to furnish a bond in double the amount of the claim conditioned upon the payment of costs, including a reasonable attorney’s fee for the respondent if the respondent shall prevail, and any reparation award that may be issued by the Secretary of Agriculture against the complainant on any counter claim by respondent: Provided, That the Secretary shall have authority to waive the furnishing of a bond by a complainant who is a resident of a country which permits the filing of a complaint by a resident of the United States without the furnishing of a bond.”

SEC. 10. That section 7 of the Perishable Agricultural Commodities Act, 1930, as amended, is hereby amended to read as follows:

“(a) If after a hearing on a complaint made by any person under section 6, without hearing as provided in section 6, paragraphs (c) and (d), or upon failure of the party complained against to answer a complaint duly served within the time prescribed, or to appear at a hearing after being duly notified, the Secretary deter-
mines that the commission merchant, dealer, or broker has violated any provision of section 2, he shall, unless the offender has already made reparation to the person complaining, determine the amount of damage, if any, to which such person is entitled as a result of such violation and shall make an order directing the offender to pay to such person complaining such amount on or before the date fixed in the order;

“(b) If any commission merchant, dealer, or broker does not pay the reparation award within the time specified in the Secretary's order, the complainant, or any person for whose benefit such order was made, may within three years of the date of the order file in the district court of the United States for the district in which he resides or in which is located the principal place of business of the commission merchant, dealer, or broker, or in any State court having general jurisdiction of the parties, a petition setting forth briefly the causes for which he claims damages and the order of the Secretary in the premises. The orders, writs, and processes of the district courts may in these cases run, be served, and be returnable anywhere in the United States. Such suit in the district court shall proceed in all respects like other civil suits for damages, except that the findings and orders of the Secretary shall be prima-facie evidence of the facts therein stated, and the petitioner shall not be liable for costs in the district court, nor for costs at any subsequent state of the proceedings, unless they accrue upon his appeal. If the petitioner finally prevails, he shall be allowed a reasonable attorney's fee, to be taxed and collected as a part of the costs of the suit;

“(c) Either party adversely affected by the entry of a reparation order by the Secretary may, within thirty days from and after the date of such order, appeal therefrom to the district court of the United States for the district in which said hearing was held. Such appeal shall be perfected by the filing of a notice thereof together with a petition in duplicate which shall recite prior proceedings before the Secretary, and shall state the grounds upon which petitioner relies to defeat the right of the adverse party to recover the damages claimed, with the clerk of said court with proof of service thereof upon the adverse party, together with a bond in double the amount of the reparation award conditioned upon the payment of the judgment entered by the court plus interest and costs, including a reasonable attorney's fee, if the appellee shall prevail. The clerk of court shall immediately forward a copy thereof to the Secretary of Agriculture, who shall forthwith prepare, certify, and file in said court a true copy of the Secretary's decision, findings of fact, conclusions, and order in said case, together with copies of the pleadings upon which the case was heard and submitted to the Secretary. Such suit in the district court shall be a trial de novo and shall proceed in all respects like other civil suits for damages, except that the findings of fact and order or orders of the Secretary shall be prima-facie evidence of the facts therein stated. Appellee shall not be liable for costs in said court if appellee prevails he shall be allowed a reasonable attorney's fee to be taxed and collected as a part of his costs. Such petition and pleadings certified by the Secretary upon which decision was made by him shall upon filing in the district court constitute the pleadings upon which said trial de novo shall proceed subject to any amendment allowed in that court;

“(d) Unless the licensee against whom a reparation order has been issued shows to the satisfaction of the Secretary within five days from the expiration of the period allowed for compliance with such order that he has either taken an appeal as herein authorized or has made payment in full as required by such order his license shall be suspended automatically at the expiration of such five-day period until
he shows to the satisfaction of the Secretary that he has paid the amount therein specified with interest thereon to date of payment: Provided, That if on the appeal the appellee prevails or if the appeal is dismissed the automatic suspension of license shall become effective at the expiration of ten days from the date of the judgment on the appeal unless prior thereto the judgment of the court has been satisfied."

SEC. 11. That section 8 of the Perishable Agricultural Commodities Act, 1930, as amended, is hereby amended to read as follows:

"(a) Whenever (a) the Secretary determines, as provided in section 6, that any commission merchant, dealer, or broker has violated any of the provisions of section 2, or (b) any commission merchant, dealer, or broker has been found guilty in a Federal court of having violated section 14 (b) of this Act, the Secretary may publish the facts and circumstances of such violation and/or, by order, suspend the license of such offender for a period not to exceed ninety days, except that, if the violation is flagrant or repeated, the Secretary may, by order, revoke the license of such offender;

"(b) The Secretary may, after thirty days' notice and an opportunity for a hearing, revoke the license of any commission merchant, dealer, or broker who, after the date given in such notice, continues to employ in any responsible position any individual whose license was revoked or who was responsibly connected with any firm, partnership, association, or corporation whose license has been revoked. Employment of such individual by a licensee in any responsible position after one year following the revocation of any such license shall be conditioned upon the filing by the employing licensee of a bond, in such reasonable sum as may be fixed by the Secretary, or other assurance satisfactory to the Secretary that its business will be conducted in accordance with the provisions of this Act;

"(c) If, after a license shall have been issued to an applicant, the Secretary believes that the license was obtained through a false or misleading statement in the application therefor or through a misrepresentation, concealment, or withholding of facts respecting any violation of the Act by any officer, agent, or employee, he may, after thirty days' notice and an opportunity for a hearing, revoke said license, whereupon no license shall be issued to said applicant or any applicant in which the person responsible for such false or misleading statement or misrepresentation, concealment, or withholding of facts is financially interested, except under the conditions set forth in paragraph (b) of section 4.

"(d) In addition to being subject to the penalties provided by section 3 (a) of this Act, any commission merchant, dealer, or broker who engages in or operates such business without a valid and effective license from the Secretary shall be liable to be proceeded against in any court of competent jurisdiction in a suit by the United States for an injunction to restrain such defendant from continuing so to engage in or operate such business, and, if the court shall find that the defendant is continuing to engage in such business without a valid and effective license, the court shall issue an injunction to restrain such defendant from continuing to engage in or to operate such business without such license."

SEC. 12. That section 14 of the Perishable Agricultural Commodities Act, 1930, as amended, is hereby amended to read as follows:

"(a) The Secretary is hereby authorized, independently and in cooperation with other branches of the Government, State, or municipal agencies and/or any person, whether operating in one or more jurisdictions, to employ and/or license inspectors to inspect and certify, without regard to the filing of a complaint under this Act,
to any interested person the class, quality, and/or condition of any lot of any perishable agricultural commodity when offered for interstate or foreign shipment or when received at places where the Secretary shall find it practicable to provide such service, under such rules and regulations as he may prescribe, including the payment of such fees and expenses as will be reasonable and as nearly as may be to cover the cost for the service rendered: Provided, That fees for inspections made by a licensed inspector, less the percentage thereof which he is allowed by the terms of his contract of employment with the Secretary as compensation for his services, shall be deposited into the Treasury of the United States as miscellaneous receipts; and fees for inspections made by an inspector acting under a cooperative agreement with a State, municipality, or other person shall be disposed of in accordance with the terms of such agreement: Provided further, That expenses for travel and subsistence incurred by inspectors shall be paid by the applicant for inspection to the United States Department of Agriculture to be credited to the appropriation for carrying out the purposes of this Act: And provided further, That official inspection certificates for fresh fruits and vegetables issued by the Secretary of Agriculture pursuant to any law shall be received by all officers and all courts of the United States, in all proceedings under this Act, and in all transactions upon contract markets under Commodities Exchange Act (7 U. S. C., Supp. 2, secs. 1 to 17 (a)), as prima-facie evidence of the truth of the statements therein contained;

"(b) Whoever shall falsely make, issue, alter, forge, or counterfeite, or cause or procure to be falsely made, issued, altered, forged, or counterfeited, or willingly aid, cause, procure or assist in, or be a party to the false making, issuing, altering, forging, or counterfeiting of any certificate of inspection issued under authority of this Act, the Produce Agency Act of March 3, 1927 (7 U. S. C., sec. 491-497), or any Act making appropriations for the Department of Agriculture; or shall utter or publish as true or cause to be uttered or published as true any such false, forged, altered, or counterfeited certificate, for a fraudulent purpose, shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than $500 or by imprisoning for a period of not more than one year, or both, at the discretion of the court.

Approved, August 20, 1937.

[CHAPTER 720] AN ACT

To authorize the completion, maintenance, and operation of Bonneville project for navigation, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of improving navigation on the Columbia River, and for other purposes incidental thereto, the dam, locks, power plant, and appurtenant works now under construction at Bonneville, Oregon and North Bonneville, Washington (hereinafter called Bonneville project), shall be completed, maintained, and operated under the direction of the Secretary of War and the supervision of the Chief of Engineers, subject to the provisions of this Act relating to the powers and duties of the Bonneville power administrator provided for in section 2 (a) (hereinafter called the administrator) respecting the transmission and sale of electric energy generated at said project. The Secretary of War shall provide, construct, operate, maintain, and improve at Bonneville project such machinery, equipment, and
Disposal of electric energy.

Administrator; appointment, salary, office.

Sale, etc., of surplus energy.

Consultation with an advisory board.

Form of administration provisional.

Additional facilities authorized.

Station space and equipment.

Encouragement of widest use of energy; prevention of monopolization, etc.

Acquisition of real and personal property.

facilities for the generation of electric energy as the administrator may deem necessary to develop such electric energy as rapidly as markets may be found therefor. The electric energy thus generated and not required for the operation of the dam and locks at such project and the navigation facilities employed in connection therewith shall be delivered to the administrator, for disposition as provided in this Act.

SEC. 2. (a) The electric energy generated in the operation of the said Bonneville project shall be disposed of by the said administrator as hereinafter provided. The administrator shall be appointed by the Secretary of the Interior; shall be responsible to said Secretary of the Interior; shall receive a salary at the rate of $10,000 per year; and shall maintain his principal office at a place selected by him in the vicinity of the Bonneville project. The administrator shall, as hereinafter provided, make all arrangements for the sale and disposition of electric energy generated at Bonneville project not required for the operation of the dam and locks at such project and the navigation facilities employed in connection therewith. He shall act in consultation with an advisory board composed of a representative designated by the Secretary of War, a representative designated by the Secretary of the Interior, a representative designated by the Federal Power Commission, and a representative designated by the Secretary of Agriculture. The form of administration herein established for the Bonneville project is intended to be provisional pending the establishment of a permanent administration for Bonneville and other projects in the Columbia River Basin. The Secretary of War shall install and maintain additional machinery, equipment, and facilities for the generation of electric energy at the Bonneville project when in the judgment of the administrator such additional generating facilities are desirable to meet actual or potential market requirements for such electric energy. The Secretary of War shall schedule the operations of the several electrical generating units and appurtenant equipment of the Bonneville project in accordance with the requirements of the administrator.

The Secretary of War shall provide and maintain for the use of the administrator at said Bonneville project adequate station space and equipment, including such switches, switchboards, instruments, and dispatching facilities as may be required by the administrator for proper reception, handling, and dispatching of the electric energy produced at the said project, together with transformers and other equipment required by the administrator for the transmission of such energy from that place at suitable voltage to the markets which the administrator desires to serve.

(b) In order to encourage the widest possible use of all electric energy that can be generated and marketed and to provide reasonable outlets therefor, and to prevent the monopolization thereof by limited groups, the administrator is authorized and directed to provide, construct, operate, maintain, and improve such electric transmission lines and substations, and facilities and structures appurtenant thereto, as he finds necessary, desirable, or appropriate for the purpose of transmitting electric energy, available for sale, from the Bonneville project to existing and potential markets, and, for the purpose of interchange of electric energy, to interconnect the Bonneville project with other Federal projects and publicly owned power systems now or hereafter constructed.

(c) The administrator is authorized, in the name of the United States, to acquire, by purchase, lease, condemnation, or donation, such real and personal property, or any interest therein, including lands, easements, rights-of-way, franchises, electric transmission lines, sub-
stations, and facilities and structures appurtenant thereto, as the administrator finds necessary or appropriate to carry out the purposes of this Act. Title to all property and property rights acquired by the administrator shall be taken in the name of the United States.

(d) The administrator shall have power to acquire any property or property rights, including patent rights, which in his opinion are necessary to carry out the purposes of this Act, by the exercise of the right of eminent domain and to institute condemnation proceedings therefor in the same manner as is provided by law for the condemnation of real estate.

(e) The administrator is authorized, in the name of the United States, to sell, lease, or otherwise dispose of such personal property as in his judgment is not required for the purposes of this Act and such real property and interests in land acquired in connection with construction or operation of electric transmission lines or substations as in his judgment are not required for the purposes of this Act: Provided, however, That before the sale, lease, or disposition of real property or transmission lines, as herein provided, the administrator shall secure the approval of the President of the United States.

(f) Subject to the provisions of this Act, the administrator is authorized, in the name of the United States, to negotiate and enter into such contracts, agreements, and arrangements as he shall find necessary or appropriate to carry out the purposes of this Act.

Sec. 3. As employed in this Act, the term "public body", or "public bodies", means States, public power districts, counties, and municipalities, including agencies or subdivisions of any thereof.

As employed in this Act, the term "cooperative", or "cooperatives", means any form of non-profit-making organization or organizations of citizens supplying, or which may be created to supply, members with any kind of goods, commodities, or services, as nearly as possible at cost.

Sec. 4. (a) In order to insure that the facilities for the generation of electric energy at the Bonneville project shall be operated for the benefit of the general public, and particularly of domestic and rural consumers, the administrator shall at all times, in disposing of electric energy generated at said project, give preference and priority to public bodies and cooperatives.

(b) To preserve and protect the preferential rights and priorities of public bodies and cooperatives as provided in section (a) and to effectuate the intent and purpose of this Act that at all times up to January 1, 1941, there shall be available for sale to public bodies and cooperatives not less than 50 per centum of the electric energy produced at the Bonneville project, it shall be the duty of the administrator in making contracts for the sale of such energy to so arrange such contracts as to make such 50 per centum of such energy available to public bodies and cooperatives until January 1, 1941: Provided, That the electric energy so reserved for but not actually purchased by and delivered to such public bodies and cooperatives prior to January 1, 1941, may be disposed of temporarily so long as such temporary disposition will not interfere with the purchase by and delivery to such public bodies and cooperatives at any time prior to January 1, 1941: Provided further, That nothing herein contained shall be construed to limit or impair the preferential and priority rights of such public bodies or cooperatives after January 1, 1941; and in the event that after such date there shall be conflicting or competing applications for an allocation of electric energy between any public body or cooperative on the one hand and a private agency of any character on the other, the application of such public body or cooperative shall be granted.
Applications for allocations by public bodies, etc.

Private corporations.

Negotiation of contracts for sale of electric energy at wholesale for resale or direct consumption.

Preferential status of public bodies, etc.

Opportunity to perfect organization, financing, etc.

Renewals.

Adjustment of rates.

Cancellation provision.

Terms, etc.

Terms and conditions of contracts.

(c) An application by any public body or cooperative for an allocation of electric energy shall not be denied, or another application competing or in conflict therewith be granted, to any private corporation, company, agency, or person, on the ground that any proposed bond or other security issue of any such public body or cooperative, the sale of which is necessary to enable such prospective purchaser to enter into the public business of selling and distributing the electric energy proposed to be purchased, has not been authorized or marketed, until after a reasonable time, to be determined by the administrator, has been afforded such public body or cooperative to have such bond or other security issue authorized or marketed.

(d) It is declared to be the policy of the Congress, as expressed in this Act, to preserve the said preferential status of the public bodies and cooperatives herein referred to, and to give to the people of the States within economic transmission distance of the Bonneville project reasonable opportunity and time to hold any election or elections or take any action necessary to create such public bodies and cooperatives as the laws of such States authorize and permit, and to afford such public bodies or cooperatives reasonable time and opportunity to take any action necessary to authorize the issuance of bonds or to arrange other financing necessary to construct or acquire necessary and desirable electric distribution facilities, and in all other respects legally to become qualified purchasers and distributors of electric energy available under this Act.

Sec. 5. (a) Subject to the provisions of this Act and to such rate schedules as the Federal Power Commission may approve, as hereinafter provided, the administrator shall negotiate and enter into contracts for the sale of electric energy, either for resale or direct consumption, to public bodies and cooperatives and to private agencies and persons. Contracts for the sale of electric energy to any private person or agency other than a privately owned public utility engaged in selling electric energy to the general public, shall contain a provision forbidding such private purchaser to resell any of such electric energy so purchased to any private utility or agency engaged in the sale of electric energy to the general public, and requiring the immediate canceling of such contract of sale in the event of violation of such provision. Contracts entered into under this subsection shall be binding in accordance with the terms thereof and shall be effective for such period or periods, including renewals or extensions, as may be provided therein, not exceeding in the aggregate twenty years from the respective dates of the making of such contracts. Contracts entered into under this subsection shall contain:

1. such provisions as the administrator and purchaser agree upon for the equitable adjustment of rates at appropriate intervals, not less frequently than once in every five years, and

2. in the case of a contract with any purchaser engaged in the business of selling electric energy to the general public, the contract shall provide that the administrator may cancel such contract upon five years’ notice in writing if in the judgment of the administrator any part of the electric energy purchased under such contract is likely to be needed to satisfy the requirements of the said public bodies or cooperatives referred to in this Act, and that such cancellation may be with respect to all or any part of the electric energy so purchased under said contract to the end that the preferential rights and priorities accorded public bodies and cooperatives under this Act shall at all times be preserved. Contracts entered into with any utility engaged in the sale of electric energy to the general public shall contain such terms and conditions, including among other things stipulations concerning resale and resale rates by any such utility, as the administrator.
may deem necessary, desirable or appropriate to effectuate the pur-
poses of this Act and to insure that resale by such utility to the ulti-
mate consumer shall be at rates which are reasonable and nondis-
criminatory. Such contract shall also require such utility to keep
on file in the office of the administrator a schedule of all its rates and
charges to the public for electric energy and such alterations and
changes therein as may be put into effect by such utility.

(b) The administrator is authorized to enter into contracts with
public or private power systems for the mutual exchange of unused
excess power, upon suitable exchange terms for the purpose of
economical operation or of providing emergency or break-down relief.

Sec. 6. Schedules of rates and charges for electric energy pro-
duced at the Bonneville project and sold to purchasers as in this
Act provided shall be prepared by the administrator and become
effective upon confirmation and approval thereof by the Federal
Power Commission. Subject to confirmation and approval by the
Federal Power Commission, such rate schedules may be modified
from time to time by the administrator, and shall be fixed and estab-
lished with a view to encouraging the widest possible diversified use
of electric energy. The said rate schedules may provide for uniform
rates or rates uniform throughout prescribed transmission areas in
order to extend the benefits of an integrated transmission system and
encourage the equitable distribution of the electric energy developed
at the Bonneville project.

Sec. 7. It is the intent of Congress that rate schedules for the
sale of electric energy which is or may be generated at the Bonneville
project in excess of the amount required for operating the dam, locks,
and appurtenant works at said project shall be determined with
due regard to and predicated upon the fact that such electric energy
is developed from water power created as an incident to the construc-
ton of the dam in the Columbia River at the Bonneville project
for the purposes set forth in section 1 of this Act. Rate schedules
shall be drawn having regard to the recovery (upon the basis of the
application of such rate schedules to the capacity of the electric
facilities of Bonneville project) of the cost of producing and trans-
mitting such electric energy, including the amortization of the capital
investment over a reasonable period of years. Rate schedules shall
be based upon an allocation of costs made by the Federal Power
Commission. In computing the cost of electric energy developed from
water power created as an incident to and a byproduct of the con-
struction of the Bonneville project, the Federal Power Commission
may allocate to the costs of electric facilities such a share of the cost
of facilities having joint value for the production of electric energy
and other purposes as the power development may fairly bear as
compared with such other purposes.

Sec. 8. Notwithstanding any other provision of law, all purchases
and contracts made by the administrator or the Secretary of War for
supplies or for services except for personal services, shall be made
after advertising, in such manner and at such times, sufficiently in
advance of opening bids, as the administrator or Secretary of War,
as the case may be, shall determine to be adequate to insure notice and
opportunity for competition. Such advertisement shall not be
required, however, when (1) an emergency requires immediate
delivery of the supplies or performance of the services; or (2) repair
parts, accessories, supplemental equipment, or services are required
for supplies or services previously furnished or contracted for; or
(3) the aggregate amount involved in any purchase of supplies or
procurement of services does not exceed $500; in which cases such
purchases of supplies or procurement of services may be made in the
open market in the manner common among businessmen. In com-
paring bids and in making awards, the administrator or the Secretary
of War, as the case may be, may consider such factors as relative
quality and adaptability of supplies or services, the bidder's financial
responsibility, skill, experience, record of integrity in dealing, and
ability to furnish repairs and maintenance services, the time of
delivery or performance offered, and whether the bidder has complied
with the specifications.

SEC. 9. (a) The administrator, subject to the requirements of the
Federal Water Power Act, shall keep complete and accurate accounts
of operations, including all funds expended and received in connection
with transmission and sale of electric energy generated at the
Bonneville project.

(b) The administrator may make such expenditures for offices,
vehicles, furnishings, equipment, supplies, and books; for attendance
at meetings; and for such other facilities and services as he may
find necessary for the proper administration of this Act.

(c) In December of each year, the administrator shall file with
the Congress, through the Secretary of the Interior, a financial
statement and a complete report as to the transmission and sale of
electric energy generated at the Bonneville project during the preced-
ing governmental fiscal year.

SEC. 10. The administrator, the Secretary of War, and the Federal
Power Commission, respectively, shall appoint such attorneys, engi-
neers, and other experts as may be necessary for carrying out the
functions entrusted to them under this Act, without regard to the
provisions of the civil-service laws and shall fix the compensation
of each of such attorneys, engineers, and other experts at not to exceed
$7,500 per annum; and they may, subject to the civil-service laws,
appoint such other officers and employees as may be necessary to
carry out such functions and fix their salaries in accordance with the
Classification Act of 1923 as amended.

SEC. 11. All receipts from transmission and sale of electric energy
generated at the Bonneville project shall be covered into the Treasury
of the United States to the credit of miscellaneous receipts, save and
except that the Treasury shall set up and maintain from such receipts
a continuing fund of $500,000, to the credit of the administrator and
subject to check by him, to defray emergency expenses and to insure
continuous operation. There is hereby authorized to be appropriated
from time to time, out of moneys in the Treasury not otherwise appro-
priated, such sums as may be necessary to carry out the provisions of
this Act, including installation of equipment and machinery for the
generation of electric energy and facilities for its transmission and
sale.

SEC. 12. The administrator may, in the name of the United States,
under the supervision of the Attorney General, bring such suits at
law or in equity as in his judgment may be necessary to carry out the
purposes of this Act; and he shall be represented in the prosecution
and defense of all litigation affecting the status or operation of
Bonneville project by the United States Attorneys for the districts,
respectively, in which such litigation may arise, or by such attorney or
attorneys as the Attorney General may designate as authorized by
law, in conjunction with the regularly employed attorneys of the
administrator.

SEC. 13. If any provision of this Act or the application of such
provision to any person or circumstance shall be held invalid, the
remains of the Act and the application of such provision to persons
or circumstances other than those as to which it is held invalid shall
not be affected thereby.

Approved, August 20, 1937.
[CHAPTER 721]  
AN ACT  
To exempt State liquor-dispensing systems from the requirement of keeping  
certain records and rendering transcripts and summaries of entries with respect  
to distilled spirits.  

Be it enacted by the Senate and House of Representatives of the  
United States of America in Congress assembled, That section 3318  
II, title 26, secs. 1208 and 1209) (relating to keeping entry books  
with respect to distilled spirits and rendering transcripts and summaries  
thereof), is amended by adding at the end thereof the following  
new paragraph:  

"The provisions of this section shall not apply to States and  
Commonwealths and liquor stores operated by such States and Common-  
wealths that maintain and make available to inspection by internal-  
revenue officers such records as will enable such officers to readily  
trace all distilled spirits received and disposed of by them; Provided,  
That such States and Commonwealths, and the liquor stores operated  
by them, shall, upon the request of the Commissioner of Internal  
Revenue, furnish to the Commissioner such transcripts, summaries,  
and copies of their records as he shall require."  

Approved, August 20, 1937.

[CHAPTER 725]  
AN ACT  
To create a commission and to extend further relief to water users on United  
States reclamation projects and on Indian irrigation projects.  

Be it enacted by the Senate and House of Representatives of the  
United States of America in Congress assembled, That there is  
hereby created a commission to be composed of three members  
appointed by the Secretary of the Interior, all of whom shall have  
an intimate knowledge of irrigation farming but who shall not be  
employees of the Bureau of Reclamation or the Bureau of Indian  
Affairs of the Department of the Interior, and shall have no financial  
interest in the matters coming under their jurisdiction. The  
commission is authorized and directed to investigate the financial,  
economic, and other conditions of the various United States and  
Indian reclamation projects, with particular reference to the ability  
of each such project to make payments of water-right charges with-  
out undue burden on the water users, district, association, or other  
reclamation organization liable for such charges. Such investiga-  
tion shall include an examination and consideration of any state-  
ment filed with the commission, or the Department of the Interior,  
by any such district, association, or other reclamation organization,  
or the water users thereof, and, where deemed advisable by the  
commission and requested by such district, association, or other recla-  
mation organization, said commission may proceed to such project and  
hold hearings, the proceedings of which shall be reduced to writing  
and filed with its reports. Said commission, after having made care-  
ful investigation and study of the financial, economic, and other  
conditions of the various United States and Indian reclamation  
projects and their probable present and future ability to meet such  
water-right charges, shall report to the Congress as soon as prac-  
ticable, with its recommendations as to the best, most feasible, and  
practicable comprehensive permanent plan for such water-right pay-  
ments with due consideration for the development and carrying on  
of the reclamation program of the United States, and having par-
ticularly in mind the probable ability of such water users, districts, associations, or other reclamation organizations to meet such water-right charges regularly and fully from year to year during periods of prosperity and good prices for agricultural products as well as during periods of decline in agricultural income and unsatisfactory conditions of agriculture.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $30,000, which shall be available for expenditure, as the Secretary of the Interior may direct, for expenses and all necessary disbursements, including salaries, in carrying out the provisions of this Act. The commission is authorized to appoint and fix the compensation of such employees as may be necessary for carrying out its functions under this Act without regard to civil-service laws or the Classification Act of 1923, as amended.

SEC. 3. If upon investigation the commission shall find that a project, because of partial crop failure due to a water shortage or other causes beyond the control of the water users, is unable to make full payment of the construction charges becoming due and payable for the calendar year 1937, without great hardship or undue burden, the commission is hereby authorized to certify that fact to the Secretary and such certification, if approved by said Secretary, shall operate to grant an extension of time for the payment of such proportion of the construction charges due for the calendar year 1937 as the commission considers just and equitable, the proportion of the charges so extended to be paid at such time as the Secretary may determine.

SEC. 4. Sections 1 and 2 of the Act approved April 14, 1936 (Public, Numbered 519, Seventy-fourth Congress), are hereby repealed.

Approved, August 21, 1937.

[CHAPTER 726]

AN ACT

To amend section 24 of the Judicial Code, as amended, with respect to the jurisdiction of the district courts of the United States over suits relating to the collection of State taxes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first paragraph of section 24 of the Judicial Code, as amended, is amended by adding at the end thereof the following: "Notwithstanding the foregoing provisions of this paragraph, no district court shall have jurisdiction of any suit to enjoin, suspend, or restrain the assessment, levy, or collection of any tax imposed by or pursuant to the laws of any State where a plain, speedy, and efficient remedy may be had at law or in equity in the courts of such State."

SEC. 2. The provisions of this Act shall not affect suits commenced in the district courts, either originally or by removal, prior to its passage; and all such suits shall be continued, proceedings therein had, appeals therein taken, and judgments therein rendered, in the same manner and with the same effect as if this Act had not been passed.

Approved, August 21, 1937.

1 So in original.
75TH CONGRESS, 1ST SESSION—CHS. 727, 728—AUGUST 21, 1937

[CHAPTER 727]

AN ACT

To authorize the revision of the boundaries of the Snoqualmie National Forest, in the State of Washington.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, subject to any valid existing claim or entry, all lands of the United States within the areas hereafter described are hereby added to and made part of the Snoqualmie National Forest, State of Washington, to be hereafter administered under the laws and regulations relating to the national forests; and the provisions of the Act approved March 20, 1922 (42 Stat. 465), as amended, are hereby extended and made applicable to all other lands within said described areas:

- Township 21 north, range 7 east, sections 1, 12, 13, 24, 25, and 36. Townships 20 north, range 7 east, sections 1 and 12. Townships 20 north, range 8 east, sections 1 to 18, inclusive, and sections 20 to 24, inclusive. Townships 20 north, range 9 east, sections 7 to 13, inclusive. Townships 20 north, range 10 east, sections 7, 13, 17 to 24, inclusive, 27, 28, and 29. Townships 20 north, range 11 east, sections 17, 18, and 19.

- Also lands not now within the national forest within the following townships:
  - Township 27 north, range 10 east; township 26 north, range 10 east; township 26 north, range 11 east; township 26 north, range 12 east.
  - Part of township 27 north, range 9 east, including those portions of the following sections not now within the national forest:
    - Sections 10, 11, 12, 13, 14, 15, 22, north half 23, and north half 24. All Willamette base and meridian.

Approved, August 21, 1937.

[CHAPTER 728]

AN ACT

To amend section 77 of the Judicial Code, as amended, to create a Brunswick division in the southern district of Georgia, with terms of court to be held at Brunswick.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsections (f) and (g) of section 77 of the Judicial Code, as amended, are amended to read as follows:

"(f) The southern district shall include five divisions, to be constituted as follows: The Augusta division, which shall include the territory embraced on January 1, 1925, in the counties of Burke, Columbia, Glascock, Jefferson, Lincoln, McDuffie, Richmond, Taliaferro, Warren, and Wilkes; the Dublin division, which shall include the territory embraced on such date in the counties of Dodge, Emanuel, Johnson, Laurens, Montgomery, Telfair, Toombs, Treutlen, and Wheeler; the Savannah division, which shall include the territory embraced on such date in the counties of Bryan, Bulloch, Camden, Chatham, Effingham, Evans, Jenkins, Liberty, Screven, and Tattnall; the Waycross division which shall include the territory embraced on such date in the counties of Appling, Camden, Glynn, Jeff Davis, Long, McIntosh, and Wayne.

Approved, August 21, 1937.
“(g) The terms of the district court for the Augusta division shall be held at Augusta on the first Monday in April and the third Monday in November; for the Dublin division at Dublin on the third Mondays in January and June: Provided, That suitable rooms and accommodations are furnished for holding court at Dublin, free of cost to the Government, until a public building shall have been erected or put into proper condition for such purpose in said city; for the Savannah division at Savannah on the second Tuesdays in February, May, August, and November; for the Waycross division at Waycross on the second Mondays in June and December; for the Brunswick division at Brunswick on the second Mondays in March and October: Provided, That no cost shall be incurred by the Government in furnishing quarters for holding court at Brunswick.”

Sec. 2. Subsection (d) of section 77 of the Judicial Code, as amended, is amended by inserting after the name “Berrien” a comma and the name “Clinch”.

Approved, August 21, 1937.

[CHAPTER 729] JOINT RESOLUTION

Authorizing the President to invite the States of the Union and foreign countries to participate in the Oil World Exposition at Houston, Texas, to be held October 11 to 16, 1937, inclusive.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is authorized to invite by proclamation, or in such other manner as he may deem proper, the States of the Union and all foreign countries to participate in the proposed Oil World Exposition, to be held at Houston, Texas, from October 11 to 16, 1937; inclusive.

Sec. 2. That all articles which shall be imported from foreign countries for the purpose of exhibition at the Oil World Exposition, to be held at Houston, Texas, from October 11 to 16, 1937, inclusive, by the Oil World Exposition, or for use in constructing, installing, or maintaining foreign buildings or exhibits at the said exposition, upon which articles there shall be a tariff or customs duty, shall be admitted without payment of such tariff, customs duty, fees, or charges under such regulations as the Secretary of the Treasury shall prescribe; but it shall be lawful at any time during or within three months after the close of the said exposition to sell within the area of the exposition any articles provided for herein, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury shall prescribe: Provided, That all such articles, when withdrawn for consumption or use in the United States, shall be subject to the duties, if any, imposed upon such articles by the revenue laws in force at the date of their withdrawal; and on such articles which shall have suffered diminution or deterioration from incidental handling or exposure, the duties, if payable, shall be assessed according to the appraised value at the time of withdrawal from entry hereunder for consumption or entry under the general tariff law: Provided further, That imported articles provided for herein shall not be subject to any marking requirements.
of the general tariff laws, except when such articles are withdrawn for consumption or use in the United States, in which case they shall not be released from customs custody until properly marked, but no additional duty shall be assessed because such articles were not sufficiently marked when imported into the United States: Provided further, That at any time during or within three months after the close of the exposition any article entered hereunder may be abandoned to the Government or destroyed under customs supervision, whereupon any duties on such article shall be remitted: Provided further, That articles which have been admitted without payment of duty for exhibition under any tariff law and which have remained in continuous customs custody or under a customs exhibition bond and imported articles in bonded warehouse under the general tariff law may be accorded the privilege of transfer to and entry for exhibition at the said exposition under such regulations as the Secretary of the Treasury shall prescribe: And provided further, That the Oil World Exposition shall be deemed, for customs purposes only, to be the sole consignee of all merchandise imported under the provisions of this Act, and that the actual and necessary charges for labor, services, and other expenses in connection with the entry, examination, appraisement, release, or custody, together with the necessary charges for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for articles imported under the provisions of this Act, shall be reimbursed by the Oil World Exposition to the Government of the United States under regulations to be prescribed by the Secretary of the Treasury, and that receipts from such reimbursements shall be deposited as refunds to the appropriation from which paid, in the manner provided for in section 524 of the Tariff Act of 1930.

Sec. 3. That the Government of the United States is not by this resolution obligated to any expense in connection with the holding of such exposition.

Approved, August 21, 1937.

[CHAPTER 731]

AN ACT

To authorize the transfer to the jurisdiction of the Secretary of the Treasury of portions of the property within the West Point Military Reservation, New York, for the construction thereon of certain public buildings, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to make transfers to the jurisdiction and control of the Secretary of the Treasury of such portions of the property at present included within the West Point Military Reservation, New York, and upon such conditions as may be mutually agreed upon by the Secretary of War and the Secretary of the Treasury. The Secretary of the Treasury is hereby authorized to construct within the limits of the property so transferred such building or buildings, appurtenances, and approaches thereto as he may deem adequate and suitable for the use of the Treasury Department as a depository, and for use in carrying out any other functions or duties of the Treasury Department: Provided, That upon cessation of such use the premises or any part thereof so transferred shall revert to the jurisdiction of the War Department.

Approved, August 21, 1937.
[CHAPTER 732]

AN ACT

August 21, 1937

[H. R. 204]

[Public, No. 336]

To amend an Act entitled "An Act to provide for the establishment of the Everglades National Park in the State of Florida, and for other purposes", approved May 30, 1934.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 of the Act entitled "An Act to provide for the establishment of the Everglades National Park in the State of Florida, and for other purposes", approved May 30, 1934, be, and the same is hereby, amended by striking therefrom the following words: "And provided further, That the United States shall not expend any public moneys for the administration, protection, or development of the aforesaid park within a period of five years from the date of approval of this Act."

Approved, August 21, 1937.

August 21, 1937

[H. R. 7127]

[Public, No. 337]

AN ACT

Authorizing the President to invite the States of the Union and foreign countries to participate in the International Petroleum Exposition at Tulsa, Oklahoma, to be held May 14 to May 21, 1938.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is authorized to invite by proclamation, or in such other manner as he may deem proper, the States of the Union and all foreign countries to participate in the proposed International Petroleum Exposition, to be held at Tulsa, Oklahoma, from May 14, 1938, to May 21, 1938, inclusive, for the purpose of exhibiting samples of fabricated and raw products of all countries used in the petroleum industry and bringing together buyers and sellers for promotion of trade and commerce in such products.

Sec. 2. All articles which shall be imported from foreign countries for the purpose of exhibition at the International Petroleum Exposition, or for use in constructing, installing, or maintaining foreign buildings or exhibits at the said exposition, upon which articles there shall be a tariff or customs duty, shall be admitted without payment of such tariff, customs duty, fees, or charges under such regulations as the Secretary of the Treasury shall prescribe; but it shall be lawful at any time during or within three months after the close of the said exposition to sell within the area of the exposition any articles provided for herein subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury may prescribe: Provided, That all such articles, when withdrawn for consumption or use in the United States, shall be subject to the duties, if any, imposed upon such articles by the revenue laws in force at the date of their withdrawal; and on such articles, which shall have suffered diminution or deterioration from incidental handling or exposure, the duties, if payable, shall be assessed according to the appraised value at the time of withdrawal from entry hereunder for consumption or entry under the general tariff law: Provided further, That imported articles provided for herein shall not be subject to any marking requirements of the general tariff laws, except when such articles are withdrawn for consumption or use in the United States, in which case they shall not be released from customs custody until properly marked, but no additional duty shall be assessed because such articles were not sufficiently marked when imported into the United States: Provided further, That at any time during or within three months after the close of

1 So in original.
the exposition, any article entered hereunder may be abandoned to the Government or destroyed under customs supervision, whereupon any duties on such article shall be remitted: Provided further, That articles which have been admitted without payment of duty for exhibition under any tariff law, and which have remained in continuous customs custody or under a customs exhibition bond, and imported articles in bonded warehouses under the general tariff law may be accorded the privilege of transfer to and entry for exhibition at the said exposition under such regulations as the Secretary of the Treasury shall prescribe: And provided further, That the International Petroleum Exposition shall be deemed, for customs purposes only, to be the sole consignee of all merchandise imported under the provisions of this Act, and that the actual and necessary customs charges for labor, services, and other expenses in connection with the entry, examination, appraisement, release, or custody, together with the necessary charges for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for, articles imported under the provisions of this Act, shall be reimbursed by the International Petroleum Exposition to the Government of the United States under regulations to be prescribed by the Secretary of the Treasury, and that receipts from such reimbursements shall be deposited as refunds to the appropriation from which paid, in the manner provided for in section 524, Tariff Act of 1930.

Sec. 3. That the Government of the United States is not by this Act obligated to any expense in connection with the holding of such exposition and is not hereafter to be obligated other than for suitable representation thereat.

Approved, August 21, 1937.
Rules to be prescribed.

August 23, 1937

[Public, No. 359]

American Printing House for the Blind.
41 Stat. 572.

Annual appropriations increased.
Post, p. 775.

20 Stat. 467.

To amend the Act, approved August 4, 1919, as amended, providing additional aid for the American Printing House for the Blind.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled “An Act providing additional aid for the American Printing House for the Blind”, approved August 4, 1919, as amended, is hereby amended to read as follows:

“That for the purpose of enabling the American Printing House for the Blind more adequately to provide books and apparatus for the education of the blind, there is hereby authorized to be appropriated annually to it, in addition to the permanent appropriation of $10,000 made in the Act entitled ‘An Act to promote the education of the Blind’, approved March 3, 1879, as amended, the sum of $115,000, which sum shall be expended in accordance with the requirements of said Act to promote the education of the blind.”

Approved, August 23, 1937.

[CHAPTER 737]

AN ACT

To amend an Act of Congress entitled “An Act to provide for the appointment of an additional district judge for the northern and southern districts of West Virginia”, approved June 22, 1936, by changing the times provided therein for holding the United States district court at various places now fixed by law in the State of West Virginia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the present district judge for the northern district of West Virginia shall hold regular terms of court in such northern district at the following places and times, that is to say:

(a) At the city of Martinsburg on the first Tuesday in April and the fourth Tuesday in September in each year;
(b) At the city of Wheeling on the third Tuesdays in April and October in each year;
(c) At the city of Elkins on the first Tuesday in June and the third Tuesday in November in each year;
(d) Said judge shall also hold such special terms as may be necessary for the orderly dispatch of the business of said court; the same to be held at said places and at such times as he shall appoint.

The present district judge for the southern district of West Virginia shall hold regular terms of court in said southern district at the following times and places, that is to say:

(a) At the city of Bluefield on the third Tuesdays in January and June in each year;
(b) At the city of Lewisburg on the first Tuesdays in March and September in each year;
At the city of Charleston on the second Tuesday in April and on the third Tuesday in November in each year;

d) Said judge shall also hold such special terms as may be necessary for the orderly dispatch of the business of said court; the same to be held at said places and at such times as he shall appoint.

The district judge for the said northern and southern districts of West Virginia, appointed under the Act approved June 22, 1936, shall hold regular terms of court in said northern and southern districts at the following places and times, that is to say:

(a) At the city of Clarksburg in said northern district on the first Tuesday in January and on the fourth Tuesday in August in each year;

(b) At the city of Parkersburg in said northern district on the third Tuesday in March and on the first Tuesday in October in each year;

(c) At the city of Huntington in said southern district on the second Tuesday in May and on the third Tuesday in October in each year;

(d) Said judge shall also hold such special terms as may be necessary for the orderly dispatch of the business of said court; the same to be held at said places and at such times as he shall appoint.

Approved, August 23, 1937.

[CHAPTER 738]

AN ACT

Authorizing State Highway Commission of Arkansas and State Highway Commission of Mississippi to construct, maintain, and operate a toll bridge across the Mississippi River at or near Lake Village, Chicot County, Arkansas, and to a place at or near Greenville, Washington County, Mississippi.

1. Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to promote interstate commerce, improve the postal service, and provide for military and other purposes, the Arkansas State Highway Commission and Mississippi State Highway Commission, cooperating with equal powers, be, and are hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, at or near Lake Village, Chicot County, Arkansas, and to a place at or near Greenville, Washington County, Mississippi, in accordance with the provisions of the Act entitled, "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

2. There is hereby conferred upon Arkansas State Highway Commission and Mississippi State Highway Commission all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, construction, maintenance, and operation of such bridge and its approaches as are possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State in which such real estate or other property is situated, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such State.

3. The State Highway Commission of Arkansas and State Highway Commission of Mississippi are hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.
To extend the times for commencing and completing the construction of a bridge across the Delaware River between the village of Barryville, New York, and the village of Shohola, Pennsylvania.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of the highway bridge across the Delaware River between points in the village of Barryville, Sullivan County, New York, and the village of Shohola, Pike County, Pennsylvania, authorized to be built by the Interstate Bridge Commission of the State of New York and the Commonwealth of Pennsylvania, by an Act of Congress approved June 19, 1936, are hereby extended one and three years, respectively, from June 19, 1937.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 23, 1937.

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To extend the times for commencing and completing the construction of a bridge across the Delaware River between the village of Barryville, New York, and the village of Shohola, Pennsylvania.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of the highway bridge across the Delaware River between points in the village of Barryville, Sullivan County, New York, and the village of Shohola, Pike County, Pennsylvania, authorized to be built by the Interstate Bridge Commission of the State of New York and the Commonwealth of Pennsylvania, by an Act of Congress approved June 19, 1936, are hereby extended one and three years, respectively, from June 19, 1937.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 23, 1937.

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Authorizing the Secretary of the Interior to convey certain land to the State of Montana to be used for the purposes of a public park and recreational site.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to convey to the State of Montana, upon the conditions and limitations hereinafter expressed, the following-described land of the United States in the State of Montana, to be held and used by such State for the purposes of a State public park and recreational site:

MONTANA PRINCIPAL MERIDIAN

Township 1 north, range 2 west, section 7, west half; section 8, south half southwest quarter and southwest quarter southeast quarter; section 17, lots 1, 2, 10, 11, and 12, and north half northwest quarter; section 18, northeast quarter northeast quarter, northwest quarter, northeast quarter southwest quarter, lot 3 or northwest quarter southwest quarter, and north half southeast quarter; section 20, northwest quarter northeast quarter northeast quarter and northwest quarter northeast quarter.
Township 1 north, range 3 west, section 12, southeast quarter northeast quarter and east half southeast quarter (lots 7 and 12); section 13, east half northeast quarter (lots 1 and 4), and northwest quarter northeast quarter lot 2).

In the event the State shall fail to devote such lands to the purposes of a State public park and recreational site within five years after the date of enactment of this Act, or fail to maintain such land as a public park and recreational site for any period of five consecutive years subsequent to its devotion to such use, or devote such lands or any part thereof to another use, such land and all improvements thereon shall revert to the United States; and in such event the Secretary of the Interior is hereby authorized and empowered to declare such a forfeiture of the grant, and to assume jurisdiction of lot 12, section 17, township 1 north, range 2 west, for national-monument purposes under the Act of June 8, 1906 (34 Stat. 225). Any patent issued hereunder shall contain a reservation to the United States of all mineral deposits in the land patented: Provided, That such minerals so reserved shall be prospected for, mined, and removed only in accordance with regulations to be prescribed by the Secretary of the Interior.

Approved, August 24, 1937.

[CHAPTER 742]

AN ACT

Authorizing the Secretary of the Interior to convey all right, title, and interest of the United States in certain lands to the State of New Mexico, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to convey by quitclaim deed to the State of New Mexico all the right, title, and interest, legal and equitable, of the United States in and to all lands patented to such State under Patent Numbered 854989, issued March 17, 1922, under the provisions of volume 28, United States Statutes, page 492, commonly known as the Carey Act: Provided, That such quitclaim deed shall contain a reservation of a right-of-way for ditches and canals as required by the Act of August 30, 1890 (26 Stat. 391).

Approved, August 24, 1937.

[CHAPTER 743]

AN ACT

Authorizing the Secretary of the Interior to patent certain tracts of land to the State of New Mexico and Cordy Bramblet.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to issue, without requiring the payment of any fees or charges whatsoever, (1) to the State of New Mexico a patent for lot 13, section 4, township 14 south, range 4 west, New Mexico principal meridian, such land to be subject to a reservation of a sufficient right-of-way and easement for the maintenance of any part of the sewer lines and sewage-disposal plant of the city of Hot Springs now maintained upon such tract; (2) to Cordy Bramblet, of Hot Springs, New Mexico, a patent for lot 14, section 4, township 14 south, range 4 west, New Mexico principal meridian.

Approved, August 24, 1937.
[CHAPTER 744]

To authorize the Secretary of the Interior to issue patents to States under the provisions of section 8 of the Act of June 28, 1934 (48 Stat. 1269), as amended by the Act of June 26, 1936 (49 Stat. 1976), subject to prior leases issued under section 15 of the said Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior in adjudicating State exchanges, under section 8 of the Act of June 28, 1934 (48 Stat. 1269), as amended by the Act of June 26, 1936 (49 Stat. 1976), involving lands embraced in outstanding leases under section 15 of said Act issued prior to the filing of the State exchange application, is hereby authorized upon the request of any State to issue patent to the State, subject to such outstanding lease: Provided, That the United States shall not by reason of the issuance of any such patents be required to account to the State for any money due and collected prior thereto as rent for any part of the then-current annual rental period except as is now provided by law.

Approved, August 24, 1937.

[CHAPTER 745]

To amend subsection (e) of section 9 of the Trading with the Enemy Act, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (e) of section 9 of the Trading with the Enemy Act, as amended, is amended by inserting after the words "unless such nation in like case extends reciprocal rights to citizens of the United States" a colon and the following: "Provided, That any arrangement made by a foreign nation for the release of money and other property of American citizens and certified by the Secretary of State to the Attorney General as fair and the most advantageous arrangement obtainable shall be regarded as meeting this requirement."

Approved, August 24, 1937.

[CHAPTER 746]

To permit grand-jury extensions to be ordered by any district judge.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 284 of the Judicial Code, as amended (U. S. C., title 28, sec. 421), be, and the same is hereby amended to read as follows: "Sec. 284. No grand jury shall be summoned to attend any district court unless the judge thereof, in his own discretion or upon a notification by the district attorney that such jury will be needed, orders a venire to issue therefor. If the United States attorney for any district which has a city or borough containing at least three hundred thousand inhabitants shall certify in writing to a district judge of the district that the exigencies of the public service require it, the judge may, in his discretion, also order a venire to issue for a second grand jury. If the United States attorney for the southern district of New York shall certify in writing to the senior district judge of said district that the exigencies of the public service require
it, said judge may, in his discretion, also order a venire to issue for a third grand jury. The district court may in term order a grand jury to be summoned at such time, and to serve such time as it may direct, whenever, in its judgment, it may be proper to do so. A district judge may, upon request of the district attorney or of the grand jury or on his own motion, by order authorize any grand jury to continue to sit during the term succeeding the term at which such request is made, solely to finish investigations begun but not finished by such grand jury, but no grand jury shall be permitted to sit in all during more than three terms. Nothing herein shall operate to extend beyond the time permitted by law the imprisonment before indictment found of a person accused of crime or offense, or the time during which a person so accused may be held under recognizance before indictment found."

Approved, August 24, 1937.

[CHAPTER 747]

To amend the bank-robbery statute to include burglary and larceny.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (a) of section 2 of the Act of May 18, 1934 (48 Stat. 783; U. S. C., title 12, sec. 588b), be and the same is hereby, amended to read as follows:

"(a) Whoever, by force and violence, or by putting in fear, feloniously takes, or feloniously attempts to take, from the person or presence of another any property or money or any other thing of value belonging to, or in the care, custody, control, management, or possession of, any bank; or whoever shall enter or attempt to enter any bank, or any building used in whole or in part as a bank, with intent to commit in such bank or building, or part thereof, so used, any felony or larceny, shall be fined not more than $5,000 or imprisoned not more than twenty years, or both; or whoever shall take and carry away, with intent to steal or purloin, any property or money or any other thing of value exceeding $50 belonging to, or in the care, custody, control, management, or possession of any bank, shall be fined not more than $5,000 or imprisoned not more than ten years, or both; or whoever shall take and carry away, with intent to steal or purloin, any property or money or any other thing of value not exceeding $50 belonging to, or in the care, custody, control, management, or possession of any bank, shall be fined not more than $1,000 or imprisoned not more than one year, or both."

Approved, August 24, 1937.

[CHAPTER 748]

JOINT RESOLUTION

Authorizing an appropriation for the expenses of participation by the United States in the Inter-American Radio Conference to be held in 1937 at Habana, Cuba.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $15,000, or so much thereof as may be necessary, for the expenses of participation by the United States in the Inter-American Radio Conference to be held in 1937 at Habana.
Cuba, including personal services in the District of Columbia and elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting, translating, and other services by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses; purchase of necessary books, documents, newspapers, and periodicals; stationery; official cards; printing and binding; entertainment; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified.

Approved, August 24, 1937.

[CHAPTER 749]

JOINT RESOLUTION

To authorize an appropriation for the expenses of participation by the United States in the Eighth International Road Congress in 1938.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $5,000, or so much thereof as may be necessary, for the expenses of participation by the United States in the Eighth International Road Congress, to be held in The Netherlands in 1938, including personal services in the District of Columbia and elsewhere, without reference to the Classification Act of 1923, as amended; stenographic reporting, translating, and other services, by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses; purchase of necessary books, documents, newspapers, and periodicals; official cards; printing and binding; preparation, installation, transportation, and operation of an appropriate exhibit; entertainment; local transportation; the payment of expenses incident to travel by steamer, rail, or motorbus on the official congress inspection trip; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payment may have been made for any of the purposes herein specified.

Approved, August 24, 1937.

[CHAPTER 752]

AN ACT

To provide for the measurement of vessels using the Panama Canal, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 412 of title 2 of the Canal Zone Code, approved June 19, 1934, is hereby amended to read as follows:

"Tolls on merchant vessels, army and navy transports, colliers, hospital ships, supply ships, and yachts shall be based on net vessel-tons of one hundred cubic feet each of actual earning capacity determined in accordance with the Rules for the Measurement of Vessels for the Panama Canal prescribed by the President and as may be modified by him from time to time by proclamation, and tolls on other floating craft shall be based on displacement tonnage: Provided, That the basic rules of measurement shall not be changed except after public hearing and six months' public notice of such change. The
rate of tolls on laden vessels shall not exceed $1, nor be less than $0.75 per net vessel-ton as determined under the aforesaid rules, and on vessels in ballast without passengers or cargo the rate may be less than the rate of tolls for vessels with passengers or cargo. In addition to the tolls based on measurement or displacement tonnage, tolls may be levied on passengers at rates not to exceed $1.50 for each passenger. The levy of tolls is subject to the provisions of article XIX of the convention between the United States of America and the Republic of Panama, entered into November 18, 1903, and of article I of the treaty between the United States of America and the Republic of Colombia proclaimed March 30, 1922."

Sec. 2. This Act shall take effect and be enforced on and after March 1, 1938.

Approved, August 24, 1937.

[CHAPTER 753]

AN ACT
To amend the Act of May 3, 1935, relating to the promotion of safety on the highways of the District of Columbia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 3 and 9 of the Act entitled “An Act to promote safety on the public highways of the District of Columbia by providing for the financial responsibility of owners and operators of motor vehicles for damages caused by motor vehicles on the public highways in the District of Columbia; to prescribe penalties for the violation of the provisions of this Act, and for other purposes” approved May 3, 1935, are amended by striking out the phrase “in excess of $100” where it appears in such sections.

Sec. 2. Section 4 of such Act is amended by striking out the phrase “over $100 in amount”.

Approved, August 24, 1937.

[CHAPTER 754]

AN ACT
To provide for intervention by the United States, direct appeals to the Supreme Court of the United States, and regulation of the issuance of injunctions, in certain cases involving the constitutionality of Acts of Congress, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever the constitutionality of any Act of Congress affecting the public interest is drawn in question in any court of the United States in any suit or proceeding to which the United States, or any agency thereof, or any officer or employee thereof, as such officer or employee, is not a party, the court having jurisdiction of the suit or proceeding shall certify such fact to the Attorney General. In any such case the court shall permit the United States to intervene and become a party for presentation of evidence (if evidence is otherwise receivable in such suit or proceeding) and argument upon the question of the constitutionality of such Act. In any such suit or proceeding the United States shall, subject to the applicable provisions of law, have all the rights of a party and the liabilities of a party as to court costs to the extent necessary for a proper presentation of the facts and law relating to the constitutionality of such Act.
Sec. 2. In any suit or proceeding in any court of the United States to which the United States, or any agency thereof, or any officer or employee thereof, as such officer or employee, is a party, and in which the United States has intervened and become a party, and in which the decision is against the constitutionality of any Act of Congress, an appeal may be taken directly to the Supreme Court of the United States by the United States or any other party to such suit or proceeding upon application therefor or notice thereof within thirty days after the entry of a final or interlocutory judgment, decree, or order; and in the event that any such appeal is taken, any appeal or cross-appeal by any party to the suit or proceeding taken previously, or taken within sixty days after notice of an appeal under this section, shall also be or be treated as taken directly to the Supreme Court of the United States. In the event that an appeal is taken under this section, the record shall be made up and the case docketed in the Supreme Court of the United States within sixty days from the time such appeal is allowed, under such rules as may be prescribed by the proper courts. Appeals under this section shall be heard by the Supreme Court of the United States at the earliest possible time and shall take precedence over all other matters not of a like character. This section shall not be construed to be in derogation of any right of direct appeal to the Supreme Court of the United States under existing provisions of law.

Sec. 3. No interlocutory or permanent injunction suspending or restraining the enforcement, operation, or execution of, or setting aside, in whole or in part, any Act of Congress upon the ground that such Act or any part thereof is repugnant to the Constitution of the United States shall be issued or granted by any district court of the United States, or by any judge thereof, or by any circuit judge acting as district judge, unless the application for the same shall be presented to a circuit or district judge, and shall be heard and determined by three judges, of whom at least one shall be a circuit judge. When any such application is presented to a judge, he shall immediately request the senior circuit judge (or in his absence, the presiding circuit judge) of the circuit in which such district court is located to designate two other judges to participate in hearing and determining such application. It shall be the duty of the senior circuit judge or the presiding circuit judge, as the case may be, to designate immediately two other judges from such circuit for such purpose, and it shall be the duty of the judges so designated to participate in such hearing and determination. Such application shall not be heard or determined before at least five days' notice of the hearing has been given to the Attorney General and to such other persons as may be defendants in the suit: Provided, That if of opinion that irreparable loss or damage would result to the petitioner unless a temporary restraining order is granted, the judge to whom the application is made may grant such temporary restraining order at any time before the hearing and determination of the application, but such temporary restraining order shall remain in force only until such hearing and determination upon notice as aforesaid, and such temporary restraining order shall contain a specific finding, based upon evidence submitted to the court making the order and identified by reference thereto, that such irreparable loss or damage would result to the petitioner and specifying the nature of the loss or damage. The said court may, at the time of hearing such application, upon a like finding, continue the temporary stay or suspension, in whole or in part, until decision upon the application. The hearing upon any such application for an interlocutory or permanent injunction shall be

Direct appeal by United States to Supreme Court where decision against constitutionality and United States a party.

Time limitation.

Record and docketing in Supreme Court.

Precedence over other matters.

Injunction suspending, etc., Act of Congress upon constitutional grounds, determination by three-judge court.

Composition of court, procedure, etc.

Notice to Attorney General, etc.

Prerogatives, Temporary restraining order to prevent irreparable loss.

Finding.
given precedence and shall be in every way expedited and be assigned for a hearing at the earliest practicable day. An appeal may be taken directly to the Supreme Court of the United States upon application therefor or notice thereof within thirty days after the entry of the order, decree, or judgment granting or denying, after notice and hearing, an interlocutory or permanent injunction in such case. In the event that an appeal is taken under this section, the record shall be made up and the case docketed in the Supreme Court of the United States within sixty days from the time such appeal is allowed, under such rules as may be prescribed by the proper courts. Appeals under this section shall be heard by the Supreme Court of the United States at the earliest possible time and shall take precedence over all other matters not of a like character. This section shall not be construed to be in derogation of any right of direct appeal to the Supreme Court of the United States under existing provisions of law.

Sec. 4. Section 13 of the Judicial Code, as amended (U. S. C., 1934 edition, title 28, sec. 17), is hereby amended to read as follows:

"Sec. 13. Whenever any district judge by reason of any disability or absence from his district or the accumulation or urgency of business is unable to perform speedily the work of his district, the senior circuit judge of that circuit, or, in his absence, the circuit justice thereof, shall designate and assign any district judge of any district court within the same judicial circuit to act as district judge in such district and to discharge all the judicial duties of a judge thereof for such time as the business of the said district court may require. Whenever it is found impracticable to designate and assign another district judge within the same judicial circuit as above provided and a certificate of the needs of any such district is presented by said senior circuit judge or said circuit justice to the Chief Justice of the United States, he, or in his absence the senior associate justice, shall designate and assign a district judge of an adjoining judicial circuit if practicable, or if not practicable, then of any judicial circuit, to perform the duties of district judge and hold a district court in any such district as above provided: Provided, however, That before any such designation or assignment is made the senior circuit judge of the circuit from which the designated or assigned judge is to be taken shall consent thereto. All designations and assignments made hereunder shall be filed in the office of the clerk and entered on the minutes of both the court from and to which a judge is designated and assigned, as well as on the minutes of the Supreme Court of the United States, to the clerk of which both clerks shall immediately report the fact and period of assignment."

Sec. 5. As used in this Act, the term "court of the United States" means the courts of record of Alaska, Hawaii, and Puerto Rico, the United States Customs Court, the United States Court of Customs and Patent Appeals, the Court of Claims, any district court of the United States, any circuit court of appeals, and the Supreme Court of the United States; the term "district court of the United States" includes the District Court of the United States for the District of Columbia; the term "circuit court of appeals" includes the United States Court of Appeals for the District of Columbia; the term "circuit" includes the District of Columbia; the term "senior circuit judge" includes the Chief Justice of the United States; Court of Appeals for the District of Columbia; and the term "judge" includes justice.

Approved, August 24, 1937.
AN ACT

To make available to each State which enacted in 1937 an approved unemployment-compensation law a portion of the proceeds from the Federal employers' tax in such State for the year 1936.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated for payment to the unemployment fund of each State or Territory which was not certified by the Social Security Board under section 903 of the Social Security Act on December 31, 1936, but which enacted in the year 1937 an unemployment-compensation law approved by the Social Security Board under such section, an amount equal to 90 per centum of the proceeds of the tax paid on or before January 31, 1938, with respect to employment in such State or Territory during the calendar year 1936 under title IX of such Act. Out of the sums appropriated therefor, the Secretary of the Treasury shall pay such amount, through the Division of Disbursement of the Treasury Department, to each such State unemployment fund. The terms used in this Act shall have the same meaning as identical terms in title IX of the Social Security Act.

Approved, August 24, 1937.

JOINT RESOLUTION

Expressing the views of the Congress as to a program for the relief and benefit of agriculture.

Whereas the whole Nation suffers when agriculture is depressed; and
Whereas the Nation has felt and still feels the unfavorable economic consequences of two different kinds of misfortune in agriculture; and
Whereas the first of these misfortunes was the ruinous decline in farm prices from 1929 to 1932; and
Whereas the second kind of misfortune was the drought of 1934 followed by the drought of 1936; and
Whereas a permanent farm program should (a) provide not only for soil conservation but also for developing and improving the crop-adjustment methods of the Agricultural Adjustment Act, (b) protect agriculture and consumers against the consequences of drought, and (c) safeguard farmers and the business of the Nation against the consequences of farm-price decline; and
Whereas it is the sense of Congress that the permanent farm legislation should be based upon the following fundamental principles:

(1) That farmers are entitled to their fair share of the national income;
(2) That consumers should be afforded protection against the consequences of drought, floods, and pestilence causing abnormally high prices by storage of reserve supplies of big crop years for use in time of crop failure;
(3) That if consumers are given the protection of such an ever-normal granary plan, farmers should be safeguarded against undue price declines by a system of loans supplementing their national soil-conservation program; and
(4) That control of agricultural surpluses above the ever-normal granary supply is necessary to safeguard the Nation's investment in loans and to protect farmers against a price collapse due to bumper yields resulting in production beyond all domestic and foreign need.
(5) That the present Soil Conservation Act should be continued, its operations simplified, and provision made for reduced payments to large operators on a graduated scale to promote the interest of individual farming;

(6) That, linked with control of agricultural surpluses, there should be research into new uses for agricultural commodities and the products thereof and search for new uses, new outlets, and new markets, at home and abroad;

(7) That provision should be made for applications to the Interstate Commerce Commission for correction of discriminations now existing against agricultural products in the freight-rate schedules.

Now, therefore, be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That abundant production of farm products should be a blessing and not a curse, that therefore legislation carrying out the foregoing principles will be first to engage the attention of the Congress upon its reconvening, and that it is the sense of the Congress that a permanent farm program based upon these principles should be enacted as soon as possible after Congress reconvenes.

Approved, August 24, 1937.

[CHAPTER 757]

AN ACT

Making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1937, and for prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 1938, and for other purposes,

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1937, and for prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 1938, and for other purposes, namely:

TITLE I—GENERAL APPROPRIATIONS

LEGISLATIVE

SENATE

To pay to Ewilda G. Robinson, widow of Honorable Joseph T. Robinson, late a Senator from the State of Arkansas, $10,000.

To pay Edward J. Trenwith, as compensation for compiling a revised supplement to the compilation entitled “Treaties, conventions, international acts, and protocols, between the United States and other powers”, to include treaties, conventions, important protocols, and international acts to which the United States may have been a party since March 4, 1923, under resolution of the Senate (S. Res. 132, Seventy-fifth Congress, first session), fiscal year 1938, $2,500.

Office of Sergeant at Arms and Doorkeeper: For an amount required to increase the compensation of the Secretary of the Majority and the Secretary of the Minority $1,000 each per annum so long as the positions are held by the present incumbents, fiscal year 1938, $2,000.

Senate Document Room: For the amount required from September 1, 1937, to June 30, 1938, inclusive, to increase the compensation of
the Superintendent of the Senate Document Room at the rate of $1,040 per annum so long as the position is held by the present incumbent, $867.

Senate kitchens and restaurants: For repairs, improvements, and equipment for the Senate Restaurant, Capitol Building, including personal and other services, fiscal years 1937 and 1938, $12,300, to be expended by the Architect of the Capitol.

HOUSE OF REPRESENTATIVES

For payment to the widow of William P. Connery, Junior, late a Representative from the State of Massachusetts, $10,000.

For payment to the widow of Philip A. Goodwin, late a Representative from the State of New York, $10,000.

For payment to Josephine Dryer, sister of Theodore A. Peyser, late a Representative from the State of New York, $10,000.

The three foregoing sums to be disbursed by the Sergeant at Arms of the House of Representatives.

Office of the Clerk: For the additional amount required from August 1, 1937, to June 30, 1938, inclusive, to increase the compensation of the following positions at the respective annual rates so long as they are held by the respective present incumbents: Disbursing clerk, $1,040; assistant disbursing clerk, $780; assistant enrolling clerk, $720; stenographer to the Clerk, $520; in all, $2,805.

Committee employees: For a janitor to the Committee on Education and an additional janitor to the Committee on Ways and Means from August 1, 1937, to June 30, 1938, inclusive, at the rate of $1,260 each per annum, $2,310.

For the amount required from September 1, 1937, to June 30, 1938, inclusive, to increase the compensation of the five senior assistant clerks of the Committee on Appropriations so long as the positions are held, respectively, by the present incumbents thereof, at such additional respective annual rates as may be fixed by the chairman with the approval of the committee; and for an additional assistant clerk to such committee at not to exceed $4,500 per annum, such compensation to be fixed in the same manner; fiscal year, 1938, $7,300.

Office of Doorkeeper: For an additional assistant to the Superintendent of the House Press Gallery at the rate of $2,400 per annum, from August 1, 1937, to June 30, 1938, inclusive, $440 plus the unexpended balance of the amount contained in the Legislative Branch Appropriation Act, 1938, for a press-gallery page, which is hereby made available for the foregoing purpose.

For the amount required from September 1, 1937, to June 30, 1938, inclusive, to increase the compensation of the Superintendent of the Document Room at the rate of $1,040 per annum so long as the position is held by the present incumbent, $867.

Contested-election expenses: For payment to J. Will Taylor, contestee, for expenses incurred in the contested-election case of Rutherford versus Taylor, as audited and recommended by the Committee on Elections Numbered 1, $550.50, to be disbursed by the Clerk of the House.

UNITED STATES CONSTITUTION SESQUICENTENNIAL COMMISSION

For carrying out the provisions of the public resolution entitled “Joint resolution to enable the United States Constitution Sesquicentennial Commission to carry out and give effect to certain approved plans, and for other purposes”, approved June 1, 1936 (49
Stat. 1392) as amended by the Act approved August 19, 1937, fiscal year 1938, to remain available until December 31, 1939, $100,000, together with the unexpended balance provided for this purpose in the First Deficiency Act of June 22, 1936.

ARCHITECT OF THE CAPITOL


Library Building and Grounds: Not to exceed $18,000 of the appropriations heretofore made for the construction of the Annex, Library of Congress, is hereby made available for the construction of a fireproof bookstack, with necessary appurtenances, for the Hispanic room in the Library of Congress.

GOVERNMENT PRINTING OFFICE

For payment to William Madden, Preston L. George, and William S. Houston, and on account of Samuel Robinson, messengers on night duty during the first session of the Seventy-fifth Congress, $900 each; in all, $3,600, to be paid from the appropriation for printing and binding for Congress for the fiscal year 1938; such sum on account of Samuel Robinson to be paid in equal amounts to Mary E. Adams and Nettie Bullas, nieces of such person.

INDEPENDENT ESTABLISHMENTS

EXECUTIVE OFFICE

Executive Mansion and Grounds: For an additional amount for the care, maintenance, repairs, and alteration of the Executive Mansion, including the same objects specified under this head in the Independent Offices Appropriation Act, 1938, to be expended as the President may determine notwithstanding the provisions of any other Act, $17,000.

CIVILIAN CONSERVATION CORPS

The limitation of $200,000 on the amount that may be expended for salaries and expenses of the Office of the Director from the appropriation for the Civilian Conservation Corps contained in the public resolution entitled “Joint resolution making appropriations for the Civilian Conservation Corps, the Railroad Retirement Account, and other activities, and for other purposes”, approved July 1, 1937, is hereby increased to $255,000.

ELECTRIC HOME AND FARM AUTHORITY

The paragraph under this caption in the Independent Offices Appropriation Act, 1938, is hereby amended by striking out the sum “$300,000” and inserting in lieu thereof the sum “$400,000”.

FEDERAL COMMUNICATIONS COMMISSION

Salaries and expenses: For an additional amount for salaries and expenses of the Federal Communications Commission, fiscal year 1938, including the same objects specified under this head in the Independent Offices Appropriation Act, 1938, and including reimbursement to ships of the United States for charges incurred by such ships in transmitting information in compliance with section
357 of the Communications Act of 1934, as amended, $113,000: Provided, That the limitation of $1,050,000 as the amount that may be expended for the personal services in the District of Columbia from the appropriation under this head in the Independent Offices Appropriation Act, 1938, is hereby increased to $1,077,900.

Special study of radio requirements necessary for ships navigating the Great Lakes and inland waters of the United States: To enable the Federal Communications Commission to study and report to Congress the radio requirements necessary or desirable for safety purposes for ships navigating the Great Lakes and the inland waters of the United States, as provided in section 15 of the Act entitled "An Act to amend the Communications Act of 1934, approved June 19, 1934, for the purpose of promoting safety of life and property at sea through the use of wire and radio communications, to make more effective the International Convention for the Safety of Life at Sea, 1929, and for other purposes", approved May 20, 1937 (50 Stat. 189-198), including personal services in the District of Columbia and elsewhere; travel expenses, supplies and equipment, and such other contingent and miscellaneous expenses as may be necessary; fiscal year 1938; $20,000.

FEDERAL HOUSING ADMINISTRATION

The paragraph in the Independent Offices Appropriation Act, 1938, under the caption "Federal Housing Administration" is hereby amended by striking out the words and sum "not to exceed $10,000,000" and inserting in lieu thereof "not to exceed $5,000,000 of the mutual mortgage insurance fund and $5,000,000".

GREAT LAKES EXPOSITION

For an additional amount for the expenses of participation of the Government of the United States in the Great Lakes Exposition as provided for by Public Resolution Numbered 23, approved April 13, 1937, fiscal year 1938, $75,000.

NATIONAL CAPITAL PARK AND PLANNING COMMISSION

Not to exceed $10,000 of the unobligated balance of the appropriation of $200,000, fiscal year 1937, for the work of the National Capital Park and Planning Commission necessary toward carrying into effect the provisions of section 4 of the Act approved May 29, 1930 (46 Stat. 482), contained in the First Deficiency Appropriation Act, fiscal year 1936, is hereby continued available for the same purpose until June 30, 1938.

NATIONAL LABOR RELATIONS BOARD

Salaries and expenses: For an additional amount for salaries and expenses of the National Labor Relations Board, fiscal year 1937, including the same objects specified under this head in the Independent Offices Appropriation Act, 1937, $15,000.

Salaries and expenses: For an additional amount for salaries and expenses of the National Labor Relations Board for the fiscal year 1938, including the same objects specified under this head in the Independent Offices Appropriation Act, 1938, $1,735,000.

Printing and binding: For an additional amount for all printing and binding for the National Labor Relations Board for the fiscal year 1938, including the same limitations and provisions under this head in the Independent Offices Appropriation Act, 1938, $50,000.
SOCIAL SECURITY BOARD

Salaries and expenses: For an additional amount for the Executive Director of the Social Security Board to make the salary $9,500 per annum, fiscal year 1938, $500; payable from the appropriation for "Salaries and Expenses", Social Security Board, fiscal year 1938.

TENNESSEE VALLEY AUTHORITY

Tennessee Valley Authority Fund: The appropriation under this head for the fiscal year 1938, contained in the Second Deficiency Appropriation Act, fiscal year 1937, shall, in addition to the objects specified under that head, be available for the reconstruction and relocation of the George Sam Houston Bridge across the Tennessee River at Guntersville, Alabama.

THOMAS JEFFERSON MEMORIAL COMMISSION

For the purposes authorized under the provisions of the Act approved June 3, 1936 (49 Stat. 1397), entitled "An Act to authorize the execution of plans for a permanent memorial to Thomas Jefferson", fiscal year 1938, $29,000, including payment of obligations heretofore incurred in the fiscal years 1937 and 1938.

UNITED STATES GOLDEN GATE INTERNATIONAL EXPOSITION COMMISSION

For carrying into effect the provisions of the public resolution entitled "Joint resolution providing for the participation of the United States in the world's fair to be held by the San Francisco Bay Exposition, Incorporated, in the city of San Francisco during the year 1939", approved July 9, 1937, $1,500,000, to remain available until the termination of the Commission.

UNITED STATES MARITIME COMMISSION

In addition to the contracts which may be entered into under funds available to the United States Maritime Commission for carrying out the provisions of the Merchant Marine Act, 1936, the Commission is authorized to enter into contracts for further carrying out the provisions of such Act in an amount not to exceed $115,000,000.

Out of funds available to the Commission, not to exceed $75,000 may be expended, including payment for obligations heretofore incurred, for the employment on a contract or fee basis of persons, firms, and corporations for the performance of special services, including legal services, deemed necessary by the Commission, without regard to section 3709 of the Revised Statutes (41 U.S. C. 5): Provided further, That such section 3709 shall not apply hereafter to any purchase by or service rendered to the Commission where the aggregate amount involved does not exceed $100.

UNITED STATES NEW YORK WORLD'S FAIR COMMISSION

For carrying into effect the provisions of the Public Resolution entitled "Joint resolution authorizing Federal participation in the New York World's Fair 1939", approved July 9, 1937, $3,000,000, to remain available until the termination of the Commission.

DISTRICT OF COLUMBIA

Survey of tax structure, District of Columbia: For the employment of clerical services in connection with a survey and study of the entire tax structure of the District of Columbia in accordance with the provisions of title VII, section 3, of the Act entitled "An
Office of superintendent of weights, etc., contingent expenses.


District Training School.

Supreme Court, D. C., miscellaneous expenses.

Industrial Home School.

Saint Elizabeths Hospital.


Judgments, payment of. Charles R. Guthrie.


43 Stat. 106.

Sherwood Brothers, Inc., refunding excess tax.

43 Stat. 106.

Settlement of claims.

Office of superintendent of weights, measures, and markets: For an additional amount for contingent expenses for the purpose of making emergency repairs to the municipal fish market, including relocation of toilet facilities, fiscal year 1938, $13,000.

Public Schools: The authorization for the acquisition of a site for the Jefferson Memorial Junior High School and Library contained in the Act making appropriations for the fiscal year 1938, approved June 29, 1937, shall not be available for the purchase of a site prior to April 1, 1938.

District Training School: For an additional amount for repairs and improvements to buildings and grounds for the purpose of repairing a bridge across the Little Patuxent River on the grounds of the District Training School near Laurel, Maryland, fiscal year 1938, $4,500.

Miscellaneous expenses, Supreme Court, District of Columbia: For an additional amount for such miscellaneous expenses as may be authorized by the Attorney General for the Supreme Court of the District of Columbia and its officers, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1937, $2,706.69.

Industrial Home School: For an additional amount for repairs and improvements to buildings and grounds for the purpose of repairing boilers, fiscal year 1938, $2,000.

Saint Elizabeths Hospital: For an additional amount for support of indigent insane of the District of Columbia in Saint Elizabeths Hospital as provided by law, fiscal year 1937, $39,000.

Assistance against old-age want: The sum of $75,000 is hereby transferred from the appropriation "Emergency Relief of Residents, District of Columbia, 1938", to the appropriation "Assistance Against Old-age Want, District of Columbia, 1938".

Judgments: For the payment of final judgments, including costs, rendered against the District of Columbia, as set forth in House Document Numbered 336, Seventy-fifth Congress, $4,088.82, together with the further sum to pay the interest at not exceeding 4 per centum per annum on such judgments, as provided by law, from the date the same became due until the date of payment.

For the payment of final judgment, including costs, rendered against the District of Columbia, as set forth in House Document Numbered 283, Seventy-fifth Congress, $1,990.64, together with the further sum to pay the interest at not exceeding 4 per centum per annum on such judgment, as provided by law, from the date the same became due until the date of payment, payable from the special fund created by section 1 of the Act entitled "An Act to provide for a tax on motor-vehicle fuels sold within the District of Columbia, and for other purposes", approved April 23, 1924 (43 Stat., p. 106), and accretions by repayment of assessments.

For payment of the final judgment rendered against the District of Columbia, as set forth in Senate Document Numbered 97, Seventy-fifth Congress, $4,206.19, payable from the special fund created by section 1 of the Act entitled "An Act to provide for a tax on motor-vehicle fuels sold within the District of Columbia, and for other purposes", approved April 23, 1924 (43 Stat., p. 106), and accretions by repayment of assessments.

Settlement of claims: For the payment of the claims approved by the Commissioners under and in accordance with the provisions of
the Act entitled “An Act authorizing the Commissioners of the District of Columbia to settle claims and suits against the District of Columbia”, approved February 11, 1929, as amended by the Act approved June 5, 1930, and certified to the Seventy-fifth Congress in House Documents Numbered 280 and 332, $900.

Audited claims: For the payment of the following claims, certified to be due by the accounting officers of the District of Columbia, under appropriations the balances of which have been exhausted or carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (U. S. C., title 31, sec. 713), being for the service of the fiscal year 1934 and prior fiscal years:

Refund of assessments, District of Columbia, 1933 and 1934, $46.12; Coroner’s office, District of Columbia, 1928, $12. In all, audited claims, $58.12.

Division of expenses: The foregoing sums for the District of Columbia shall be paid out of the revenues of the District of Columbia and the Treasury of the United States in the manner prescribed by the District of Columbia appropriations acts for the respective fiscal years for which such sums are provided.

DEPARTMENT OF AGRICULTURE

BUREAU OF PLANT INDUSTRY

Dry-land agriculture: For an additional amount for dry-land agriculture investigations, with special reference to the improvement and development of grasses and other forage plants suitable for use under subhumid, semiarid, or dry-land conditions, including the purchase of land, construction of dam and reservoir, installation of distribution and irrigation system, fencing, clearing, and leveling of land, and other necessary expenses, at the United States Southern Great Plains Field Station, Woodward, Oklahoma, fiscal year 1938, $76,000: Provided, That not to exceed $18,000 of this amount may be expended for the purchase of land in connection with these investigations.

BUREAU OF DAIRY INDUSTRY

The limitation of $313,020 on the amount which may be expended for personal services in the District of Columbia, contained in the Department of Agriculture Appropriation Act, 1938, under this head, is hereby increased to $334,860.

CONSERVATION AND USE OF AGRICULTURAL LAND RESOURCES, DEPARTMENT OF AGRICULTURE

The provision in the item entitled “Conservation and Use of Agricultural Land Resources, Department of Agriculture”, contained in the Department of Agriculture Appropriation Act, fiscal year 1938, making funds available under this head for “the purchase of seeds, fertilizers, or any other farming materials and making grants thereof to agricultural producers to aid them in carrying out farming practices approved by the Secretary of Agriculture in the 1937 programs, for the reimbursement of the Tennessee Valley Authority for fertilizers heretofore or hereafter furnished by it to the Secretary of Agriculture for such purpose, and for the payment of all expenses necessary in making such grants including all or part of the costs incident to the delivery thereof”, is hereby made applicable also to the 1938 programs under the Soil Conservation and Domestic Allotment Act of February 29, 1936 (50 Stat. 430–431).
To enable the Secretary of Agriculture to carry into effect the provisions of the Sugar Act of 1937, fiscal year 1938, $250,000: Provided, That such sum shall become available when such Act becomes a law.

THE BANKHEAD-JONES FARM TENANT ACT

To enable the Secretary of Agriculture to carry out the provisions of the Bankhead-Jones Farm Tenant Act, approved July 22, 1937, $10,000,000 as authorized by title I of such Act relating to farm tenancy, and $10,000,000 as authorized by title III of such Act relating to the development of a program of land conservation and land utilization including the retirement of submarginal lands; in all, fiscal year 1938, $20,000,000.

INTERNATIONAL PRODUCTION CONTROL COMMITTEES

The limitation in the amount which the Secretary of Agriculture may expend for the objects specified under this head in the Agricultural Appropriation Act for the fiscal year 1938, from the funds available to the Agricultural Adjustment Administration, is hereby increased from $7,500 to $10,000.

PRICE ADJUSTMENT PAYMENT TO COTTON PRODUCERS

Notwithstanding any other provisions of section 32 of Public Law Numbered 320, Seventy-fourth Congress, as amended, not to exceed $65,000,000 of the funds available under said section 32 in each of the fiscal years 1938 and 1939 shall be available (at such times and in such amounts as the Secretary of Agriculture may determine) until expended for a price-adjustment payment, upon such terms and conditions as the Secretary of Agriculture may determine, with respect to the 1937 cotton crop to cotton producers who have complied with the provisions of the 1938 agricultural adjustment program formulated under the legislation contemplated by Senate Joint Resolution Numbered 207, Seventy-fifth Congress. Such payments to any producer shall be at a rate per pound equal to the difference between 12 cents per pound and the average price of seven-eighths Middling cotton on the ten designated spot cotton markets on the dates of sale of such cotton, but in no case shall exceed 3 cents per pound. The bases for any such payment, or the amount thereof, when officially determined in conformity with rules prescribed by the Secretary of Agriculture shall be reviewable only by the Secretary of Agriculture.

DEPARTMENT OF COMMERCE

OFFICE OF THE SECRETARY

General Committee of Accident Prevention Conference: For salaries and expenses of the general committee of the Accident Prevention Conference, authorized in the Act entitled “An Act to advance a program of national safety and accident prevention”, including personal services in the District of Columbia and elsewhere, printing and binding, traveling expenses, and all other expenses authorized in said Act, fiscal year 1938, $17,500.

Traveling expenses: The amount appropriated in the Department of Commerce Appropriation Act, 1938, for traveling expenses, Department of Commerce, is hereby increased by $360,000 by transfer of the following amounts from the respective appropriations in such Act under the Bureau of Air Commerce: Establishment of air-navi-
BUREAU OF Lighthouses

Special projects, vessels, and aids to navigation: For an additional amount for constructing or purchasing and equipping lighthouse tenders and light vessels for the Lighthouse Service, $20,000; and for establishing and improving aids to navigation and other works, $318,600; in all, $338,600, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1938.

DEPARTMENT OF THE INTERIOR

OFFICE OF THE SECRETARY

For settling disputed land claims along the shores of the Potomac and Anacostia Rivers: To enable the Secretary of the Interior, with the approval of the National Capital Park and Planning Commission and the Attorney General of the United States, to conclude equitable adjustments of conflicting claims of title and interests between the United States of America and adverse claimants to rights and interests in lands, in, under, and adjacent to the Potomac River, the Anacostia River, or Eastern Branch and Rock Creek, including shores, submerged lands, and made lands, for the purpose of establishing the title of the United States as provided by the Act of April 27, 1912 (37 Stat. 93), and the Act of June 4, 1934 (48 Stat. 836), fiscal year 1938, $15,000.

BUREAU OF INDIAN AFFAIRS

Indian agency buildings: For improvement of the sewer system, Pawnee Agency, Oklahoma, fiscal year 1938, $15,000.

Purchase and transportation of Indian supplies: Not to exceed $30,000 of the unobligated balance of the appropriation under this head contained in the Interior Department Appropriation Act for the fiscal year 1936 is hereby made available for the same purpose for the fiscal year 1935.

Vehicles, Indian Service: The limitation of $160,000 on the amount of applicable appropriations for the Bureau of Indian Affairs contained in the Interior Department Appropriation Act, fiscal year 1937, that may be expended for the purchase and exchange of motor-propelled, passenger-carrying vehicles for the use of employees in the Indian field service, including the transportation of Indian school pupils, is hereby increased to $185,000.

Santa Rosa Band of Indians, California: For the acquisition of land for the use and benefit of the Santa Rosa Band of Mission Indians in California, as authorized by the Act of April 17, 1937, fiscal year 1938, $500.

Payment to Sioux Indians for failure to receive allotments: For payment to various Sioux Indians of the Pine Ridge Reservation, South Dakota, or their heirs, on account of allotments of land to which they were entitled but did not receive, and for compensation of attorneys for services performed, all as authorized by the Act of June 29, 1937, fiscal year 1938, $79,038, to remain available until expended.

Fort Peck, Montana, irrigation system: For continuing the construction of the irrigation system, Fort Peck Reservation, Montana, including the purchase or rental of equipment, tools, and appliances and the acquisition of rights-of-way and payment of damages when necessary, fiscal year 1938, $100,000, reimbursable.
Maintenance assessments, Indian lands, Middle Rio Grande Conservancy District, New Mexico: For operation and maintenance assessments on newly reclaimed Indian lands within the Middle Rio Grande Conservancy District, New Mexico, fiscal year 1935, $12,570, or so much thereof as may be necessary, reimbursable.

BUREAU OF RECLAMATION

Bonneville project: For administering and carrying out the provisions of an Act entitled "An Act to authorize the completion, maintenance, and operation of the Bonneville project, for navigation and for other purposes", approved August 20, 1937, including necessary personal services in the District of Columbia and elsewhere; the purchase of easements and rights-of-way; purchase, exchange, and operation of automobiles; purchase of office furniture and equipment; stationery and office supplies; purchase of equipment and other supplies; rent, traveling expenses, telegraph and telephone expenses, printing and binding and all other necessary expenses, fiscal year 1938, $100,000.

Cabinet Gorge project, Idaho: For the purpose of carrying out the provisions of the Act of August 14, 1937 (Public, Numbered 279, Seventy-fifth Congress, first session), entitled "An Act to provide for studies and plans for the development of a hydroelectric power project at Cabinet Gorge, on the Clark Fork of the Columbia River, for irrigation pumping or other use, and for other purposes", $25,000.

Commission to investigate reclamation projects: For expenses and all necessary disbursements, including salaries, to be expended under the direction of the Secretary of the Interior, of the Commission authorized by the Act entitled "An Act to create a commission and to extend further relief to water users on United States reclamation projects and on Indian irrigation projects", fiscal year 1938, $30,000: Provided, That such sum shall not become available unless and until the aforesaid legislation is enacted into law.

BUREAU OF MINES

Acquirement of land, helium plant: For acquirement from Gilbert D. Landis of three hundred and thirty-one acres (more or less) of land in Potter County, Texas, for disposal thereon of wastes from the helium plant at Amarillo, Texas, fiscal year 1938, $10,000: Provided, That no part of this appropriation shall be expended until all claims against the United States in the case of Gilbert D. Landis against United States of America of the United States District Court for the Northern District of Texas are extinguished and valid title, free of encumbrances, to the three hundred and thirty-one acres (more or less) of land involved in said case vests in the United States of America: Provided further, That payment hereunder, together with any payments from other appropriations made by the United States on account of said claims, shall not exceed the amount of the judgment heretofore awarded in said case.

NATIONAL PARK SERVICE

Yosemite National Park, California: For the acquisition of certain lands, including expenses incidental thereto, as set forth in the Act of Congress approved July 9, 1937 (Public, Numbered 195, Seventy-fifth Congress), there is hereby made available, not to exceed $5,000,000 of the unexpended balance of the appropriation contained in the Emergency Relief Appropriation Act of 1935, heretofore earmarked thereunder for that purpose, notwithstanding the reappropriating provisions with respect to such unexpended balances in section 1 of the Emergency Relief Appropriation Act of 1937.
Acquisition of land: For completing payment of awards in condemnation proceedings for the acquisition of certain lands to carry out the purposes of the Act of March 31, 1933 (48 Stat. 22), in areas designated by Executive Order Numbered 6542, dated December 28, 1933, the President is authorized to allocate not to exceed $192,568 from funds made available by reappropriation of unexpended balances by section 1 of the Emergency Relief Appropriation Act of 1937.

Ackia National Memorial Commission and Battleground National Monument: The unexpended balance of the appropriation to carry out the provisions of the Act entitled “An Act to provide for the commemoration of the two-hundredth anniversary of the Battle of Ackia, Mississippi, and the establishment of the Ackia Battleground National Monument, and for other purposes”, approved August 27, 1935, contained in the Supplemental Appropriation Act, fiscal year 1936, is continued available for the fiscal year 1938 in order to provide for the commemoration during that year of the two-hundredth anniversary of the Battle of Ackia.

Salaries and general expenses, public buildings and grounds in the District of Columbia, 1938: Of the appropriation of $7,137,280 for salaries and general expenses, public buildings and grounds in the District of Columbia, contained in the Interior Department Appropriation Act, 1938, not to exceed $24,000 may be expended for the construction of a steam line to connect the National Gallery of Art with the steam distribution system of the Central Heating Plant.

OFFICE OF EDUCATION

Cooperative vocational rehabilitation, residents of the District of Columbia: For an additional amount for personal services, printing and binding, travel and subsistence, and payment of expenses of training, placement, and other phases of rehabilitating disabled residents of the District of Columbia under the provisions of the Act entitled “An Act to provide for the vocational rehabilitation of disabled residents of the District of Columbia”, approved February 23, 1929 (45 Stat. 1260), as amended by the Act approved April 17, 1937 (Public Act Numbered 41, Seventy-fifth Congress), fiscal year 1938, $10,000.

GOVERNMENT IN THE TERRITORIES


Government of the Virgin Islands: For an additional amount for salaries of the Governor and employees incident to the execution of the Act of March 3, 1917 (U. S. C., title 48, sec. 1391), fiscal year 1938, including the same objects specified under this head in the Interior Department Appropriation Act for the fiscal year 1938, $4,250.

DEPARTMENT OF JUSTICE

CONTINGENT EXPENSES

Printing and binding: Not to exceed $30,000 may be transferred from the appropriation “Support of United States prisoners, 1937” to the appropriation “Printing and binding, Department of Justice and courts, 1937.”
FEDERAL BUREAU OF INVESTIGATION

Claims for damages: For the payment of claims for damages to any person or damages to or loss of privately owned property caused by employees of the Federal Bureau of Investigation, acting within the scope of their employment, considered, adjusted, and determined by the Attorney General, under the provisions of the Act entitled "An Act to provide for the adjustment and settlement of certain claims arising out of the activities of the Federal Bureau of Investigation", approved March 20, 1936 (49 Stat. 1184), as fully set forth in Senate Document Numbered 106 of the Seventy-fifth Congress, §233.88.

UNITED STATES SUPREME COURT

Salaries: For an additional amount for salaries, Supreme Court of the United States, including the same objects specified under this head in the Department of Justice Appropriation Act for the fiscal year 1938, $1,200.

MARRSHALS, CLERKS, AND OTHER EXPENSES OF UNITED STATES COURTS

Case of the United States against the Northern Pacific Railway Company and Others: For an additional amount for "Salaries and expenses, case of Northern Pacific Railway Company and Others, 1936-1938", including the same objects specified under this head in the First Deficiency Appropriation Act, 1936, $79,000.

Marshals, and so forth: For an additional amount for salaries, fees, and expenses of marshals, United States courts, including the same objects specified under this head in the Act making appropriations for the Department of Justice for the fiscal year 1931, $37,65.

Fees of jurors and witnesses: The limitation upon the amount of the appropriation "Fees of jurors and witnesses, United States courts 1938", that may be expended for such compensation and expenses of witnesses or informants as may be authorized or approved by the Attorney General is hereby increased from $10,000 to $25,000.

Fees of commissioners: For an additional amount for fees of United States commissioners and other committing magistrates acting under section 1014, Revised Statutes (U. S. C., title 18, sec. 591), fiscal year 1925, $550.25.

FEDERAL INSTITUTIONS

Buildings and equipment: For an additional amount for "Buildings and Equipment, Penal Institutions", for repairs and extension to the warehouse at the Federal Industrial Institution for Women, Alderson, West Virginia, $50,000, to be expended under the direction of the Attorney General by contract or purchase of material and hire of labor and services and utilization of labor of United States prisoners as the Attorney General may direct.

Support of prisoners: For additional amounts for support of United States prisoners, including the same objects specified under this head in the Acts making appropriations for the Department of Justice for the following fiscal years:

- For 1930, $174.50;
- For 1932, $477.61.

DEPARTMENT OF LABOR

OFFICE OF THE SECRETARY

Salaries and expenses, Division of Labor Standards: For an additional amount for salaries and expenses in connection with the promotion of health, safety, employment, stabilization, and amicable
industrial relations for labor and industry, fiscal year 1938, including the same objects specified under this head in the Department of Labor Appropriation Act, 1938, $35,960, of which amount not to exceed $10,560 may be expended for personal services in the District of Columbia.

Traveling expenses: For an additional amount for all traveling expenses, except travel expenses incident to the deportation of aliens, under the Department of Labor, fiscal year 1938, including the same objects specified under this head in the Department of Labor Appropriation Act, 1938, $13,900.

Printing and binding: For an additional amount for printing and binding for the Department of Labor, fiscal year 1938, including the same objects specified under this head in the Department of Labor Appropriation Act, 1938, $3,560.

NAVY DEPARTMENT

OFFICE OF THE SECRETARY

Claim for damages by collision with naval vessels: To pay claims for damages adjusted and determined by the Secretary of the Navy under the provisions of the Act entitled "An Act to amend the Act authorizing the Secretary of the Navy to settle claims for damages to private property arising from collisions with naval vessels", approved December 28, 1922, as fully set forth in Senate Document Numbered 108 and House Document Numbered 316, Seventy-fifth Congress, $1,745.21.

BUREAU OF YARDS AND DOCKS

Public works, Bureau of Yards and Docks: For the following public-works and public-utilities projects at a cost not to exceed the amount stated for each project, respectively:

Navy Yard, New York, New York: Improvement of facilities for battleship construction, $285,000 is hereby made available from the appropriation "Replacement of Naval Vessels, Construction and Machinery".

Navy Yard, Philadelphia, Pennsylvania: Improvement of facilities for battleship construction, $250,000 is hereby made available from the appropriation "Replacement of Naval Vessels, Construction and Machinery".

Navy Yard, Mare Island, California: Replacement of paint and oil storage building and accessories, destroyed by fire, $275,000.

Saint Inigoes, Maryland, Memorial: For acquisition of land and erection thereon of the memorial authorized by the Act approved June 15, 1937, $2,000.

The two sums immediately preceding this paragraph, together with unexpended balances of appropriations heretofore made under this head, shall be disbursed and accounted for in accordance with existing law and shall constitute one fund.

REPLACEMENT OF NAVAL VESSELS

The appropriations for construction and machinery, and armor, armament, and ammunition, as contained in the appropriation for replacement of naval vessels appearing in the Naval Appropriation Act for the fiscal year 1938, approved April 27, 1937, are hereby made available, including the same objects and under the same conditions and limitations prescribed under these heads in said appropriation Act, for the commencement of one seaplane tender, one destroyer tender, one minesweeper, one submarine tender, one fleet tug, and one
of the Act approved July 30, 1937: Provided, That under the funds made available by this paragraph contracts shall not be made with private shipbuilders or orders placed with navy yards for more than two of such vessels and the cost of either shall not exceed the estimated cost thereof set forth on pages 524 and 525 of the hearings of the House Committee on Appropriations on the Third Deficiency Appropriation Bill for the fiscal year 1937.

**MARINE CORPS**

For expenses of the United States Marine Band in attending the National Encampment of the Grand Army of the Republic to be held at Madison, Wisconsin, September 5 to 10, 1937, as authorized by the Act approved July 28, 1937, $7,500.

**POST OFFICE DEPARTMENT**

(Out of the Postal Revenues)

**OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL**

Contract Air-Mail Service: For an additional amount for the inland transportation of mail by aircraft, including the same objects specified under this head in the Post Office Department Appropriation Act for the fiscal year 1936, $82,000.

**DEPARTMENT OF STATE**

Contingent expenses: For an additional amount for contingent expenses, Department of State, fiscal year 1938, including the same objects specified under this head in the Department of State Appropriation Act, 1938, and including not to exceed $1,400 for the purchase and exchange of typewriters, adding machines, and other labor-saving devices, $8,000.

Payment to Government of Great Britain: For payment to the Government of Great Britain for the account of N. J. Moosa, $15.59; the Shanghai Electric Construction Company, Limited, $78.60; and the estate of Samuel Richardson, $1,100; in all, $1,094.19, as authorized by and in accordance with the Acts of May 6, 1937 (Public Acts Numbered 60, 63, and 75, Seventy-fifth Congress), $1,094.19.

Payment to Government of China: For payment to the Government of China for the account of Li Po-tien, $300; Ch’u Shih-hsiang (Cheu S. Ziang), $300; Ma Jui-hsiang (Mo Zung Poo), $300; Chang Hsi Yung, $500; Li Yingting (Li Ing Ding), $1,500; Ling Mau Mau, $1,500; Yao Ah-Ken, $1,500; Chiang Ah-erh (Tsiange Ah Erh), $1,500; and the family of T’sao Jung-K’uan (Dzao Yong Kwer), $1,500; in all, $8,900, as authorized by and in accordance with the Acts of May 6, 1937 (Public Acts Numbered 66, 67, 69, 70, 72, and 73, Seventy-fifth Congress), $8,900.

Payment to Government of Netherlands: For payment to the Government of the Netherlands for the account of the family of Miguel Paula, as authorized by and in accordance with the Act of May 6, 1937 (Public Act Numbered 61, Seventy-fifth Congress), $3,500.

Payment to French Government: For payment to the French Government for the account of Henry Borday, as authorized by and in accordance with the Act of May 6, 1937 (Public Act Numbered 62, Seventy-fifth Congress), $1,000.

Payment to Government of Canada: For payment to the Government of Canada for the account of Janet Hardcastle Ross, as author-
Payment to Government of Chile: For payment to the Government of Chile for the account of Enriqueta Koch v. de Jeanneret, as authorized by and in accordance with the Act of May 6, 1937 (Public Act Numbered 67, Seventy-fifth Congress), $2,000.

Payment to Government of Nicaragua: For payment to the Government of Nicaragua for the account of Mercedes V. de Williams and others, as authorized by and in accordance with the Act of May 6, 1937 (Public Act Numbered 74, Seventy-fifth Congress), $18,508.55.

Payment to Government of Dominican Republic: For payment to the Government of the Dominican Republic for the account of Mercedes Martinez Viuda de Sanchez, as authorized by and in accordance with the Act of May 6, 1937 (Public Act Numbered 71, Seventy-fifth Congress), $500.

Payment to Government of Japan: To reimburse the Government of Japan in the amount of yen 156,798.39 ($48,000) together with such additional amount due to increases in rates of exchange as may be necessary to purchase this amount of yen, is authorized by and in accordance with the Act of May 21, 1937 (Public Act Numbered 99, Seventy-fifth Congress), $48,000.

Payment to Mrs. M. N. Shwamberg and others: For payment to (1) Mrs. M. N. Shwamberg, as an act of grace, and without reference to the legal liability of the United States, as full indemnity for personal injuries sustained by her as a result of a collision between a public jinrikisha in which she was riding and a United States Marine Corps ambulance on Seymour Road, Shanghai, China, on January 31, 1935, Mexican $1,000; (2) the Country Hospital, Shanghai, China, for treatment furnished to Mrs. Shwamberg on account of this accident, Mexican $374.50; (3) Doctor Ed Birt, Shanghai, China, for medical treatment furnished Mrs. Shwamberg on account of this accident, Mexican $170; as authorized by the Act of May 6, 1937 (Private Act Numbered 70, Seventy-fifth Congress), $500, together with such additional amount due to increases in rates of exchange as may be necessary for this purpose.

Payment to Government of Mexico, and executors or administrators of estate of R. E. Fishburn, deceased: For payment to the Government of Mexico for the account of General Higinio Alvarez, $15,000, and to the executors or administrators of the estate of R. E. Fishburn, deceased, $5,000, in all $20,000, as authorized by and in accordance with the Act of May 6, 1937 (Public Act Numbered 68, Seventy-fifth Congress).

Payment to certain Foreign Service officers and employees: For payment of the sums of money authorized by and in accordance with the Act entitled "An Act for the relief of certain officers and employees of the Foreign Service of the United States who, while in the course of their respective duties, suffered losses of personal property by reason of war, catastrophes of nature, and other causes", approved June 22, 1937 (Private Act Numbered 170, Seventy-fifth Congress), $20,174.46.

Interest payments on American Embassy drafts: For payment, as authorized by Public Law Numbered 771, approved June 24, 1936, to the following individuals and corporations, or their attorneys in fact in the United States, of the amounts specified, representing interest at 4½ per cent on certain drafts drawn on the Secretary of State by the American Embassies in Russia and Turkey and transfers which the Embassy in Turkey undertook to make by cable communications to the Secretary of State during the period from 1915

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1 So in original.

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to 1920, payment of which was deferred: Credit Lyonnais, Paris, France, $3,569.35; Riggs National Bank, Washington, District of Columbia, $1,607.95; Brown Brothers and Company, New York, New York, $2,763.96; Bank of New York and Trust Company, New York, New York, $6,216.86; Berg Bergamali, Manchester, England, $36.36; and The Wiener Bank Verein, Berlin, Germany, $50,208.67; in all, $44,403.15. 

Salaries of ambassadors and ministers: For an additional amount for salaries of ambassadors and ministers, fiscal year 1938, for the salary of an envoy extraordinary and minister plenipotentiary to Lithuania at $10,000 per annum, $8,533.34: Provided, That the appropriation for salaries of ambassadors and ministers, fiscal year 1938, shall be available for payment of the salary of an envoy extraordinary and minister plenipotentiary to Estonia and Latvia at $10,000 per annum.

Eleventh International Dairy Congress, Berlin, Germany: For the expenses of participation by the Government of the United States in the Eleventh International Dairy Congress, to be held in Berlin, Germany, in 1937, as authorized by and in accordance with Public Resolution Numbered 38 of the Seventy-fifth Congress, approved June 3, 1937, fiscal year 1938, $10,000.

International Pacific Salmon Fisheries Commission: For the share of the United States of the expenses of the International Pacific Salmon Fisheries Commission, under the convention between the United States and Canada, concluded May 26, 1930, including personal services; traveling expenses; charter of vessels; purchase of books, periodicals, furniture, and scientific instruments; contingent expenses; rent in the District of Columbia and elsewhere; and such other expenses in the United States and elsewhere as the Secretary of State may deem proper, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, to be expended under the direction of the Secretary of State, fiscal year 1938, $7,500.

Telecommunication Conference, Cairo, Egypt: For an additional amount for Telecommunication Conference, Cairo, Egypt, 1937 and 1938, including the same objects specified under this head in the Department of State Appropriation Act, 1938, $30,000.

Interparliamentary Union: The unexpended balance of the appropriation for the Interparliamentary Union for the expenses of the American Group of the Interparliamentary Union made in the Department of State Appropriation Act, 1937, is hereby made available for the same purposes for the fiscal year 1938. The certificate of the president and executive secretary of the American Group of the Interparliamentary Union shall hereafter be final and conclusive upon the accounting officers in the auditing of all accounts of the American Group of the Interparliamentary Union.

Emergencies arising in the Diplomatic and Consular Service: For an additional amount to enable the President to meet unforeseen emergencies arising in the Diplomatic and Consular Service, and to extend the commercial and other interests of the United States and to meet the necessary expenses attendant upon the execution of the Neutrality Act, to be expended pursuant to the requirement of section 291 of the Revised Statutes (U. S. C., title 31, sec. 107), fiscal year 1938, $500,000.

Inter-American Radio Conference: For the expenses of participation by the United States in the Inter-American Radio Conference to be held in 1937 at Habana, Cuba, including personal services in the District of Columbia and elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting, trans-
lating, and other services by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses; purchase of necessary books, documents, newspapers, and periodicals; stationery; official cards; printing and binding; entertainment; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, fiscal year 1938, $10,000.

Payment to Cecile C. Cameron: For payment to Cecile C. Cameron, widow of Alfred D. Cameron, late a Foreign Service officer of the United States at London, England, of one year's salary of her deceased husband who died while in the Foreign Service, as authorized by the Act approved August 14, 1937 (Private Act Numbered 293, approved August 14, 1937), fiscal year 1938, $4,400.

Seventh World's Poultry Congress and Exposition: For the expenses of participation by the Government of the United States in the Seventh World's Poultry Congress and Exposition, to be held in the United States in 1939, as authorized by and in accordance with the public resolution of July 30, 1937, $100,000, to remain available until December 31, 1939.

SPECIAL MEXICAN CLAIMS COMMISSION

Special Mexican Claims Commission: For the purpose of carrying into effect the provisions of the Act entitled "An Act to establish a commission for the settlement of the special claims comprehended within the terms of the convention between the United States of America and the United Mexican States concluded April 24, 1934", approved April 10, 1935, and amended August 19, 1937, including personal services in the District of Columbia or elsewhere, without regard to the provisions of any statute relating to employment; rent in the District of Columbia or elsewhere; furniture; office supplies, and equipment, including law books and books of reference; stenographic reporting and translating services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); traveling expenses; transportation of things; printing and binding; and such other necessary expenses as may be authorized by the Secretary of State, $70,000, together with the unexpended balance of the appropriation made available for this purpose in the Second Deficiency Appropriation Act, fiscal year 1937, which unexpended balance is continued available until August 31, 1938.

TREASURY DEPARTMENT

OFFICE OF THE SECRETARY

Payments to Federal land banks on account of reductions in interest rate on mortgages: To enable the Secretary of the Treasury to pay each Federal land bank such amount as the Land Bank Commissioner certifies to the Secretary of the Treasury is equal to the amount by which interest payments on mortgages held by such land bank have been reduced during the fiscal year 1938, and prior thereto, in accordance with the provisions of paragraph "Twelfth" of section 12 of the Federal Farm Loan Act (12 U. S. C. 771) as amended, $15,000,000.

Payments to the Federal Farm Mortgage Corporation on account of reductions in interest rate on mortgages: To enable the Secretary of the Treasury to pay to the Federal Farm Mortgage Corporation such amount as the Governor of the Farm Credit Administration certifies to the Secretary of the Treasury is equal to the amount

R. S. § 3709.
Cecile C. Cameron, payment to.
Post, p. 1056.
Seventh World's Poultry Congress, etc.
Ante, p. 550.
Special Mexican Claims Commission. 49 Stat. 149.
Post, p. 783.
R. S. § 3709.
Aste, p. 229.
Treasury Department.
Secretary's office.
Federal land banks, reductions in interest rate on loans.
Federal Farm Mortgage Corporation, payments on account of interest rate reductions.
Quarterly payments.
U. S. Housing Authority, capital stock subscription.
Post, p. 888.
Coast Guard, etc., vessels; damage claims resulting from operations of.
49 Stat. 1514.
Accounts and Deposits Office.
Contingent expenses, public moneys; portion of funds for, transferred to Accounts and Deposits, 1938.
Ante, p. 140.
Narcotics Bureau.
Marihuana Tax Act of 1937, expenses.
Ante, pp. 144, 551.
Coast Guard.
Civilian instructors, number increased.
Ante, p. 163.
Public Health Service.
Hot Springs Transient Medical Center Infirmary.
Ante, pp. 332, 357.
National Cancer Institute.
Ante, p. 559.
Treasurer's office.
Refunding excess duty.
by which interest payments on mortgages held by such Corporation have been reduced during the fiscal year 1938, in accordance with the provisions of section 32 of the Emergency Farm Mortgage Act of 1933, approved May 12, 1933 (12 U. S. C. 1016), as amended, such payments to be made quarterly, beginning as soon as practicable after October 1, 1937, $5,000,000.
Subscription to capital stock, United States Housing Authority: To enable the Secretary of the Treasury to make payments on account of subscriptions to the capital stock of the United States Housing Authority in accordance with the provisions of the United States Housing Act of 1937, fiscal year 1938, to remain available until expended, $1,000,000.
Claims for damages, operation of vessels, Coast Guard and Public Health Service: To pay claims for damages adjusted and determined by the Secretary of the Treasury under the provisions of the Act entitled "An Act to provide for the adjustment and settlement of certain claims for damages resulting from the operation of vessels of the Coast Guard and the Public Health Service, in sums not exceeding $3,000 in any one case", approved June 15, 1936, as fully set forth in Senate Document Numbered 104, Seventy-fifth Congress, §77.89.
OFFICE OF COMMISSIONER OF ACCOUNTS AND DEPOSITS
Not to exceed $5,200 of the amount appropriated for "Contingent expenses, public moneys", in the Act making appropriations for the Treasury Department for the fiscal year 1938, may be transferred to the appropriation for "Salaries, Office of Commissioner of Accounts and Deposits, 1938".
BUREAU OF NARCOTICS
The appropriation for salaries and expenses, Bureau of Narcotics, contained in the Treasury Department Appropriation Act, 1938, is hereby made available for the payment of expenses in administering and enforcing the provisions of the Marihuana Tax Act of 1937.
COAST GUARD
That portion of the appropriation for pay and allowances, Coast Guard, contained in the Treasury Department Appropriation Act for 1938, reading "and two civilian instructors", is amended to read "and three civilian instructors".
PUBLIC HEALTH SERVICE
Division of Venereal Diseases: The President is hereby authorized to allot to the Public Health Service, Treasury Department, for the fiscal year 1938, not to exceed $200,000 out of unexpended balances made available by sections 1 and 13 of the Emergency Relief Appropriation Act of 1937, for the purpose of continuing the operation and maintenance of the Hot Springs Transient Medical Center Infirmary located at Hot Springs National Park, Arkansas.
National Cancer Institute: For carrying into effect the provisions of section 7 (b) of the National Cancer Institute Act, approved August 5, 1937, fiscal year 1938, $400,000, of which $200,000 shall be available for the purchase of radium.
OFFICE OF THE TREASURER OF THE UNITED STATES
Refunding to National Bank Associations excess of duty: For refunding excess duty collected during the fiscal year 1937 and prior years authorized under section 847, title 12, United States Code, §276.36.
The provision in the Treasury Department Appropriation Act for 1938 authorizing transfers to certain appropriations of the Treasury Department from funds available to the several agencies enumerated therein, to cover the expenses incurred on account of said agencies in the clearing of checks, servicing of bonds, handling of collections, and rendering of accounts therefor, is hereby amended to authorize transfers to the same appropriations from funds available to the Civilian Conservation Corps and to corporations and banks under the supervision of the Federal Home Loan Bank Board, and the limitation contained in such Act on the total amount which may be transferred to such appropriations is hereby increased from $250,000 to $400,000.

PROCUREMENT DIVISION—PUBLIC BUILDINGS BRANCH

Sites and construction, public buildings, Act of May 25, 1926, as amended: For continuation or completion of construction in connection with any or all projects authorized under the provisions of sections 3 and 5 of the Public Buildings Act, approved May 25, 1926, and the Acts amendatory thereof approved February 24, 1928, and March 31, 1930 (U. S. C., title 40, secs. 341-349), within the respective limits of cost fixed for such project, there shall be available not to exceed $175,000 from any appropriations heretofore made for specific public-building projects under section 3 of the Act of May 25, 1926, as amended (U. S. C., title 40, secs. 341-349), or balances thereof which are unobligated upon the date of the approval of this Act, which appropriations or balances thereof shall be consolidated into the fund established by the provisions of the "Second Deficiency Act, fiscal year, 1930", out of appropriations made pursuant to section 5 of said Act of May 25, 1926, and shall be available to the same extent and for the same purposes as other moneys included in such fund.

Emergency construction of public buildings outside the District of Columbia: For emergency construction of public-building projects outside of the District of Columbia (including the acquisition, where necessary, by purchase, condemnation, exchange, or otherwise of sites and additional land for such buildings; the demolition of old buildings where necessary, and construction, remodeling, or extension of buildings; rental of temporary quarters during construction, including moving expenses; purchase of necessary equipment for buildings and such additional administrative expenses and salaries as may be required solely for the purpose of carrying out the provisions of this paragraph, there is hereby authorized to be appropriated a total amount of $70,000,000 for expenditure over a period of three years, toward which amount $22,500,000 is hereby appropriated; such projects, including the sites therefore, to be selected by the Secretary of the Treasury and the Postmaster General, acting jointly, from the public-building projects specified in House Report Numbered 1879, Seventy-third Congress, second session, as revised May 17, 1937; and the projects so selected shall be carried out within the respective estimates of proposed limits of cost specified in such revised report and those hereafter fixed by the Secretary of the Treasury and the Postmaster General under the provisions of this paragraph, except that the unobligated balance of the $2,500,000 fund established by the Emergency Appropriation Act, fiscal year 1935, approved June 19, 1934 (48 Stat. 1061), as augmented by the First Deficiency Appropriation Act, fiscal year 1936 (49 Stat. 1638), shall be available for the augmentation of limits of cost of projects selected under the provisions of this paragraph in an amount not exceeding 10 per cent for any project in addition to a further sum of $500,000.

Procurement Division, Public Buildings Branch. Sites and construction.

Consolidation of funds.

Emergency construction outside the District.

Salaries.

Amount authorized for 3 years.

Joint selection of sites.

Limits of cost.

Fund established by Emergency Appropriation Act, 1935, etc.

Augmentations.
which is hereby appropriated for the same purposes as specified in this and previous Acts: Provided, That with a view to relieving country-wide unemployment the Secretary of the Treasury and the Postmaster General, in the selection of towns or cities in which buildings are to be constructed, shall endeavor to distribute the projects equitably throughout the country so far as may be consistent with the needs of the public service; and the Secretary of the Treasury and the Postmaster General may also select for prosecution under this program such projects not included in such revised report as in their judgment are economically sound and advantageous to the public service, including the purchase of property at 1212 Lake Shore Drive, Chicago, Illinois, at a cost not to exceed $450,000 and for the remodeling and furnishing thereof for the accommodation of Government activities: Provided further, That the Secretary of the Treasury is authorized to direct the preparation of all sketches, estimates, plans, and specifications (including supervision and inspection thereof), and to enter into all contracts necessary for carrying out the purposes of this paragraph: Provided, That the total obligations under the $70,000,000 program herein authorized shall not exceed $30,000,000 for the fiscal year 1938 but the Secretary of the Treasury is authorized to enter into contracts for any or all of the projects selected under this program in amounts not exceeding the respective estimated total costs of individual projects, and he is hereby authorized, when deemed by him desirable and advantageous, to employ, by contract or otherwise, the personal services of temporary professional, technical, or nontechnical employees to such extent as may be required to carry out the purposes of this paragraph, without reference to civil-service laws, rules, regulations, or to the Classification Act of 1923, as amended: Provided further, That in the acquisition of land or sites for the purposes of Federal public buildings and in the construction of such buildings provided for in this paragraph, the provisions of sections 305 and 306 of the Emergency Relief and Construction Act of 1932, as amended, shall apply.

Bureau of Engraving and Printing, additional building: For completion of construction of an additional building for the Bureau of Engraving and Printing and other Treasury Department activities, $2,325,000.

Grand Central Station Post Office and Office Building, New York, New York: For carrying out the provisions of the Act approved July 12, 1932 (47 Stat. 656), authorizing purchase of land and building thereon, for a post-office building and for other Government purposes, $10,107,065.94, payment from such sum to constitute complete settlement.

Treasury Building, Washington, District of Columbia: For renewing the electric wiring system of the Treasury Building, except elevators, and changing said system from direct current to alternating current, including feeders, switches, transformer vaults, switchboards, panel boards, and other requisite equipment, fiscal year 1938, $100,000.

Honolulu, Territory of Hawaii. Schofield Barracks post-office station: There is hereby transferred to the jurisdiction and control of the Secretary of the Treasury, as a site for a post-office building, a portion of the military reservation at Schofield Barracks, Oahu Island, Territory of Hawaii, particularly described under this heading in House Document Numbered 215 of the Seventy-fifth Congress.

Winchester, Virginia, post office: The limit of cost authorized under the provisions of the Emergency Appropriation Act, fiscal year 1933, approved June 19, 1934, for the acquisition of additional land and the extension and remodeling of the post-office building at Winchester, Virginia, is hereby increased from $92,000 to $65,753.
Memorial to persons killed in the wreck of the Navy dirigible Shenandoah: For carrying out the provisions of the Act of May 22, 1936, entitled “An Act authorizing the erection of a memorial to those who met their death in the wreck of the dirigible Shenandoah”, as amended by the Act entitled “An Act to permit the erection of the Shenandoah Memorial in or near Ava, Ohio”, approved August 2, 1937, fiscal year 1938, $2,500: Provided, That no part of this appropriation shall be available for expenditure until title to the land upon which the tablet or marker is to be erected is acquired by the United States.

Cedar City, Utah, post office: The authorization for the purchase of a site and the construction of a post office at Cedar City, Utah, contained in the Second Deficiency Appropriation Act, approved July 3, 1930, as decreased by Act approved June 30, 1932, is hereby extended to include the purchase of an additional tract of land for the enlargement of the post-office site (Act of July 3, 1930, 46 Stat., p. 894).

American Printing House for the Blind: To enable the American Printing House for the Blind more adequately to provide books and apparatus for the education of the blind as provided by law, fiscal year 1938, $50,000.

WAR DEPARTMENT—CIVIL FUNCTIONS

CORPS OF ENGINEERS, RIVER AND HARBOR WORK

Improvement of Indian River Inlet and Bay, Delaware: For the improvement of Indian River Inlet and Bay, Delaware, in accordance with plans and conditions set forth in report of the Chief of Engineers dated July 7, 1937, submitted in response to resolution of the Committee on Rivers and Harbors of the House of Representatives, adopted February 21, 1935, at an estimated cost of $443,000, $160,000, payable from the appropriation for rivers and harbors contained in the War Department Civil Appropriation Act, 1938; and in addition there shall be contributed by local interests $160,000.

Flushing Bay, New York: For improvement in accordance with River and Harbor Committee Document Numbered 35, Seventy-fifth Congress, $505,000, payable from the appropriation for rivers and harbors contained in the War Department Civil Appropriation Act, 1938.

TITLE II—JUDGMENTS AND AUTHORIZED CLAIMS

PROPERTY DAMAGE CLAIMS

Sec. 1. (a) For the payment of claims for damages to or losses of privately owned property, adjusted and determined by the following respective departments and independent offices, under the provisions of the Act entitled “An Act to provide a method for the settlement of claims arising against the Government of the United States in the sums not exceeding $1,000 in any one case”, approved December 29, 1922 (U. S. C., title 31, secs. 215-217), as fully set forth in House Document Numbered 313 of the Seventy-fifth Congress, as follows: Federal Civil Works Administration, $15; Federal Emergency Relief Administration, $30.70; Veterans’ Administration, $125.52; Works Progress Administration, $9,442.08; Department of Agriculture, $2,490.46; Department of Commerce, $291; Department of the Interior, $117,23; Department of Labor, $775;....
Private property damage claims.

Payment of.

42 Stat. 1066.

Offices designated.

Judgments, United States courts.

Payment of.

24 Stat. 505.

Interest.

Suits in admiralty.


Judgments against collectors of internal revenue under certain Acts.

43 Stat. 1112.

(b) For the payment of claims for damages to or losses of privately owned property, adjusted and determined by the following respective departments and independent offices, under the provisions of the Act entitled "An Act to provide a method for the settlement of claims arising against the Government of the United States in the sums not exceeding $1,000 in any one case", approved December 28, 1922 (U.S.C., title 31, secs. 215-217), as fully set forth in Senate Document Numbered 110 of the Seventy-fifth Congress, as follows:

Veterans' Administration, $170.05;
Works Progress Administration, $2,041.36;
Department of Agriculture, $981.12;
Department of the Interior, $49.88;
Navy Department, $325.40;
Treasury Department, $25.00;
War Department, $1,099.34;
Post Office Department (payable from postal revenues), $54.12;
In all, $4,746.27.

JUDGMENTS, UNITED STATES COURTS

SEC. 2. (a) For payment of the final judgments and decrees, including costs of suits, which have been rendered under the provisions of the Act of March 3, 1887, entitled "An Act to provide for the bringing of suits against the Government of the United States", as amended by the Judicial Code, approved March 3, 1911 (U.S.C., title 28, sec. 41, par. 20; sec. 258; secs. 761-765), certified to the Seventy-fifth Congress in House Document Numbered 314 under the following departments and establishments, namely:

United States Maritime Commission, $12,273.01;
Department of Agriculture, $735.80;
Department of Labor, $1,005;
Navy Department, $49;
In all, $14,085.36, together with such additional sum as may be necessary to pay interest as specified in such judgments or as provided by law.

(b) For the payment of judgments, including costs of suits, rendered against the Government of the United States by United States district courts under the provisions of an Act entitled "An Act authorizing suits against the United States in admiralty for damages caused by and salvage services rendered to public vessels belonging to the United States, and for other purposes", approved March 3, 1925 (U.S.C., title 46, secs. 781-789), and certified to the Seventy-fifth Congress in House Document Numbered 314, under the following departments, namely:

Department of Labor, $8,707.27;
Navy Department, $1,070.19;
In all, $9,777.46, together with such additional sum as may be necessary to pay interest as specified in such judgment or as provided by law.

(c) For payment of judgments rendered by United States district courts against certain collectors of internal revenue and covering costs in suits to enjoin the Government of the United States from collecting taxes levied pursuant to the Agricultural Adjustment Act, approved May 12, 1933, and the Bituminous Coal Conservation Act,
approved August 30, 1935, and certified to the Seventy-fifth Congress in House Document Numbered 314 under the Treasury Department, $3,892.07, together with such additional sum as may be necessary to pay interest as and when specified in such judgments.

(d) None of the judgments contained under this caption shall be paid until the right of appeal shall have expired except such as have become final and conclusive against the United States by failure of the parties to appeal or otherwise.

(e) Payment of interest wherever provided for judgments contained in this Act shall not in any case continue for more than thirty days after the date of approval of the Act.

JUDGMENTS, COURT OF CLAIMS

Sec. 3. (a) For payment of the judgments rendered by the Court of Claims and reported to the Seventy-fifth Congress in Senate Document Numbered 105 and House Document Numbered 319, under the following departments and establishments, namely:

Emergency Conservation Work (Civilian Conservation Corps), $20,000;
Veterans' Administration, $472.15;
Department of the Interior (Indians), $10,099.25;
Navy Department, $39,883.54;
War Department, $770,123.46;
In all, $840,578.40, together with such additional sum as may be necessary to pay interest as and where specified in such judgments.

(b) None of the judgments contained under this caption shall be paid until the right of appeal shall have expired except such as have become final and conclusive against the United States by failure of the parties to appeal or otherwise.

AUDITED CLAIMS

Sec. 4. (a) For the payment of the following claims, certified to be due by the General Accounting Office under appropriations the balances of which have been carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (U. S. C., title 31, sec. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1934 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), as fully set forth in House Document Numbered 315, Seventy-fifth Congress, there is appropriated as follows:

Legislative Establishment: For Library Building and Grounds, $6,53.

For Federal Civil Works Administration, $1,492.06.
For National Industrial Recovery, Electric Home and Farm Authority, $187.50.
For Farm Credit Administration, $21.35.
For Civil Service Commission, $7.58.
For Interstate Commerce Commission, $2.50.
For Army pensions, $75.
For Army and Navy pensions, $439.85.
For military and naval compensation, Veterans' Bureau, $170.
For military and naval compensation, Veterans' Administration, $859.16.
For medical and hospital services, Veterans' Bureau, $920.84.

For salaries and expenses, Veterans' Administration, $21,580.02.

**Department of Agriculture:** For miscellaneous expenses, Department of Agriculture, $42.34.

For salaries and expenses, Extension Service, $5.66.
For salaries and expenses, Bureau of Plant Industry, $14.88.
For salaries and expenses, Forest Service, $315.91.
For Emergency Conservation Fund (transfer from War to Agriculture, Act June 19, 1934), $125,45.

**Department of Commerce:** For air-navigation facilities, $709.91.
For general expenses, Lighthouse Service, $93.31.
For salaries and expenses, Bureau of the Census, $1.09.
For miscellaneous expenses, Bureau of Fisheries, $72.98.

**District of Columbia:** For National Zoological Park, District of Columbia, $1.13, payable from the revenues of the District of Columbia.

**Department of the Interior:** For temporary government for Virgin Islands, $4.50.
For reindeer for Alaska, $99.
For general expenses, General Land Office, $256.50.
For Emergency Conservation Fund (transfer from War to Interior, Act March 31, 1933), $6,521.04.
For purchase and transportation of Indian supplies, $117.37.
For Indian school support, $1,004.60.
For industry among Indians, $169.80.
For conservation of health among Indians, $86.17.
For Indian boarding schools, $332.55.
For obtaining employment for Indians, $103.17.
For fulfilling treaties with Sioux of different tribes, including Santee Sioux of Nebraska, North Dakota, and South Dakota, $3.36.
For education of natives of Alaska, $21.93.
For Indian agency buildings, $448.50.
For support of Indians and administration of Indian property, $33.23.
For agriculture and stock raising among Indians, $3.30.
For Emergency Conservation Fund (transfer from War to Interior, Indians, Act March 31, 1933), $48.
For salaries, Bureau of Indian Affairs, $242.77.

**Department of Justice:** For books for judicial officers, $40.
For books, Department of Justice, $40.
For detection and prosecution of crimes, $30.50.
For salaries and expenses, Bureau of Prohibition, $298.20.
For salaries, fees, and expenses of marshals, United States courts, $1,540.79.
For salaries and expenses of clerks, United States courts, 40 cents.
For fees of commissioners, United States courts, $97.08.
For fees of jurors and witnesses, United States courts, $284.99.
For miscellaneous expenses, United States courts, $107.75.
For supplies for United States courts, $51.
For salaries and expenses, Division of Investigation, $102.70.
For United States penitentiary, Atlanta, Georgia, maintenance, $8.81.
For salaries and expenses, Bureau of Prisons, $1.74.
For support of United States prisoners, $2,792.69.

**Department of Labor:** For salaries and expenses, Immigration and Naturalization Service, $5.07.
For investigation of cost of living in the United States, $45.
<table>
<thead>
<tr>
<th>Department</th>
<th>Appropriations</th>
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<tr>
<td><strong>Navy Department</strong></td>
<td>For transportation, Bureau of Navigation, $70.60.</td>
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<td>For engineering, Bureau of Engineering, $2,465.87.</td>
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<td>For construction and repair, Bureau of Construction and Repair, $927.08.</td>
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<td>For pay of the Navy, $61.72.</td>
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<td>For pay, subsistence, and transportation, Navy, $16,611.51.</td>
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<td>For maintenance, Bureau of Supplies and Accounts, $971.26.</td>
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<td>For aviation, Navy, $95,167.07.</td>
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<td>For pay, Marine Corps, $25,210.16.</td>
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<td>For general expenses, Marine Corps, $546.42.</td>
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<td>For payment to officers and employees of the United States in foreign countries due to appreciation of foreign currencies (Navy), $243.12.</td>
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<td>For prize money, Battle of Manila Bay, $33.88.</td>
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<td>For judgments, bounty for destruction of enemy's vessels, $44.94.</td>
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<td><strong>Department of State</strong></td>
<td>For contingent expenses, Foreign Service, $83.78.</td>
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<td>For transportation of Foreign Service officers, $41.53.</td>
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<td>For cost of living allowance, Foreign Service, $2.78.</td>
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<td><strong>Treasury Department</strong></td>
<td>For collecting the revenue from customs, $206.71.</td>
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<td>For collecting the internal revenue, $491.72.</td>
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<td>For Coast Guard, $120.</td>
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<td>For pay and allowances, Coast Guard, $1,866.80.</td>
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<td>For contingent expenses, Coast Guard, $31.53.</td>
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<td>For fuel and water, Coast Guard, $648.97.</td>
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<td>For repairs to Coast Guard vessels, $966.85.</td>
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<td>For salaries and expenses, Bureau of Narcotics, $1.50.</td>
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<td>For furniture and repairs of same for public buildings, $11.87.</td>
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<td>For general expenses, Procurement Division, $198.21.</td>
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<td>For mechanical equipment for public buildings, $739.24.</td>
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<td>For operating expenses, Treasury buildings, Procurement Division, $20.61.</td>
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<td>For operating supplies for public buildings, $67.68.</td>
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<td>For outfits, Coast Guard, $20.</td>
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<td>For quarantine service, $1.02.</td>
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<td><strong>War Department</strong></td>
<td>For pay, and so forth, of the Army, $17,454.45.</td>
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<td>For pay of the Army, $762.86.</td>
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<td>For increase of compensation, Military Establishment, $791.87.</td>
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<td>For extra pay to volunteers, War with Spain, $88.40.</td>
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<td>For extra pay to Regular Army, War with Spain, $15.60.</td>
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<td>For arrears of pay, bounty, and so forth, $399.19.</td>
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<td>For Army transportation, $738.48.</td>
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<td>For clothing and equipage, $37.65.</td>
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<td>For replacing clothing and equipage, $127.20.</td>
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<td>For barracks and quarters, $394.01.</td>
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<td>For horses, draft and pack animals, $25.40.</td>
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<td>For subsistence of the Army, $168.59.</td>
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<td>For supplies, services, and transportation, Quartermaster Corps, $33.25.</td>
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<td>For general appropriations, Quartermaster Corps, $1,042.21.</td>
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<td>For claims of officers and men of the Army for destruction of private property, Act March 3, 1893, $158.89.</td>
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<td>For registration and selection for military service, $159.25.</td>
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<td>For ordnance service and supplies, Army, $53.64.</td>
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<td>For mileage of the Army, $335.14.</td>
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<td>For National Guard, $3,127.48.</td>
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For arming, equipping, and training the National Guard, $259.12.
For Reserve Officers' Training Corps, $106.31.
For Organized Reserves, $82.69.
For citizens' military training camps, $5.69.
For civilian military training camps, $32.75.
For travel, military and civil personnel, War Department, $10.02.
For regular supplies of the Army, $9.90.
For Air Corps, Army, $56.775.08.
For cemeterial expenses, War Department, $1.98.

Post Office Department—Postal Service (out of the postal revenues): For clerks, first- and second-class post offices, $16.34.
For compensation to postmasters, $200.18.
For contract air-mail service, $16,964.16.
For furniture, carpets, and safes for public buildings, $90.03.
For indemnities, domestic mail, $134.
For operating supplies for public buildings, Post Office Department, $6.07.
For post-office equipment and supplies, $1,084.
For rent, light and fuel, $4,828.29.
For rural-delivery service, $258.79.
For special-delivery fees, 55 cents.
For star-route service, $1.72.

Total, audited claims, section 4 (a), $282,897.09, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency as specified in certain of the settlements of the General Accounting Office.

(b) For the payment of the following claims, certified to be due by the General Accounting Office under appropriations the balances of which have been carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (U. S. C., title 31, sec. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1935 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), as fully set forth in Senate Document Numbered 107, Seventy-fifth Congress, there is appropriated as follows:

LEGISLATIVE ESTABLISHMENT

For public printing and binding, Government Printing Office, $8.88.

INDEPENDENT OFFICES

For National Industrial Recovery, Civil Works Administration, $24.
For Federal Civil Works Administration, $5.47.
For Interstate Commerce Commission, $119.
For farmers' crop production and harvesting loans, Farm Credit Administration, $154.60.
For loans and relief in stricken agricultural areas (transfer to Farm Credit Administration), $1,330.
For loans to farmers in drought- and storm-stricken areas, emergency relief, $450.
For agricultural credits and rehabilitation, emergency relief, $18.59.
For salaries and expenses, Farm Credit Administration, $1,961.67.
For Army and Navy pensions, $146.75.
For medical and hospital services, Veterans' Bureau, $1.
For salaries and expenses, Veterans' Administration, $1,152.91.
DEPARTMENT OF AGRICULTURE

For salaries and expenses, library, Department of Agriculture, $1.95.
For salaries and expenses, Bureau of Animal Industry, $19.66.
For salaries and expenses, Bureau of Dairy Industry, $12.
For salaries and expenses, Bureau of Plant Industry, $78.40.
For salaries and expenses, Forest Service, $38.
For salaries and expenses, Bureau of Chemistry and Soils, $480.
For salaries and expenses, Bureau of Entomology and Plant Quarantine, $30.04.
For salaries and expenses, Bureau of Agricultural Economics, $75.
For chinch bug control, Department of Agriculture, $105.96.
For payment to officers and employees of the United States in foreign countries due to appreciation of foreign currencies (Agriculture), $48.26.
For National Industrial Recovery, Resettlement Administration, subsistence homesteads (transfer to Agriculture), $1,549.31.
For emergency relief and public works, Agriculture, wildlife refuges, $12.67.

DEPARTMENT OF COMMERCE

For air-navigation facilities, $74.
For general expenses, Lighthouse Service, $27.76.

DEPARTMENT OF THE INTERIOR

For Emergency Conservation Fund (transfer from War to Interior, Act March 31, 1933), $550.
For salaries and expenses, office of national parks, buildings and reservations, $1.50.
For National Park Service, $400.
For contingent expenses, Department of the Interior, $553.09.
For purchase and transportation of Indian supplies, $15.39.
For support of Indians and administration of Indian property, $36.91.
For fulfilling treaties with Sioux of different tribes, including Santee Sioux of Nebraska, North Dakota, and South Dakota, $9.78.
For education, Sioux Nation, $673.30.
For conservation of health among Indians, $99.82.
For loans and relief in stricken agricultural areas (transfer from Agriculture to Interior, Indians), $4.21.
For Emergency Conservation Fund (transfer from War to Interior, Indians, Act June 19, 1934), $1,294.20.
For Indian service supply fund, $91.25.

DEPARTMENT OF JUSTICE

For fees of commissioners, United States courts, 67 cents.
For fees of jurors and witnesses, United States courts, $41.09.
For miscellaneous expenses, United States courts, $169.50.
For support of United States prisoners, $21,969.80.
For salaries and expenses, Bureau of Prisons, $1.
For salaries, fees, and expenses of marshals, United States courts, $95.48.
For salaries and expenses of district attorneys, United States courts, $26.
For salaries and expenses, Division of Investigation, $1.
For salaries and expenses, Alcoholic Beverage Unit, Department of Justice, $1.
For United States penitentiary, Atlanta, Georgia, maintenance, $1,815.45.
For expenses of regulating immigration, $2.
For payment to officers and employees of the United States in foreign countries due to appreciation of foreign currencies (Labor), $9.52.

NAVY DEPARTMENT

For payment to officers and employees of the United States in foreign countries due to appreciation of foreign currencies (Navy), $30.73.
For pay, subsistence, and transportation, Navy, $351.88.
For maintenance, Bureau of Supplies and Accounts, $1.94.
For aviation, Navy, $5,135.87.
For pay, Marine Corps, $64.95.
For ordnance and ordnance stores, Bureau of Ordnance, $6,670.15.
For construction and repair, Bureau of Construction and Repair, $7,111.42.
For engineering, Bureau of Engineering, $5,987.91.
For instruments and supplies, Bureau of Navigation, $47.42.

DEPARTMENT OF STATE

For office and living quarters, Foreign Service, $10.
For payment to officers and employees of the United States in foreign countries due to appreciation of foreign currencies (State), $16.75.

TREASURY DEPARTMENT

For collecting the revenue from customs, $2.41.
For collecting the internal revenue, $325.09.
For contingent expenses, Coast Guard, $18.13.
For fuel and water, Coast Guard, $44.60.
For pay and allowances, Coast Guard, $149.99.
For quarantine service, $1.19.
For pay of personnel and maintenance of hospitals, Public Health Service, $13.83.
For operating expenses, Treasury buildings, Procurement Division, $24.50.
For vaults and safes for public buildings, $7.50.

WAR DEPARTMENT

For pay, and so forth, of the Army, $2,002.09.
For pay of the Army, $600.82.
For increase of compensation, Military Establishment, $2.
For extra pay to volunteers, War with Spain, $30.
For Army transportation, $193.54.
For clothing and equipage, $55.66.
For barracks and quarters, $3,682.41.
For subsistence of the Army, $932.49.
For supplies, services, and transportation, Quartermaster Corps, $12.78.
For general appropriations, Quartermaster Corps, $265.16.
For National Guard, $102.06.
For organized reserves, $3,311.
For Air Corps, Army, $205.12.
For seacoast defenses, Panama Canal, Coast Artillery, $250.
For replacing ordnance and ordnance stores, $145.15.
For Coast Artillery school, Fort Monroe, Virginia, $300.
For library, Surgeon General’s Office, $1.82.
For barracks and quarters, other buildings, and utilities, $74.54.
For Emergency Conservation Fund (transfer to War, Act June 19, 1934), $5,410.23.
For loans and relief in stricken agricultural areas (transfer from Emergency Conservation Work to War, Act June 19, 1934), $51.15.

POST OFFICE DEPARTMENT—POSTAL SERVICE
(Out of the Postal Revenues)

For clerks, first- and second-class post offices, $50.06.
For compensation to postmasters, $54.52.
For indemnities, domestic mail, $61.60.
For railroad transportation and mail messenger service, $51.97.
For rent, light, and fuel, $1,076.
For village delivery service, $563.80.
Total, audited claims, section 4 (b) $78,410.44, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency as specified in certain of the settlements of the General Accounting Office.

SEC. 5. Judgments against collectors of customs: For the payment of claims allowed by the General Accounting Office covering judgments rendered by United States District Court for the Southern District of New York against collectors of customs, where certificates of probable cause have been issued as provided for under section 989, Revised Statutes (U. S. C., title 28, sec. 842), and certified to the Seventy-fifth Congress in Senate Document Numbered 109 and House Document Numbered 318, under the Department of Labor, $17,174.15.

SEC. 6. For the payment of claims allowed by the General Accounting Office pursuant to Public Act Numbered 436 of the Seventy-fourth Congress, which have been certified to Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), in House Document Numbered 317, Seventy-fifth Congress, under the War Department, $95.27.

SEC. 7. This Act may be cited as the “Third Deficiency Appropriation Act, fiscal year 1937”.

Approved, August 25, 1937.

[CHAPTER 758] JOINT RESOLUTION
Relative to determination and payment of certain claims against the Government of Mexico.

Whereas the Act entitled “An Act to establish a commission for the settlement of the special claims comprehended within the terms of the convention between the United States of America and the United Mexican States concluded April 24, 1934”, approved April 10, 1935 (49 Stat. 140), provides for the establishment of the Special Mexican Claims Commission and confers upon that Commission jurisdiction to hear and determine all claims against the Republic of Mexico, notices of which were filed with the Special Claims Commission, United States and Mexico, established by a convention of September 10, 1923, in which the said Commission failed to award compensation, except such claims as may be found by the committee provided for in the Special Claims Convention of April 24, 1934, to be general claims and recognized as such by the General Claims Commission; and
Whereas the said Special Claims Convention of April 24, 1934, provides that the jurisdiction in and validity of the claims found by the said committee to be general claims shall be determined in each case when examined and adjudicated by the Commissioners or Umpire in accordance with the provisions of the General Claims Convention of September 8, 1923, and the protocol of April 24, 1934, or the Special Claims Convention of September 10, 1923, and the protocol of June 18, 1932, in the event it shall be found by the Commissioners or Umpire to have been improperly eliminated from the special claims settlement; and

Whereas certain claims filed with the said Special Claims Commission, United States and Mexico, established by the said convention of September 10, 1923, were found by the said committee to be general claims but have not yet been the subject of any determination by the said General Claims Commission; and

Whereas the said Special Mexican Claims Commission, established in pursuance of the said Act approved April 10, 1935, expires by the terms of the said Act on August 31, 1937; and

Whereas, by the terms of the protocol of April 24, 1934, between the United States of America and the United Mexican States, the said General Claims Commission expires on October 24, 1937, and the two Governments have undertaken, upon the basis of the joint report of the members of the said Commission, to conclude a convention for the final disposition of the claims pending before the said Commission, the said convention to take either the form of an agreement for an en-bloc settlement of the said claims or the form of an agreement for the disposition of the claims upon their individual merits by reference to an umpire; and

Whereas the committee provided for in the Special Claims Convention of April 24, 1934, found that the amount to be paid by the Government of Mexico in settlement of the special claims comprehended in that convention was $5,448,020.14, it being understood that the sum thus determined was susceptible of increase after express decision of the General Claims Commission in case the said Commission might decide to be within the jurisdiction of the Special Commission any one or more of the claims which the said committee found to be general claims; and

Whereas the said Special Mexican Claims Commission, in the event that the total amount of the awards made by it upon all claims is greater than the amount which the Government of Mexico has agreed to pay to the Government of the United States in satisfaction of the claims, is required by the said Act approved April 10, 1935, to reduce the awards on a percentage basis to such amount; and

Whereas, in the circumstances set forth, it is not now possible to ascertain which, if any, of the claims found by the said committee to be general claims will be found by the said General Claims Commission to be special claims, nor what will be the amount of the total en-bloc settlement provided for in the said Special Claims Convention of April 24, 1934; and

Whereas payments on awards of the said Special Mexican Claims Commission from funds paid to the Government of the United States by the Government of Mexico under the Special Claims Convention of April 24, 1934, should not, in justice to the beneficiaries, be deferred until the question of the jurisdiction of the claims now pending before the General Claims Commission, by virtue of the classification of such claims as general claims by the joint committee, shall have been finally determined in the manner provided for in the said convention of April 24, 1934, or in the said protocol of the same date: Therefore be it

\*So in original.
Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the jurisdiction of the Special Mexican Claims Commission established in pursuance of the Act approved April 10, 1935 (49 Stat. 149), shall not be deemed to include any of the claims found by the committee provided for in the Special Claims Convention of April 24, 1934, to be general claims.

Sec. 2. That for the purposes of the reduction of awards on a percentage basis as provided for in section 4 of the Act approved April 10, 1935 (49 Stat. 149), the amount which the Government of Mexico has agreed to pay to the Government of the United States in satisfaction of the claims shall, subject to the provision in section 3 hereof, be deemed to be the sum of $5,448,020.14, set forth in the report of the said committee provided for in the said convention of April 24, 1934.

Sec. 3. That, in the event of the reclassification as special claims of any of the claims found by the said committee to be general claims, the claims so reclassified shall be passed upon by said Special Mexican Claims Commission during its existence and thereafter by a Commission to be established in conformity with the said Act of April 10, 1935, and the total amount payable by the Government of Mexico to the Government of the United States on account of the claims so reclassified, together with interest on all deferred payments under the Special Claims Convention of April 24, 1934, shall be added to the sum of $5,448,020.14 set forth in the report of the said committee. The total amount awarded by the Commission so established upon the claims so reclassified shall be added to the total amount of the original awards made by the Special Mexican Claims Commission, and any necessary readjustment of the awards of the Special Mexican Claims Commission and those that may be made by the Commission to be established pursuant to this section shall be made by the Secretary of the Treasury on the basis prescribed by section 4 of the Act approved April 10, 1935.

Sec. 4. Upon the certification to the Secretary of the Treasury of the awards of the Special Mexican Claims Commission, he shall proceed to make payments as provided for in section 9 of the Act approved April 10, 1935; and upon the certification to the Secretary of the Treasury of awards upon any claims reclassified as special claims he shall, after making the readjustments provided for in section 3 of this resolution, accord priority of payment on such awards until the beneficiaries thereof shall have been placed upon an equal percentage basis as to payments with the beneficiaries of awards of the Special Mexican Claims Commission.

Sec. 5. Section 6 of the Act approved April 10, 1935, creating the Special Mexican Claims Commission, and for other purposes, is amended to read as follows:

"Sec. 6. The Commission shall complete its work within three years from the date on which it undertakes the performance of its duties, at which time all powers, rights, and duties conferred by this Act upon the Commission shall terminate. If the President finds the Commission has completed its work prior to such expiration date, he may terminate all such powers, rights, and duties of the Commission by Executive order."

Approved, August 25, 1937.
AN ACT

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That from and after the 1st day of the next month after the enactment of this Act, all surviving soldiers of the various Indian wars and campaigns who are now on the pension rolls or who may hereafter be placed thereon under the provisions of the Acts of July 27, 1892, June 27, 1902, and May 30, 1908, as amended by the Act of February 19, 1913, or under the Act of March 4, 1917, or the Act of March 3, 1927, shall be entitled to receive a pension not exceeding $55 per month and not less than $20 per month, proportioned to the degree of inability to earn a support as determined by the Administrator of Veterans' Affairs, and in determining such inability each and every infirmity shall be duly considered, and the aggregate of the disabilities shown be rated: Provided, That any such person who has reached the age of sixty-two years shall be entitled to receive a pension of $25 a month; in case such person has reached the age of sixty-eight years, $35 a month; in case such person has reached the age of seventy-two years, $45 a month; and in case such person has reached the age of seventy-five years, $55 a month: Provided further, That any such person who is now or hereafter may become, on account of age or physical or mental disabilities, helpless or blind, or so nearly helpless or blind as to need or require the regular aid and attendance of another person, shall be paid the rate of $72 a month: And provided further, That no one while an inmate of the United States Soldiers' Home or of any National or State Soldiers' Home shall be paid more than $50 per month under this Act.

SEC. 2. That the increased rates of pension herein provided shall be effective from and after the 1st day of the month following the enactment of this Act as to those then in receipt of Indian War service pension, and as to those with claims then pending who are shown to be entitled to pension under one of the Acts enumerated herein, and as to all other cases where entitlement under this Act is shown, such pension shall commence from the date of filing application therefor in the Veterans' Administration on and after the enactment of this Act, and in such form as may be prescribed by the Administrator of Veterans' Affairs: Provided, That pension of $72 per month granted under this Act on the basis of requiring the regular aid and attendance of another person shall commence from the date of receipt in the Veterans' Administration of the evidence showing the requisite condition or the date of filing application therefor on and after the enactment of this Act, whichever is the later date, but such pension of $72 per month shall not be awarded to any person for any period during which he is maintained in an institution by the United States Government or a political subdivision thereof and is being furnished with nursing or attendant service: Provided further, That in no event shall the rates of pension provided in this Act be effective prior to the first day of the month following the enactment thereof.

Approved, August 25, 1937.
AN ACT

To define, regulate, and license real-estate brokers, business chance brokers, and real-estate salesmen; to create a Real Estate Commission in the District of Columbia; to protect the public against fraud in real-estate transactions; and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

ENACTMENT AND PROHIBITION CLAUSE

SECTION 1. That on and after ninety days from the date of enactment of this Act it shall be unlawful in the District of Columbia for any person, firm, partnership, copartnership, association, or corporation (foreign or domestic) to act as a real-estate broker, business chance broker, or real-estate salesman, or to advertise or assume to act as such, without a license issued by the Real Estate Commission of the District of Columbia.

DEFINITIONS AND EXCEPTIONS

SEC. 2. Whenever used in this Act "real-estate broker" means any person, firm, association, partnership, or corporation (foreign or domestic) who, for another and for a fee, commission, or other valuable consideration, or who, with the intention or in the expectation or upon the promise of receiving or collecting a fee, commission, or other valuable consideration, lists for sale, sells, exchanges, purchases, rents, or leases or offers or attempts or agrees to negotiate a sale, exchange, purchase, lease, or rental of an estate or interest in real estate, or collects or offers or attempts or agrees to collect rent or income for the use of real estate, or negotiates or offers or attempts or agrees to negotiate, a loan secured or to be secured by a mortgage, deed of trust, or other encumbrance upon or transfer of real estate: Provided, however, That this definition shall not apply to the sale of space for advertising of real estate in any newspaper, magazine, or other publication. A "business chance broker" within the meaning of this Act is any person, firm, partnership, association, copartnership, or corporation who for a compensation or valuable consideration sells or offers for sale, buys or offers to buy, leases or offers to lease, or negotiates the purchase or sale or exchange of a business, business opportunity, or the goodwill of an existing business for others as a whole or partial vocation.

"Real-estate salesman" means a person employed by a licensed real-estate broker to list for sale, sell, or offer for sale, to buy or offer to buy, or to negotiate the purchase or sale, or exchange of real estate, or to negotiate a loan on real estate, or to lease or rent or offer to lease, rent, or place for rent, any real estate, or collect or offer or attempt to collect rent or income for the use of real estate for or in behalf of such real-estate broker.

Persons employed by a licensed real-estate broker in a clerical capacity, as collectors, or in similar subordinate and administrative positions shall not be required to obtain licenses.

One act for a compensation or valuable consideration of buying or selling real estate for or of another, or offering for another to buy, sell, or exchange real estate, or leasing, renting, or offering to lease or rent real estate, except as herein specifically excepted, shall constitute the person, firm, partnership, copartnership, association, or corporation performing, or offering or attempting to perform any of the acts enumerated herein, a real-estate broker or a real-estate salesman within the meaning of this Act.
The provisions of this Act shall not apply to receivers, referees, administrators, executors, guardians, trustees, or other persons appointed or acting under the judgment or order of any court; or public officers while performing their official duty, or attorneys at law in the ordinary practice of their profession.

**Creation of Commission**

Sec. 3. There is hereby created the Real Estate Commission of the District of Columbia. The Commissioners of the District of Columbia within thirty days after the enactment of this Act shall appoint two persons, not more than one of whom shall have been actively engaged in or closely connected with the business or vocation of real-estate broker or real-estate salesman within five years immediately prior to appointment, who shall serve as members of said Real Estate Commission of the District of Columbia. In addition thereto, the assessor of the District of Columbia shall serve, ex-officio, as a member of said Real Estate Commission but without added compensation for his services as such. One member of said Commission shall be appointed for a term of one year; one member shall be appointed for a term of two years, and until their successors are appointed and qualified; thereafter the term of the members of said Commission shall be for three years and until their successors are appointed and qualified. Members to fill vacancies shall be appointed for the unexpired term. The Commissioners of the District of Columbia may remove members of the Real Estate Commission at any time for cause.

The assessor, ex-officio, shall be the chairman of said Real Estate Commission, which is hereby authorized and empowered to elect a treasurer of said Commission and to do all things necessary and convenient for carrying into effect the provisions of this Act and the rules and regulations promulgated from time to time by the Commissioners.

The Commissioners of the District of Columbia shall employ and remove at their pleasure a secretary and such assistants as shall be deemed necessary to discharge the duties imposed by the provisions of this Act and shall prescribe their duties and fix their compensation in accordance with the provisions of the Classification Act of 1923, as amended.

The Commissioners of the District of Columbia shall provide for the use of the Real Estate Commission such office space, furniture, stationery, fuel, light, and other proper conveniences as shall be reasonably necessary for carrying out the provisions of this Act.

The Commission shall adopt a seal with such design as it may prescribe engraved thereon by which it shall authenticate its proceedings. Copies of all records and papers in the office of the Commission, duly certified and authenticated by the seal of said Commission, shall be received in evidence in all courts equally and with like effect as the original. The Commission shall keep a record of all its proceedings and a complete stenographic record of all hearings authorized under this Act.

All records kept in the office of the Commission under authority of this Act shall be open to public inspection under reasonable rules and regulations to be prescribed by the Commission.

Each member of the Commission, except the ex-officio member, shall receive an allowance at the rate of $10 for each day of seven hours such member is actually engaged in the performance of duties as a member of the Commission: Provided, however, That no member shall receive in any one year a sum greater than $2,000.
The payment of such allowance shall be made from any unexpended balance in the treasury of said Commission remaining on June 30 of the year during which the services have been rendered, and if the unexpended balance is insufficient to meet the total amount of such allowance the rate of compensation shall be reduced to a rate which will permit payment from such unexpended balance. Such expenses shall in no event exceed the total receipts; and if at the close of each fiscal year any funds unexpended in excess of the sum of $1,000 shall be paid into the Treasury of the United States to the credit of the District of Columbia: Provided, That no expenses incurred under this Act shall be a charge against the funds of the United States or the District of Columbia.

All fees and charges payable under the provisions of this Act shall be paid to the treasurer of the Commission. The Commission is hereby authorized to refund any license fee or tax, or portion thereof, erroneously paid or collected under this Act.

It shall be the duty of the auditor of the District of Columbia to audit the accounts of the Commission at the end of each fiscal year and make a report thereof in writing to the Commissioners of the District of Columbia. The said auditor shall have free access to all books of accounts, papers, and records of the said Commission.

The Commissioners of the District of Columbia are hereby authorized and empowered to make and enforce, revise, or repeal whatever reasonable regulations may be necessary to carry out the provisions of this Act.

QUALIFICATIONS FOR LICENSE

Sec. 4. No license under the provisions of this Act shall be issued to any person who has not attained the age of twenty-one years, nor to any person who cannot read, write, and understand the English language; nor until the Commission has received satisfactory proof that the applicant is trustworthy and competent to transact the business of a real-estate broker or real-estate salesman in such a manner as to safeguard the interests of the public.

In determining competency, the Commission shall require proof that the applicant for a broker's license has a fair understanding of the general purposes and effect of deeds, mortgages, land contracts of sale and leases, a general and fair understanding of the obligations between principal and agent, as well as of the provisions of this Act. Such proof of competency to act as broker shall not be required of any applicant who shall furnish proof within one hundred and twenty days from the effective date of this Act of two years' experience as real-estate broker or real-estate salesman within the District of Columbia.

No license shall be issued to any person, firm, partnership, copartnership, association, or corporation whose application has been rejected in the District of Columbia or any State within three months prior to date of application, or whose real-estate license has been revoked in the District of Columbia or any State within one year prior to date of application.

APPLICATION FOR LICENSE

Sec. 5. Every applicant for a license under the provisions of this Act shall apply therefor in writing upon blanks furnished by the Real Estate Commission.

The application of every person for a real-estate broker's license or a real-estate salesman's license shall be accompanied by the recommendation of at least two residents of the District of Columbia, real-estate owners, who have owned real estate in the District of Columbia.
for a period of at least one year and who are not related to the applicant but who have personally known the applicant for a period of at least six months prior to the date of application, which recommendation shall certify that the applicant bears a good reputation for honesty, truthfulness, fair dealing, and competency, and recommend that a license be granted to the applicant.

The application of every firm, partnership, copartnership, association, or corporation for a real-estate broker's license shall state the location of the place or places for which said license is desired and set forth the period of time, if any, which said applicant has been engaged in the real-estate business, together with a complete list of all former places where the applicant may have been engaged in any business for a period of thirty days or more during the five years preceding date of application, accounting for such entire period.

Such applications shall also state the name and residence of each individual member or officer of said applicant who actively participates in the brokerage business thereof.

The application of every firm, partnership, copartnership, association, or corporation for a real-estate broker's license shall state the full name and business address of the applicant and the full name and business address of the firm, partnership, copartnership, association, or corporation with which he is or will be associated, the length of time he has been so associated, and in what capacity. Such application shall also state the period of time, if any, during which said applicant has been engaged in the real-estate business, together with a complete list of all former places where the applicant may have resided and all former places where the applicant may have been engaged in any business for a period of thirty days or more during the five years preceding date of application, accounting for such entire period.

The application of each person for an individual real-estate broker's license shall state the full name of the applicant, his business address, and residence address. Such application shall also state the period of time, if any, during which said applicant has been engaged in the real-estate business, together with a complete list of all former places where the applicant may have resided and all former places where the applicant may have been engaged in any business for a period of thirty days or more during the five years preceding the date of application, accounting for such entire period.

The application of every person for a real-estate salesman's license shall state the full name of the applicant, his residence address, and the name and business address of the real-estate broker by whom he is or will be employed. Such application shall also state the period of time, if any, during which said applicant has been engaged in the real-estate business, together with a complete list of all former places where the applicant may have resided and all former places where the applicant may have been engaged in any business for a period of thirty days or more during the five years preceding the date of application, accounting for such entire period. Such application shall be accompanied by a written statement by the broker by whom the applicant is employed or is about to be employed, stating that in his opinion the applicant is honest, truthful, and of good reputation, and recommending that the license be granted to the applicant.

Every application for a license under the provisions of this Act shall be sworn to by the applicant and shall be accompanied by the license fee herein prescribed. In the event that the Commission does not approve the application for a license the fee shall be returned to the applicant.
Every application for a license shall be accompanied by a bond in the sum of $2,500 in the case of a broker and $1,000 in the case of a salesman, running to the District of Columbia, executed by two good and sufficient sureties, to be approved by the Commission, or executed by a surety company duly authorized to do business in the District of Columbia: Provided, however, That no bond shall be required of any firm, partnership, copartnership, association, or corporation when the application of every member or officer of such firm, partnership, copartnership, association, or corporation actively participating in the brokerage business thereof is accompanied by a bond as provided for in this section. Said bond shall be in form approved by the Commission, and conditioned that the applicant shall conduct himself and his business in accordance with the requirements of this Act; and for his failure so to do any person aggrieved thereby shall have, in addition to his right of action against the principal thereof, a right to bring suit against the surety on said bond either alone or jointly with the principal thereon, and to recover in an amount not exceeding the penalty of the bond any damages sustained by reason of any act, representation, transaction, or conduct of the principal which may be prohibited by this Act or enumerated as one of the causes for suspension or revocation of a license granted hereunder. Said bond shall be in form approved by the Commission, and conditioned that the applicant shall conduct himself and his business in accordance with the requirements of this Act; and for his failure so to do any person aggrieved thereby shall have, in addition to his right of action against the principal thereof, a right to bring suit against the surety on said bond either alone or jointly with the principal thereon, and to recover in an amount not exceeding the penalty of the bond any damages sustained by reason of any act, representation, transaction, or conduct of the principal which may be prohibited by this Act or enumerated as one of the causes for suspension or revocation of a license granted hereunder. If a recovery be had on any bond the licensee shall restore the bond to its original amount.

Nothing in this Act shall be construed to impose upon the surety on any such bond a greater liability than the total amount thereof or the amount remaining unextinguished by any prior recovery or recoveries as the case may be.

No suit or action against the surety on any such bond shall be brought later than one year from the accrual of the cause of action thereon. The surety may terminate its liability under such bond by giving thirty days' written notice thereof, served either personally or by registered mail, to the principal and to the Commission; and upon giving such notice the surety shall be discharged from all liability under such bond for any act or omission of the principal occurring after the expiration of thirty days from the date of service of such notice. Unless on or before the expiration of such period the principal shall duly file a new bond in like amount and conditioned as the original in substitution of the bond so terminated, the license of the principal shall likewise terminate upon the expiration of such period. Upon making any payment on account of its bond, the surety shall immediately notify the Commission.

The Commission, with due regard to the paramount interest of the public, may require other reasonable proof of the honesty, truthfulness, and integrity of the applicant.

**PROCEDURE WHEN LICENSE IS REFUSED APPLICANT**

Sec. 6. The Commission, after an application in proper form has been filed, shall, before refusing to issue a license, set the application down for a hearing and determination as hereinafter provided in section 9.

**DETAILS RELATING TO LICENSE**

Sec. 7. The Commission shall cause to be issued to each licensee a license in such form and size as shall be prescribed by the Commission. Every license shall show the name and address of the licensee, and if licensee is a member or officer of a firm, partnership, copartnership, association, or corporation, the full name and address of such firm, partnership, copartnership, association, or corporation shall also be shown on said license. Licenses issued to real-estate...
Reopening of question of qualifications of licensee.

Recall of license.

Surrender of license.

Broker's license, fee.

Exemptions.

Salesman's license, fee.

Expiration.

Annual issuance of new license.

Actions for collecting compensation.

salesmen shall in addition show the name and address of the real-estate broker by whom the said salesman is or will be employed. Each license shall have imprinted thereon the seal of the Commission, and in addition to the foregoing shall contain such matter as shall be prescribed by the Commission. The license of each real-estate salesman shall be delivered or mailed to the real-estate broker by whom such real-estate salesman is employed and shall be kept in the custody and control of such broker. It shall be the duty of each real-estate broker to conspicuously display his license in his place of business.

At any time within six months, but not thereafter, after the issuance of an original license the Commission may, upon its own motion, and shall, upon the verified complaint, in writing, of any person, provided such complaint, or such complaint together with evidence, documentary or otherwise, presented therewith, shall make out a prima facie case that the licensee is unworthy to hold such license, notify the licensee, in writing, that the question of his honesty, competency, truthfulness, and integrity will be reopened and determined de novo. Such written notice may be served by delivery thereof personally to the licensee or by mailing same by registered mail to the last known business address of the licensee. Thereupon the Commission may require and procure further proof of the licensee's trustworthiness and competency, and if such proof shall not be satisfactory such license shall be recalled and shall thereafter be null and void. Upon the recall of any such license it shall be the duty of the licensee to surrender to the Commission such license.

The fee for an original real-estate broker's license and every renewal thereof shall be $50.

No fee shall be charged for any original license or renewal thereof issued to any firm, partnership, copartnership, association, or corporation all of whose members or officers actively participating in the brokerage business thereof have been issued a broker's license.

The fee for an original real-estate salesman's license and every annual renewal thereof shall be $10.

Every license shall expire on the 1st day of July of each year, except that the original or initial licenses, first issued under the provisions of this Act, shall expire on the 1st day of July 1938, subject, however, to revocation as hereinbefore provided.

The Commission shall cause to be issued a new license for each ensuing year, in the absence of any reason or condition which might warrant the refusal of the granting of a license, upon receipt of the written request of the applicant and the annual fee therefor, as herein required. The revocation of a broker's license shall automatically suspend every real-estate salesman's license granted to any person by virtue of his employment by the broker whose license has been revoked, pending a change of employer and the issuance of a new license. Such new license shall be issued without charge if granted during the same license year in which the original license is granted.

No person, firm, partnership, copartnership, association, or corporation engaged in the business or acting in the capacity of a real-estate broker or a real-estate salesman within the District of Columbia shall bring or maintain any action in the courts of the District of Columbia for the collection of compensation for any services performed as a real-estate broker or a real-estate salesman or enforcement of any contract relating to real estate without alleging and proving that such person, firm, partnership, copartnership, association, or corporation was a duly licensed real-estate broker or real-estate salesman at the time the alleged cause of action arose.
Every real-estate broker shall maintain a place of business in the District of Columbia. If a real-estate broker maintains more than one place of business within the District of Columbia, a duplicate license shall be issued to such broker for each branch office maintained; and there shall be no fee charged for any such duplicate license.

Notice in writing shall be given to the Commission by each licensee of any change of principal business location, whereupon the Commission shall cause to be issued a new license for the unexpired period without charge. The change of business location without notification to the Commission shall automatically cancel the license theretofore issued.

When any real-estate salesman shall be discharged or shall terminate his employment with the real-estate broker by whom he is employed, it shall be the duty of such real-estate broker to immediately deliver or mail by registered mail to the Commission such real-estate salesman's license. The real-estate broker shall, at the time of delivering or mailing such real-estate salesman's license to the Commission, address a communication by registered mail to the last-known residence address of such real-estate salesman, which communication shall advise such real-estate salesman that his license has been delivered or mailed to the Commission. A copy of such communication to the real-estate salesman shall accompany the license when mailed or delivered to the Commission. It shall be unlawful for any real-estate salesman to perform any of the acts contemplated by this Act, either directly or indirectly, under authority of said license from and after three days following such delivery or mailing of the said license by said broker to the Commission.

There shall be no additional fee for the reissuance of a salesman's license necessitated by the change of employers, nor shall such change work a revocation or require a renewal of the salesman's bond.

SUSPENSION OR REVOCATION OF LICENSE FOR CAUSES ENUMERATED

Sec. 8. The Commission may, upon its own motion, and shall, upon the verified complaint in writing of any person, provided such complaint or such complaint together with evidence, documentary or otherwise, presented in connection therewith, make out a prima-facie case, investigate the conduct of any real-estate broker or real-estate salesman, or any person who shall assume to act in either such capacity within the District of Columbia, and shall have the power to suspend or to revoke any license issued under the provisions of this Act, at any time where the licensee has by false or fraudulent representation obtained a license; or where the licensee, in performing or attempting to perform any of the acts mentioned herein, has—

(a) Made any substantial misrepresentation;
(b) Made any false promises of a character likely to influence, persuade, or induce;
(c) Pursued a continued and flagrant course of misrepresentation, or making of false promises through agents or salesmen, or advertising or otherwise;
(d) Acted for more than one party in a transaction without the knowledge of all parties for whom he acts;
(e) Accepted a commission or valuable consideration as a real-estate salesman for the performance of any of the acts specified in this Act from any person, except an employer who is a licensed real-estate broker;
(f) Represented or attempted to represent a real-estate broker other than the employer, without the express knowledge and consent of the employer;
(g) Failed, within a reasonable time, to account for or to remit any money, valuable documents, or other property coming into his possession which belong to others;

(h) Demonstrated such unworthiness or incompetency to act as a real-estate broker or salesman as to endanger the interests of the public;

(i) Paid or offered to pay a commission or valuable consideration to any person for acts or services in violation of this Act, with knowledge of such violation or where reasonable diligence has not been exercised to acquire such knowledge;

(j) Been guilty of any other conduct, whether of the same or a different character from that hereinbefore specified, which constitutes fraudulent or dishonest dealing;

(k) Using any other trade name or insignia of membership in any real-estate organization of which the licensee is not a member;

(l) Disregarding or violating any provisions of this Act;

(m) Guaranteeing, or having authorized or permitted any broker or salesman to guarantee, future profits which may result from the resale of real property;

(n) Placing a sign on any property offering it for sale or for rent or offering it for sale or rent without the written consent of the owner or his authorized agent;

(o) Soliciting, selling, or offering for sale real property by offering free lots, or conducting lotteries, or contests, or offering prizes for the purpose of influencing a purchaser or prospective purchaser of real property; or

(p) Failing to restore the bond to its original amount after a recovery on the bond as provided in section 5.

PROVISION FOR HEARING BEFORE APPLICATION IS REFUSED OR LICENSE SUSPENDED OR REVOKED

SEC. 9. The Commission shall, before denying an application for license, or before suspending or revoking any license, set the matter down for a public hearing, and at least ten days prior to the date set for the hearing it shall notify the applicant or licensee in writing of any charges made and shall afford said applicant or licensee an opportunity to be heard in person or by counsel in reference thereto. Such written notice may be served by delivery of same personally to the applicant or licensee or by mailing same by registered mail to the last-known business address of such applicant or licensee. If said applicant or licensee be a salesman the Commission shall also notify the broker employing him, or whose employ he is about to enter, by mailing notice by registered mail to the broker's last-known address. The hearing on such charges shall be at such time and place as the Commission shall prescribe. The Commission shall have the power to issue subpenas or take testimony of any person by deposition in the same manner as prescribed by law in judicial procedure in the District Court of the United States for the District of Columbia in civil cases. It shall also have the power to require the production of books, records, papers, and documents by subpena or otherwise. Any party to any hearing before the Commission shall have the right to the attendance of witnesses in his behalf at such hearing upon making request therefor to the Commission and designating the person or persons sought to be subpened. If the Commission shall determine that any applicant is not qualified to receive a license, a license shall not be granted to said applicant, and if the Commission shall determine that any license is guilty of a violation of any of the provisions of this Act, his or its licenses shall be suspended or
revoked. All evidence before and findings of fact made by the Commission and questions of law involved in any final decision or determination of the Commission shall be subject to review by the District Court of the United States for the District of Columbia upon a writ of certiorari, mandamus, appeal, or by any other method permissible under the rules and practices of said court or the laws of the District of Columbia, and the said court may make such further orders with respect thereto as justice may require: Provided, however, That application is made by the aggrieved party to the court within thirty days after any determination by the Commission or within sixty days after formal request shall be made upon it for action. Such application shall operate as a stay of any action or finding of the Commission revoking or suspending a license, and until final decision by the District Court of the United States for the District of Columbia such licensee shall have the right to continue in business.

An appeal may be taken from the judgment of the said court on any such appeal on the same terms and conditions as an appeal is taken in civil actions.

Any party to the proceedings desiring it shall be furnished with a copy of such stenographic notes, upon the payment to the Commission of such reasonable fee as it shall, by general rule or regulation, prescribe.

NONRESIDENT BROKERS AND SALESMEN

Sec. 10. A nonresident of the District of Columbia may become a real-estate broker or a real-estate salesman in the District of Columbia by conforming to all of the conditions of this Act, except that the application of such person for a license need not be accompanied by the recommendation of real-estate owners in the District of Columbia prescribed in paragraph 2 of section 5 of this Act, but in lieu thereof the Commission shall require the filing of like recommendations by similarly qualified real-estate owners of property in the State, Territory, or county of such applicant's residence.

(2) The Commission may recognize, in lieu of the recommendations and statements otherwise required by this Act to accompany an application for a license, the valid and existing license issued to a nonresident to act as a real-estate broker or salesman by any State having a law for the licensing of such brokers and salesmen similar to this Act, upon payment of the license fee prescribed by this Act and the filing by the applicant with the Commission of a duly authenticated copy of applicant's license issued by such State: Provided, however, That every nonresident applicant shall file an irrevocable consent that suits and actions may be commenced against such applicant in the proper courts of the District of Columbia by the service of any process or pleadings authorized by the laws of the United States applying to the District of Columbia on the secretary of the Commission, said consent stipulating and agreeing that such service of such process or pleadings on said secretary shall be taken and held in all courts to be as valid and binding as if due or personal service had been made upon said applicant in the District of Columbia. Said instrument containing such consent shall be duly acknowledged and if made by a corporation shall be authenticated by the seal thereof. All such applications, except from individuals, shall be accompanied by a duly certified copy of the resolution of the proper officers or managing board, authorizing the proper officer to execute the same. In case any process or pleadings mentioned in the Act are served upon the secretary of the Commission, it shall be by duplicate copies, one of which shall be filed in the office of the Commission and the other immediately forwarded by registered mail.
to the residence address given by the applicant against which said process or pleadings are directed: And provided further, That every nonresident of the District of Columbia shall file a bond in form and contents the same as is required of applicants under section 5 of this Act.

POWER TO OBTAIN EVIDENCE

SEC. 11. Each member of the Commission and its duly authorized representatives may administer oaths to witnesses.

In case of the refusal of any person to comply with any subpoena issued hereunder or to testify to any matter regarding which he may lawfully be interrogated, the District Court of the United States for the District of Columbia, or any judge thereof, on application of any member of the Commission, shall issue an order requiring such person to comply with such subpoena and to testify or either, and any failure to obey such order of the court may be punished by the court as a contempt thereof.

OTHERS EXEMPT

SEC. 12. It shall not be necessary for any trustee or auctioneer acting under authority of a power of sale in a mortgage, deed of trust, or similar instrument securing the payment of a bona fide debt nor any bank, trust company, building and loan association, insurance company, or any land-mortgage or farm-loan association, organized under the laws of the United States, when engaged in the transaction of business within the scope of its corporate powers and provided by law, to obtain a license under this Act.

PUBLICATION OF LIST OF LICENSEES

SEC. 13. The Commission shall publish at least annually a list of the names and addresses of all licensees licensed by it under the provisions of this Act and of all persons whose license has been suspended or revoked within one year, together with a succinct report of its work during the year. Such list shall be mailed by the Commission to any person in the District of Columbia upon request.

FRAUDULENT TRANSFERS OR LOANS

SEC. 14. It shall be unlawful for any person, firm, association, partnership, or corporation to enter into or become a party to any contract, agreement, or understanding, or in any manner whatsoever to consider, combine, conspire, or act with another or others, (a) to execute a deed conveying real property in the District of Columbia that is not a bona-fide sale but is instead a simulated sale of such property executed for the purpose and with the intent of misleading others as to the value of such property, and which in fact does so mislead and/or defraud others, to their detriment; or (b) to execute a mortgage or deed of trust upon real property situated in the District of Columbia that does not in fact represent security for a bona-fide indebtedness, but which is in reality a simulated transaction, executed for the purpose and with the intent of misleading or deceiving others as to the value of the property and which does mislead, deceive, or defraud others to their detriment.

CONVICTION OF CRIME

SEC. 15. Where during the term of any license issued by the Commission the licensee shall be convicted in a court of competent jurisdiction in the District of Columbia or any State (including Federal
courts) of forgery, embezzlement, obtaining money under false pretenses, extortion, criminal conspiracy to defraud, or other like offense or offenses and a duly certified or exemplified copy of the record in such proceedings shall be filed with the Commission, the Commission shall revoke forthwith the license by it theretofore issued to the licensee so convicted.

In the event that any licensee shall be indicted in the District of Columbia or any State or Territory (including Federal courts) for forgery, embezzlement, obtaining money under false pretenses, extortion, criminal conspiracy to defraud, or like offense or offenses, and a certified copy of the indictment be filed with the Commission, or other proper evidence thereof be to it given, the Commission shall have authority, in its discretion, to suspend the license issued to such licensee pending trial upon such indictment.

No license shall be issued by the Commission to any person known by it to have been, within five years theretofore, convicted of forgery, embezzlement, obtaining money under false pretenses, extortion, criminal conspiracy to defraud, or other like offense or offenses, or to any copartnership of which such person is a member, or to any association or corporation of which said person is an officer, director, or employee, or in which as a stockholder such person has or exercises a controlling interest either directly or indirectly. In the event of the revocation or suspension of the license issued to any member of a copartnership, or to any officer of an association or corporation, the license issued to such copartnership, association, or corporation, shall be revoked by the Commission, unless, within a time fixed by the Commission, where a copartnership, the connection therewith of the member whose license has been revoked shall be severed and his interest in the copartnership and his share in its activities brought to an end, or where an association or corporation, the offending officer shall be discharged and shall have no further participation in its activity.

**PENALTIES**

Sec. 16. Any person or corporation violating any provision of this Act shall upon conviction thereof, if a person, be punished by a fine of not more than $500, or by imprisonment for a term not to exceed six months, or by both such fine and imprisonment, in the discretion of the court; and, if a corporation, be punished by a fine of not more than $1,000. Any officer, director, employee, or agent of a corporation, or member, employee, or agent of a firm, partnership, copartnership, or association, who shall personally participate in or be accessory to any violation of this Act by such firm, partnership, copartnership, association, or corporation, shall be subject to the penalties herein prescribed for individuals.

This Act shall not be construed to release any person, partnership, association, or corporation from civil liability or criminal prosecution under the laws applying to the District of Columbia.

All prosecutions for violation of this Act shall be begun in the police court of the District of Columbia in the name of the District of Columbia and under the direction and charge of the corporation counsel of the District of Columbia. The corporation counsel of the District of Columbia and his assistants shall also be counsel for the Commission in all suits to which it may be a party, and shall advise the Commission and at its request attend any and all hearings which it may hold in the performance of its duties hereunder.
SAVING CLAUSE

Sec. 17. If any section, subsection, sentence, clause, phrase, or requirement of this Act is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions thereof. The Congress of the United States hereby declares that it would have passed this Act, and each section, subsection, sentence, clause, phrase, and requirement thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or requirements be declared unconstitutional or invalid.

REPEALING CLAUSE

Sec. 18. All laws or parts of laws in conflict with this Act be, and the same are hereby, repealed.

Sec. 19. This Act, except as otherwise provided herein, shall take effect on and after ninety days from the date of its enactment.

Approved, August 25, 1937.

[CHAPTER 761]

AN ACT
To afford protection of pension benefits to peacetime veterans placed on the pension rolls after March 19, 1933, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph X of Executive Order Numbered 6098, dated March 31, 1933 (Veterans' Regulation Numbered 10 (38 U. S. C., ch. 12, appendix)), as amended by paragraph 1, Executive Order Numbered 6568, dated January 19, 1934 (Veterans' Regulation Numbered 10 (c)), is hereby canceled as of the date of enactment of this Act.

Approved, August 25, 1937.

[CHAPTER 762]

AN ACT
To incorporate the American Chemical Society.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the persons following: Robert T. Baldwin, Edward Bartow, Erle M. Billings, E. K. Bolton, Willard H. Dow, Gustavus J. Esselen, Arthur J. Hill, Townes R. Leigh, Thomas Midgely, Junior, Charles L. Parsons, R. E. Swain, E. R. Weidlein, Frank C. Whitmore, H. H. Willard, and R. E. Wilson, being persons who are now directors of the American Chemical Society, a corporation existing under the laws of the State of New York, their associates and successors duly chosen, and such other persons as now are or may hereafter be associated with them as officers or members of said American Chemical Society, are hereby incorporated and constituted and declared to be a body corporate by the name of American Chemical Society.

Sec. 2. That the objects of the incorporation shall be to encourage in the broadest and most liberal manner the advancement of chemistry in all its branches; the promotion of research in chemical science and industry; the improvement of the qualifications and usefulness of chemists through high standards of professional ethics, education, and attainments; the increase and diffusion of chemical knowledge; and by its meetings, professional contacts, reports, papers, discussions, and publications, to promote scientific interests and inquiry, thereby
fostering public welfare and education, aiding the development of our country's industries, and adding to the material prosperity and happiness of our people.

Sec. 3. That the American Chemical Society shall have power to make its own organization, including its constitution, bylaws, rules, and regulations; to fill all vacancies created by death, resignation, or otherwise; to provide for the election of members, their division into classes, and all other matters needful and useful to promote the objects of the society. It shall hold an annual meeting at such place in the United States as may from time to time be designated.

Sec. 4. That the American Chemical Society shall, whenever called upon by the War or Navy Department, investigate, examine, experiment, and report upon any subject in pure or applied chemistry connected with the national defense, the actual expense of such investigations, examinations, experiments, and reports to be paid from appropriations which may have been made for that purpose by Congress, but the society shall receive no compensation whatever for any services to the Government of the United States: Provided, that the title to any and all inventions and discoveries made in the course of such investigations, examinations, and experiments that, in the opinion of the Secretary of the Navy or the Secretary of War, involve the national defense, shall vest in the Government of the United States, and the Government of the United States shall have unlimited license under all other inventions and discoveries.

Sec. 5. That the American Chemical Society be, and the same is hereby, authorized and empowered to receive, by devise, bequest, donation, or otherwise, either real or personal property and to hold the same absolutely or in trust, and to invest, reinvest, and manage the same and to apply said property and the income arising therefrom to the objects of its creation.

Sec. 6. That as soon as may be possible after the passage of this Act a meeting of the directors hereinafter named shall be held at the city of Washington in the District of Columbia by notice served in person or by mail addressed to each director at his place of residence by the Secretary of the American Chemical Society, a New York corporation, and the said directors, or a majority thereof, being assembled, shall organize and proceed to adopt bylaws, to elect officers and appoint committees, and generally to organize the said corporation; and said directors herein named, on behalf of the corporation hereby incorporated, shall thereupon receive, take over, and enter into possession, custody, and management of all property, real or personal, of the corporation heretofore known as the American Chemical Society, incorporated as hereinbefore set out under the laws of the State of New York on November 9, 1877, and to all its rights, contracts, claims, and property of any kind or nature; and the several officers of such corporation, or any other person having charge of any of the securities, funds, real or personal, books or property thereof, shall, on demand, deliver the same to the said directors appointed by this Act or to the persons appointed by them to receive the same; and the directors of the existing corporation and the directors herein named shall and may take such other steps as shall be necessary to carry out the purposes of this Act.

Sec. 7. That the rights of the creditors of the said existing New York corporation known as the American Chemical Society shall not in any manner be impaired by the passage of this Act, or the transfer of the property hereinafter mentioned, nor shall any liability or obligation for the payment of any sums due or to become due, or any claim or demand, in any manner or for any cause existing against the said New York corporation, be released

Corporate powers.

Cooperation with War and Navy Departments.

Proviso. Title to inventions and discoveries.

Acceptance of gifts, bequests, etc.

Organization under national charter.

Rights of creditors.
or impaired; but such corporation hereby incorporated is declared to succeed to the obligations and liabilities and to be held liable to pay and discharge all of the debts, liabilities, and contracts of the said New York corporation so existing to the same effect as if such new corporation had itself incurred the obligation or liability to pay such debt or damages, and no such action or proceeding before any court or tribunal shall be deemed to have abated or been discontinued by reason of the passage of this Act.

Section 8. That the corporation shall, on or before the 1st day of December in each year, transmit to Congress a report of its proceedings and activities for the preceding calendar year, including the full and complete statement of its receipts and expenditures. Such reports shall not be printed as public documents.

Section 9. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Section 10. That this Act shall date from the 1st day of January 1938. Approved, August 25, 1937.

[CHAPTER 763] AN ACT

To amend section 76 of the Judicial Code with respect to the terms of the United States District Court at Tallahassee, Florida.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 76 of the Judicial Code (U. S. C., 1934 edition, title 28, sec. 149), is amended to read as follows:

"SEC. 76. (a) The State of Florida is divided into two districts, to be known as the northern and southern districts of Florida.

(b) The southern district shall include the territory embraced on the 1st day of July 1937 in the counties of Baker, Bradford, Brevard, Broward, Charlotte, Citrus, Clay, Collier, Columbia, Dade, De Soto, Duval, Flagler, Glades, Hamilton, Hardee, Hendry, Hernando, Highlands, Hillsborough, Indian River, Lake, Lee, Madison, Manatee, Marion, Martin, Monroe, Nassau, Okeechobee, Orange, Osceola, Palm Beach, Pasco, Pinellas, Polk, Putnam, Saint Johns, Saint Lucie, Sarasota, Seminole, Sumter, Suwannee, Union, and Volusia.

(c) Terms of the district court for the southern district shall be held at Ocala on the third Monday in January; at Tampa on the second Monday in February; at Key West on the first Monday in May and November; at Jacksonville on the first Monday in December; at Fernandina on the first Monday in April; at Miami on the fourth Monday in April; at Orlando on the first Monday in October; and at Fort Pierce on the first Monday in February: Provided, That suitable rooms and accommodations for holding court at Fort Pierce are furnished without expense to the United States: Provided further, That suitable rooms and accommodations for holding court at Orlando are furnished without expense to the United States: And provided further, That nothing in this Act shall be construed to prevent the provision of quarters for the officers of said court and appropriate courtrooms for the holding of the sessions of said court in any new Federal building which may be constructed in Orlando, Florida. No deputy clerk or deputy marshal of the court shall be appointed for Fort Pierce. The district court for the southern district shall be open at all times for the purpose of hearing and deciding causes of admiralty and maritime jurisdiction.

(d) The northern district shall include the territory embraced on the 1st day of July 1937 in the counties of Alachua, Bay, Calhoun,

“(e) Terms of the district court for the northern district shall be held at Tallahassee on the second Monday in February and on the Tuesday next after the first Monday in September; at Pensacola on the first Mondays in May and November; at Marianna on the first Monday in April; at Gainesville on the second Mondays in June and December; and at Panama City on the first Monday in October: Provided, That suitable rooms and accommodations for holding court at Panama City are furnished without expense to the United States.”

Sec. 2. The Act entitled “An Act providing for the establishment of a term of the District Court of the United States for the Southern District of Florida at Orlando, Florida”, approved June 15, 1933, as amended; the Act entitled “An Act providing for the establishment of a term of the District Court of the United States for the Southern District of Florida at Fort Pierce, Florida”, approved August 22, 1935; and the Act entitled “An Act providing for the establishment of a term of the District Court of the United States for the Northern District of Florida at Panama City, Florida”, approved May 6, 1936, are hereby repealed.

Approved, August 25, 1937.

[CHAPTER 764]

AN ACT

Authorizing the State Roads Commission of the State of Maryland to construct, maintain, and operate a free highway bridge across Sinepuxent Bay in Worcester County, Maryland, at Ocean City, Maryland, to replace a bridge already in existence.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to facilitate interstate commerce, improve the postal service, and provide for military and other purposes, the State Roads Commission of the State of Maryland be, and is hereby, authorized to construct, maintain, and operate a free highway bridge and approaches thereto across Sinepuxent Bay, at Worcester Street, or South Division Street or Wicomico Street, in Worcester County, Maryland, at Ocean City, Maryland, in accordance with the provisions of the Act entitled “An Act to regulate the construction of bridges over navigable waters”, approved March 23, 1906, and subject to the conditions and limitations contained in this Act: Provided, That notwithstanding the designation made in this Act, if, within three months after the passage of this Act, in response to a duly called and authorized election, the duly qualified and registered voters of Ocean City, Maryland, should, after participation in such special election, designate a preference for the erection of said bridge at some point other than one of the three locations set forth in this Act; then such designation of the location of said bridge shall be the point fixed for the building of said bridge, anything in this Act to the contrary notwithstanding: Provided further, That in the event any site for said bridge be selected of which there is no record in the Office of the Chief of Engineers, said site shall be subject to the final approval of the Secretary of War.

Sec. 2. There is hereby conferred upon the State Roads Commission of the State of Maryland all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, construction, operation, and maintenance of such bridge and its approaches as are
possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State in which real estate or other property is situated, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such State.

Sec. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 25, 1937.

[CHAPTER 765]

AN ACT

To amend section 11 of the Act of Congress approved July 10, 1890 (26 Stat., ch. 664), relating to the admission into the Union of the State of Wyoming.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 11 of the Act approved July 10, 1890 (26 Stat., ch. 664), relating to the admission of the Territory of Wyoming into the Union, be, and the same is hereby, amended by inserting the word “five” in place of the word “ten” in the last line thereof.

Approved, August 25, 1937.

[CHAPTER 796]

AN ACT

To amend the District of Columbia Alcoholic Beverage Control Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (b) of section 14 of the District of Columbia Alcoholic Beverage Control Act, as amended, is hereby amended to read as follows:

“Sec. 14. (b) Before granting a retailer’s license, except a retailer’s license class E or class F, the Board shall give notice by advertisement published once a week and for at least two weeks in some newspaper of general circulation published in the District of Columbia. The advertisement so published shall contain the name of the applicant and a description by street and number, or other plain designation, of the particular location for which the license is requested and the class of license desired. Such notice shall state that remonstrants are entitled to be heard before the granting of such licenses and shall name the time and place of such hearing. There shall also be posted by the Board a notice, in a conspicuous place, on the outside of the premises. This notice shall state that remonstrants are entitled to be heard before the granting of such license and shall name the same time and place for such hearing as set out in the public advertisement; and, if remonstrance against the granting of such license is filed, no final action shall be taken by the Board until the remonstrant shall have had an opportunity to be heard, under rules and regulations prescribed by said Board. Any person willfully removing, obliterating, marring, or defacing said notice shall be deemed guilty of a violation of this Act. The provisions of this subsection relating to notice by advertisement in some newspaper of general circulation shall not apply to the issuance of a license to a retailer for any place of business if such retailer is the holder of a license of the same class for the same place and if said last-mentioned license is in effect on the date the application for the new license is filed.”
SEC. 2. That subsection (d) of section 14 of the District of Columbia Alcoholic Beverage Control Act, as amended, is hereby amended to read as follows:

"Sec. 14. (d) A separate application shall be filed with respect to each place of business. The required license fee shall be paid to the collector of taxes and his duplicate receipt shall accompany the application for license. In the event the license is denied the fee shall be returned. Every such application shall be verified by the affidavit of the applicant, if an individual, or by all of the members of a partnership, or by the president or vice president of a corporation. If any false statement is knowingly made in such application, or in any accompanying statement under oath which may be required by the Commissioners or the Board, the person making the same shall be deemed guilty of perjury. The making of a false statement in any such application, or in any such accompanying statement, whether made with or without the knowledge or consent of the applicant, shall, in the discretion of the Board, constitute sufficient cause for the revocation of the license."

SEC. 3. That the second paragraph of section 17 of the District of Columbia Alcoholic Beverage Control Act, as amended, is hereby amended to read as follows:

"That in the event the Board at any time shall order the suspension of any license a notice may be posted by the Board, in a conspicuous place, on the outside of the licensed premises, at or near the main street entrance thereto; which notice shall state that the license theretofore issued to the licensee has been suspended and shall state the time for which said license is suspended, and state that the suspension is ordered because of a violation of the District of Columbia Alcoholic Beverage Control Act, or of the Commissioners' regulations adopted under authority of said District of Columbia Alcoholic Beverage Control Act."

SEC. 4. That the District of Columbia Alcoholic Beverage Control Act, as amended, is hereby further amended by adding at the end thereof the following new section:

"Sec. 39. (a) It shall be unlawful for anyone, except a public or common carrier or the holder of a manufacturer's, wholesaler's, or retailer's license issued under this Act, to transport, import, bring, or ship or cause to be transported, imported, brought, or shipped into the District of Columbia any wines, spirits, or beer in a quantity in excess of one gallon at any one time.

(b) No public or common carrier shall transport or bring into the District of Columbia wine, spirits, or beer in a quantity in excess of one gallon at any one time for delivery to any one person in the District of Columbia other than the holder of a manufacturer's, wholesaler's, or retailer's license issued under this Act.

(c) The provisions of this section shall not apply to bona-fide possessors of old stocks who are moving into the District of Columbia nor to embassies or diplomatic representatives of foreign countries, nor to wines imported for religious or sacramental purposes, nor to wine, spirits, and beer to be delivered to the holder of a manufacturer's, wholesaler's, or retailer's license issued under this Act.

(d) The penalty for violation of this section shall consist of the forfeiture of the beverages transported, imported, or shipped or caused to be transported, imported, brought, or shipped in violation of this section, and a fine of not more than $500 or imprisonment for not more than six months."

Approved, August 25, 1937.
AN ACT

Authorizing the Comptroller General of the United States to allow credit in the accounts of disbursing officers for overpayments of wages on Civil Works Administration projects and waiving recovery of such overpayments.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Comptroller General of the United States be, and he is hereby, authorized and directed to allow credit in the accounts of disbursing officers for any overpayment of wages heretofore made to or on behalf of any person for services rendered in connection with any project under the Federal Civil Works Administration, nothing to suggest fraud appearing, and in such cases where credit is allowed in the accounts of the disbursing officer under this Act no recovery shall be required from the person receiving the overpayment.

Approved, August 25, 1937.

AN ACT

To establish the Pipestone National Monument in the State of Minnesota.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the lands lying in Pipestone County, Minnesota, within the area hereinafter described are hereby dedicated and set apart as a national monument for the benefit and enjoyment of the people of the United States, under the name of the "Pipestone National Monument": Beginning at a point twenty-two and four-tenths feet north and forty-five and eight-one-hundredths feet west of the southwest corner of section 1, township 106 north, range 46 west, fifth principal meridian; thence north one-thousand six hundred and fifty-five feet; thence north eighty-nine degrees fifteen minutes east, seven hundred and eight feet; thence north no degrees forty-five minutes west, six hundred and seven and three-tenths feet; thence north sixty-two degrees five minutes east, nine hundred and eighty-seven and one-tenth feet; thence north no degrees forty-five minutes west, six hundred and seven and three-tenths feet; thence north sixty-two degrees five minutes east, nine hundred and eighty-seven and one-tenth feet; thence south twenty-seven degrees fifty-five minutes east, two hundred and sixty-four and five-tenths feet; thence south eighty-eight degrees nineteen minutes west, nine hundred and sixty-seven and five-tenths feet; thence south eighty-three degrees forty-three minutes west, four hundred and seventy-two and four-tenths feet; thence south two degrees seventeen minutes east, two thousand two hundred and forty-nine feet; thence south eighty-nine degrees twenty minutes west, four hundred and fifty-eight and two-tenths feet; thence south ninety degrees no minutes west, one hundred and thirty-seven and two-tenths feet; thence south eighty-nine degrees twenty minutes west, one thousand six hundred and eighty-three and eight-tenths feet to the point of beginning; containing approximately one hundred and fifteen and eighty-six one-hundredths acres, including concourse, excluding from the area described herein forty-seven one-hundredths acres, constituting a right-of-way of the Chicago, Rock Island and Pacific Railway.

Sec. 2. The administration, protection, and development of such monument shall be exercised under the direction of the Secretary of the Interior by the National Park Service, subject to the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916, as amended.
SEC. 3. The quarrying of the red pipestone in the lands described in section 1 is hereby expressly reserved to Indians of all tribes, under regulations to be prescribed by the Secretary of the Interior.

Approved, August 25, 1937.

[CHAPTER 769]

AN ACT

To increase the extra pay to enlisted men for reporting.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter enlisted men of the Army detailed to serve as stenographic reporters for general courts martial, courts of inquiry, military commissions, and retiring boards, while so serving, shall receive extra pay at the rate of not exceeding 10 cents for each one hundred words taken in shorthand and transcribed, such extra pay to be met from the annual appropriation for expenses of courts martial, and so forth.

Approved, August 25, 1937.

[CHAPTER 770]

AN ACT

Limiting the operation of sections 109 and 113 of the Criminal Code and section 190 of the Revised Statutes of the United States with respect to counsel in certain cases.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the employment of Harry W. Blair as an attorney or counselor specially employed, retained, or appointed by the Attorney General or under authority of the Department of Justice to assist in the conduct of legal proceedings appertaining to claims in behalf of Osage Indians for the recovery of royalties on oil produced from tribal lands, including all proceedings therein and any other case or proceeding, appellate or otherwise, that may arise out of or pertain to the right of said Indians to royalties on oil produced from tribal lands, shall not be construed to be employment within the meaning of sections 109 and 113 of the Criminal Code of the United States, as amended (U. S. C., title 18, secs. 198 and 203), or section 190 of the Revised Statutes of the United States (U. S. C., title 5, sec. 99).

Approved, August 25, 1937.

[CHAPTER 771]

AN ACT

To authorize the appointment of an additional judge for southern district of Ohio.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President hereby is authorized to appoint by and with the advice and consent of the Senate one district judge for the southern district of Ohio in addition to those now authorized by law. Said additional judge shall be entitled to receive the same salary payable in the same manner as is now provided for district judges in said district. This additional district judge shall reside within said district and shall be subject to the general provisions of law relating to district judges of the United States.

Sec. 2. This Act shall take effect immediately upon the approval thereof by the President of the United States.

Approved, August 25, 1937.
[CHAPTER 772] AN ACT
Providing for the manner of payment of taxes on gross production of minerals, including gas and oil, in Oklahoma.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever restricted Indian lands in the State of Oklahoma are subject to gross production tax on minerals, including oil and gas, the Secretary of the Interior, in his discretion, may cause such tax or taxes due the State of Oklahoma to be paid in the manner provided for by the statutes of the State of Oklahoma.

Approved, August 25, 1937.

[CHAPTER 773] AN ACT
To authorize a modification of the project for the control of floods in Lowell Creek, Alaska.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the project for the control of floods in Lowell Creek, Alaska, is hereby modified in accordance with the recommendation in House Document Numbered 154, Seventy-fifth Congress, first session, and subject to the conditions set forth therein, the work to be prosecuted under the direction of the Secretary of War and supervision of the Chief of Engineers.

Approved, August 25, 1937.

[CHAPTER 774] AN ACT
To regulate proceedings in adoption in the District of Columbia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That jurisdiction is hereby conferred upon the District Court of the United States for the District of Columbia to hear and determine petitions and decrees of adoption of any adult or child (hereinafter called adoptee) with authority to make such rules, not inconsistent with this Act, as shall bring fully before the court for consideration the interests of the adoptee, the natural parents, the petitioner, and any other properly interested party. No petition shall be considered by the court unless petitioner's spouse joins in the petition or consents to the adoption.

Jurisdiction is conferred if either of the following circumstances exist:
(1) If petitioner is a legal resident of the District of Columbia;
(2) If petitioner has actually resided in the District of Columbia for at least one year.

The petition shall state, so far as known, the name, age, race, occupation, and address of the natural parents, when known, and of the petitioner, whether the petitioner is married or single, the age and sex of the adoptee, the property owned by the adoptee, and such other facts as the court may require.

The court shall thereupon, if the adoptee is under twenty-one years of age, issue a rule with copy of the petition attached, which shall be served in such manner as the court shall therein direct, directed to all parties to the petition who do not appear and consent to the adoption, and to the Board of Public Welfare to verify the allegations of the petition, to make a thorough investigation for the purpose
of ascertaining if the adoptee is a proper subject for adoption and if the home of the petitioner is a suitable one for the adoptee and within a period not in excess of sixty days to report its findings with recommendations to the court. If an investigation already has been made by a social agency approved by the court, the Board of Public Welfare shall accept it instead of making one itself: Provided, That the foregoing provisions of this section relating to investigations and reports by the Board of Public Welfare or an approved social agency shall not apply, if an investigation has already been made by a recognized religious or fraternal organization, having under its care minors for adoption, no part of the net earnings of which inures to the benefit of any private shareholder or individual, and if such organization appears in the proceeding and reports to the court the results of its investigation and its recommendations with respect to the adoption.

Sec. 2. If adoptee is under twenty-one years of age, no decree of adoption shall be made unless the court shall find that the following persons have consented to the adoption: Adoptee, if fourteen or more years of age; and the natural parents or adoptive parents by a previous adoption, if living. The consent of the father of an adoptee born out of wedlock shall not be necessary unless he has both acknowledged the adoptee and contributed voluntarily to its support. The consent of a parent who is a minor shall not be voidable because of that minority.

If adoptee shall have attained the age of twenty-one years or over, the only consents which shall be required are those of such adoptee, and its spouse, if any.

The consent of a natural parent, or parents, or adoptive parents by a previous adoption, may be dispensed with (1) where after such notice as the court shall direct it shall appear to the court that such person or persons cannot be located; (2) where they have been permanently deprived of custody of the adoptee by court order; (3) where it shall appear to the court that they have abandoned the adoptee and voluntarily failed to contribute to his or her support for a period of at least one year next preceding the date of the filing of the petition; or (4) where investigation has shown to the satisfaction of the court extraordinary cause why such consent should be dispensed with.

Sec. 3. After considering the petition, the consents, and such evidence as the parties and any other properly interested person may wish to present, the court may enter a final decree of adoption if it is satisfied (a) that adoptee is physically, mentally, and otherwise suitable for adoption by the petitioner; (b) that the petitioner is fit and able to give the adoptee a proper home and education; and (c) that the change will be for the best interests of adoptee.

No final decree of adoption shall be entered unless the adoptee shall have been living with the adoptor at least six months prior to the filing of the petition. If, however, it shall appear in the interests of the adoptee, the court may enter an interlocutory decree for adoption, which decree shall by its terms automatically become a final decree of adoption on a day therein named, which shall not be more than six months from the entry of such interlocutory decree unless such decree shall be set aside for cause shown. If it shall appear in the interests of the adoptee, the Board of Public Welfare shall visit the adoptee during the period of the interlocutory decree at regular intervals.

Sec. 4. Notice of a final decree of adoption shall be sent to the Bureau of Vital Statistics of the Health Department. This Bureau shall cause to be made a new record of the birth in the new name and with the names of the adoptor and shall then cause to be sealed and filed the original birth certificate with the order of the court and such sealed package shall be opened only by order of court.
Sec. 5. Entry of a final decree of adoption shall establish the relation of natural parent and natural child between adoptor and adoptee for all purposes including mutual rights of inheritance and succession the same as if adoptee was born of adoptor, except that adoptee shall not inherit from collateral relatives of or the parents of adoptor although such collateral relatives and parents of adoptor shall have the right of inheritance from adoptee. All rights and duties including those of inheritance and succession between adoptee, his or her natural parents, their issue, collateral relatives, and so forth, shall be cut off. In the event one of the natural parents shall be the spouse of petitioner, then the rights and relations as between adoptee, such natural parent, and his or her parents and collateral relatives, including mutual rights of inheritance and succession, shall in no wise be altered. The family name of the adoptee shall be changed to that of adoptor unless the decree shall otherwise provide, and the given name of the adoptee may be fixed or changed at the same time.

Sec. 6. Records and papers in adoption proceedings, after the petition is filed and prior to the entry of a final decree, shall be open to inspection by the parties or their attorneys and members of the Board of Public Welfare or their agents, upon order of the court. Upon the entry of a final decree the Board of Public Welfare and the clerk of the court shall seal all papers in the proceedings. Said seals shall not be broken, and said papers shall not be inspected by any person, including the parties to the proceeding, except upon order of the court. Application for leave to inspect papers in adoption proceedings shall be by petition and shall be granted only for extraordinary cause shown. The court may appoint a master to consider and investigate the facts upon which such a petition is based, who shall make his findings and recommendations to the court.

The clerk of the court shall keep a docket of all adoption proceedings which shall only be inspected upon order of the court upon the same conditions hereinabove set out for the inspection of papers.

Sec. 7. Section 395 (title 15, sec. 1, New Code) of the Code of Law of the District of Columbia is hereby repealed. The provisions hereof shall have no retroactive effect and shall not be construed as affecting in any way the rights and relations obtained by any decree of adoption entered heretofore, and all proceedings instituted and pending on the date of this enactment shall be carried to their final determination in accordance with the provisions of section 395 as if this Act had not been enacted, and all orders and decrees entered therein shall remain valid and binding on all parties thereby affected.

Approved, August 25, 1937.

[CHAPTER 775]

AN ACT

For the relief of certain applicants for oil and gas permits and leases.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized and directed to issue oil and gas prospecting permits pursuant to applications filed therefor under section 13 of the Act of February 25, 1920 (41 Stat. 437), ninety days or more prior to the date of the amendatory Act of August 21, 1935 (49 Stat. 674), by Blanche S. Trigg, attorney in fact for the respective applicants, said applications bearing serial numbers Las Cruces 050186, 050589, 050590, 050591, 050592, 050595, 050607, 050909, 050911, 050912, 050913, 050914, 050916, 050917, 050918, 050922, 051017, 051018, 051052, 051053, 051054, 051055, 051056, 051125, 051127, 051128, 051129, 051160, 051161, 051162, 051163, 051173, 051201,
051202, 051203, 051204, 051205, 051206, 051207, 051208, 051209, 051210, 051211, 051212, 051213, 051214, 051215, 051216, 051217, 051218, 051219, 051220, 051221, 051222, 051223, 051224, 051225, 051226, 051227, 051228, 051229, 051230, 051231, 051232, 051233, 051234, 051235, 051236, 051237, notwithstanding that the proof of qualifications submitted by each applicant in connection with his application was not under oath although acknowledged before a notary public, and notwithstanding that a curative qualifying affidavit was not filed until after the passage of the amendatory Act of August 21, 1935, the delay in furnishing said curative qualifying affidavit being attributable to the suspension in the General Land Office of action on all applications for prospecting permits pending the enactment of the aforesaid amendatory Act and the promulgation of regulations thereunder: Provided, That the lands applied for and described in said applications are unreserved and unappropriated public lands not subject to prior claims and that the applications are otherwise regular and allowable.

Approved, August 25, 1937.

[CHAPTER 776]

AN ACT

To amend paragraph (1) of section 22 of the Interstate Commerce Act, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That so much of paragraph (1) of section 22 of the Interstate Commerce Act, as amended, as reads as follows: "Nothing in this part shall prevent any carrier or carriers subject to this part from giving reduced rates for the transportation of property to or from any section of the country with the object of providing relief in case of earthquake, flood, fire, famine, drought, epidemic, pestilence, or other calamitous visitation or disaster, if such reduced rates have first been authorized by order of the Commission (with or without a hearing); but in any such order the Commission shall define such section and shall specify the period during which such reduced rates are to remain in effect.

is amended to read as follows: "Nothing in this part shall prevent any carrier or carriers subject to this part from giving reduced rates for the transportation of property to or from any section of the country with the object of providing relief in case of earthquake, flood, fire, famine, drought, epidemic, pestilence, or other calamitous visitation or disaster, if such reduced rates have first been authorized by order of the Commission (with or without a hearing); in any such order the Commission shall define such section and shall specify the period during which such reduced rates are to remain in effect, and (3) clearly define the class or classes of persons entitled to such reduced rates: Provided, That any such order may define the class or classes entitled to such reduced rates as being persons designated as being in distress and in need of relief by agents of the United States or any State authorized to assist in relieving the distress

1 So in original.
caused by any such calamitous visitation or disaster. No carrier subject to the provisions of this part shall be deemed to have violated the provisions of such part with respect to undue or unreasonable preference or unjust discrimination by reason of the fact that such carrier extends such reduced rates only to the class or classes of persons defined in the order of the Commission authorizing such reduced rates."

Approved, August 25, 1937.

[CHAPTER 777]

AN ACT

To prohibit certain agreements fixing fees or compensation in receivership, bankruptcy, or reorganization proceedings, to prohibit the appointment of certain persons as receiver or trustee, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) it shall be unlawful for any party in interest, or any attorney for any party in interest, in any receivership, bankruptcy, or reorganization proceeding, in or under the supervision of any court of the United States, to enter into any agreement, written or oral, express or implied, with any other party in interest, or any attorney of any other party in interest, in such proceeding for the purpose of fixing the amount of the fees or other compensation to be paid to any party in interest or any attorney of any party in interest in such proceeding, for services rendered in connection therewith when such fees or other compensation are to be paid from the assets of the estate in receivership, bankruptcy or reorganization. As used in this section, the term "party in interest" includes any debtor, creditor, receiver, or trustee and any representative of any of them.

(b) It shall be unlawful for the judge of any court of the United States to approve the payment of any fees or compensation the amount of which is fixed as the result of any act declared to be unlawful by subsection (a) of this section.

(c) It shall be unlawful for the Judge of any court of the United States to appoint as Receiver, or Trustee, any person related to such Judge by consanguinity, or affinity, within the fourth degree.

(d) Any person who commits any act declared by this section to be unlawful shall, upon conviction, be fined not more than $10,000 or imprisoned not more than five years, or both.

Approved, August 25, 1937.

[CHAPTER 778]

AN ACT

To authorize the reservation of minerals in future sales of lands of the Choctaw-Chickasaw Indians in Oklahoma.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter, in all sales of tribal lands of the Choctaw and Chickasaw Indians in Oklahoma provided for by existing law, the Secretary of the Interior is hereby authorized to offer such lands for sale subject to a reservation of the mineral rights therein, including oil and gas, for the benefit of said Indians, whenever in his judgment the interests of the Indians will best be served thereby.

Approved, August 25, 1937.
AN ACT August 25, 1937

To authorize the Secretary of the Interior to lease or sell certain lands of the Agua Caliente or Palm Springs Reservation, California, for public airport use, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That with the consent of a majority of the adult members of the Agua Caliente or Palm Springs Band of Indians, the Secretary of the Interior be, and he is hereby, authorized in his discretion to lease or sell, under such rules and regulations as he may prescribe, to the Board of Supervisors, Riverside County, California, for a public airport and other uses and purposes incidental or appurtenant thereto, all or part of section 18, township 4 south, range 5 east, San Bernardino meridian, California; such lease may be assigned with the consent of the Secretary of the Interior to the city of Palm Springs if and when said city is incorporated.

Sec. 2. Any lease executed pursuant to authority contained in this Act shall be for a period of time not to exceed twenty-five years and may be renewable in the discretion of the Secretary of the Interior upon such terms and for such a period of time as he may prescribe. The renewal period, however, shall not exceed the term of the original lease. The proceeds derived from the leasing of said lands shall be distributed in per-capita payments to the properly enrolled members of the band having rights on the reservation.

Sec. 3. In the event the land is sold as herein authorized, the proceeds from such sale shall be deposited in the Treasury of the United States to the credit of the Agua Caliente or Palm Springs Band of Indians and shall draw interest at the rate of 4 per centum per annum which interest shall be distributed in per-capita payments to properly enrolled members of the band.

Approved, August 25, 1937.

[CHAPTER 780] AN ACT August 25, 1937

To authorize the city of Ketchikan, Alaska, to issue bonds for street improvements, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the city of Ketchikan, Alaska, is hereby authorized and empowered to construct, reconstruct, enlarge, extend, improve, and repair all or any portion of its streets and sidewalks, and also to make such changes, extensions, betterments, and replacements as may thereby be rendered necessary or advisable in its sewers, water systems, electric current lines, telephone lines, and other public utilities; and for such purposes to issue bonds in any amount not exceeding $250,000.

Sec. 2. Before said bonds shall be issued, a special election shall be ordered by the common council of the said city of Ketchikan, Alaska, at which election the question of whether such bonds shall be issued in the amount above specified for the purpose hereinbefore set forth shall be submitted to the qualified electors of said city of Ketchikan, Alaska, whose names appear on the last assessment roll of said city, for purposes of municipal taxation. The form of the ballot shall be such that the electors may vote for or against the issuance of bonds for the purposes herein specified up to the amount herein authorized. Not less than twenty days' notice of such election shall be given to the public by posting notices of same in three
conspicuous places within the corporate limits of the city of Ketchikan, Alaska, one of which shall be at the front door of the United States post office at Ketchikan, Alaska. The election notice shall specifically state the amount of bonds proposed to be issued for the purposes herein specified. The registration for such election, the manner of conducting the same, and the canvass of the returns of said election shall be, as nearly as practicable, in accordance with the requirements of law in general or special elections in said municipality; and such bonds shall be issued for the purposes herein authorized only upon condition that not less than 65 per centum of the votes cast at such election in said municipality shall be in favor of the issuance of said bonds for such purposes.

Sec. 3. The bonds herein authorized shall be coupon in form and shall mature in not to exceed twenty years from the date thereof. Such bonds may bear such date or dates, may be in such denomination or denominations, may mature in such amounts and at such time or times not exceeding twenty years from the date thereof, may be payable at such place or places, may be sold at either public or private sale, may be nonredeemable or redeemable (either with or without premium), and may carry such registration privileges, as to either principal and interest or principal only, as shall be prescribed by the common council of said city of Ketchikan. The bonds shall bear the signatures of the mayor and of the clerk of the city of Ketchikan and shall have impressed thereon the official seal of said municipality. The coupons to be annexed to such bonds shall bear the facsimile signatures of the mayor and of the clerk of said municipality. In case any of the officers whose signatures or countersignatures appear on the bonds shall cease to be such officers before delivery of such bonds, said signatures or countersignatures, whether manual or facsimile, shall nevertheless be valid and sufficient for all purposes, the same as if said officers had remained in office until such delivery. Said bonds shall bear interest at a rate to be fixed by the common council of the city of Ketchikan, not to exceed, however, 6 per centum per annum, payable semi-annually, and said bonds shall be sold at not less than the principal amount plus accrued interest.

Sec. 4. The bonds herein authorized to be issued shall be general obligations of the city of Ketchikan, Alaska, payable as to both interest and principal from ad-valorem taxes which shall be levied upon all of the taxable property within the corporate limits of such municipality in an amount sufficient to pay the interest on and the principal of such bonds as and when the same become due and payable.

Sec. 5. No part of the funds arising from the sale of said bonds shall be used for any purpose or purposes other than those specified in this Act. Said bonds shall be sold only when and in such amounts as the common council of the city of Ketchikan shall direct, and the proceeds thereof shall be distributed only for the purposes hereinbefore mentioned and under the orders and direction of said common council from time to time as such proceeds may be required for said purposes.

Sec. 6. The city of Ketchikan is hereby authorized to enter into contracts with the United States of America or any agency or instrumentality thereof for the sale of bonds issued in accordance with the provisions of this Act, and for the acceptance of a grant of money to said municipality in financing any of the public works hereinbefore mentioned, or for either; or to enter into contracts with any persons or corporations, public or private, for the sale of such bonds;
and such contracts may contain, subject to the provisions of this Act, such terms and conditions as may be agreed upon by and between the common council of said city of Ketchikan and the United States of America or any agency or instrumentality thereof, or any other purchaser of the bonds.

Sec. 7. The provisions of the Act approved May 28, 1936, entitled "An Act to authorize municipal corporations in the Territory of Alaska to incur bonded indebtedness, and for other purposes" (49 Stat. 1388), as amended, shall not affect the issuance or payment of the bonds authorized by this Act or any proceedings taken hereunder.

Approved, August 25, 1937.

[CHAPTER 781]

JOINT RESOLUTION

To amend the public resolution approved June 5, 1936, entitled "Joint resolution authorizing and requesting the President to extend to the Government of Sweden and individuals an invitation to join the Government and people of the United States in the observance of the three-hundredth anniversary of the first permanent settlement in the Delaware River Valley, and for other purposes."

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of Public Resolution Numbered 102 of the Seventy-fourth Congress is amended by inserting a comma and the words "the Government of Finland" after the words "Government of Sweden" and before the word "and"; and by inserting the words "and Finnish" after the word "Swedish" and before the word "colonists".

That section 2 be amended by inserting the words "the Government of Finland" after the words "Government of Sweden" and before the word "and".

Approved, August 25, 1937.

[CHAPTER 815]

AN ACT

To provide revenue, equalize taxation, prevent tax evasion and avoidance, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Revenue Act of 1937".

TITLE I—PERSONAL HOLDING COMPANIES

SEC. 1. AMENDMENT OF 1936 ACT.

Title IA of the Revenue Act of 1936 is amended to read as follows:

"TITLE IA—ADDITIONAL INCOME TAXES

"SEC. 551. SURTAX ON PERSONAL HOLDING COMPANIES.

"There shall be levied, collected, and paid, for each taxable year (in addition to the taxes imposed by Title I), upon the undistributed adjusted net income of every personal holding company a surtax equal to the sum of the following:

"(1) 65 centum of the amount thereof not in excess of 

$2,000; plus

(2) 75 centum of the amount thereof in excess of 

$2,000."
"SEC. 352. DEFINITION OF PERSONAL HOLDING COMPANY."

(a) GENERAL RULE.—For the purposes of this title and of Title I the term 'personal holding company' means any corporation if—

(1) GROSS INCOME REQUIREMENT.—At least 80 per centum of its gross income for the taxable year is personal holding company income as defined in section 353; but if the corporation is a personal holding company with respect to any taxable year, then, for each subsequent taxable year, the minimum percentage shall be 70 per centum in lieu of 80 per centum, until a taxable year during the whole of the last half of which the stock ownership required by paragraph (2) does not exist, or until the expiration of three consecutive taxable years in each of which less than 70 per centum of the gross income is personal holding company income; and

(2) STOCK OWNERSHIP REQUIREMENT.—At any time during the last half of the taxable year more than 50 per centum in value of its outstanding stock is owned, directly or indirectly, by or for not more than five individuals.

(b) EXCEPTIONS.—The term 'personal holding company' does not include a corporation exempt from taxation under section 101, a bank as defined in section 104, a life insurance company, a surety company, or, except with respect to a taxable year ending on or before the date of the enactment of the Revenue Act of 1937, a foreign personal holding company as defined in section 331.

"SEC. 353. PERSONAL HOLDING COMPANY INCOME."

For the purposes of this title the term 'personal holding company income' means the portion of the gross income which consists of:

(a) Dividends, interest, royalties (other than mineral, oil, or gas royalties), annuities.

(b) STOCK AND SECURITIES TRANSACTIONS.—Except in the case of regular dealers in stock or securities, gains from the sale or exchange of stock or securities.

(c) COMMODITIES TRANSACTIONS.—Gains from futures transactions in any commodity on or subject to the rules of a board of trade or commodity exchange. This subsection shall not apply to gains by a producer, processor, merchant, or handler of the commodity which arise out of bona fide hedging transactions reasonably necessary to the conduct of its business in the manner in which such business is customarily and usually conducted by others.

(d) ESTATES AND TRUSTS.—Amounts includible in computing the net income of the corporation under Supplement E of Title I; and gains from the sale or other disposition of any interest in an estate or trust.

(e) PERSONAL SERVICE CONTRACTS.—(1) Amounts received under a contract under which the corporation is to furnish personal services; if some person other than the corporation has the right to designate (by name or by description) the individual who is to perform the services, or if the individual who is to perform the services is designated (by name or by description) in the contract; and (2) amounts received from the sale or other disposition of such a contract. This subsection shall apply with respect to amounts received for services under a particular contract only if at some time during the taxable year 25 per centum or more in value of the outstanding stock of the corporation is owned, directly or indirectly, by or for the individual who has performed, is to perform, or may be designated (by name or by description) as the one to perform, such services.
Use of corporation property by shareholder.

Rents.

Mineral, oil, or gas royalties.

Stock ownership.

Constructive ownership.

Stock not owned by individual.

Family and partnership ownership.

Options.

Application of family-partnership and option rules.

Constructive ownership as actual ownership.

"(f) Use of Corporation Property by Shareholder.—Amounts received as compensation (however designated and from whomever received) for the use of, or right to use, property of the corporation in any case where, at any time during the taxable year, 25 per centum or more in value of the outstanding stock of the corporation is owned, directly or indirectly, by or for an individual entitled to the use of the property; whether such right is obtained directly from the corporation or by means of a sublease or other arrangement.

"(g) Rents.—Rents, unless constituting 50 per centum or more of the gross income. For the purposes of this subsection the term 'rents' means compensation, however designated, for the use of, or right to use, property; but does not include amounts constituting personal holding company income under subsection (f).

"(h) Mineral, Oil, or Gas Royalties.—Mineral, oil, or gas royalties, unless (1) constituting 50 per centum or more of the gross income, and (2) the deductions allowable under section 23 (a) (relating to expenses) other than compensation for personal services rendered by shareholders, constitute 15 per centum or more of the gross income.

"SEC. 354. Stock Ownership.

"(a) Constructive Ownership.—For the purpose of determining whether a corporation is a personal holding company, insofar as such determination is based on stock ownership under section 352 (a) (2), section 353 (e), or section 353 (f)—

"(1) Stock Not Owned by Individual.—Stock owned, directly or indirectly, by or for a corporation, partnership, estate, or trust shall be considered as being owned proportionately by its shareholders, partners, or beneficiaries.

"(2) Family and Partnership Ownership.—An individual shall be considered as owning the stock owned, directly or indirectly, by or for his family or by or for his partner. For the purposes of this paragraph the family of an individual includes only his brothers and sisters (whether by the whole or half blood), spouse, ancestors, and lineal descendants.

"(3) Options.—If any person has an option to acquire stock such stock shall be considered as owned by such person. For the purposes of this paragraph an option to acquire such an option, and each one of a series of such options, shall be considered as an option to acquire such stock.

"(4) Application of Family-Partnership and Option Rules.— Paragraphs (2) and (3) shall be applied—

"(A) For the purposes of the stock ownership requirement provided in section 362 (a) (2), if, but only if, the effect is to make the corporation a personal holding company;

"(B) For the purposes of section 353 (e) (relating to personal service contracts), or of section 353 (f) (relating to the use of property by shareholders), if, but only if, the effect is to make the amounts therein referred to includible under such subsection as personal holding company income.

"(5) Constructive Ownership as Actual Ownership.—Stock constructively owned by a person by reason of the application of paragraph (1) or (3) shall, for the purpose of applying paragraph (1) or (2), be treated as actually owned by such person; but stock constructively owned by an individual by reason of the application of paragraph (2) shall not be treated as owned by him for the purpose of again applying such paragraph in order to make another the constructive owner of such stock.
(6) Option rule in lieu of family and partnership rule.—

If stock may be considered as owned by an individual under either paragraph (2) or (3) it shall be considered as owned by him under paragraph (3).

(b) Convertible Securities.—Outstanding securities convertible into stock (whether or not convertible during the taxable year) shall be considered as outstanding stock—

(1) For the purpose of the stock ownership requirement provided in section 352 (a) (2), but only if the effect of the inclusion of all such securities is to make the corporation a personal holding company;

(2) For the purpose of section 353 (e) (relating to personal service contracts), but only if the effect of the inclusion of all such securities is to make the amounts therein referred to includible under such subsection as personal holding company income; and

(3) For the purpose of section 353 (f) (relating to the use of property by shareholders), but only if the effect of the inclusion of all such securities is to make the amounts therein referred to includible under such subsection as personal holding company income.

The requirement in paragraphs (1), (2), and (3) that all convertible securities must be included if any are to be included shall be subject to the exception that, where some of the outstanding securities are convertible only after a later date than in the case of others, the class having the earlier conversion date may be included although the others are not included, but no convertible securities shall be included unless all outstanding securities having a prior conversion date are also included.

SEC. 355. UNDISTRIBUTED ADJUSTED NET INCOME.

For the purposes of this title the term 'undistributed adjusted net income' means the adjusted net income (as defined in section 356) minus—

(a) The amount of the dividends paid credit provided in section 27, computed without the benefit of subsection (b) thereof (relating to the dividend carry-over); and

(b) Amounts used or irrevocably set aside to pay or to retire indebtedness of any kind incurred prior to January 1, 1934, if such amounts are reasonable with reference to the size and terms of such indebtedness.

SEC. 356. ADJUSTED NET INCOME.

For the purposes of this title the term 'adjusted net income' means the net income with the following adjustments:

(a) Additional deductions.—There shall be allowed as deductions—

(1) Federal income, war-profits, and excess-profits taxes paid or accrued during the taxable year to the extent not allowed as a deduction under section 23; but not including the tax imposed by section 102, section 351 (either before or after its amendment by the Revenue Act of 1937), or a section of a prior income-tax law corresponding to either of such sections.

(2) In lieu of the deduction allowed by section 23 (q), contributions or gifts made within the taxable year to or for the use of donees described in section 23 (q) for the purposes therein specified, to an amount which does not exceed 15 per centum of the taxpayer's net income, computed without the benefit of this paragraph and section 23 (q), and without the deduction of the amount disallowed under subsection (b) of this section.
“(3) In the case of a corporation organized prior to January 1, 1936, to take over the assets and liabilities of the estate of a decedent, amounts paid in liquidation of any liability of the corporation based on the liability of the decedent to make contributions or gifts to or for the use of donees described in section 23 (a) for the purposes therein specified, to the extent such liability of the decedent existed prior to January 1, 1934. No deduction shall be allowed under paragraph (2) of this subsection for a taxable year for which a deduction is allowed under this paragraph.

“(b) Deductions Not Allowed.—The aggregate of the deductions allowed under section 23 (a), relating to expenses, and section 23 (1), relating to depreciation, which are allocable to the operation and maintenance of property owned or operated by the corporation, shall be allowed only in an amount equal to the rent or other compensation received for the use or right to use the property, unless it is established (under regulations prescribed by the Commissioner with the approval of the Secretary) to the satisfaction of the Commissioner:

“(1) That the rent or other compensation received was the highest obtainable, or, if none was received, that none was obtainable;

“(2) That the property was held in the course of a business carried on bona fide for profit; and

“(3) Either that there was reasonable expectation that the operation of the property would result in a profit, or that the property was necessary to the conduct of the business.

"SEC. 357. MEANING OF TERMS USED.
"The terms used in this title shall have the same meaning as when used in Title I.

"SEC. 358. ADMINISTRATIVE PROVISIONS.
"All provisions of law (including penalties) applicable in respect of the taxes imposed by Title I of this Act, shall insofar as not inconsistent with this title, be applicable in respect of the tax imposed by this title, except that the provisions of section 131 of that title shall not be applicable.

"SEC. 359. IMPROPER ACCUMULATION OF SURPLUS.
"For surtax on corporations which accumulate surplus to avoid surtax on stockholders, see section 102.

"SEC. 360. FOREIGN PERSONAL HOLDING COMPANIES.
"For provisions relating to foreign personal holding companies and their shareholders, see Supplement P of Title I.

SEC. 2. CHANGES IN CROSS-REFERENCES.
Section 12 (c), section 14 (f), and section 102 (e) of the Revenue Act of 1936 are amended by striking out “section 351” and inserting in lieu thereof “Title IA”.

SEC. 3. EFFECTIVE DATES.
The amendment made by section 1 shall apply only with respect to taxable years beginning after December 31, 1936; and Title IA of the Revenue Act of 1936, as it existed prior to such amendment, shall not apply to a foreign personal holding company (as defined in section 351 of the Revenue Act of 1936, added to such Act by section 201 of this Act) with respect to any taxable year ending after the date of the enactment of this Act.
TITLE II—FOREIGN PERSONAL HOLDING COMPANIES

SEC. 201. INCLUSION IN INCOME OF UNITED STATES SHAREHOLDERS OF INCOME OF FOREIGN PERSONAL HOLDING COMPANIES.

The Revenue Act of 1936 is amended by adding after Supplement O of Title I a new Supplement to read as follows:

“Supplement P—Foreign Personal Holding Companies

“SEC. 331. DEFINITION OF FOREIGN PERSONAL HOLDING COMPANY.

“(a) General Rule.—For the purposes of this title and of Title IA the term ‘foreign personal holding company’ means any foreign corporation if—

“(1) Gross income requirement.—At least 60 per centum of its gross income (as defined in section 334(a)) for the taxable year is foreign personal holding company income as defined in section 332; but if the corporation is a foreign personal holding company with respect to any taxable year, then, for each subsequent taxable year, the minimum percentage shall be 50 per centum in lieu of 60 per centum, until a taxable year during the whole of which the stock ownership required by paragraph (2) does not exist, or until the expiration of three consecutive taxable years in each of which less than 50 per centum of the gross income is foreign personal holding company income. For the purposes of this paragraph there shall be included in the gross income the amount includible therein as a dividend by reason of the application of section 334(c) (2); and

“(2) Stock ownership requirement.—At any time during the taxable year more than 50 per centum in value of its outstanding stock is owned, directly or indirectly, by or for not more than five individuals who are citizens or residents of the United States, hereinafter called ‘United States group’.

“(b) Exceptions.—The term ‘foreign personal holding company’ does not include a corporation exempt from taxation under section 101.

“SEC. 332. FOREIGN PERSONAL HOLDING COMPANY INCOME.

“For the purposes of this title the term ‘foreign personal holding company income’ means the portion, of the gross income determined for the purposes of section 331(a)(1), which consists of:

“(a) Dividends, interest, royalties, annuities.

“(b) Stock and securities transactions.—Except in the case of regular dealers in stock or securities, gains from the sale or exchange of stock or securities.

“(c) Commodities transactions.—Gains from futures transactions in any commodity on or subject to the rules of a board of trade or commodity exchange. This subsection shall not apply to gains by a producer, processor, merchant, or handler of the commodity which arise out of bona fide hedging transactions reasonably necessary to the conduct of its business in the manner in which such business is customarily and usually conducted by others.

“(d) Estates and trusts.—Amounts includible in computing the net income of the corporation under Supplement E; and gains from the sale or other disposition of any interest in an estate or trust.

“(e) Personal service contracts.—(1) Amounts received under a contract under which the corporation is to furnish personal services; if some person other than the corporation has the right to designate (by name or by description) the individual who is to perform the services, or if the individual who is to perform the services is designated (by name or by description) in the contract; and (2) amounts
received from the sale or other disposition of such a contract. This
subsection shall apply with respect to amounts received for services
under a particular contract only if at some time during the taxable
year 25 per centum or more in value of the outstanding stock of the
corporation is owned, directly or indirectly, by or for an individual
who has performed, is to perform, or may be designated (by name
or by description) as the one to perform, such services.

"(f) USE OF CORPORATION PROPERTY BY SHAREHOLDER.—Amounts
received as compensation (however designated and from whomsoever
received) for the use of, or right to use, property of the corporation
in any case where, at any time during the taxable year, 25 per centum
or more in value of the outstanding stock of the corporation is owned,
directly or indirectly, by or for the individual entitled to the use of
the property; whether such right is obtained directly from the cor-
poration or by means of a sublease or other arrangement.

"(g) RENTS.—Rents, unless constituting 50 per centum or more of
the gross income. For the purposes of this subsection the term
'rents' means compensation, however designated, for the use of, or
right to use, property; but does not include amounts constituting
foreign personal holding company income under subsection (f).

"SEC. 333. STOCK OWNERSHIP.

"(a) CONSTRUCTIVE OWNERSHIP.—For the purpose of determining
whether a foreign corporation is a foreign personal holding company,
insofar as such determination is based on stock ownership under sec-
section 331 (a) (2), section 332 (e), or section 332 (f)—

"(1) STOCK NOT OWNED BY INDIVIDUAL.—Stock owned, directly
or indirectly, by or for a corporation, partnership, estate, or
trust shall be considered as being owned proportionately by its
shareholders, partners, or beneficiaries.

"(2) FAMILY AND PARTNERSHIP OWNERSHIP.—An individual
shall be considered as owning the stock owned, directly or
indirectly, by or for his family or by or for his partner. For
the purposes of this paragraph the family of an individual
includes only his brothers and sisters (whether by the whole or
half blood), spouse, ancestors, and lineal descendants.

"(3) OPTIONS.—If any person has an option to acquire stock
such stock shall be considered as owned by such person. For
the purposes of this paragraph an option to acquire such an
option, and each one of a series of such options, shall be consid-
ered as an option to acquire such stock.

"(4) APPLICATION OF FAMILY-PARTNERSHIP AND OPTION RULES.—
Paragraphs (2) and (3) shall be applied—

"(A) For the purposes of the stock ownership require-
ment provided in section 331 (a) (2), if, but only if, the
effect is to make the corporation a foreign personal holding
company;

"(B) For the purposes of section 332 (e) (relating to
personal service contracts), or of section 332 (f) (relating
to the use of property by shareholders), if, but only if, the
effect is to make the amounts therein referred to includible
under such subsection as foreign personal holding company
income.

"(5) CONSTRUCTIVE OWNERSHIP AS ACTUAL OWNERSHIP.—Stock
constructively owned by a person by reason of the application
of paragraph (1) or (3) shall, for the purpose of applying
paragraph (1) or (2), be treated as actually owned by such
person; but stock constructively owned by an individual by rea-
son of the application of paragraph (2) shall not be treated as
owned by him for the purpose of again applying such paragraph
in order to make another the constructive owner of such stock.
Option rule in lieu of family and partnership rule.

Convertible securities.

"(6) Option rule in lieu of family and partnership rule.—If stock may be considered as owned by an individual under either paragraph (2) or (3) it shall be considered as owned by him under paragraph (3).

"(b) Convertible Securities.—Outstanding securities convertible into stock (whether or not convertible during the taxable year) shall be considered as outstanding stock—

"(1) For the purpose of the stock ownership requirement provided in section 331 (a) (2), but only if the effect of the inclusion of all such securities is to make the corporation a foreign personal holding company;

"(2) For the purpose of section 332 (e) (relating to personal service contracts), but only if the effect of the inclusion of all such securities is to make the amounts therein referred to includible under such subsection as foreign personal holding company income; and

"(3) For the purpose of section 332 (f) (relating to the use of property by shareholders), but only if the effect of the inclusion of all such securities is to make the amounts therein referred to includible under such subsection as foreign personal holding company income.

"The requirement in paragraphs (1), (2), and (3) that all convertible securities must be included if any are to be included shall be subject to the exception that, where some of the outstanding securities are convertible only after a later date than in the case of others, the class having the earlier conversion date may be included although the others are not included, but no convertible securities shall be included unless all outstanding securities having a prior conversion date are also included.

"Sec. 334. Gross income of foreign personal holding companies.

"(a) General rule.—As used in this Supplement with respect to a foreign corporation the term 'gross income' means gross income computed (without regard to the provisions of Supplement I) as if the foreign corporation were a domestic corporation.

"(b) Additions to gross income.—In the case of a foreign personal holding company (whether or not a United States group, as defined in section 331 (a) (2), existed with respect to such company on the last day of its taxable year) which was a shareholder in another foreign personal holding company on the day in the taxable year of the second company which was the last day on which a United States group existed with respect to the second company, there shall be included, as a dividend, in the gross income of the first company, for the taxable year in which or with which the taxable year of the second company ends, the amount the first company would have received as a dividend if on such last day there had been distributed by the second company, and received by the shareholders, an amount which bears the same ratio to the undistributed Supplement P net income of the second company for its taxable year as the portion of such taxable year up to and including such last day bears to the entire taxable year.

"(c) Application of subsection (b).—The rule provided in subsection (b)—

"(1) shall be applied in the case of a foreign personal holding company for the purpose of determining its undistributed Supplement P net income which, or a part of which, is to be included in the gross income of its shareholders, whether United States shareholders or other foreign personal holding companies;
“(2) shall be applied in the case of every foreign corporation with respect to which a United States group exists on some day of its taxable year, for the purpose of determining whether such corporation meets the gross income requirements of section 331 (a) (1).

"SEC. 335. UNDISTRIBUTED SUPPLEMENT P NET INCOME.

“For the purposes of this title the term ‘undistributed Supplement P net income’ means the Supplement P net income (as defined in section 336) minus the amount of the dividends paid credit provided in section 27, computed without the benefit of subsection (b) thereof (relating to the dividend carry-over).

"SEC. 336. SUPPLEMENT P NET INCOME.

“For the purposes of this title the term ‘Supplement P net income’ means the net income with the following adjustments:

“(a) **ADDITIONAL DEDUCTIONS.**—There shall be allowed as deductions—

“(1) Federal income, war-profits, and excess-profits taxes paid or accrued during the taxable year to the extent not allowed as a deduction under section 23; but not including the tax imposed by section 102, section 351 (either before or after its amendment by the Revenue Act of 1937), or a section of a prior income-tax law corresponding to either of such sections.

“(2) In lieu of the deduction allowed by section 23(q), contributions or gifts made within the taxable year to or for the use of donees described in section 23 (q) for the purposes therein specified, to an amount which does not exceed 15 per centum of the company's net income, computed without the benefit of this paragraph and section 23 (q), and without the deduction of the amount disallowed under subsection (b) of this section, and without the inclusion in gross income of the amounts includible therein as dividends by reason of the application of the provisions of section 334 (b) (relating to the inclusion in the gross income of a foreign personal holding company of its distributive share of the undistributed Supplement P net income of another foreign personal holding company in which it is a shareholder).

“(b) **DEDUCTIONS NOT ALLOWED.**

“(1) **TAXES AND PENSION TRUSTS.**—The deductions provided in section 23 (d), relating to taxes of a shareholder paid by the corporation, and in section 23 (p), relating to pension trusts, shall not be allowed.

“(2) **EXPENSES AND DEPRECIATION.**—The aggregate of the deductions allowed under section 23 (a), relating to expenses, and section 23 (l), relating to depreciation, which are allocable to the operation and maintenance of property owned or operated by the company, shall be allowed only in an amount equal to the rent or other compensation received for the use or right to use the property, unless it is established (under regulations prescribed by the Commissioner with the approval of the Secretary) to the satisfaction of the Commissioner:

“(A) That the rent or other compensation received was the highest obtainable, or, if none was received, that none was obtainable:

“(B) That the property was held in the course of a business carried on bona fide for profit; and

“(C) Either that there was reasonable expectation that the operation of the property would result in a profit, or that the property was necessary to the conduct of the business.
"SEC. 337. CORPORATION INCOME TAXED TO UNITED STATES SHAREHOLDERS.

(a) GENERAL RULE.—The undistributed Supplement P net income of a foreign personal holding company shall be included in the gross income of the citizens or residents of the United States, domestic corporations, domestic partnerships, and estates or trusts (other than estates or trusts the gross income of which under this title includes only income from sources within the United States), who are shareholders in such foreign personal holding company (hereinafter called "United States shareholders") in the manner and to the extent set forth in this Supplement.

(b) AMOUNT INCLUDED IN GROSS INCOME.—Each United States shareholder, who was a shareholder on the day in the taxable year of the company which was the last day on which a United States group (as defined in section 331 (a) (2)) existed with respect to the company, shall include in his gross income, as a dividend, for the taxable year in which or with which the taxable year of the company ends, the amount he would have received as a dividend if on such last day there had been distributed by the company, and received by the shareholders, an amount which bears the same ratio to the undistributed Supplement P net income of the company for the taxable year as the portion of such taxable year up to and including such last day bears to the entire taxable year.

(c) CREDIT FOR OBLIGATIONS OF U. S. AND ITS INSTRUMENTALITIES.—Each United States shareholder shall be allowed a credit against net income, for the purpose of the tax imposed by section 11, 13, 14, 201, or 204, of his proportionate share of the interest specified in section 25 (a) (1) or (2) which is included in the gross income of the company otherwise than by the application of the provisions of section 334 (b) (relating to the inclusion in the gross income of a foreign personal holding company of its distributive share of the undistributed Supplement P net income of another foreign personal holding company in which it is a shareholder).

(d) INFORMATION IN RETURN.—Every United States shareholder who is required under subsection (b) to include in his gross income any amount with respect to the undistributed Supplement P net income of a foreign personal holding company and who, on the last day on which a United States group existed with respect to the company, owned 5 per centum or more in value of the outstanding stock of such company, shall set forth in his return in complete detail the gross income, deductions and credits, net income, Supplement P net income, and undistributed Supplement P net income of such company.

(e) EFFECT ON CAPITAL ACCOUNT OF FOREIGN PERSONAL HOLDING COMPANY.—An amount which bears the same ratio to the undistributed Supplement P net income of the foreign personal holding company for its taxable year as the portion of such taxable year up to and including the last day on which a United States group existed with respect to the company bears to the entire taxable year, shall, for the purpose of determining the effect of distributions in subsequent taxable years by the corporation, be considered as a contribution to capital.

(f) BASIS OF STOCK IN HANDS OF SHAREHOLDERS.—The amount required to be included in the gross income of a United States shareholder under subsection (b) shall, for the purpose of adjusting the basis of his stock with respect to which the distribution would have been made (if it had been made), be treated as having been reinvested by the shareholder as a contribution to the capital of the corporation; but only to the extent to which such amount is included
in his gross income in his return, increased or decreased by any
adjustment of such amount in the last determination of the share-
holder’s tax liability, made before the expiration of seven years after
the date prescribed by law for filing the return.

“(g) Basis of Stock in Case of Death.—For basis of stock or
securities in a foreign personal holding company acquired from a
decedent, see section 113 (a) (5).

“(h) Liquidation.—For amount of gain taken into account on
liquidation of foreign personal holding company, see section 115 (c).

“(i) Period of Limitation on Assessment and Collection.—For
period of limitation on assessment and collection without assessment,
in case of failure to include in gross income the amount properly
includible therein under subsection (b), see section 275 (d).

“SEC. 338. INFORMATION RETURNS BY OFFICERS AND DIRECTORS.

“(a) Monthly Returns.—On the fifteenth day of each month each
individual who on such day is an officer or a director of a foreign
corporation which, with respect to its taxable year (if not beginning
more than twelve months before the date of the enactment of the
Revenue Act of 1937) preceding the taxable year in which such month
occurs, was a foreign personal holding company, shall file with the
Commissioner a return setting forth with respect to the preceding
calendar month the name and address of each shareholder, the class
and number of shares held by each, together with any changes in
stockholdings during such period, the name and address of any holder
of securities convertible into stock of such corporation, and such other
information with respect to the stock and securities of the corporation
as the Commissioner with the approval of the Secretary shall by
regulations prescribe as necessary for carrying out the provisions of
this Act. The Commissioner, with the approval of the Secretary,
may by regulations prescribe, as the period with respect to which
returns shall be filed, a longer period than a month. In such case
the return shall be due on the fifteenth day of the succeeding period,
and shall be filed by the individuals who on such day are officers and
directors of the corporation.

“(b) Annual Returns.—On the sixtieth day after the close of the
taxable year of a foreign personal holding company each individual
who on such sixtieth day is an officer or director of the corporation
shall file with the Commissioner a return setting forth—

“(1) In complete detail the gross income, deductions and
credits, net income, Supplement P net income, and undistributed
Supplement P net income of such foreign personal holding com-
pany for such taxable year; and

“(2) The same information with respect to such preceding
taxable year as is required in subsection (a); except that if all
the required reports with respect to such year have been
filed under subsection (a) no information under this paragraph
need be set forth in the annual report.

“SEC. 339. INFORMATION RETURNS BY SHAREHOLDERS.

“(a) Monthly Returns.—On the fifteenth day of each month
each United States shareholder, by or for whom 50 per centum or
more in value of the outstanding stock of a foreign corporation is
owned directly or indirectly (including in the case of an individual,
stock owned by the members of his family as defined in section 333
(a) (2)), if such foreign corporation with respect to its taxable
year (if not beginning more than twelve months before the date of
the enactment of the Revenue Act of 1937) preceding the taxable
year in which such month occurs was a foreign personal holding
company, shall file with the Commissioner a return setting forth with

Basis, in case of death.

Liquidation.

Period of limitation on assessment and collection.

Information returns by officers and directors.

Monthly returns.

Annual returns.

Information returns by shareholders.

Monthly returns.

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respect to the preceding calendar month the name and address of each shareholder, the class and number of shares held by each, together with any changes in stockholdings during such period, the name and address of any holder of securities convertible into stock of such corporation, and such other information with respect to the stock and securities of the corporation as the Commissioner with the approval of the Secretary shall by regulations prescribe as necessary for carrying out the provisions of this Act. The Commissioner, with the approval of the Secretary, may by regulations prescribe, as the period with respect to which returns shall be filed, a longer period than a month. In such case the return shall be due on the fifteenth day of the succeeding period, and shall be filed by the persons who on such day are United States shareholders.

"(b) ANNUAL RETURNS.—On the sixtieth day after the close of the taxable year of a foreign personal holding company each United States shareholder by or for whom on such sixtieth day more than 50 per centum of the outstanding stock of such company is owned directly or indirectly (including in the case of an individual, stock owned by members of his family as defined in section 333 (a) (2)), shall file with the Commissioner a return setting forth the same information with respect to such preceding taxable year as is required in subsection (a); except that if all the required reports with respect to such year have been filed under subsection (a) no information under this subsection need be set forth in the annual report.

"SEC. 340. RETURNS AS TO FORMATION, ETC., OF FOREIGN CORPORATIONS.

"(a) REQUIREMENT.—Under regulations prescribed by the Commissioner with the approval of the Secretary, any attorney, accountant, fiduciary, bank, trust company, financial institution, or other person—

"(1) Who, on or after the date of the enactment of the Revenue Act of 1937, aids, assists, counsels, or advises in, or with respect to, the formation, organization, or reorganization of any foreign corporation, shall, within 30 days thereafter, file with the Commissioner a return; or

"(2) Who, since December 31, 1933, and prior to 90 days after the date of the enactment of the Revenue Act of 1937, has aided, assisted, counseled, or advised in the formation, organization, or reorganization of any foreign corporation shall, within 90 days after the date of the enactment of such Act, file with the Commissioner a return.

"(b) FORM AND CONTENTS OF RETURN.—Such return shall be in such form, and shall set forth, under oath, in respect of each such corporation, to the full extent of the information within the possession or knowledge or under the control of the person required to file the return, such information as the Commissioner with the approval of the Secretary prescribes by regulations as necessary for carrying out the provisions of this Act. Nothing in this section shall be construed to require the divulging of privileged communications between attorney and client.

"SEC. 341. PENALTIES.

"Any person required under section 338, 339, or 340 to file a return, or to supply any information, who willfully fails to file such return, or supply such information, at the time or times required by law or regulations, shall, in lieu of the penalties provided in section 145 (a) for such offense, be guilty of a misdemeanor and, upon conviction thereof, be fined not more than $2,000, or imprisoned for not more than one year, or both."
SEC. 202. EFFECTIVE DATE.

Supplement P of Title I of the Revenue Act of 1936, added to such Act by section 201 of this Act, shall not apply to a taxable year (either of a shareholder or of a foreign corporation) ending on or before the date of the enactment of this Act; and in no case shall the stock ownership requirement provided in section 331 (a) (2) of such Supplement be satisfied unless a United States group (as therein defined) existed with respect to the corporation after the date of the enactment of this Act. If under section 338 or 339 of such Supplement the date on which a return is required to be filed occurs prior to November 1, 1937, the return shall be considered as filed on time if filed prior to December 1, 1937.

SEC. 203. ADJUSTED BASIS OF STOCK OF FOREIGN PERSONAL HOLDING COMPANY.

Section 113 (b) (1) of the Revenue Act of 1936 is amended by striking out the period at the end thereof and inserting in lieu thereof a semicolon and the following:

"and ((E) to the extent provided in section 337 (f) in the case of the stock of United States shareholders in a foreign personal holding company.)"

SEC. 204. BASIS OF STOCK IN FOREIGN PERSONAL HOLDING COMPANY ACQUIRED FROM DECEDENT.

Section 113 (a) (5) of the Revenue Act of 1936 is amended by adding at the end thereof a new sentence to read as follows:

"If the property was acquired by bequest, devise, or inheritance, or by the decedent's estate from the decedent, and if the decedent died after the date of the enactment of the Revenue Act of 1937, and if the property consists of stock or securities of a foreign corporation, which with respect to its taxable year next preceding the date of the decedent's death was a foreign personal holding company, then the basis shall be the fair market value of such property at the time of such acquisition or the basis in the hands of the decedent, whichever is lower."

SEC. 205. LIQUIDATION OF FOREIGN PERSONAL HOLDING COMPANIES.

Section 115 (c) of the Revenue Act of 1936 is amended by adding at the end thereof a new sentence to read as follows:

"If any distribution in complete liquidation (including any one of a series of distributions made by the corporation in complete cancellation or redemption of all its stock) is made by a foreign corporation which with respect to any taxable year beginning on or before, and ending after, the date of the enactment of the Revenue Act of 1937, was a foreign personal holding company, and with respect to which a United States group (as defined in section 331 (a) (2)) existed after the date of the enactment of the Revenue Act of 1937 and before January 1, 1938, then, despite the foregoing provisions of this subsection, 100 per centum of the gain recognized resulting from such distribution shall be taken into account in computing net income—"

"(1) Unless such liquidation is completed before January 1, 1938; or"

"(2) Unless (if it is established to the satisfaction of the Commissioner by evidence submitted before January 1, 1938, that due to the laws of the foreign country in which such corporation is incorporated, or for other reason, it is or will be impossible to complete the liquidation of such company before such date) the liquidation is completed on or before such date as the Commissioner may find reasonable, but not later than June 30, 1938."
SEC. 206. PERIOD OF LIMITATION UPON ASSESSMENT AND COLLECTION.

(a) Section 275 of the Revenue Act of 1936 is amended by inserting after subsection (c) thereof a new subsection to read as follows:

"(d) SHAREHOLDERS OF FOREIGN PERSONAL HOLDING COMPANIES.—If the taxpayer omits from gross income an amount properly includible therein under section 337 (b) (relating to the inclusion in the gross income of United States shareholders of their distributive shares of the undistributed Supplement P net income of a foreign personal holding company) the tax may be assessed, or a proceeding in court for the collection of such tax may be begun without assessment, at any time within seven years after the return was filed."

(b) Subsection (d) of such section 275, before its amendment by subsection (a) of this section, is amended to read as follows:

"(e) For the purposes of subsections (a), (b), (c), and (d), a return filed before the last day prescribed by law for the filing thereof shall be considered as filed on such last day."

(c) Subsection (e) of such section 275, before its amendment by subsections (a) and (b) of this section, is amended by striking out "(e)" and inserting in lieu thereof "(f)".

SEC. 207. MINOR AMENDMENTS TO TITLE I OF 1936 ACT.

(a) Section 4 of the Revenue Act of 1936 is amended by adding at the end thereof a new subsection to read as follows:

"(i) Foreign personal holding companies and their shareholders—Supplement P."

(b) Section 22 of such Act is amended by adding at the end thereof a new subsection to read as follows:

"(g) FOREIGN PERSONAL HOLDING COMPANIES.—For provisions relating to gross income of foreign personal holding companies and of their shareholders, see section 334."

(c) Section 54 of such Act is amended by adding at the end thereof a new subsection to read as follows:

"(e) FOREIGN PERSONAL HOLDING COMPANIES.—For information returns by officers, directors, and large shareholders, with respect to foreign personal holding companies, see sections 338, 339, and 341. For information returns by attorneys, accountants, and so forth, as to formation, and so forth, of foreign corporations, see sections 340 and 341."

(d) Such Act is amended by adding after section 150 a new section to read as follows:

"SEC. 151. FOREIGN PERSONAL HOLDING COMPANIES.

"For information returns by officers, directors, and large shareholders, with respect to foreign personal holding companies, see sections 338, 339, and 341. For information returns by attorneys, accountants, and so forth, as to formation, and so forth, of foreign corporations, see sections 340 and 341."

(e) Section 145 of such Act is amended by adding at the end thereof a new subsection to read as follows:

"(d) For penalties for failure to file information returns with respect to foreign personal holding companies and foreign corporations, see section 341."
TITLE III—DISALLOWED DEDUCTIONS

SEC. 301. DISALLOWED DEDUCTIONS.
(a) Section 24 (a) of the Revenue Act of 1936 is amended to read as follows:

"(a) GENERAL RULE.—In computing net income no deduction shall in any case be allowed in respect of—

"(1) Personal, living, or family expenses;

"(2) Any amount paid out for new buildings or for permanent improvements or betterments made to increase the value of any property or estate;

"(3) Any amount expended in restoring property or in making good the exhaustion thereof for which an allowance is or has been made;

"(4) Premiums paid on any life insurance policy covering the life of any officer or employee, or of any person financially interested in any trade or business carried on by the taxpayer, when the taxpayer is directly or indirectly a beneficiary under such policy; or

"(5) Any amount otherwise allowable as a deduction which is allocable to one or more classes of income other than interest (whether or not any amount of income of that class or classes is received or accrued) wholly exempt from the taxes imposed by this title.

(b) LOSSES FROM SALES OR EXCHANGES OF PROPERTY.—

"(1) LOSSES DISALLOWED.—In computing net income no deduction shall in any case be allowed in respect of losses from sales or exchanges of property, directly or indirectly—

"(A) Between members of a family, as defined in paragraph (2) (D);

"(B) Except in the case of distributions in liquidation, between an individual and a corporation more than 50 per centum in value of the outstanding stock of which is owned, directly or indirectly, by or for such individual;

"(C) Except in the case of distributions in liquidation, between two corporations more than 50 per centum in value of the outstanding stock of each of which is owned by or for the same individual, if—

"(i) Either one of such corporations, with respect to the taxable year (if beginning after December 31, 1935) of the corporation preceding the date of the sale or exchange, was a personal holding company as defined in section 352, or

"(ii) Either one of such corporations, with respect to the taxable year (if not beginning more than 12 months before the date of the enactment of the Revenue Act of 1937) of the corporation preceding the date of the sale or exchange, was a foreign personal holding company as defined in section 331;

"(D) Between a grantor and a fiduciary of any trust;

"(E) Between the fiduciary of a trust and the fiduciary of another trust, if the same person is a grantor with respect to each trust; or

"(F) Between a fiduciary of a trust and a beneficiary of such trust.
(2) Stock ownership, family, and partnership rule.—For the purposes of determining, in applying paragraph (1), the ownership of stock—

(A) Stock owned, directly or indirectly, by or for a corporation, partnership, estate, or trust, shall be considered as being owned proportionately by or for its shareholders, partners, or beneficiaries;

(B) An individual shall be considered as owning the stock owned, directly or indirectly, by or for his family;

(C) An individual owning (otherwise than by the application of subparagraph (B)) any stock in a corporation shall be considered as owning the stock owned, directly or indirectly, by or for his partner;

(D) The family of an individual shall include only his brothers and sisters (whether by the whole or half blood), spouse, ancestors, and lineal descendants; and

(E) Constructive Ownership as Actual Ownership.—Stock constructively owned by a person by reason of the application of subparagraph (A) shall, for the purpose of applying subparagraph (A), (B), or (C), be treated as actually owned by such person, but stock constructively owned by an individual by reason of the application of subparagraph (B) or (C) shall not be treated as owned by him for the purpose of again applying either of such subparagraphs in order to make another the constructive owner of such stock.

(3) Special rule for year 1936.—In applying paragraph (1) (C) (i) in a case where the preceding taxable year therein referred to began in the calendar year 1936, the determination as to whether the corporation was a foreign personal holding company shall be made under section 351 (b) (1) before the amendment of Title IA made by section 1 of the Revenue Act of 1937.

(c) Unpaid expenses and interest.—In computing net income no deduction shall be allowed in respect of expenses incurred under section 23 (a) or interest accrued under section 23 (b)—

(1) If not paid within the taxable year or within two and one half months after the close thereof; and

(2) If, by reason of the method of accounting of the person to whom the payment is to be made, the amount thereof is not, unless paid, includible in the gross income of such person for the taxable year in which or with which the taxable year of the taxpayer ends; and

(3) If, at the close of the taxable year of the taxpayer or at any time within two and one half months thereafter, both the taxpayer and the person to whom the payment is to be made are persons between whom losses would be disallowed under section 24 (b).”

(b) Section 24 (b) and section 24 (c) of the Revenue Act of 1936, as in force prior to the amendment to section 24 made by subsection (a) of this section, are amended by striking out “(b)” and “(c)” and inserting in lieu thereof “(d)” and “(e)”.

SEC. 302. EFFECTIVE DATES.

The amendments made by this title shall apply only with respect to taxable years beginning after December 31, 1936.
SEC. 401. DENIAL OF PERSONAL EXEMPTION TO TRUSTS.
Section 163 (a) of the Revenue Act of 1936 is amended to read as follows:

"(a) CREDITS OF ESTATE OR TRUST.—

"(1) For the purpose of the normal tax and the surtax an estate or trust shall be allowed the same personal exemption as is allowed to a single person under section 25 (b) (1), except that no exemption shall be allowed a trust if the trust instrument requires or permits the accumulation of any portion of the income of the trust and there is not distributed an amount equal to the net income. For the purposes of this paragraph the term "net income" does not include amounts included in gross income which, under the law of the jurisdiction under which the trust is administered, cannot (even if permitted or required by the trust instrument to be considered as income) be considered as income and are not distributable.

"(2) If no part of the income of the estate or trust is included in computing the net income of any legatee, heir, or beneficiary, then the estate or trust shall be allowed the same credits against net income for interest as are allowed by section 25 (a).""

SEC. 402. FIDUCIARY RETURNS.
Section 142 (a) of the Revenue Act of 1936 is amended to read as follows:

"(a) REQUIREMENT OF RETURN.—Every fiduciary (except a receiver appointed by authority of law in possession of part only of the property of an individual) shall make under oath a return for any of the following individuals, estates, or trusts for which he acts, stating specifically the items of gross income thereof and the deductions and credits allowed under this title and such other information for the purpose of carrying out the provisions of this title as the Commissioner with the approval of the Secretary may by regulations prescribe—

"(1) Every individual having a net income for the taxable year of $1,000 or over, if single, or if married and not living with husband or wife;

"(2) Every individual having a net income for the taxable year of $2,500 or over, if married and living with husband or wife;

"(3) Every individual having a gross income for the taxable year of $5,000 or over, regardless of the amount of his net income;

"(4) (A) Every estate, and every trust entitled to the personal exemption allowed by section 163 (a) (1), the net income of which for the taxable year is $1,000 or over.

"(B) Every trust, not entitled to a personal exemption under section 163 (a) (1), which has a net income for the taxable year.

"(5) Every estate or trust the gross income of which for the taxable year is $5,000 or over, regardless of the amount of the net income;

"(6) Every estate or trust of which any beneficiary is a nonresident alien; and

"(7) Regardless of the amount of the gross or net income, every trust, though having no net income, which would have a net income if distributions had not been made which under the terms of the trust instrument were in the discretion of the
Exemption.

Effective dates.

Title V—Nonresident alien individuals.

Tax on.

49 Stat. 1714.

Exemption.

49 Stat. 1715.

No United States business or office and gross income of more than $21,600.

49 Stat. 1715.

Amendments, when effective.

Residents of contiguous countries.

Title VI—Miscellaneous.

Corporations excepted from certain surtax.

Provisions modified.

49 Stat. 1676.

Corporations excepted.

Personal holding company.

Amendments, when effective.

Residents of contiguous countries.

Title VI—Miscellaneous.

Corporations excepted from certain surtax.

Provisions modified.

49 Stat. 1676.

Corporations excepted.

Personal holding company.

Amendments, when effective.

Residents of contiguous countries.

Trustee or conditioned upon a contingency; but subject to such conditions, limitations, and exceptions and under such regulations as may be prescribed by the Commissioner, with the approval of the Secretary, a fiduciary required by this paragraph to file a return may be exempted from the requirement of filing such return.”

SEC. 403. EFFECTIVE DATES.

The amendments made by this title shall apply only with respect to taxable years beginning after December 31, 1936.

TITLE V—NONRESIDENT ALIEN INDIVIDUALS

SEC. 501. TAX ON NONRESIDENT ALIEN INDIVIDUALS.

(a) Section 211 (a) of the Revenue Act of 1936 is amended by adding at the end thereof a new sentence to read as follows: “The tax imposed by this subsection shall not apply to any individual if the aggregate amount received during the taxable year from the sources above specified is more than $21,600.”

(b) Section 211 of the Revenue Act of 1936 is further amended by adding at the end thereof a new subsection to read as follows:

“(c) No UNITED STATES BUSINESS OR OFFICE AND GROSS INCOME OF MORE THAN $21,600.—A nonresident alien individual not engaged in trade or business within the United States and not having an office or place of business therein who has a gross income for any taxable year of more than $21,600 from the sources specified in subsection (a), shall be taxable without regard to the provisions of subsection (a), except that—

“(1) The gross income shall include only income from the sources specified in subsection (a); and

“(2) The deductions (other than the so-called ‘charitable deduction’ provided in section 213 (c)) shall be allowed only if and to the extent that they are properly allocable to the gross income from the sources specified in subsection (a); and

“(3) The aggregate of the normal and surtax under sections 11 and 12 shall, in no case, be less than 10 per centum of the gross income from the sources specified in subsection (a).”

(c) The amendments made by subsections (a) and (b)—

(1) Shall apply only to taxable years beginning after December 31, 1936; and

(2) Shall not apply to a resident of a contiguous country so long as there is in effect a treaty with such country (ratified prior to the date of the enactment of this Act) under which rates of tax under section 211 (a), prior to its amendment by subsection (a), were reduced.

TITLE VI—MISCELLANEOUS

SEC. 601. CORPORATIONS EXCEPTED FROM SECTION 102.

(a) Section 102 (a) of the Revenue Act of 1936 is amended by striking out “(other than a personal holding company as defined in section 351)” and inserting in lieu thereof “(except as provided in subsection (f))”.

(b) Such section 102 is further amended by adding at the end thereof a new subsection to read as follows:

“(f) CORPORATIONS EXCEPTED.—This section shall not apply to any corporation—

“(1) With respect to a taxable year beginning after December 31, 1936, if the corporation is with respect to such year a personal holding company as defined in section 352.
“(2) With respect to a taxable year beginning before January 1, 1937, if the corporation is with respect to such year a personal holding company as defined in section 351 (b) (1) before the amendment of Title IA by section 1 of the Revenue Act of 1937.

“(3) With respect to a taxable year ending after the date of the enactment of the Revenue Act of 1937, if the corporation is with respect to such year a foreign personal holding company as defined in section 331.”

SEC. 602. MUTUAL INVESTMENT COMPANIES.

(a) Section 48 (e) (1) of the Revenue Act of 1936 is amended by striking out “other than a personal holding company as defined in section 351” and inserting in lieu thereof “except as provided in paragraph (3)”.

(b) Such section 48 (e) is further amended by adding at the end of such subsection a new paragraph to read as follows:

“(3) Corporations excepted.—This section shall not apply to any corporation—

“(A) With respect to a taxable year beginning after December 31, 1936, if the corporation is with respect to such year a personal holding company as defined in section 352.

“(B) With respect to a taxable year beginning before January 1, 1937, if the corporation is with respect to such year a personal holding company as defined in section 351 (b) (1) before the amendment of Title IA by section 1 of the Revenue Act of 1937.

“(C) With respect to a taxable year ending after the date of the enactment of the Revenue Act of 1937, if the corporation is with respect to such year a foreign personal holding company as defined in section 331.”

SEC. 603. SEPARABILITY CLAUSE.

If any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remainder of the Act, and the application of such provisions to other persons or circumstances, shall not be affected thereby.

Approved, August 26, 1937, 10 a.m.

[CHAPTER 816]

JOINT RESOLUTION

Providing for participation by the United States in the Pan American Exposition to be held in Tampa, Florida, in the year 1939 in commemoration of the four-hundredth anniversary of the landing of Hernando De Soto in Tampa Bay, and for other purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States be, and he is hereby, authorized and respectfully requested by proclamation, or in such manner as he may deem proper, to invite foreign countries to an exposition to be held in Tampa, Florida, to be known as the “Pan American Exposition”, in commemoration of the four-hundredth anniversary of the landing of Hernando De Soto in Tampa Bay, under the auspices and on the grounds of the Florida Fair and Gasparilla Association, Incorporated, in the year 1939, with a request that they participate therein.

Sec. 2. That there is hereby created a Federal commissioner for such Pan American Exposition, said commissioner to be appointed by the President upon the nomination of the Secretary of Commerce, who shall select for this purpose an official of his Department who has had experience in and is familiar with the preparation and man-
Duties; exhibits by Government.

Employees, etc.

Cooperation by departments, etc.

Return of exhibits, etc., at close.

Appropriation authorized.

The Secretary of Commerce shall prescribe the duties of the Federal commissioner and shall delegate such powers and functions to him as he shall deem advisable, in order that there may be exhibited at the said Pan American Exposition by the Government of the United States, its executive department, independent offices, and establishments such articles and materials as illustrate the function and administrative faculty of the Government in the advancement of industry, the arts, and peace, demonstrating the nature of our institutions particularly as regards their adaptation to the wants of the people.

The commissioner may employ such clerks, stenographers, and other assistants as may be necessary, and fix their reasonable compensation within the grades and rates of compensation fixed by the Classification Act of 1923, as amended; purchase such material, contract for such labor and other services, and exercise such powers as are delegated to him by the Secretary of Commerce as hereinbefore provided, and in order to facilitate the functioning of his office may subdelegate such powers (authorized or delegated) to officers and employees as may be deemed advisable by the Secretary of Commerce.

The heads of the various executive departments, independent offices, and establishments of the Government are authorized to cooperate with the commissioner in the procurement, installation, and display of exhibits; to lend to the Pan American Exposition, with the knowledge and consent of the commissioner, such articles, specimens, and exhibits which the commissioner shall deem to be in the interest of the United States to place with the science or other exhibits to be shown under the auspices of the Florida Fair and Gasparilla Association, Incorporated; to contract for such labor or other services as shall be deemed necessary, and to designate officials or employees of their departments or branches to assist the commissioner. At the close of the exposition, or when the connection of the Government of the United States therewith ceases, the commissioner shall cause all such property to be returned to the respective departments and branches from which taken and any expenses incident to the restoration, modification, and revision of such property to a condition which will permit its use at subsequent expositions and fairs, and for the continued employment of personnel necessary to close out the fiscal and other records and prepare the required reports of the participating organizations, may be paid from the appropriation provided; and if the return of such property is not practicable, he may, with the consent of the department or branch from which it was taken, make such disposition thereof as he may deem advisable and account therefor.

The sum of $100,000 is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, to remain available until expended, parts of which sum may be expended for the erection of a building or buildings and/or for the rental of such space, as the Secretary of Commerce may deem adequate to carry out effectively the provisions of this resolution; for the decoration of such structure or structures; for the proper maintenance of such buildings, site, and grounds during the period.

So in original.
of the exposition. The Secretary of Commerce may contract with the Florida Fair and Gasparilla Association, Incorporated, for the designing and erection of such building or buildings and/or for the rental of such space as shall be deemed proper. The remaining portion of the appropriation authorized under this resolution shall be available for the selection, purchase, preparation, assembling, transportation, installation, arrangement, safekeeping, exhibition, demonstration, and return of such articles and materials as the Secretary of Commerce may decide shall be included in such Government exhibit and in the exhibits of the Pan American Exposition; for the compensation of the employees of the Secretary of Commerce in the District of Columbia and elsewhere, for the payment of salaries of officers and employees of the Government, employed by or detailed for duty with the Secretary of Commerce, and for their actual travelling expenses and subsistence at not to exceed $6 per day: Provided, That no such official or employee so designated shall receive a salary in excess of the amount which he has been receiving in the department or branch where employed plus such reasonable allowance for subsistence expenses as may be deemed proper by the commissioner; for telephone service, purchase of furniture and equipment, stationery and supplies, typewriting, adding, duplicating, and computing machines, their accessories and repairs, books of reference and periodicals, uniforms, maps, reports, documents, plans, specifications, manuscripts, newspapers and all other publications, ice and drinking water for office purposes: Provided further, That payment for telephone service, rents, subscriptions to newspapers and periodicals, and other similar purposes may be made in advance; for the hire of a passenger-carrying automobile, its maintenance, repair, and operation, for the official use of the commissioner; for printing and binding; for entertainment of distinguished visitors, and all other expenses as may be deemed necessary by the Secretary of Commerce, to fulfill properly the purposes of this resolution. All purchases, expenditures, and disbursements, under any appropriations which may be provided by authority of this resolution, shall be made under the direction of the Secretary of Commerce: Provided further, That the Secretary of Commerce, as hereinbefore stipulated, may delegate these powers and functions to the commissioner, and the commissioner, with the consent of the Secretary of Commerce, may subdelegate them: Provided further, That the Secretary of Commerce or his delegated representative may authorize the allotment of funds to any executive department, independent office, or establishment of the Government with the consent of the heads thereof for direct expenditure by said executive department, independent office, or establishment for the purpose of defraying any expenditure which may be incurred by said executive department, independent office, or establishment in executing the duties and functions delegated to said office by the Secretary of Commerce; and all accounts and vouchers covering the expenditures under these appropriations shall be approved by the commissioner or such assistants as he may delegate, except for such allotments as may be made to the various executive departments and establishments for direct expenditure; but these provisions shall not be construed to waive the submission of accounts and vouchers to the General Accounting Office for audit or permit any obligations to be incurred in excess of the amount authorized to be appropriated: And provided further, That in the construction of buildings or exhibits requiring skilled and unskilled labor, the prevailing rate of wages, then existing, shall be paid.
SEC. 7. The commissioner with the approval of the Secretary of Commerce may receive contributions in funds or materials or borrow materials or exhibits to aid in carrying out the general purposes of this resolution, and shall have the right to return borrowed property, and dispose of such other property under the direction of the Secretary of Commerce and to account therefor, the proceeds of such sales shall be covered into the Treasury of the United States.

SEC. 8. It shall be the duty of the Secretary of Commerce to transmit to Congress, within six months after the close of the Pan American Exposition, a detailed statement of all expenditures, and such other reports as may be deemed proper which reports shall be prepared and arranged with a view to concise statement and convenient reference.

Approved, August 26, 1937.

[CHAPTER 817] JOINT RESOLUTION

Providing for the participation of the United States in the continuing international exposition to be known as Pacific Mercado, to be held in the city of Los Angeles, California, commencing in the year 1940, and in the year 1942 commemorating the landing of Cabrillo, and for other reasons.

Whereas there is to be held in the city of Los Angeles, State of California, commencing in the year 1940, a continuing international exposition to be known as the Pacific Mercado, designed to promote closer relations and better understandings among the countries and nations of the world, through the furtherance of trade, industry, and cultural arts, by gathering, arranging, and exhibiting the varied cultures of such countries and nations and the origins, progress, and accomplishments in science, the arts, education, industry, business, and transportation of such countries and nations, and by other appropriate means; and

Whereas there is to be held in said city, in the year 1942, in connection with said Pacific Mercado, a world's fair commemorating the landing of Cabrillo; and

Whereas the holding of said Pacific Mercado and, in conjunction therewith, said world's fair, will further the purposes of certain conventions and treaties signed at the Inter-American Conference for the Maintenance of Peace, held in the city of Buenos Aires, capital of the Argentine Republic, in December 1936; and

Whereas the city of Los Angeles, by amendment to its charter, approved by the electors of said city and by the Legislature of the State of California, has been authorized to issue, through its department of water and power, bonds for the acquisition of a site for such continuing international exposition and world's fair; and

Whereas the State of California on May 21, 1937, enacted Assembly Joint Resolution Numbered 47, chapter 106, memorializing the President of the United States to extend to the governments and dominions of the world invitations to participate in the Pacific Mercado in 1940 (reference Congressional Record, May 26, 1937, pages 6572 and 6573); and

Whereas the State of California on May 25, 1937, appropriated $1,500,000 for the State's participation in the Pacific Mercado and exposition; and

Whereas such continuing international exposition and world's fair are worthy and deserving of the support and encouragement of the United States, and the United States has aided and encouraged such world's fair and celebrations in the past: Therefore be it
Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Government of the United States hereby extends its official recognition to the Pacific Mercado (International Exposition) and authorizes the executive departments, independent establishments, and agencies of the Government to participate therein. Any expense incurred by such participation is to be met from any funds which may legally be used for that purpose and which may be available to such executive departments, independent establishments, or agencies.

Sec. 2. That the President of the United States be, and he is hereby, authorized and respectfully requested by proclamation, or in such manner as he may deem proper, to invite foreign countries to such proposed Pacific Mercado (International Exposition) and to such proposed world's fair to be held in connection therewith, with a request that they participate therein.

Approved, August 26, 1937.

[CHAPTER 818]  
AN ACT  
To require certain common carriers by railroad to install and maintain certain appliances, methods, and systems intended to promote the safety of employees and travelers on railroads, and for other purposes.  
Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 26 of the Interstate Commerce Act, as amended (U. S. C., 1934 ed., title 49, sec. 26), is hereby amended to read as follows:

"Sec. 26. (a) The term 'carrier' as used in this section includes any carrier by railroad subject to this part (including any terminal or station company), and any receiver or any other individual or body, judicial or otherwise, when in the possession of the business of a carrier subject to this section: Provided, however, That the term 'carrier' shall not include any street, interurban, or suburban electric railway unless such railway is operated as a part of a general steam-railroad system of transportation, but shall not exclude any part of a general steam-railroad system of transportation now or hereafter operated by any other motive power.

"(b) That the Commission may, after investigation, if found necessary in the public interest, order any carrier within a time specified in the order, to install the block signal system, interlocking, automatic train stop, train control, and/or cab-signal devices, and/or other similar appliances, methods, and systems intended to promote the safety of railroad operation, which comply with specifications and requirements prescribed by the Commission, upon the whole or any part of its railroad such order to be issued and published a reasonable time (as determined by the Commission) in advance of the date for its fulfillment: Provided, That block signal systems, interlocking, automatic train stop, train control, and cab-signal devices in use on the date of the enactment of this amendatory provision or such systems or devices hereinafter installed may not be discontinued or materially modified by carriers without the approval of the Commission: Provided further, That a carrier shall not be held to be negligent because of its failure to install such systems, devices, appliances, or methods upon a portion of its railroad not included in the order, and any action arising because of an accident occurring upon such portion of its railroad shall be determined without consideration of the use of such systems, devices, appliances, or methods upon another portion of its railroad.

Approved, August 26, 1937.
“(c) Each carrier by railroad shall file with the Commission its rules, standards, and instructions for the installation, inspection, maintenance, and repair of the systems, devices, and appliances covered by this section within six months after the enactment of this amendingatory provision, and, after approval by the Commission, such rules, standards, and instructions, with such modifications as the Commission may require, shall become obligatory upon the carrier: Provided, however, That if any such carrier shall fail to file its rules, standards, and instructions the Commission shall prepare rules, standards, and instructions for the installation, inspection, maintenance, and repair of such systems, devices, and appliances to be observed by such carrier, which rules, standards, and instructions, a copy thereof having been served on the president, chief operating officer, trustee, or receiver, of such carrier, shall be obligatory: Provided further, That such carrier may from time to time change the rules, standards, and instructions herein provided for, but such change shall not take effect and the new rules, standards, and instructions be enforced until they shall have been filed with and approved by the Commission: And provided further, That the Commission may on its own motion, upon good cause shown, revise, amend, or modify the rules, standards, and instructions prescribed by it under this subsection, and as revised, amended, or modified they shall be obligatory upon the carrier after a copy thereof shall have been served as above provided.

“(d) The Commission is authorized to inspect and test any systems, devices, and appliances referred to in this section used by any such carrier and to determine whether such systems, devices, and appliances are in proper condition to operate and provide adequate safety. For these purposes the Commission is authorized to employ persons familiar with the subject. Such persons shall be in the classified service and shall be appointed after competitive examination according to the law and the rules of the Civil Service Commission governing the classified service. No person interested, either directly or indirectly, in any patented article required to be used on or in connection with any of such systems, devices, and appliances or who has any financial interest in any carrier or in any concern dealing in railway supplies shall be used for such purpose.

“(e) It shall be unlawful for any carrier to use or permit to be used on its line any system, device, or appliance covered by this section unless such apparatus, with its controlling and operating appurtenances, is in proper condition and safe to operate in the service to which it is put, so that the same may be used without unnecessary peril to life and limb, and unless such apparatus, with its controlling and operating appurtenances, has been inspected from time to time in accordance with the provisions of this section and is able to meet the requirements of such test or tests as may be prescribed in the rules and regulations hereinbefore provided.

“(f) Each carrier shall report to the Commission in such manner and to such extent as may be required by the Commission, failures of such systems, devices, or appliances to indicate or function as intended; and in case of accident resulting from failure of any such system, device, or appliance to indicate or function as intended, and resulting in injury to person or property which is reportable under the rules of the Commission, a statement forthwith must be made in writing of the fact of such accident by the carrier owning or maintaining such system, device, or appliance to the Commission; whereupon the facts concerning such accident shall be subject to investigation as provided in sections 3, 4, and 5 of the Act entitled
An Act requiring common carriers engaged in interstate and foreign commerce to make full reports of all accidents to the Interstate Commerce Commission, and authorizing investigations thereof by said Commission, approved May 6, 1910 (U. S. C., 1934 ed., title 45, secs. 40, 41, and 42).

"(g) It shall be the duty of the Commission to see that the requirements of this section and the orders, rules, regulations, standards, and instructions made, prescribed, or approved hereunder are observed by carriers, and all powers heretofore granted to the Commission are hereby extended to it in the execution of this section.

"(h) Any carrier which violates any provision of this section, or which fails to comply with any of the orders, rules, regulations, standards, or instructions made, prescribed, or approved hereunder shall be liable to a penalty of $100 for each such violation and $100 for each and every day such violation, refusal, or neglect continues, to be recovered in a suit or suits to be brought by the United States attorney in the district court of the United States having jurisdiction in the locality where such violations shall have been committed. It shall be the duty of such attorneys to bring such suits upon duly verified information being lodged with them showing such violations having occurred; and it shall be the duty of the Commission to lodge with the proper United States attorneys information of any violations of this section coming to its knowledge."

Approved, August 26, 1937.

[CHAPTER 819]

AN ACT

To provide suitable accommodations for the district court of the United States at Glasgow, Montana.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized and directed to provide suitable rooms and accommodations for holding terms of the district court of the United States in the Federal building proposed to be constructed in Glasgow, Montana. The limit of cost for such building is hereby increased by such amount not in excess of $100,000 as may be necessary for that purpose; and there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary not in excess of $100,000 in addition to the sums heretofore appropriated and allocated, for the construction of such building.

Sec. 2. So much of section 32 of the judicial code, as amended, as reads "Provided, That suitable rooms and accommodations for holding court at Glasgow, Lewiston, and Havre are furnished free of all expense to the United States" is amended to read as follows: "Provided, That suitable rooms and accommodations for holding court at Lewiston and Havre are furnished free of all expense to the United States."

Approved, August 26, 1937.
[CHAPTER 820]  
AN ACT  

To amend the Act entitled "An Act conferring jurisdiction upon the Court of Claims to hear, determine, and render judgment upon the claim of the city of Perth Amboy, New Jersey", approved July 23, 1935.  

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act conferring jurisdiction upon the Court of Claims to hear, determine, and render judgment upon the claim of the city of Perth Amboy, New Jersey", approved July 23, 1935, be amended to read as follows: "That jurisdiction is hereby conferred upon the Court of Claims to hear, determine, and render judgment upon the claim of the city of Perth Amboy, New Jersey, against the United States upon its merits and according to the equities of the case with a view of reimbursing the claimant for money expended in 1918, 1919, and 1920 by the city of Perth Amboy, New Jersey, growing out of an agreement, formal or informal, with the United States to extend the city's water system for the purpose of supplying water to the Raritan Arsenal and Colonia Base Hospital, Numbered 2, less the present estimated value of the equipment installed under such agreement.  

"SEC. 2. That the suit heretofore instituted under the Act of which this is amendatory, by the city of Perth Amboy, New Jersey, against the United States in the Court of Claims, numbered 43325, shall proceed under this Act, notwithstanding any lapse of time, laches, or any statute of limitations or any defense, except that said city shall be required to give sufficient assurance to the United States satisfactory to the Secretary of War that it will preserve the facilities for furnishing water on account of which this claim is made and will not destroy or render them unfit or ineffective for use except with the consent of the Secretary of War. Official letters, papers, documents, and public records or certified copies thereof from the files and records of the United States relating to the subject matter in controversy in said suit may be used in evidence by either party. Proceedings for the determination of such claim, and appeals from and payment of any judgment thereon, shall be in the same manner as in the case of claims over which such court has jurisdiction under section 145 of the Judicial Code, as amended."  
Approved, August 26, 1937.  

[CHAPTER 821]  
AN ACT  

To permit Members of Congress to enter into agreements under agricultural programs.  

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act relating to contracts and agreements under the Agricultural Adjustment Act", approved January 25, 1934, as amended, is amended by inserting before the period at the end thereof a comma and the following: "and shall not apply to contracts or agreements of a kind which the Secretary of Agriculture may enter into with farmers: Provided, That such exemption shall be made a matter of public record".  
Approved, August 26, 1937.
[CHAPTER 822]  

AN ACT

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 202 of the Merchant Marine Act, 1936 (Act of June 29, 1936, ch. 858, 49 Stat. 1985, 1986), is hereby amended by adding a sentence at the end thereof to read as follows: "Notwithstanding any other provision of law, the Commission may, in accordance with good business methods and on such terms and conditions as it determines to effectuate the policy of this Act, operate or lease any lands, docks, wharves, piers, or real property under its control, and all money heretofore or hereafter received from such operation or lease shall be available for expenditure by the Commission as provided in this Act."

Sec. 2. That section 206 of the Merchant Marine Act, 1936 (Act of June 29, 1936, ch. 858, 49 Stat. 1985, 1987), is hereby amended to read as follows:

"Sec. 206. All sums of money now in the construction loan fund created by section 11 of the Merchant Marine Act, 1920, as amended, together with the proceeds of all debts, accounts, choses in action, and the proceeds of all notes, mortgages, and other evidences of indebtedness, hereby transferred to the Commission, and all of the proceeds of sales of ships and surplus property heretofore or hereafter made, including proceeds of notes or other evidences of debt taken therefor and the interest thereon, and notwithstanding any other provision of law, all money representing amounts of unclaimed wages, salvage awards, and miscellaneous unclaimed items carried as liabilities on the books of the United States Shipping Board Merchant Fleet Corporation and all money heretofore or hereafter received from the operation or leasing of lands, docks, wharves, piers, or real property shall be deposited in the Treasury of the United States and there maintained as a revolving fund, herein designated as the construction fund, and shall be available for expenditure by the Commission in carrying out the provisions of this Act. All moneys received by the Commission under the provisions of this Act shall be deposited in its construction fund, and all disbursements made by the Commission under authority of this Act shall be paid out of said fund, and, notwithstanding any other provision of law, all disbursements applicable to the money referred to in this section may be made by the Commission out of said fund. Further appropriations by Congress to replenish said fund are hereby authorized."

Sec. 3. That section 209 (b) of the Merchant Marine Act, 1936 (Act of June 29, 1936, ch. 858, 49 Stat. 1985, 1988), is hereby amended by striking out the period at the end thereof and inserting in lieu thereof a comma and the following: "and, notwithstanding any other provision of law, without deduction, allocation, or segregation in any manner for amounts of unclaimed wages, salvage awards, and miscellaneous unclaimed items carried as liabilities on the books of the United States Shipping Board Merchant Fleet Corporation."

Sec. 4. The sections of this Act shall be deemed operative as of the effective date of the sections of the Merchant Marine Act, 1936, amended thereby.

Approved, August 26, 1937.
[CHAPTER 823] AN ACT
To authorize the Secretary of Commerce to continue the existing system of classification and pay of positions of lighthouse keepers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the provisions of section 2 of the Act approved July 3, 1930 (46 Stat. 1003), the Secretary of Commerce is authorized, in his discretion, to continue the existing system governing the classification and pay of the positions of lighthouse keepers, pending the enactment by the Congress of legislation establishing and prescribing a system of classification and pay applicable to these positions.

Approved, August 26, 1937.

[CHAPTER 824] AN ACT
To convey certain lands to Clackamas County, Oregon, for public-park purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to issue a patent to Clackamas County, Oregon, on behalf of the United States, for the southeast quarter southwest quarter, the northeast quarter southwest quarter, and the northwest quarter southeast quarter section 11, township 4 south, range 2 east, Willamette meridian, in the State of Oregon, containing one hundred and twenty acres, more or less, on condition that such county shall accept and use such lands solely for public-park purposes; but if such county shall at any time cease to use such lands for public-park purposes, or shall permit the use of such lands for any other purpose, or shall alienate or attempt to alienate them, they shall revert to the United States: Provided, That there shall be reserved to the United States, its patentees, or their transferees, the right to cut and remove therefrom the merchantable timber reserving to Clackamas County, Oregon, when such sale is made under the provisions of the Act of June 9, 1916 (39 Stat. 218), a preference right to purchase the timber at the highest price bid.

SEC. 2. The Secretary of the Interior shall prescribe all necessary regulations to carry into effect the foregoing provisions of this Act.

Approved, August 26, 1937.

[CHAPTER 825] AN ACT
To credit laborers in the Postal Service with any fractional part of a year's substitute service toward promotion.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Act Numbered 306, entitled "An Act to provide time credits for substitute laborers in the post office when appointed as regular laborers", approved August 27, 1935 (U. S. C., 1934 edition, Supp. I, title 39, sec. 101), is amended to read as follows:

"That section 5 of the Act entitled 'An Act reclassifying the salaries of postmasters and employees of the Postal Service, readjusting their salaries and compensation on an equitable basis, increasing postal rates to provide for such readjustment, and for other pur-
poses', approved February 28, 1925 (43 Stat. 1060; U. S. C., title 39, sec. 101), is amended by adding thereto a new paragraph to read as follows:

"Whenever any substitute laborer, watchman, or messenger is appointed to a permanent position as laborer, watchman, or messenger, the substitute service performed by such laborer, watchman, or messenger shall be computed in determining the eligibility of such person for promotion to grade 2 on the basis of three hundred and six days of eight hours constituting a year's service. Effective at the beginning of the first quarter following approval of this Act, all laborers, watchmen, and messengers who have not progressed to grade 2 shall be promoted to that grade, provided they have the necessary credit of three hundred and six days of eight hours each constituting a year's service."

Approved, August 26, 1937.

[CHAPTER 826]

AN ACT
Giving superintendents at classified post-office stations credit for substitutes serving under them.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the fourth paragraph of section 3 of the Act entitled "An Act reclassifying the salaries of postmasters and employees of the Postal Service, readjusting their salaries and compensation on an equitable basis, increasing postal rates to provide for such readjustments, and for other purposes", approved February 28, 1925, as amended (U. S. C., title 39, sec. 93), is amended by striking out the period at the end thereof and inserting in lieu thereof a colon and the following: Provided, That in determining the number of employees at a classified station credit shall be allowed for service performed by regular employees, substitute employees other than those serving in lieu of regular employees absent from duty for any cause and temporary employees assigned to the station, and for each two thousand four hundred and forty-eight hours of service performed by such employees the station superintendent shall be allowed credit for one employee.

Approved, August 26, 1937.

[CHAPTER 827]

AN ACT
To authorize an appropriation for the construction of small reservoirs under the Federal reclamation laws.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That from the special fund in the Treasury of the United States created by the Act of June 17, 1902, and therein designated "The Reclamation Fund", there is hereby authorized to be appropriated the sum of $500,000 for expenditure by the Secretary of the Interior, under the
Cost limitation.

Federal reclamation laws, in the construction of small storage reservoirs at such locations within the States subject to the Federal reclamation laws, as the said Secretary may select, no reservoir to be constructed hereunder the estimated cost of which exceeds $50,000.

Approved, August 26, 1937.

[CHAPTER 828]  

AN ACT

To provide for the extension of certain prospecting permits, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That oil and gas prospecting permits issued under authority of an Act entitled "An Act to promote the mining of coal, phosphate, oil, oil shale, gas, and sodium on the public domain", approved February 25, 1920, as amended, outstanding on December 31, 1937, (a) which have been committed in whole or in part to a cooperative or unit plan of development and operation that on December 31, 1937, has been approved or prescribed by the Secretary of the Interior, or is in process of revision or reconsideration pursuant to prior review, without rejection, in the Department of the Interior; or (b) which, together with one or more other permits, have been committed in whole or in part to a cooperative or unit plan of development and operation for the whole of any single oil or gas pool or field (or reasonably compact area) that was filed before January 1, 1937, and rejected pursuant to instructions of said Secretary; or (c) under which approved drilling was actively in progress at some time within the calendar year 1937; or (d) under which at least one well shall have been drilled to a depth of not less than two thousand feet subsequent to August 21, 1935; or (e) which have been issued subsequent to August 21, 1935, and for which timely compliance has been made with the drilling requirements of section 13 of said Act of February 25, 1920, to the extent required by December 31, 1937, or, in the absence of such timely drilling, for which an acceptable cooperative or unit plan of development and operation has been filed on or before said date are all hereby extended to December 31, 1939, the provisions of any other Act or Acts to the contrary notwithstanding, subject, however, to the applicable conditions of the permits and of unfulfilled conditions of any prior extensions. All oil and gas prospecting permits shall cease and terminate without notice of cancelation on the final date of their current term, including any extension herein granted, and no extension of any permit beyond December 31, 1939, shall be granted under the authority of this Act or any other Act.

Approved, August 26, 1937.

[CHAPTER 829]  

AN ACT

To continue in effect a certain lease for the quarters of the post office at Grover, North Carolina, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the lease for the quarters of the post office at Grover, North Carolina, pursuant to which rent was paid prior to the relegation, on July 1, 1934, of such post office to a post office of the fourth class, shall not be held or considered to have terminated or to terminate by reason of the provisions of the Act of May 24, 1928, entitled "An Act granting allowances for rent, fuel, light, and equipment to postmasters of the fourth class,  

8So in original.
and for other purposes" (U. S. C., 1934 edition, title 39, sec. 60a), but beginning as of July 1, 1934, rent for such quarters shall be paid in accordance with the terms of such lease, out of the unexpended balances of the appropriation for the fiscal year ending June 30, 1937, for rent, light, and fuel for post offices of the first, second, and third classes, after deducting from the amount of such rent payable any amounts that may have been paid by the postmaster to the owner of the building for the period that the office was in the fourth class.

Approved, August 26, 1937.

[CHAPTER 830]

AN ACT
To fulfill certain treaty obligations with respect to water levels of the Lake of the Woods.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized and directed to pay the claims for damages against the United States arising out of the fluctuations of the water levels of the Lake of the Woods as ascertained by him under authority of section 3 of the Act entitled "An Act to carry into effect provisions of the convention between the United States and Great Britain to regulate the level of Lake of the Woods concluded on the 24th day of February 1925", approved May 22, 1926, as amended. The amount paid with respect to each claim shall be the amount of award set forth in the letter of the Secretary of War of February 16, 1931 (House Document Numbered 774, Seventy-first Congress, third session), and the letter of the Secretary of War of December 8, 1931 (House Document Numbered 133, Seventy-second Congress, first session). Such sums shall be paid to the claimant, or, in case the claimant is dead or insane, to the legal representative of the claimant. The Secretary of War is authorized and directed to prescribe such rules and regulations as may be necessary for the purpose of establishing the identity of claimants or their assignees or representatives, and his determination thereof shall be final. Payment by the Secretary of War shall be in full settlement of all claims for damages cognizable under section 3 of such Act of May 22, 1926, as amended. If with diligent effort the Secretary of War has been unable to pay any such claim within three years after the date of the enactment of this Act, the amount of such claim shall be covered into the Treasury as miscellaneous receipts.

SEC. 2. There is authorized to be appropriated the sum of $73,270.97 to carry out the purposes of this Act.

Approved, August 26, 1937.

[CHAPTER 831]

AN ACT
To amend section 3 of the Act entitled "An Act to provide a civil government for Puerto Rico, and for other purposes", increasing borrowing margin of municipality of Mayaguez.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 of the Act entitled "An Act to provide a civil government for Puerto Rico, and for other purposes", approved March 2, 1917, as amended, be amended to read as follows:

"Sec. 3. That no export duties shall be levied or collected on exports from Puerto Rico, but taxes and assessments on property, income taxes, internal revenue, and license fees, and royalties for
franchises, privileges, and concessions may be imposed for the purposes of the insular and municipal governments, respectively, as may be provided and defined by the Legislature of Puerto Rico; and when necessary to anticipate taxes and revenues, bonds and other obligations may be issued by Puerto Rico or any municipal government therein as may be provided by law, and to protect the public credit: Provided, however, That no public indebtedness of Puerto Rico and the municipalities of San Juan, Ponce, and Mayaguez shall be allowed in excess of 10 per centum of the aggregate tax valuation of its property, and no public indebtedness of any other subdivision or municipality of Puerto Rico shall hereafter be allowed in excess of 5 per centum of the aggregate tax valuation of the property in any such subdivision or municipality, and all bonds issued by the Government of Puerto Rico, or by its authority, shall be exempt from taxation by the Government of the United States, or by the Government of Puerto Rico or of any political or municipal subdivision thereof, or by any State, Territory, or possession, or by any county, municipality, or other municipal subdivision of any State, Territory, or possession of the United States, or by the District of Columbia. In computing the indebtedness of the people of Puerto Rico, municipal bonds for the payment of interest and principal of which the good faith of the people of Puerto Rico has heretofore been pledged and bonds issued by the people of Puerto Rico secured by bonds to an equivalent amount of bonds of municipal corporations or school boards of Puerto Rico shall not be counted, but all bonds hereafter issued by any municipality or subdivision within the 5 per centum hereby authorized for which the good faith of the people of Puerto Rico is pledged shall be counted.

And it is further provided, That the internal-revenue taxes levied by the Legislature of Puerto Rico in pursuance of the authority granted by this Act on articles, goods, wares, or merchandise may be levied and collected as such legislature may direct, on the articles subject to said tax, as soon as the same are manufactured, sold, used, or brought into the island: Provided, That no discrimination be made between the articles imported from the United States or foreign countries and similar articles produced or manufactured in Puerto Rico. The officials of the Customs and Postal Services of the United States are hereby directed to assist the appropriate officials of the Puerto Rican Government in the collection of these taxes.

Approved, August 26, 1937.

AN ACT

Authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following works of improvement of rivers, harbors, and other waterways are hereby adopted and authorized, to be prosecuted under the direction of the Secretary of War and supervision of the Chief of Engineers, in accordance with the plans recommended in the respective reports hereinafter designated and subject to the conditions set forth in such documents; and that hereafter Federal investigations and improvements of rivers, harbors, and other waterways shall be under the jurisdiction of and shall be prosecuted by the War Department under the direction of the Secretary of War and the supervision of the Chief of Engineers, except as otherwise specifically provided.
by Act of Congress, which said investigations and improvements shall include a due regard for wildlife conservation:

Chelsea River or Creek (Boston Harbor), Massachusetts; Rivers and Harbors Committee Document Numbered 24, Seventy-fifth Congress;

Town River, Quincy, Massachusetts; House Document Numbered 96, Seventy-fifth Congress;

Scituate Harbor, Massachusetts; Rivers and Harbors Committee Document Numbered 26, Seventy-fifth Congress;

Cuttyhunk Harbor, Massachusetts; House Document Numbered 81, Seventy-fifth Congress;

Edgartown Harbor, Massachusetts; Senate Commerce Committee Document, Seventy-fourth Congress;

New Bedford and Fairhaven Harbor, Massachusetts; Rivers and Harbors Committee Document Numbered 25, Seventy-fifth Congress;

Providence River and Harbor, Rhode Island; House Document Numbered 173, Seventy-fifth Congress;

Newport Harbor, Rhode Island; Rivers and Harbors Committee Document Numbered 36, Seventy-fifth Congress;

New London Harbor, Connecticut; Rivers and Harbors Committee Document Numbered 82, Seventy-fourth Congress;

Milford Harbor, Connecticut; House Document Numbered 77, Seventy-fifth Congress;

Bridgeport Harbor, Connecticut; House Document Numbered 232, Seventy-fifth Congress;

Stamford Harbor, Connecticut; Rivers and Harbors Committee Document Numbered 29, Seventy-fifth Congress;

Flushing Bay and Creek, New York; Rivers and Harbors Committee Document Numbered 35, Seventy-fifth Congress;

Greenport Harbor, New York; Rivers and Harbors Committee Document Numbered 88, Seventy-fourth Congress;

Long Island Intracoastal Waterway, New York; House Document Numbered 181, Seventy-fifth Congress;

New York Harbor: Ambrose, Anchorage, and Hudson River Channels; Senate Commerce Committee Document, Seventy-fifth Congress;

Fire Island Inlet, New York; Rivers and Harbors Committee Document Numbered 33, Seventy-fifth Congress;

Newtown Creek, New York; Rivers and Harbors Committee Document Numbered 4, Seventy-fifth Congress;

Irvington Harbor, New York; House Document Numbered 244, Seventy-fifth Congress;

Raritan River, New Jersey; Rivers and Harbors Committee Document Numbered 74, Seventy-fourth Congress;

Lemon Creek, Staten Island, New York; Rivers and Harbors Committee Document Numbered 27, Seventy-fifth Congress;

Sandy Hook Bay off Atlantic Highlands, New Jersey; House Document Numbered 292, Seventy-fifth Congress;

Cohansey River, New Jersey; Senate Commerce Committee Document, Seventy-fifth Congress;

Barnegat Inlet, New Jersey; Rivers and Harbors Committee Document Numbered 88, Seventy-fourth Congress;

Delaware River between Philadelphia, Pennsylvania, and Trenton, New Jersey; Rivers and Harbors Committee Document Numbered 90, Seventy-fourth Congress;

Saint Jones River, Delaware; Rivers and Harbors Committee Document Numbered 18, Seventy-fifth Congress;

Mispillion River, Delaware; Rivers and Harbors Committee Document Numbered 83, Seventy-fourth Congress;
Indian River Inlet and Bay, Delaware; Rivers and Harbors Committee Document Numbered 41, Seventy-fifth Congress;
Susquehanna River at Havre de Grace, Maryland; House Document Numbered 322, Seventy-fifth Congress;
Rock Hall Harbor, Maryland; House Document Numbered 204, Seventy-fifth Congress;
Island Creek, Maryland; House Document Numbered 75, Seventy-fifth Congress;
Waterway from Little Choptank River to Choptank River, Maryland; House Document Numbered 91, Seventy-fifth Congress;
Cambridge Harbor, Maryland; Rivers and Harbors Committee Document Numbered 7, Seventy-fifth Congress;
Fishing Bay, Maryland; House Document Numbered 186, Seventy-fifth Congress;
Nanticoke River, Maryland; House Document Numbered 242, Seventy-fifth Congress;
Wicomico River, Maryland; Senate Commerce Committee Document, Seventy-fifth Congress;
Upper Thoroughfare, Deal's Island, Maryland; House Document Numbered 76, Seventy-fifth Congress;
Crisfield Harbor, Maryland; Rivers and Harbors Committee Document Numbered 2 and House Document Numbered 72, Seventy-fifth Congress;
Cypress Creek, Maryland; House Document Numbered 161, Seventy-fifth Congress;
Northeast River, Maryland; House Document Numbered 248, Seventy-fifth Congress;
Back Creek, Anne Arundel County, Maryland; House Document Numbered 73, Seventy-fifth Congress;
Fishing Creek, Maryland; House Document Numbered 241, Seventy-fifth Congress;
Saint Jerome Creek, Maryland; House Document Numbered 174, Seventy-fifth Congress;
Neale Sound, Maryland; House Document Numbered 159, Seventy-fifth Congress;
Chincoteague Bay, Virginia; House Document Numbered 233, Seventy-fifth Congress;
Onancock River, Virginia; House Document Numbered 74, Seventy-fifth Congress;
Coan River, Virginia; Rivers and Harbors Committee Document Numbered 30, Seventy-fifth Congress;
Hoskins Creek, Virginia; Rivers and Harbors Committee Document Numbered 8, Seventy-fifth Congress;
James River, Virginia; Rivers and Harbors Committee Document Numbered 68, Seventy-fourth Congress;
Deep Creek, Virginia; Rivers and Harbors Committee Document Numbered 76, Seventy-fourth Congress;
Lafayette River, Virginia; Rivers and Harbors Committee Document Numbered 5, Seventy-fifth Congress;
Cashie River, North Carolina; Rivers and Harbors Committee Document Numbered 31, Seventy-fifth Congress;
Pamlico and Tar Rivers, North Carolina; Rivers and Harbors Committee Document Numbered 22, Seventy-fifth Congress;
Waterway connecting Pamlico Sound and Beaufort Harbor, North Carolina; Rivers and Harbors Committee Document Numbered 92, Seventy-fourth Congress;
Bay River, North Carolina; Rivers and Harbors Committee Document Numbered 72, Seventy-fourth Congress, and House Document Numbered 188, Seventy-fifth Congress;
Morrohead City Harbor and Beaufort Inlet, North Carolina; Senate Commerce Committee Document, Seventy-fourth Congress; Channel from Back Sound to Lookout Bight, North Carolina; House Document Numbered 251, Seventy-fifth Congress; Inland Waterway, Beaufort, North Carolina, to the Cape Fear River, including waterway to Jacksonville, North Carolina; Rivers and Harbors Committee Document Numbered 16, Seventy-fifth Congress; Cape Fear River, North Carolina, above Wilmington; Rivers and Harbors Committee Document Numbered 17, Seventy-fifth Congress; Intracoastal Waterway from Cape Fear River, North Carolina, to Savannah, Georgia; Rivers and Harbors Committee Document Numbered 6, Seventy-fifth Congress; Ashley River, South Carolina; House Document Numbered 449, Seventy-fourth Congress; Shipyard River, South Carolina; Rivers and Harbors Committee Document Numbered 38, Seventy-fourth Congress; Savannah River below Augusta, Georgia; Rivers and Harbors Committee Document Numbered 39, Seventy-fifth Congress; Waterway between Beaufort, South Carolina, and Saint Johns River, Florida; Senate Commerce Committee Document, Seventy-fourth Congress; Intracoastal Waterway from Jacksonville to Miami, Florida; House Document Numbered 180, Seventy-fifth Congress; Melbourne Harbor, Florida; House Document Numbered 390, Seventy-fourth Congress; Miami Harbor, Florida; Rivers and Harbors Committee Document Numbered 86, Seventy-fourth Congress; Caloosahatchee River and Lake Okeechobee Drainage Areas, Florida; Rivers and Harbors Committee Document Numbered 28, Seventy-fifth Congress; Charlotte Harbor, Florida; Rivers and Harbors Committee Document Numbered 95, Seventy-fourth Congress; Sarasota Bay, Florida; House Document Numbered 80, Seventy-fifth Congress; Saint Petersburg Harbor, Florida; Rivers and Harbors Committee Document Numbered 71, Seventy-fourth Congress; Steinhatchee River, Florida; Rivers and Harbors Committee Document Numbered 87, Seventy-fourth Congress; Intracoastal Waterway from Apalachicola Bay to Saint Marks River, Florida; House Document Numbered 291, Seventy-fifth Congress; Saint Marks River, Florida; Rivers and Harbors Committee Document Numbered 77, Seventy-fourth Congress; Saint Josephs Bay, Florida; Rivers and Harbors Committee Document Numbered 10, Seventy-fifth Congress; Carrabelle Bar and Harbor, Florida; House Document Numbered 184, Seventy-fifth Congress; Pensacola Harbor, Florida; Rivers and Harbors Committee Document Numbered 96, Seventy-fourth Congress; Mobile Harbor, Alabama; Rivers and Harbors Committee Documents Numbered 69, Seventy-fourth Congress, and 44, Seventy-fifth Congress; Bayous La Loutre, Saint Malo, and Yscloskey, Louisiana; House Document Numbered 275, Seventy-fifth Congress; Bayou Dupre, Louisiana; House Document Numbered 321, Seventy-fifth Congress; Vinton Waterway, Louisiana; House Document Numbered 160, Seventy-fifth Congress; Cape Fear River, N. C., above Wilmington; Intracoastal Waterway, Cape Fear River, N. C., to Savannah, Ga.; Ashley River, S. C.; Shipyard River, S. C.; Savannah River, below Augusta, Ga.; Waterway, Beaufort, S. C., to Saint John River, Fla.; Intracoastal Waterway, Jacksonville to Miami, Fla.; Melbourne, Fla.; Miami, Fla.; Caloosahatchee River and Lake Okeechobee Drainage Areas, Fla.; Charlotte, Fla.; Sarasota Bay, Fla.; Saint Petersburg, Fla.; Steinhatchee River, Fla.; Intracoastal Waterway, Apalachicola Bay to Saint Marks River, Fla.; Saint Marks River, Fla.; Saint Josephs Bay, Fla.; Carrabelle Bar and Harbor, Fla.; Pensacola, Fla.; Mobile, Ala.; Bayou La Loutre, etc., La.; Bayou Dupre, La.; Vinton Waterway, La.
Calcasieu River and Pass, Louisiana; House Document Numbered 299, Seventy-fifth Congress;
Bayous Petit Anse, Tigre, and Carlin, Louisiana; Rivers and Harbors Committee Document Numbered 40, Seventy-fifth Congress;
Waterway from White Lake to Pecan Island, Louisiana; House Document Numbered 78, Seventy-fifth Congress;
Sabine-Neches Waterway, Texas; Rivers and Harbors Committee Document Numbered 3, Seventy-fifth Congress;
Louisiana and Texas Intracoastal Waterway, Louisiana and Texas; Senate Commerce Committee Document, Seventy-fifth Congress;
Texas City Channel, Texas; Rivers and Harbors Committee Document Numbered 47, Seventy-fifth Congress;
Channel from Pass Cavallo to Port Lavaca, Texas; Rivers and Harbors Committee Document Numbered 37, Seventy-fifth Congress;
Brazos Island Harbor, Texas; Rivers and Harbors Committee Document Numbered 82, Seventy-fifth Congress;
Ouachita and Black Rivers, Arkansas and Louisiana; Senate Commerce Committee Document, Seventy-fifth Congress;
Mississippi River between Missouri River and Minneapolis, Minnesota: The existing project is hereby modified in accordance with the recommendation of the District Engineer in the report submitted in Rivers and Harbors Committee Document Numbered 34, Seventy-fifth Congress;
Mississippi River, Minneapolis, Minnesota: Extension of the nine foot channel above Saint Anthony's Falls, in accordance with the plan contained in House Document Numbered 137, Seventy-second Congress, first session; subject to such changes therein as may be found advisable by the Chief of Engineers, and the final approval of the plan by the Board of Engineers for Rivers and Harbors, as necessary to provide adequate terminal facilities for Minneapolis;
Black River, Wisconsin; Rivers and Harbors Committee Document Numbered 23, Seventy-fifth Congress;
Indiana Harbor and Canal, Indiana; Rivers and Harbors Committee Document Numbered 13, Seventy-fifth Congress;
Ontonagon Harbor, Michigan; Senate Commerce Committee Document, Seventy-fourth Congress;
Cornucopia Harbor, Wisconsin; Senate Commerce Committee Document, Seventy-fifth Congress;
Green Bay Harbor, Wisconsin; Rivers and Harbors Committee Document Numbered 73, Seventy-fourth Congress;
Big Suamico River, Wisconsin; House Document Numbered 498, Seventy-fourth Congress;
Manitowoc Harbor, Wisconsin; Rivers and Harbors Committee Document Numbered 80, Seventy-fourth Congress;
Racine Harbor, Wisconsin; Rivers and Harbors Committee Document Numbered 46, Seventy-fifth Congress;
Pensaukee Harbor, Wisconsin; House Document Numbered 478, Seventy-fourth Congress;
Harbors at Washington Island, Wisconsin; House Document Numbered 90, Seventy-fifth Congress;
Grand Haven Harbor, Michigan; Rivers and Harbors Committee Document Numbered 1, Seventy-fifth Congress;
Frankfort Harbor, Michigan; House Document Numbered 511, Seventy-fourth Congress;
Detroit River, Michigan; House Document Numbered 205, Seventy-fifth Congress;
Monroe Harbor, Michigan; Rivers and Harbors Committee Document Numbered 45, Seventy-fifth Congress;
Cheboygan Harbor, Michigan; House Document Numbered 184, Seventy-fifth Congress;
Saginaw River, Michigan; Rivers and Harbors Committee Document Numbered 21, Seventy-fifth Congress;
Put in Bay, Ohio; House Document Numbered 132, Seventy-fifth Congress;
Rocky River Harbor, Ohio; House Document Numbered 70, Seventy-fifth Congress;
Cleveland Harbor, Ohio; Rivers and Harbors Committee Document Numbered 84, Seventy-fourth Congress;
Fairport Harbor, Ohio; Rivers and Harbors Committee Document Numbered 78, Seventy-fourth Congress;
Ashtabula Harbor, Ohio; Rivers and Harbors Committee Document Numbered 78, Seventy-fourth Congress;
San Diego Harbor, California; Rivers and Harbors Committee Document Numbered 89, Seventy-fourth Congress;
Newport Bay, California; Senate Commerce Committee Document, Seventy-fifth Congress;
San Francisco Harbor, California; Rivers and Harbors Committee Document Numbered 12, Seventy-fifth Congress;
Sacramento River flood control, California; Senate Commerce Committee Document, Seventy-fifth Congress;
Humboldt Bay and Harbor, California; Rivers and Harbors Committee Document Numbered 11, Seventy-fifth Congress;
Crescent City Harbor, California; Senate Commerce Committee Document, Seventy-fifth Congress;
San Joaquin River, California; Rivers and Harbors Committee Document Numbered 77, Seventy-fifth Congress;
Old River, California; House Document Numbered 115, Seventy-fifth Congress;
Yaquina Bay and Harbor, Oregon; Senate Commerce Committee Document, Seventy-fifth Congress;
De Poe Bay, Oregon; House Document Numbered 202, Seventy-fifth Congress;
Skipanon Channel, Oregon; House Document Numbered 201, Seventy-fifth Congress;
Columbia River between the mouth of the Willamette and Vancouver, Washington; Rivers and Harbors Committee Document Numbered 81, Seventy-fourth Congress;
Columbia and Lower Willamette Rivers below Vancouver, Washington, and Portland, Oregon; House Document Numbered 203, Seventy-fifth Congress;
Westport Slough, Oregon; House Document Numbered 79, Seventy-fifth Congress;
Elokomin Slough, Washington; House Document Numbered 510, Seventy-fourth Congress;
Columbia River between Vancouver, Washington, and Bonneville, Oregon; Rivers and Harbors Committee Document Numbered 94, Seventy-fourth Congress;
Bellingham Harbor, Washington; Rivers and Harbors Committee Document Numbered 70, Seventy-fourth Congress;
Olympia Harbor, Washington; Rivers and Harbors Committee Document Numbered 75, Seventy-fourth Congress;
Tacoma Harbor, Washington; Rivers and Harbors Committee Document Numbered 91, Seventy-fourth Congress;
Sitka Harbor, Alaska; House Document Numbered 268, Seventy-fifth Congress;
Juneau, Alaska; House Document Numbered 249, Seventy-fifth Congress;
Wake Island; House Document Numbered 84, Seventy-fifth Congress;
Welles Harbor, Midway Island; House Document Numbered 49 and Rivers and Harbors Committee Document Numbered 9, Seventy-fifth Congress;
San Juan Harbor, Puerto Rico; Rivers and Harbors Committee Document Numbered 42, Seventy-fifth Congress;
Arecibo Harbor, Puerto Rico; Rivers and Harbors Committee Document Numbered 43, Seventy-fifth Congress;
Guayanes Harbor, Puerto Rico; House Document Numbered 243, Seventy-fifth Congress;
Saint Thomas Harbor, Virgin Islands; House Document Numbered 200, Seventy-fifth Congress.

Sec. 2. That the $12,000,000 recommended for expenditure for a part of the Central Valley project, California, in accordance with the plans set forth in Rivers and Harbors Committee Document Numbered 35, Seventy-third Congress, and adopted and authorized by the provisions of section 1 of the Act of August 30, 1933 (49 Stat. 1028, at 1038), entitled "An Act authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes", shall, when appropriated, be available for expenditure in accordance with the said plans by the Secretary of the Interior instead of the Secretary of War: Provided, That the transfer of authority from the Secretary of War to the Secretary of the Interior shall not render the expenditure of this fund reimbursable under the reclamation law: Provided further, That the entire Central Valley project, California, heretofore authorized and established under the provisions of the Emergency Relief Appropriation Act of 1935 (49 Stat. 115) and the First Deficiency Appropriation Act, fiscal year 1936 (49 Stat. 1622), is hereby reauthorized and declared to be for the purposes of improving navigation, regulating the flow of the San Joaquin River and the Sacramento River, controlling floods, providing for storage and for the delivery of the stored waters thereof, for the reclamation of arid and semiarid lands and lands of Indian reservations, and other beneficial uses, and for the generation and sale of electric energy as a means of financially aiding and assisting such undertakings and in order to permit the full utilization of the works constructed to accomplish the aforesaid purposes: Provided further, That, except as herein otherwise specifically provided, the provisions of the reclamation law, as amended, shall govern the repayment of expenditures and the construction, operation, and maintenance of the dams, canals, power plants, pumping plants, transmission lines, and incidental works deemed necessary to said entire project, and the Secretary of the Interior may enter into repayment contracts, and other necessary contracts, with State agencies, authorities, associations, persons, and corporations, either public or private, including all agencies with which contracts are authorized under the reclamation law, and may acquire by proceedings in eminent domain, or otherwise, all lands, rights-of-way, water rights, and other property necessary for said purposes: And provided further, That the said dam and reservoirs shall be used, first, for river regulation, improvement of navigation, and flood control; second, for irrigation and domestic uses; and, third, for power.

Sec. 3. That for the purpose of improving navigation, controlling floods, regulating the flow of streams, providing for storage and for delivery of stored waters, for the reclamation of lands, and
other beneficial uses, and for the generation of electric energy as a means of financially aiding and assisting such undertaking, the project known as “Marshall Ford Dam”, Colorado River project, in Texas, is hereby authorized and adopted and all contracts and agreements which have been executed in connection therewith are hereby validated and ratified, and the Secretary of the Interior, acting through such agents as he may designate, is hereby authorized to construct, operate, and maintain all structures and incidental works necessary to such project, and in connection therewith to make and enter into any and all necessary contracts including contracts amendatory of or supplemental to those hereby validated and ratified.

Sec. 4. The Secretary of War is hereby authorized and directed to cause preliminary examinations and surveys to be made at the following-named localities, the cost thereof to be paid from appropriations heretofore or hereafter made for such purposes: Provided, That no preliminary examination, survey, project, or estimate for new works other than those designated in this or some prior Act or joint resolution shall be made: Provided further, That after the regular or formal reports made as required by law on any examination, survey, project, or work under way or proposed are submitted no supplemental or additional report or estimate shall be made unless authorized by law: And provided further, That the Government shall not be deemed to have entered upon any project for the improvement of any waterway or harbor mentioned in this Act until the project for the proposed work shall have been adopted by law:

Northeast Harbor, Maine.
Presumpscot River, Maine.
Portland Harbor, Maine, north of House Island, to determine advisability of removing shoal.
Inland waterway between Merrimack River, Massachusetts, and Hampton Harbor, New Hampshire, by way of Black Rock Creek and Blackwater River.
Harbor of refuge at or in the vicinity of Swampscott, Massachusetts.
Ipswich River, Massachusetts.
Boston Harbor, Massachusetts.
Scituate Harbor, Massachusetts.
Saugus River, Massachusetts.
Nantasket (Hull) Gut, Massachusetts.
Wellfleet Harbor, Massachusetts.
Padden Harbor, at South Dartmouth, Massachusetts.
Warren River and Barrington Harbor, Rhode Island.
Connecticut River, below Hartford, Connecticut, including North Cove in the town of Old Saybrook.
Clinton Harbor, Connecticut.
Mianus River, Connecticut.
Westcott Cove, Connecticut.
Norwalk Harbor, Connecticut.
Greenwich Harbor, Connecticut.
Oropec Creek, New York.
Huntington Harbor, New York.
Northport Harbor, New York.
Bronx Kills and Harlem River, New York.
Rondout Harbor, New York.
Waterway from Albany to Schenectady, New York, by way of Hudson and Mohawk Rivers, with a view to securing a depth of twenty-seven feet and suitable width.
Great Kills, Staten Island, New York.
Inland waterway from Delaware River to Chesapeake Bay, Delaware and Maryland, with a view to dredging a turning basin in the vicinity of the Chesapeake Cruising Club Docks at Chesapeake City.

Cedar Creek, New Jersey.
Inland waterway through Cumberland, Cape May, and Atlantic Counties, New Jersey, connecting the mouth of Fortescue Creek with Atlantic City.

Waterway from Pleasantville, New Jersey, through Lake Bay, to deep water at Atlantic City, including connecting channel to Ocean City.

Baltimore Harbor and Channels, Maryland.
Choptank River, Maryland.
Duck Point Cove and Tiduous Creek, Maryland.
Lower Thorofare, Deale Island, Maryland.
Town River, at Oxford, Maryland.
Hearns Creek, Dorchester County, Maryland.
Middle River and Dark Head Creek, Back River to Chesapeake Bay via Harts Island Narrows, and a cut-off channel from Gunpowder River to Chesapeake Bay via Spry Island Narrows, Maryland.

Saint Patrick's Creek, Saint Marys County, Maryland.
Eli Cove, an arm of Stoney Creek, Anne Arundel County, Maryland.

Saint Catherines Sound, Saint Marys County, Maryland.
Mill Creek, Anne Arundel County, Maryland.
Plum Point Creek, Calvert County, Maryland.
Channel to Island Creek, Saint Georges Island, Saint Marys County, Maryland.
Channel connecting Herring Bay via Rockhole Creek to West River, Anne Arundel County, Maryland.

Pocomoke River, Maryland, from a point above Snow Hill to deep water in Pocomoke Sound.

Inland waterway from Ocean City, Maryland, to Chincoteague Bay.

Channels to and near Jefferson Islands, Chesapeake Bay, Maryland, with a view to their establishment as an aid to navigation and the establishment of a harbor of refuge.

Smaller's Drain, Assateague Island, Virginia.

Channels at and near Hog Island, Virginia, with a view to their protection and preservation; also the protection of Hog Island and property thereon from erosion and storms.

Assateague Channel, Accomac County, Virginia, with a view to its protection and preservation; also the protection of Chincoteague Island and property thereon from erosion and storms.

Channel leading from Broadway Road, near Cashville, Accomac County, Virginia, to deep water in Onancock River.

Chincoteague Bay, Accomac County, Virginia, with a view to providing a protected anchorage and harbor for small boats at Chincoteague, Virginia.

Folly Creek, Accomac County, Virginia.
Hulls Creek and Rogers Creek, Northumberland County, Virginia.
Greenvale (Fairweather) Creek, Lancaster County, Virginia.
Whittings Creek, Middlesex County, Virginia.
Meachims Creek, Middlesex County, Virginia.
Woods Creek, Middlesex County, Virginia.
Queens Creek, Mathews County, Virginia, to provide adequate channel to deep water in Hills Bay.

Garden Creek, Mathews County, Virginia.
Western shores of Chesapeake Bay from Plum Point, York County, Virginia, to the waters at Hampton Roads, with a view to protecting the navigable waters of Chesapeake Bay and Hampton Roads from shoaling.
Burwells Bay, Virginia.
Southern branch of Elizabeth River, Norfolk Harbor, Virginia.
Inland waterway from Norfolk, Virginia, to Beaufort Inlet, North Carolina, with a view to the protection of lands in the vicinity of the lock at Great Bridge against flooding by storm tides.
Belhaven Harbor, North Carolina.
Dolls Creek, North Carolina.
Neuse River, North Carolina, with a view to improvement for navigation and flood control between the Johnson County line and New Bern.
Channel leading from the southeasterly end of Rollinson Channel, North Carolina, to the wharves in front of the town of Hatteras, North Carolina.
Channel from Edenton Bay, North Carolina, into Pembroke Creek to United States Fish Hatchery.
Channel from Pamlico Sound through Pugh's Channel to the town of Rodanthe, North Carolina.
Contentnea Creek, North Carolina, from a point near Wilson to its confluence with the Neuse River, with a view to improvement in the interest of navigation and flood control.
Beresford Creek, South Carolina, from Cooper River to Bridge Farm Wharves.
Waterway, approximately eight feet deep and fifty feet bottom width, from Crescent Lake, Florida, by way of Haw Creek to Bunnell, thence by way of a land cut to the sea at Flagler Beach.
Canaveral Harbor, Florida.
Channel from the Intracoastal Waterway to a point at or near Vero Beach, Florida.
Channel from main channel of the Intracoastal Waterway to the mainland at Sebastian, Florida.
Indian River, Indian River (Vero Beach), Saint Johns River Waterway, Florida.
Waterway from Punta Rasa, Florida, by way of the Caloosahatchee River and Canal, Lake Okeechobee, and Saint Lucie Canal and River, to the Intracoastal Waterway at Stuart.
Caloosahatchee River and Lake Okeechobee Drainage Areas, Florida, with a view to constructing additional levees between Kissimmee River and Fisheating Creek.
Hillsboro River, Florida, from the upper end of the existing project to Sulphur Springs.
Waterway from Anclote River, by way of Lake Butler, to a point near Safety Harbor on Old Tampa Bay, Florida.
Anclote River, Florida.
Pithlachascotee River, Florida.
Fenholloway River, Florida.
Hudson Creek, Pasco County, Florida.
Weekiawachee River, Florida.
Florida River, Liberty County, Florida, and the Apalachicola River at and near the mouth of the Florida River.
Waterway between a suitable point on the channel from Apalachicola River to Saint Andrews Bay, Florida, and a suitable point in Saint Josephs Bay where the depth of said bay is thirty feet or more.
East Pass Channel from the Gulf of Mexico into Choctawhatchee Bay, Florida.
Valley Creek, Alabama, to a point at or near Birmingham.
Gulfport Harbor, Mississippi.
Bayou Legare, Mississippi, at the mouth of the Jordan River.
Back Bay of Biloxi, Mississippi.
Mississippi River at and near New Orleans, Louisiana.
Lake Pontchartrain, Louisiana, between the New Basin Canal and
the Industrial Canal, for a harbor of refuge.
Bayou Teche, Louisiana: Upper portion, with a view to improve-
ment in the interest of navigation and flood control.
Deep-water channel from New Iberia to the Gulf of Mexico.
Colorado River, and its tributaries, Texas, with a view to its
improvement in the interest of navigation and flood control.
Goose Creek, Texas. Deep-water channel and port.
Arroyo Colorado, Texas. A channel from a point at or near
Mercedes, Texas, to its mouth, thence south in Laguna Madre to
Port Isabel.
Survey of channel for the purposes of navigation from Jefferson,
Texas, to Shreveport, Louisiana, by way of Jefferson-Shreveport
Waterway, thence by way of Red River to mouth of Red River
in the Mississippi River, including advisability of water-supply
reservoirs in Cypress River and Black Cypress River above head
of navigation.
Sabine-Neches Waterway, Texas.
Texas City Channel, Texas.
Brazos River, Texas, a comprehensive survey with a view to
preparing plans, estimates of the cost of improvements for navi-
gation, flood control, water conservation, and reclamation, excluding
therefrom work now in progress under the Works Progress Admin-
istration. The expense of such survey shall be paid from appro-
priations heretofore or hereafter made for examinations, surveys,
and contingencies of rivers and harbors.
Channel from Palacios, Texas, and Camp John A. Hulen, to the
Intracoastal Waterway.
Channel connecting San Antonio Bay, Texas, with the Gulf of
Mexico.
Allens Creek, a tributary of the Brazos River in Austin County,
Texas, in the interest of navigation and of flood control.
Mill Creek, a tributary of the Brazos River in Austin County,
Texas, in the interest of navigation and of flood control.
Navidad River, Texas, in the interest of navigation and of flood
control.
Lavaca River, Texas, in the interest of navigation and of flood
control.
Channel or channels across Padre Island, Texas, from Laguna
Madre to the Gulf of Mexico.
Corpus Christi, Texas, with a view to its protection by the
construction of breakwaters, sea walls, or jetties.
Canal from Ouachita River to Huttig, Arkansas.
Carter Lake, Iowa and Nebraska.
Tanners Creek, Dearborn County, Indiana.
Gladstone Harbor, Michigan.
Escanaba Harbor, Michigan.
Miller Bay, Lake Winnebago, Wisconsin.
Mona Lake (Lake Harbor) Channel, Michigan.
Kenosha Harbor, Wisconsin.
The Indiana shore of Lake Michigan with a view to the establish-
ment of a harbor at the most suitable site.
Harbors at Glen Haven and Glen Arbor, Michigan.
Petoskey Harbor, Michigan.
The coasts of the Great Lakes with a view to the establishment
of harbors of refuge for light-draft vessels.
Saginaw Bay, Michigan.
Grand Traverse Bay, Michigan.
Put in Bay, Ohio.
Ottawa River, Ohio.
Erie Harbor, Pennsylvania, beach numbered 2.  
Wilson Harbor, New York.
Upper Newport Bay, California.
Harbor at Playa Del Ray, California.
Monterey Harbor, California.
San Lorenzo River, California.
Sonoma Creek, California.
Noyo River, California, including harbor at the mouth thereof.
Benicia Harbor, Solano County, California.
Collinsville Cut, Solano County, California.
Werner Cut, near Werner, Contra Costa County, California.
Alamitos Bay, Los Angeles County, California.
Smugglers Cove (Short Sands Beach), Oregon.
Necanicum River, Oregon.
Channel at Knappston, Washington.
Columbia River at and in the vicinity of Camas, Washington.
Port Angeles Harbor, Washington.
Unga Harbor, Alaska.
Seldovia Harbor, Alaska.
Waterway to connect Tenakee Inlet and Port Frederick on
Chichagof Island, Alaska.
Wrangell Harbor, Alaska.
Craig Harbor, Alaska.
Grantley Harbor at Teller, Alaska.
Mouth of Sinuk River, Alaska.
Elfin Cove, Alaska.
Myers Chuck Harbor, Alaska.
Hilo Harbor, Hawaii, including consideration of methods to pre-
vent shoaling by the flow of lava.
Keehi Lagoon, Honolulu, for a seaplane harbor.
Jobos Harbor, Guayama, Puerto Rico.
Fajardo Harbor, Fajardo, Puerto Rico.
Guayanilla Harbor, Guayanilla, Puerto Rico.
Sec. 5. That the Secretary of War is hereby authorized and directed
to cause a survey to be made of the Ohio River and its tributaries to
ascertain what pollutive substances are being deposited, directly or
indirectly, therein and the sources and extent of such deposits, and
with a view to determining the most feasible method of correcting
and eliminating the pollution of these streams.

The survey herein authorized shall include comprehensive investi-
gations and studies of the various problems relating to stream pollu-
tion and its prevention and abatement. In making these investiga-
tions and studies, and in the development and formulation of
corrective plans, the Secretary of War may, with the approval of the
Secretary of the Treasury, secure the cooperation and assistance
of the Public Health Service, and may allot funds from the appro-
novation hereinafter designated to pay for such cooperation and
assistance. The survey shall be completed as soon as practicable
after the passage of this Act, and the Secretary of War shall report
the results thereof to the Congress, together with such recommenda-
tions for remedial legislation as he deems advisable.
The cost of the survey, and such incidental expenses as may be necessary in connection therewith, shall be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Sec. 6. That the project for the maintenance and operation of the lock and dam at Little Callao Landing, mile 62, Big Sunflower River, Mississippi, be, and the same is hereby, abandoned. That the right of Congress to alter, amend, or repeal this section is hereby expressly reserved.

Sec. 7. That the project for improvement of the existing channel of that section of the Sabine-Neches Waterway, Texas, south and west of Harbor Island from a point opposite Orleans Street, in the city of Beaumont, Texas, to the junction of the main channel in the Neches River, be, and the same is hereby, abandoned. That the right of Congress to alter, amend, or repeal this section is hereby expressly reserved.

Sec. 8. That authority is hereby granted to the State of Oregon, acting through its highway department, and to the city of Eastside, Coos County, Oregon, a municipal corporation organized under the laws of the State of Oregon, to construct, maintain, and operate, at a point suitable to the interest of navigation, a dam and dike for preventing the flow of tidal waters into Willanch Slough in Coos County, Oregon.

Work shall not be commenced on such dam and dike until the plans therefor, including plans for all accessory works, are submitted to and approved by the Chief of Engineers and the Secretary of War, who may impose such conditions and stipulations as they deem necessary to protect the interests of the United States.

The authority granted by this section shall terminate if the actual construction of the dam and dike hereby authorized is not commenced within one year and completed within three years from the date of the passage of this Act. The right to alter, amend, or repeal this section is hereby expressly reserved.

Sec. 9. That authority is hereby granted to the State of Oregon, acting through its highway department, to the North Slough Drainage District, and to the North Slough Diking District, organized under the laws of the State of Oregon, to construct, maintain, and operate, at a point suitable to the interests of navigation, a dam and dike for preventing the flow of tidal waters into North Slough in Coos County, Oregon, in township 24 south, range 13 west, Willamette meridian.

Work shall not be commenced on such dam and dike until the plans therefor, including plans for all accessory works, are submitted to and approved by the Chief of Engineers and the Secretary of War, who may impose such conditions and stipulations as they deem necessary to protect the interests of the United States.

The authority granted by this Act shall terminate if the actual construction of the dam and dike hereby authorized is not commenced within one year and completed within three years from the date of the passage of this Act. The right to alter, amend, or repeal this section is hereby expressly reserved.

Sec. 10. That the laws of the United States relating to the improvement of rivers and harbors, passed between March 4, 1913, until and including the laws of the first session of the Seventy-fifth Congress, shall be compiled under the direction of the Secretary of War and printed as a document, and that six hundred additional copies shall be printed for the use of the War Department.

Approved, August 26, 1937.
[CHAPTER 833]  

AN ACT  

To authorize an exchange of lands at the New Cumberland General Depot, Pennsylvania.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized to convey to the Commonwealth of Pennsylvania all right, title, and interest of the United States in and to that portion of the New Cumberland General Depot, New Cumberland, Pennsylvania, consisting of that portion of the said depot lying in the northwest corner thereof and now occupied by the Commonwealth of Pennsylvania under a lease dated June 2, 1936, and to accept in exchange therefor a conveyance from the Commonwealth of Pennsylvania of the fee-simple title to a tract of land adjoining New Cumberland General Depot of approximately the same area, both conveyances to be under such terms and conditions as may be prescribed by the Secretary of War.

Approved, August 26, 1937.

[CHAPTER 834]  

AN ACT  

To authorize appropriations for construction and rehabilitation at military posts, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated not to exceed $25,587,456, to be expended for the construction, rehabilitation, and installation at military posts of such buildings and utilities and appurtenances thereto as may be necessary, as follows:

<table>
<thead>
<tr>
<th>Station</th>
<th>Description of construction</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Army and Navy General Hospital, Hot Springs, Ark.</td>
<td>Quarters</td>
<td>$34,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Telephone</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total</td>
</tr>
<tr>
<td>Air Corps Technical School, Denver, Colo.</td>
<td>Barracks</td>
<td>935,000</td>
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<td></td>
<td>Hospital headquarters and administration building</td>
<td>200,000</td>
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<td></td>
<td>School building</td>
<td>540,000</td>
</tr>
<tr>
<td></td>
<td>Runways</td>
<td>300,000</td>
</tr>
<tr>
<td></td>
<td>Grading and improving landing field</td>
<td>300,000</td>
</tr>
<tr>
<td></td>
<td>Total</td>
<td>2,275,000</td>
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<tr>
<td>Fort Barrancas, Fla.</td>
<td>Quarters (noncommissioned officers, 10)</td>
<td>85,000</td>
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<td></td>
<td>Telephone construction</td>
<td>2,000</td>
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<tr>
<td></td>
<td>Total</td>
<td>87,000</td>
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<tr>
<td>Fort Benning, Ga.</td>
<td>Water system, improvements to pumping and filtration plants; reservoir storage</td>
<td>180,000</td>
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August 26, 1937  
[Public, No. 350]
<table>
<thead>
<tr>
<th>Station</th>
<th>Description of construction</th>
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<tr>
<td>Fort Bliss, Tex.</td>
<td>Barracks</td>
<td>$275,000</td>
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<tr>
<td></td>
<td>Quarters (warrant officers and noncommissioned officers, 20).</td>
<td>170,000</td>
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<tr>
<td></td>
<td>Radio station, including towers (Biggs Field).</td>
<td>17,000</td>
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<td>Telephone construction</td>
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<td>Total</td>
<td></td>
<td>463,000</td>
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<tr>
<td>Fort Bragg, N. C.</td>
<td>Barracks</td>
<td>412,500</td>
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<tr>
<td></td>
<td>Telephone construction</td>
<td>1,000</td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td>413,500</td>
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<tr>
<td>Carlisle Barracks, Pa.</td>
<td>Quarters</td>
<td>238,000</td>
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<td>Telephone construction</td>
<td>3,000</td>
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<tr>
<td></td>
<td>Quarters</td>
<td>348,000</td>
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<tr>
<td></td>
<td>Sterilizing plant, etc.</td>
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<td>Barracks (125 men)</td>
<td>137,500</td>
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<tr>
<td>Total</td>
<td></td>
<td>761,500</td>
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<tr>
<td>Chanute Field, Ill.</td>
<td>Barracks, including mess facilities</td>
<td>1,025,000</td>
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<tr>
<td></td>
<td>Quarters, noncommissioned officers</td>
<td>505,000</td>
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<tr>
<td></td>
<td>Hospital</td>
<td>300,000</td>
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<tr>
<td></td>
<td>Central heating plant, beginning</td>
<td>500,000</td>
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<tr>
<td></td>
<td>School building</td>
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<tr>
<td>Total</td>
<td></td>
<td>2,880,000</td>
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<tr>
<td>Fort Crook, Nebr.</td>
<td>Barracks (addition to)</td>
<td>55,000</td>
</tr>
<tr>
<td></td>
<td>Barracks</td>
<td>137,500</td>
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<tr>
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<td>Telephone construction</td>
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<tr>
<td>Total</td>
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<td>193,000</td>
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<tr>
<td>Fort Devens, Mass.</td>
<td>Quarters, officers</td>
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<tr>
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<td>Quarters, noncommissioned officers</td>
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<td>Telephone, telegraph, and radio station</td>
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<td>Telephone construction</td>
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<td>Fort Douglas, Utah</td>
<td>Medical detachment barracks</td>
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<tr>
<td>Fort DuPont, Del.</td>
<td>Barracks</td>
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<tr>
<td>Fort Ethan Allen, Vt.</td>
<td>Quarters (30 noncommissioned officers)</td>
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<td>Telephone</td>
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<td>----------------------------</td>
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<tr>
<td>Fitzsimons General Hospital, Colo.</td>
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<td>$1,750,000</td>
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<td>Total</td>
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<td>$1,770,000</td>
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<td>Frankford Arsenal, Phila-</td>
<td>Office building</td>
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<tr>
<td>delphia, Pa.</td>
<td>Extension building no. 127</td>
<td>23,000</td>
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<tr>
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<td>acoustic laboratory</td>
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<td></td>
<td>Extension of annealing room</td>
<td>7,000</td>
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<td>building no. 215</td>
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<tr>
<td>Fort Sam Houston, Tex</td>
<td>Hospital (addition)</td>
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<tr>
<td></td>
<td>Basement in transmitter</td>
<td>4,000</td>
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<tr>
<td></td>
<td>Building</td>
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<tr>
<td></td>
<td>Barracks</td>
<td>550,000</td>
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<tr>
<td>Fort Huachuca, Ariz.</td>
<td>Hospital (50 beds, 32 Medical</td>
<td>225,000</td>
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<td></td>
<td>Detachment)</td>
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<td>Barracks (250 men)</td>
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<td>Fort Humphreys, D. C.</td>
<td>Reproduction plant</td>
<td>74,880</td>
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<td>Jefferson Barracks, Mo.</td>
<td>Barracks (medical and other</td>
<td>82,500</td>
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<td>Mess and kitchen addition to</td>
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<tr>
<td></td>
<td>barracks</td>
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<td></td>
<td>Nurses quarters</td>
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<td>Fort Knox, Ky</td>
<td>Hospital</td>
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<tr>
<td>Fort Leavenworth, Kans.</td>
<td>Auditorium and production</td>
<td>600,000</td>
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<td>plant</td>
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<td>Madison Barracks, N. Y.</td>
<td>Barracks</td>
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<tr>
<td></td>
<td>Quarters, noncommissioned</td>
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<td></td>
<td>officers</td>
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<td>Telephone construction</td>
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<td></td>
<td>Water supply</td>
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<tr>
<td>Fort McArthur, Calif.</td>
<td>Barracks and utilities</td>
<td>$137,500</td>
</tr>
<tr>
<td></td>
<td>Telephone construction</td>
<td>1,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td>138,500</td>
</tr>
<tr>
<td>Fort McPherson, Ga.</td>
<td>Radio station</td>
<td>23,000</td>
</tr>
<tr>
<td></td>
<td>Dental clinic</td>
<td>85,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td>108,000</td>
</tr>
<tr>
<td>Fort Monmouth, N. J.</td>
<td>Barracks</td>
<td>137,500</td>
</tr>
<tr>
<td></td>
<td>Signal Corps laboratory</td>
<td>220,000</td>
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<tr>
<td></td>
<td>Telephone construction</td>
<td>20,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td>377,500</td>
</tr>
<tr>
<td>Fort Monroe, Va.</td>
<td>Barracks, quartermaster detachment</td>
<td>110,000</td>
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<tr>
<td></td>
<td>Barracks (addition to)</td>
<td>225,000</td>
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<tr>
<td></td>
<td>Enlisted Specialists' School</td>
<td>69,500</td>
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<tr>
<td></td>
<td>Telephone construction</td>
<td>12,000</td>
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<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
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<td>416,500</td>
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<tr>
<td>Fort Myer, Va.</td>
<td>Hospital addition</td>
<td>9,000</td>
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<tr>
<td></td>
<td>Barracks Building No. 104</td>
<td>55,000</td>
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<tr>
<td></td>
<td>Barracks (addition to)</td>
<td>220,000</td>
</tr>
<tr>
<td></td>
<td>Telephone construction</td>
<td>500</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td>284,500</td>
</tr>
<tr>
<td>Presidio of San Francisco, Calif.</td>
<td>Barracks (250 men)</td>
<td>275,000</td>
</tr>
<tr>
<td></td>
<td>Barracks, Quartermaster and detach-</td>
<td>275,000</td>
</tr>
<tr>
<td></td>
<td>ments</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Telephone construction</td>
<td>5,000</td>
</tr>
<tr>
<td></td>
<td>Quarters (noncommissioned officers)</td>
<td>38,870</td>
</tr>
<tr>
<td></td>
<td>telephone construction and utilities.</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td>593,870</td>
</tr>
<tr>
<td>Fort Riley, Kans.</td>
<td>Academic building</td>
<td>400,000</td>
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<td></td>
<td>Telephone construction</td>
<td>5,000</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td>405,000</td>
</tr>
<tr>
<td>Fort D. A. Russell, Tex.</td>
<td>Motor shop, truck, and gun shed</td>
<td>77,818</td>
</tr>
<tr>
<td>Fort Sill, Okla.</td>
<td>Barracks</td>
<td>330,000</td>
</tr>
<tr>
<td></td>
<td>Telephone construction</td>
<td>1,000</td>
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<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td>331,000</td>
</tr>
<tr>
<td>Fort Thomas, Ky</td>
<td>Barracks</td>
<td>412,500</td>
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<tr>
<td></td>
<td>Telephone construction</td>
<td>2,500</td>
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<td></td>
<td></td>
<td></td>
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<td>Total</td>
<td></td>
<td>415,000</td>
</tr>
<tr>
<td>Fort Francis E. Warren, Wyo.</td>
<td>Barracks, medical detachment</td>
<td>137,500</td>
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<tr>
<td></td>
<td>Gymnasium</td>
<td>140,000</td>
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<td></td>
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</tr>
<tr>
<td>Total</td>
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<td>277,500</td>
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### Station Descriptions of Construction

<table>
<thead>
<tr>
<th>Station</th>
<th>Description of Construction</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Headquarters Provisional Barracks, D.C.</td>
<td>Barracks</td>
<td>$1,320,000</td>
</tr>
<tr>
<td>Brigade and Washington Quarters, D.C.</td>
<td>Barracks, Land, purchase of</td>
<td>573,188</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td><strong>1,893,188</strong></td>
</tr>
<tr>
<td>Fort Washington, Md.</td>
<td>Quarters (officers’ double)</td>
<td>30,000</td>
</tr>
<tr>
<td>Fort Wayne, Mich.</td>
<td>Quarters (8 noncommissioned officers)</td>
<td>68,000</td>
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<tr>
<td><strong>Total for the United States</strong></td>
<td></td>
<td><strong>19,217,356</strong></td>
</tr>
<tr>
<td><strong>Hawaii</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Schofield Barracks</td>
<td>Barracks, Eleventh Field Artillery</td>
<td>1,256,200</td>
</tr>
<tr>
<td></td>
<td>Barracks, detachments</td>
<td>498,300</td>
</tr>
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<td></td>
<td>Telephone construction</td>
<td>11,000</td>
</tr>
<tr>
<td></td>
<td>Barracks, detachments</td>
<td>283,800</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td><strong>2,049,300</strong></td>
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<tr>
<td>Fort Shafter</td>
<td>Barracks</td>
<td>825,000</td>
</tr>
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<td></td>
<td>Telephone construction</td>
<td>2,500</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td><strong>827,500</strong></td>
</tr>
<tr>
<td>Department Headquarters, Shafter</td>
<td>Quarters</td>
<td>246,500</td>
</tr>
<tr>
<td>Tripler General Hospital</td>
<td>Barracks, medical detachment</td>
<td>176,000</td>
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<td></td>
<td>Telephone construction</td>
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</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td><strong>179,000</strong></td>
</tr>
<tr>
<td><strong>Total, Hawaii</strong></td>
<td></td>
<td><strong>3,302,300</strong></td>
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<tr>
<td><strong>Panama</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Fort Clayton</td>
<td>Barracks</td>
<td>825,000</td>
</tr>
<tr>
<td></td>
<td>Telephone</td>
<td>3,000</td>
</tr>
<tr>
<td></td>
<td>Barracks</td>
<td>687,500</td>
</tr>
<tr>
<td></td>
<td>Telephone construction</td>
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</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td><strong>1,517,500</strong></td>
</tr>
<tr>
<td>Corozal General Depot</td>
<td>Barracks</td>
<td>454,300</td>
</tr>
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<td></td>
<td>Telephone construction</td>
<td>5,000</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td><strong>459,300</strong></td>
</tr>
<tr>
<td>Fort Davis</td>
<td>Barracks</td>
<td>550,000</td>
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<tr>
<td></td>
<td>Telephone construction</td>
<td>3,000</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td><strong>553,000</strong></td>
</tr>
</tbody>
</table>
Air Corps Technical School. Establishment of branch at Denver, Colo. Proviso. Acquisition of site.

August 28, 1937 [Public, No. 395]


Proviso. Existing rights not affected.

Sec. 2. The Secretary of War is hereby authorized to establish in or near Denver, Colorado, a branch of the Air Corps Technical School at Chanute Field, Illinois, and to accept on behalf of the United States, free from encumbrance or conditions and without cost to the United States, for use as a site for the extension to such school, the title in fee simple to nine hundred and sixty acres of land, more or less, within and without the city limits of the city of Denver, Colorado, including the property known as the "Agnes (Phipps) Memorial Sanitarium", together with existing buildings and equipment located thereon; and, also, a tract of land, within the State of Colorado, suitable for use as an aerial gunnery and bombing range by the Army Air Corps: Provided, That in the event a donor is unable to perfect title to any land tendered as a donation, condemnation of such land is authorized in the name of the United States, and payment of any and all awards for title to such land as is condemned, together with the cost of suit, shall be made by the donor.

Sec. 3. That the military reservation near Little Rock, Arkansas, now known as Camp Pike, shall be designated, and hereafter be known as "Camp Joseph T. Robinson."

Approved, August 26, 1937.

[CHAPTER 866] AN ACT

To amend section 3 of the Act of June 18, 1934 (48 Stat. 984–988), relating to Indian Lands in Arizona.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 of the Act of June 18, 1934 (48 Stat. 984–988), be, and it is hereby, amended to read as follows:

"Sec. 3. (a) The Secretary of the Interior, if he shall find it to be in the public interest, is hereby authorized to restore to tribal ownership the remaining surplus lands of any Indian reservation heretofore opened, or authorized to be opened, to sale, or any other form of disposal by Presidential proclamation, or by any of the public-land laws of the United States: Provided, however, That valid rights or claims of any persons to any lands so withdrawn existing

<table>
<thead>
<tr>
<th>Station</th>
<th>Description of construction</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Panama—continued</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Fort de Lesseps</td>
<td>Barracks</td>
<td>$120,000</td>
</tr>
<tr>
<td>Fort Kobbe</td>
<td>Barracks</td>
<td>55,000</td>
</tr>
<tr>
<td></td>
<td>Warehouse and shops</td>
<td>20,000</td>
</tr>
<tr>
<td></td>
<td>Special project</td>
<td>7,000</td>
</tr>
<tr>
<td></td>
<td>Water tank</td>
<td>8,000</td>
</tr>
<tr>
<td>Total</td>
<td>Rehabilitation</td>
<td>90,000</td>
</tr>
<tr>
<td>Panama Canal Zone</td>
<td></td>
<td>323,000</td>
</tr>
<tr>
<td>Total, Panama</td>
<td></td>
<td>3,067,800</td>
</tr>
<tr>
<td>Grand total</td>
<td></td>
<td>25,587,456</td>
</tr>
</tbody>
</table>
on the date of the withdrawal shall not be affected by this Act: 

Provided further, That this section shall not apply to lands within any reclamation project heretofore authorized in any Indian reservation.

"(b) (1) The order of the Department of the Interior signed, dated, and approved by Honorable Ray Lyman Wilbur, as Secretary of the Interior, on October 28, 1932, temporarily withdrawing lands of the Papago Indian Reservation in Arizona from all forms of mineral entry or claim under the public land mining laws, is hereby revoked and rescinded, and the lands of the said Papago Indian Reservation are hereby restored to exploration and location, under the existing mining laws of the United States, in accordance with the express terms and provisions declared and set forth in the Executive orders establishing said Papago Indian Reservation: Provided, That damages shall be paid to the superintendent or other officer in charge of the reservation for the credit of the owner thereof, for loss of any improvements on any land located for mining in such a sum as may be determined by the Secretary of the Interior to be the fair and reasonable value of such improvements: Provided further, That a yearly rental not to exceed 5 cents per acre shall be paid to the superintendent or other officer in charge of the reservation for deposit in the Treasury of the United States to the credit of the Papago Tribe for loss of the use or occupancy of any land withdrawn by the requirements of mining operations.

"(2) In the event any person or persons, partnership, corporation, or association desires a mineral patent, according to the mining laws of the United States, he or they shall first pay to the superintendent or other officer in charge of the reservation, for deposit in the Treasury of the United States to the credit of the Papago Tribe, the sum of $1 per acre in lieu of annual rental, as hereinbefore provided, to compensate for the loss of the use or occupancy of the lands withdrawn by the requirements of mining operations; but the sum thus deposited, except for a deduction of rental at the annual rate hereinbefore provided, shall be refunded to the applicant in the event that patent is not acquired: Provided, That an applicant for patent shall also pay to the superintendent or other officer in charge of the said reservation for the credit of the owner thereof, damages for the loss of improvements not theretofore paid, in such a sum as may be determined by the Secretary of the Interior to be the fair value thereof.

"(3) Water reservoirs, charcos, water holes, springs, wells, or any other form of water development by the United States or the Papago Indians shall not be used for mining purposes under the terms of this Act, except under permit from the Secretary of the Interior approved by the Papago Indian Council: Provided, That nothing herein shall be construed as interfering with or affecting the validity of the water rights of the Indians of this reservation: Provided further, That the appropriation of living water heretofore or hereafter affected by the Papago Indians is hereby recognized and validated subject to all the laws applicable thereto.

"(4) Nothing herein contained shall restrict the granting or use of permits for easements or rights-of-way; or ingress or egress over the lands for all proper and lawful purposes; and nothing contained herein, except as expressly provided, shall be construed as authority for the Secretary of the Interior, or any other person, to issue or promulgate a rule or regulation in conflict with the Executive order of February 1, 1917, creating the Papago Indian Reservation in Arizona or the Act of February 21, 1931 (46 Stat. 1202)."

Approved, August 28, 1937.
[CHAPTER 867]

AN ACT

To provide for preliminary examinations and surveys for run-off and water-flow retardation and soil-erosion prevention on the watersheds of the Rio Grande and Pecos Rivers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is authorized and directed to cause preliminary examinations and surveys for run-off and water-flow retardation and soil-erosion prevention on the watersheds, including all tributaries, of the Rio Grande and Pecos Rivers, above the point of their confluence, in the same manner and to the same extent as is provided for those localities named in section 6 of the Act entitled “An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes”, approved June 22, 1936; the cost thereof to be paid from appropriations heretofore or hereafter made for the purpose of carrying out the provisions of such section.

Approved, August 28, 1937.

[CHAPTER 868]

AN ACT

To authorize the Secretary of the Interior to relinquish in favor of the Blackfeet Tribe of the Blackfeet Indian Reservation, Montana, the interest in certain land acquired by the United States under the Federal Reclamation Laws.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized to relinquish in favor of the Blackfeet Tribe of the Blackfeet Indian Reservation, Montana, the interest acquired by the United States for Federal reclamation purposes in the lands within the exterior boundaries of the present Blackfeet Indian Reservation, that were acquired for Federal reclamation purposes and are determined in the opinion of said Secretary not to be needed for such purposes. Such relinquishment shall be conditioned upon the repayment into the reclamation fund of a sum equal to the amount taken therefrom for the purchase of the lands so relinquished, including the amounts paid for the benefit of allottees where the land acquired for Federal reclamation purposes was allotted land. Upon such relinquishment and payment being made, the title to said lands shall be and remain in the United States in trust for the Indians of the Blackfeet Tribe of the Blackfeet Indian Reservation of Montana: Provided, That in making such relinquishments the Secretary may reserve for Federal reclamation purposes such easements and rights as in his opinion may be required for present or future developments under the Federal reclamation laws, and the amount payable into the reclamation fund on account of such relinquishment shall be reduced by the value of the easements and rights so retained for Federal reclamation purposes, such value to be conclusively ascertained by said Secretary: Provided further, That no relinquishments herein authorized shall be effective unless approved in writing by the Blackfeet Tribal Council.

Sec. 2. The Secretary of the Interior is hereby authorized to expend from any moneys on deposit in the Treasury of the United States to the credit of the Blackfeet Indians not to exceed $30,000 for the purpose of carrying out the purposes of this Act.

Approved, August 28, 1937.
AN ACT

To approve a compact or agreement between the State of Ohio and the Commonwealth of Pennsylvania relating to Pymatuning Lake.

 Whereas, under date of the 28th day of October 1936, the State of Ohio and the Commonwealth of Pennsylvania entered into a certain compact or agreement in the following words:

"AGREEMENT BETWEEN THE COMMONWEALTH OF PENNSYLVANIA AND THE STATE OF OHIO RE PYMATUNING LAKE"

"This agreement made and concluded between the Commonwealth of Pennsylvania acting by and through its lawfully authorized agency namely the Water and Power Resources Board as party of the first part and the State of Ohio acting by and through its lawfully authorized agency namely its Director of Conservation as party of the second part.

"Witnesseth"

"Whereas By act of Assembly of Pennsylvania approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws 1503) as amended by the acts approved the fifth day of May one thousand nine hundred and thirty-one (Pamphlet Laws 84) the twenty-fourth day of April one thousand nine hundred and thirty-three (Pamphlet Laws 67) and the ninth day of July one thousand nine hundred and thirty-five (Pamphlet Laws 619) the Department of Forests and Waters of Pennsylvania acting through the Water and Power Resources Board was authorized inter alia to complete the work begun and continued under an act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws 1270) entitled 'An act providing for the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir to conserve the waters thereof providing for the taking of land and materials necessary thereto vesting certain powers and duties in the Water Supply Commission and making an appropriation' and did duly complete said work whereby there was created a lake or reservoir now known and hereinafter called Pymatuning Lake extending in part across the boundary line between said States of Ohio and Pennsylvania into the State of Ohio and

"Whereas The primary purposes of the project by which said lake was created was to conserve water draining said swamp all of which has its source in Pennsylvania as well as control floods and regulate the flow of water in the Shenango and Beaver Rivers and secondary thereto permit the water and the land surrounding the same to be used for fishing hunting recreational and park purposes under such terms and conditions as the Water and Power Resources Board might determine in such way or ways as in the opinion if the said board will not materially interfere with the primary purpose in said acts of assembly and hereinbefore specifically referred to and

"Whereas In view of the fact that a certain part of the lake extends into the State of Ohio whereby it is necessary and desirable that the use of the lake for the secondary purposes namely hunting fishing and recreational use be uniformly provided for as well as to guard against inconveniences and mischiefs which might hereafter arise from the uncertainty of jurisdiction within and on said lake to the end that the lake may be adequately

1 So in original.
General use

The entire Pymatuning Lake or Reservoir subject to the primary use thereof by the Commonwealth of Pennsylvania for regulating the flow of the water in the Shenango and Beaver Rivers as in Paragraph 9 hereinafter more specifically mentioned shall be open for recreational use equally to the citizens of both contracting parties save as restricted as to hunting, fishing, and boating in this agreement set forth or hereafter mutually agreed upon by both parties but no person shall be permitted to hunt or fish thereon unless the lawful holder of a fishing or hunting license authorizing him or her so to do issued by the proper authorities of Pennsylvania or of Ohio.

Arrest and prosecution of offenders

That each state shall enjoy and exercise a concurrent jurisdiction upon the water (but not upon the dry land between the shores of said lake including the islands therein) with respect to the arrest and prosecution of offenders but in such sort that any boat or vessel fastened to or aground on the shore of either state shall be considered exclusively within the jurisdiction of said state but that all capital and other offenses, trespasses, or damages committed on or over said lake the judicial investigation and determination thereof shall be exclusively vested in the state wherein the offender or person charged with such offense shall be first apprehended, arrested, prosecuted or first brought to trial it being the intent of this agreement that an offender may be pursued and arrested anywhere on or over said lake or shores thereof or islands therein regardless of the boundary line by any peace officers or persons of either state authorized to make arrests whether the offenses be committed on or over any part of the lake on the shores or islands therein regardless of the state in which the place where the offense was committed lies.

Islands

All islands within the lake shall be considered as part of the State of Pennsylvania.

Pollution of water

The lake shall forever be protected against pollution of its waters by industrial trade waste individual or municipal sewage from shore or boat and the discharge of any noxious or deleterious substance liquid or solid into the waters of the lake which is or may become inimical or injurious to public health or to animal or aquatic life is hereby expressly forbidden. No sewage may be discharged into the waters of the lake except after complete treatment and then only upon permit first approved by the Health Departments of both states.

Boats and vessels

No power or motor boats nor hydroplanes or aquaplanes shall be permitted anywhere on said lake except such police or administration motor boats to the number which shall be mutually agreed upon by the parties hereto. Sailboats, row boats and canoes shall be permitted provided they first obtain a license from the respective state of which the owner is a resident under such regulations as each party to this agreement may now have or hereafter adopt.

1 So in original.
6. FISHING

Any person possessing a duly issued fishing license by either state shall be permitted to fish anywhere on the entire lake (except such portion thereof as is closed to fishing by Paragraph 8 hereof or such further portion as may hereafter by regulation be mutually agreed to by the parties hereto) but no fisherman shall be entitled to fish from the shores of the state of which he is a nonresident unless he complies with the nonresident fishing license law of said state.

In order to permit the fish to fully propagate and develop no part of the lake shall be open for fishing until the first day of July one thousand nine hundred and thirty-seven and thereafter shall be closed in each year between the tenth day of December and the thirtieth day of June.

Until otherwise mutually agreed to by both parties hereto the creel size and season limits for the respective kinds of fish caught shall be such as may hereafter be agreed upon between the two states.

7. RECIPROCAL HUNTING RIGHTS

Reciprocal hunting rights are hereby granted to the licensed hunters of each state on the water of that portion of the lake both in Pennsylvania and Ohio over the area bounded on the south by an east and west line crossing the State boundary five-tenth of a mile north of Simons Ohio and on the north by a line drawn between the point at which the Padamaram Road crosses the State boundary and a point formerly known as the Polleck Bridge but such reciprocal hunting rights hereby granted shall extend only to such wild migratory birds as are covered by the Federal Bird Treaty and Federal Laws adopted thereunder.

Hunting in such portions of the lake as are not included in the area above described and designated shall be and remain under the jurisdiction of the Commonwealth of Pennsylvania.

No permanent blinds shall be erected anywhere on the lake and shores thereof but this provision shall not be interpreted as forbidding the use of a boat as a blind temporarily moored to or grounded on the shore of the lake or islands thereof.

8. WILD GAME AND FISH SANCTUARIES

A. The Game Commission of the State of Pennsylvania having established a wild migratory bird and game sanctuary or refuge in that part of the lake located southeast of the Pennsylvania Railroad Crossing it is expressly agreed that nothing herein contained shall be interpreted as entitling the residents of either state whether licensed to fish or hunt, trespass or enter upon said sanctuary for any purpose whatsoever. Anyone so doing shall become amenable to prosecution therefor under the Game Laws of the State of Pennsylvania applicable to game refuges.

B. The Conservation Division of the Department of Agriculture of the State of Ohio having established a fish sanctuary and game refuge in the following portion of the lake.

Being the southerly parts of Lots Numbers 79 and 80, Richmond Township all of Lot Number 41 and all of Lot Number 42 except the westerly 1000 feet thereof in Andover Township Ashtabula County Ohio.

Beginning at a point in the west line of Lot Number 79 that is 1838 feet south of the north line of Lot Number 79 also being the center line of Padamaram Road thence southerly along the County Highway along the westerly side of Lot Number 79 1809.5 feet to the north line of Andover Township thence west-
erly along the northerly line of Andover Township 939.7 feet

to the northwest corner of Lot Number 41 then southerly along

the highway that marks the westerly line of Lot Number 42 1000

feet to a point thence of Lot Number 42 then easterly along the

north line of Lot Number 42 1000 feet to a point thence in a

southerly direction parallel to and 1000 feet easterly from the

westerly line of Lot Number 42 2734 feet more or less to the

southerly line of Lot Number 42 then easterly along the said

southerly line of Lot Number 42 5180.4 feet to the Ohio and

Pennsylvania State line thence northerly along the said Ohio and

Pennsylvania State Line 7297.6 feet more or less to a point that

is 1523 feet southerly from the north line of Lot Number 80

thence in a westerly direction 1523 feet southerly from and

parallel to the north lines of Lots Numbers 79 and 80 5260 feet

more or less to the place of beginning.

"It is expressly agreed that nothing herein contained shall be

interpreted as entitling the residents of either state whether

licensed to fish or otherwise to fish in hunt trespass or enter upon

said sanctuary for any purpose whatsoever. Anyone so doing

shall become amenable to prosecution therefor under the laws

of the State of Ohio applicable thereto.

"9. RESERVATION OF PENNSYLVANIA'S RIGHT TO THE BODY OF THE

WATER

"It is expressly agreed that nothing herein contained shall

operate to deny limit or restrict the right of the Water and

Power Resources Board of Pennsylvania or any authority estab-

lished hereafter by said state to exercise such power to at any

time now or hereafter raise or draw off so much of the waters of

the lake as in their sole judgment may be necessary to maintain

or regulate the flow of the Shenango and Beaver Rivers in fur-

therance of the primary purpose for which said lake was estab-

lished and said Water and Power Resources Board shall

without let or hindrance have the full right irrespective of other

considerations to release so much of the water as they may deem

proper to maintain the flow of the Shenango and Beaver Rivers

irrespective of its effect on the level of the lake or use thereof

for other purposes.

"In witness whereof The parties hereto have hereunto set their

respective hands and seals by for and under the authority of

their respective states this 28th day of October 1936.

"COMMONWEALTH OF PENNSYLVANIA

"by and through

"WATER AND POWER RESOURCES BOARD

"Witness

"By J. F. BOGARDUS

"CHAS. E. RYDER

"STATE OF OHIO

"by and through

"CONSERVATION DIVISION

"By L. Wooddell

"Commissioner

"R. P. JOHNSTON

"Approved as to form and manner of execution

"Grover C. Ladner

"Grover C. Ladner

"Deputy Attorney General

"Commonwealth of Pennsylvania"

and

Whereas the General Assembly of the Commonwealth of Pennsyl-

vania by act approved the 5th day of June 1937 ratified and approved

said compact or agreement; and
Whereas the General Assembly of the State of Ohio by act approved the 18th day of May 1937 ratified and approved said compact or agreement: Now, therefore
Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the aforesaid compact or agreement be, and the same is hereby, approved pursuant to the provisions of a joint resolution of Congress approved the 8th day of June 1936.
Approved, August 28, 1937.

[CHAPTER 870]

AN ACT

To promote conservation in the arid and semiarid areas of the United States by aiding in the development of facilities for water storage and utilization, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it is hereby recognized that the wastage and inadequate utilization of water resources on farm, grazing, and forest lands in the arid and semiarid areas of the United States resulting from inadequate facilities for water storage and utilization contribute to the destruction of natural resources, injuries to public health and public lands, droughts, periodic floods, crop failures, decline in standards of living, and excessive dependence upon public relief, and thereby menace the national welfare. It is therefore hereby declared to be the policy of Congress to assist in providing facilities for water storage and utilization in the arid and semiarid areas of the United States.

Sec. 2. In order to effectuate this policy and promote proper land use in the said areas, the Secretary of Agriculture is hereby authorized, from time to time—

(1) To formulate and keep current a program of projects for the construction and maintenance in the said areas of ponds, reservoirs, wells, check-dams, pumping installations, and other facilities for water storage or utilization, together with appurtenances to such facilities. The facilities to be included within such program shall be located where they will promote the proper utilization of lands and no such facilities shall be located where they will encourage the cultivation of lands which are submarginal and which should be devoted to other uses in the public interest;
(2) To construct and to sell or lease, with or without a money consideration, under such terms and conditions as will advance the purposes of this Act, the facilities mentioned in section 2 (1) and included within the program there provided for, including the lands upon which such facilities are located if they have been acquired or reserved for the purposes of this Act;
(3) To cooperate or enter into agreements with, or to furnish financial or other aid to, any agency, governmental or otherwise, or any person, subject to such conditions as he may deem necessary for the purposes of this Act; and
(4) To obtain options upon and to acquire lands, or rights or interests therein, or rights to the use of water, by purchase, lease, gift, exchange, condemnation, or otherwise, only when necessary for the purposes of this Act.

Sec. 3. The facilities included in the program provided for in section 2 (1) may be located—

(a) On lands owned or controlled by the United States or any of its agencies, with the cooperation of the agency having jurisdiction thereof; and

Conservation in arid and semiarid areas.

Policy declared.

Program of projects for water-storage facilities.

Location of facilities.

Sale or lease.

Cooperation, etc., with agencies, etc.

Acquisition of land, interests, etc.

Location of facilities.

Federal, etc., lands.
Other lands with consent.

Conditions requisite.

Local legislation.

Agreements.

Contributions.

Administrative personnel.

Other powers.

Cooperation of governmental agencies.

Personal services and expenses.

Rules, etc.

Sums authorized.

(b) On any other lands upon obtaining proper consent or the necessary rights or interests in such lands.

Sec. 4. As a condition to extending benefits under this Act to any lands not owned or controlled by the United States or any of its agencies, the Secretary of Agriculture may, insofar as he may deem necessary for the purposes of this Act, require—

(1) The enactment of State and local laws providing for soil conserving land uses and practices, and the storage, conservation and equitable utilization of waters;

(2) Agreements or covenants in regard to the maintenance and permanent use of such water, facilities, or lands benefited by such facilities;

(3) Contributions in money, services, materials, or otherwise to any operations conferring such benefits.

Sec. 5. The Secretary of Agriculture, in administering the provisions of this Act, shall utilize the officers, employees, and facilities of agencies within the Department of Agriculture whose functions are related to the program provided for in this Act, and may allot to such agencies or transfer to such other agencies of the Federal Government as he may request to assist in carrying out any of the provisions of this Act, any funds available for the purposes of this Act.

Sec. 6. For the purposes of this Act, the Secretary of Agriculture may—

(1) Secure the cooperation of any governmental agency;

(2) Make expenditures for personal services and rent in the District of Columbia and elsewhere, for the purchase of law books and books of reference, for printing and binding, for the purchase, exchange, operation, and maintenance of passenger-carrying vehicles, for supplies and equipment, for traveling expenses and for other administrative expenses; and

(3) Perform such acts, and prescribe such rules and regulations as he may deem proper to carry out the provisions of this Act.

Sec. 7. There are hereby authorized to be appropriated for the purposes of this Act such sums as Congress may from time to time determine to be necessary.

Approved, August 28, 1937.

[CHAPTER 871]

AN ACT

To amend the Revenue Act of 1926, as amended, to exempt persons traveling between Puerto Rico and the continental United States from the payment of a stamp tax on steamship tickets.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subdivision 5 of schedule A of title VIII of the Revenue Act of 1926, as amended by section 442 (a) of the Revenue Act of May 29, 1928, be, and hereby is, amended by striking out the word "or" before the word "Cuba" and by adding the words "or Puerto Rico" after the word "Cuba".

Approved, August 28, 1937.
[CHAPTER 872]

AN ACT

For the relief of former employees of the Federal Subsistence Homesteads Corporations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the case of any person who was employed by any corporation, all of the stock of which was owned by the Federal Subsistence Homesteads Corporation of Delaware, and who was transferred to a position in the Department of the Interior with the same or substantially similar duties but at an increase in his rate of compensation, if there have been heretofore withheld or deducted from any amounts, otherwise payable to such person out of Government funds, any amount on account of any payment of salary to such person, subsequently disallowed or held to have been illegally made under any decision of the Comptroller General that such transfer to such position in the Department of the Interior constituted an administrative promotion within the provisions of section 7, as amended and extended, of the Treasury-Post Office Appropriation Act, fiscal year 1934, the Secretary of the Treasury is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to such person a sum equal to the amount so withheld or deducted.

SEC. 2. Each person referred to in section 1, and each disbursing officer who made any payments of salary referred to in such section to any such person, is hereby released from any liability to refund or pay to the Government, or otherwise discharge, any amount on account of any such payment of salary to such person, subsequently disallowed or held to have been illegally made under any decision of the Comptroller General that the transfer of such person to such position in the Department of the Interior constituted an administrative promotion within the provisions of section 7, as amended and extended, of the Treasury-Post Office Appropriation Act, fiscal year 1934, and no deduction shall be made from any amount due or payable out of Government funds to any such person or disbursing officer by reason of any such decision.

Approved, August 28, 1937.

[CHAPTER 873]

AN ACT

To make available for national-park purposes certain lands within the area of the proposed Mammoth Cave National Park, Kentucky.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all lands purchased from funds heretofore allocated and made available by Executive order, or otherwise, for the acquisition of lands for conservation or forestation purposes within the maximum boundaries of the Mammoth Cave National Park as authorized by the Act of May 25, 1926 (44 Stat. 635), be, and the same are hereby, made a part of the said park as fully as if originally acquired for that purpose and the proviso at the end of section 1 of said Act of May 25, 1926, shall not be construed so as to prohibit the acquisition of lands in said area under funds made available as aforesaid.

SEC. 2. The Secretary of the Interior is hereby authorized, in his discretion, to exclude the Great Onyx Cave and the Crystal Cave, or either of them, from the maximum boundaries of the said park, and the area required for general development of the said park by section 1 of the Act of May 14, 1934 (48 Stat. 775), is hereby modified accordingly.

Approved, August 28, 1937.
AN ACT

Authorizing the establishment of a revolving loan fund for the Klamath Indians, Oregon, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior shall cause to be established on the books of the Treasury, out of any unobligated tribal funds of the Indians of the Klamath Reservation in Oregon (hereinafter referred to as the "Klamath Indians") on deposit in the Treasury of the United States, a capital reserve fund for said Klamath Indians. Such fund shall be created by setting aside the sum of $50,000 for the fiscal year 1937, and shall be augmented by additions of $50,000 for each fiscal year thereafter. Such fund shall be held in the Treasury of the United States and shall bear interest as provided by law. The interest upon such fund shall be used, insofar as it is sufficient, for the payment of the expenses of administration of the Klamath Indian Reservation in Oregon.

SEC. 2. The Secretary of the Interior shall cause to be established on the books of the Treasury, out of any unobligated tribal funds of the Klamath Indians on deposit in the Treasury, a reimbursable loan fund from which loans may be made to enrolled Klamath Indians for industrial and agricultural assistance and the construction and improvement of homes (including the purchase of land and interests in land, building material, farming equipment, industrial equipment, trucks, livestock, feed, food, seed, tools, machinery, implements, household goods, bedding, clothing, or any other equipment or supplies necessary to enable such Indians to fit themselves for or to engage in farming, the livestock industry, or such other industrial or agricultural pursuits or avocations as will enable them to become self-supporting); for the educational advancement of such Indians; for financial assistance in cases of illness, death, or other emergency; for the maintenance and support of the aged, infirm, and incapacitated Klamath Indians; and for the repayment of reimbursable loans previously made to such Indians from tribal funds. For the establishment of such loan fund, the Secretary of the Interior shall immediately set aside the unexpended balance of any funds heretofore appropriated or authorized to be used out of the tribal funds of the Klamath Indians for the establishment of reimbursable loan funds for industrial assistance or for any other purpose; and in addition thereto, out of any unobligated tribal funds, $100,000 shall be set aside for the fiscal year 1938 and $50,000 for each of the next three fiscal years.

SEC. 3. The reimbursable loan fund provided for in section 2 hereof shall be administered, under and subject to such rules and regulations as the Secretary of the Interior may prescribe, by a loan board composed of Klamath Indians of not to exceed five members: Provided, That in the event any property pledged as security is offered for sale to satisfy any obligation, the Klamath Indians shall have preferential right, except there shall be no discrimination as to terms of sale, to purchase the same: Provided further, That the expenses of administering such fund, including such per diem for members of the loan board as may be authorized by the Secretary of the Interior, shall be paid from such loan fund. After the fiscal year 1939 the aforesaid expenses of administration shall not exceed the amount received from service fees, surcharges, and interest paid in on loans.

SEC. 4. For the purpose of providing adequate security for any loans made from the revolving reimbursable loan fund provided for...
in section 2 hereof, the Klamath Indians are hereby authorized to include in the securities offered therefor, in addition to any unrestricted real or personal property owned by them, any lands, interest in lands, rights, funds, future per-capita payments and other distributions of tribal assets, and other property, real, personal, or mixed, of any nature whatsoever, belonging to individual Klamath Indians, heretofore regarded or classed as trust or restricted Indian property.

SEC. 5. All repayments made upon any loans made from the reimbursable loan fund herein provided for, all repayments made upon any loans made from reimbursable loan funds for industrial assistance or for other purposes heretofore established out of Klamath tribal funds, and all interest, surcharges, and service fees paid upon any such loans, shall be credited to the reimbursable loan fund herein provided for and shall become available for the purposes herein authorized.

SEC. 6. The amounts which the Secretary of the Interior shall cause to be added to the capital and loan funds established at his direction under the provisions of sections 1 and 2 of this Act during each fiscal year shall not exceed the amount of unobligated Klamath tribal funds on deposit in the Treasury of the United States available for that purpose.

Approved, August 28, 1937.

[CHAPTER 875]

AN ACT

Making further provision with respect to the funds of the Metlakahtla Indians of Alaska.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That revenue derived from leases or other contracts negotiated by the Secretary of the Interior for the benefit of the Metlakahtla Indians and such other persons occupying the Annette Islands Reserve, Alaska, as come within the purview of the Act of March 3, 1891 (26 Stat. 1101), shall be deposited into the Treasury as trust funds pursuant to the provisions of section 20 of the Permanent Appropriation Repeal Act, 1934 (48 Stat. 1224), shall bear interest at the rate of 4 per centum per annum, and shall be subject to expenditure under such rules and regulations as the said Secretary may prescribe.

SEC. 2. There shall be credited to the trust-fund account so established the excess, if any, of (1) the unexpended balance of the repealed special fund appropriation “5S740 Annette Islands Reserve, Alaska, fund from leases” and (2) the amount of receipts derived from the Annette Islands Reserve, Alaska, covered into the Treasury pursuant to section 4 of the Permanent Appropriation Repeal Act, 1934, over expenditures from appropriations provided for “Expenses, Annette Islands Reserve, Alaska (Receipt Limitation)”, and the amount so credited shall be subject to expenditure as prescribed in section 1 hereof.

SEC. 3. Interest accruing on said trust-fund account shall be available for the same purposes as the principal.

Approved, August 28, 1937.
AN ACT
Relating to the revested Oregon and California Railroad and reconveyed Coos Bay Wagon Road grant lands situated in the State of Oregon.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding any provisions in the Acts of June 9, 1916 (39 Stat. 218), and February 26, 1919 (40 Stat. 1179), as amended, such portions of the revested Oregon and California Railroad and reconveyed Coos Bay Wagon Road grant lands as are or may hereafter come under the jurisdiction of the Department of the Interior, which have heretofore or may hereafter be classified as timberlands, and power-site lands valuable for timber, shall be managed, except as provided in section 3 hereof, for permanent forest production, and the timber thereon shall be sold, cut, and removed in conformity with the principal 1 of sustained yield for the purpose of providing a permanent source of timber supply, protecting watersheds, regulating stream flow, and contributing to the economic stability of local communities and industries, and providing recreational facilities 2: Provided, That nothing herein shall be construed to interfere with the use and development of power sites as may be authorized by law.

The annual productive capacity for such lands shall be determined and declared as promptly as possible after the passage of this Act, but until such determination and declaration are made the average annual cut therefrom shall not exceed one-half billion feet board measure: Provided, That timber from said lands in an amount not less than one-half billion feet board measure, or not less than the annual sustained yield capacity when the same has been determined and declared, shall be sold annually, or so much thereof as can be sold at reasonable prices on a normal market.

If the Secretary of the Interior determines that such action will facilitate sustained-yield management, he may subdivide such revested lands into sustained-yield forest units, the boundary lines of which shall be so established that a forest unit will provide, insofar as practicable, a permanent source of raw materials for the support of dependent communities and local industries of the region; but until such subdivision is made the land shall be treated as a single unit in applying the principle of sustained yield: Provided, That before the boundary lines of such forest units are established, the Department, after published notice thereof, shall hold a hearing thereon in the vicinity of such lands open to the attendance of State and local officers, representatives of dependent industries, residents, and other persons interested in the use of such lands. Due consideration shall be given to established lumbering operations in subdividing such lands when necessary to protect the economic stability of dependent communities. Timber sales from a forest unit shall be limited to the productive capacity of such unit and the Secretary is authorized, in his discretion, to reject any bids which may interfere with the sustained-yield management plan of any unit.

Sec. 2. The Secretary of the Interior is authorized, in his discretion, to make cooperative agreements with other Federal or State forest administrative agencies or with private forest owners or operators for the coordinated administration, with respect to time, rate, method of cutting, and sustained yield, of forest units comprising parts of revested or reconveyed lands, together with lands in private ownership or under the administration of other public agencies, when by such agreements he may be aided in accomplishing the purposes hereinbefore mentioned.

1 So in original.
Sec. 3. The Secretary of the Interior is authorized to classify, either on application or otherwise, and restore to homestead entry, or purchase under the provisions of section 14 of the Act of June 28, 1934 (48 Stat. 1269), any of such revested or reconveyed land which, in his judgment, is more suitable for agricultural use than for reforestation, stream-flow protection, recreation, or other public purposes.

Any of said lands heretofore classified as agricultural may be reclassified as timber lands, if found, upon examination, to be more suitable for the production of trees than agricultural use, such reclassified timber lands to be managed for permanent forest production as herein provided.

Sec. 4. The Secretary of the Interior is authorized, in his discretion, to lease for grazing any of said revested or reconveyed lands which may be so used without interfering with the production of timber or other purposes of this Act as stated in section 1: Provided, That all the moneys received on account of grazing leases shall be covered either into the "Oregon and California land-grant fund" or the "Coeo Bay Wagon Road grant fund" in the Treasury as the location of the leased lands shall determine, and be subject to distribution as other moneys in such funds: Provided further, That the Secretary is also authorized to formulate rules and regulations for the use, protection, improvement, and rehabilitation of such grazing lands.

Sec. 5. The Secretary of the Interior is hereby authorized to perform any and all acts and to make such rules and regulations as may be necessary and proper for the purpose of carrying the provisions of this Act into full force and effect. The Secretary of the Interior is further authorized, in formulating forest-practice rules and regulations, to consult with the Oregon State Board of Forestry, representatives of timber owners and operators on or contiguous to said revested and reconveyed lands, and other persons or agencies interested in the use of such lands.

In formulating regulations for the protection of such timberlands against fire, the Secretary is authorized, in his discretion, to consult and advise with Federal, State, and county agencies engaged in forest-fire-protection work, and to make agreements with such agencies for the cooperative administration of fire regulations therein: Provided, That rules and regulations for the protection of the revested lands from fire shall conform with the requirements and practices of the State of Oregon insofar as the same are consistent with the interests of the United States.

TITLE II

That on and after March 1, 1938, all moneys deposited in the Treasury of the United States in the special fund designated the "Oregon and California land-grant fund" shall be distributed annually as follows:

(a) Fifty per centum to the counties in which the lands revested under the Act of June 9, 1916 (39 Stat. 218), are situated, to be payable on or after June 30, 1938, and each year thereafter to each of said counties in the proportion that the total assessed value of the Oregon and California grant lands in each of said counties for the year 1915 bears to the total assessed value of all of said lands in the State of Oregon for said year, such moneys to be used as other county funds.
Money in lieu of accrued taxes.
44 Stat. 915.

Amount to satisfy reimbursable charges against fund.

Paying deficiencies in county payments.
44 Stat. 915.

Payments to counties after charges reimbursed.

Amount for administrative purposes; excess covered in.

Use of moneys covered in.

Conflicting laws repealed.

(b) Twenty-five per centum to said counties as money in lieu of taxes accrued or which shall accrue to them prior to March 1, 1938, under the provisions of the Act of July 13, 1926 (44 Stat. 915), and which taxes are unpaid on said date, such moneys to be paid to said counties severally by the Secretary of the Treasury of the United States, upon certification by the Secretary of the Interior, until such tax indebtedness as shall have accrued prior to March 1, 1938, is extinguished.

From and after payment of the above accrued taxes said 25 per centum shall be accredited annually to the general fund in the Treasury of the United States until all reimbursable charges against the Oregon and California land-grant fund owing to the general fund in the Treasury have been paid: Provided, That if for any year after the extinguishment of the tax indebtedness accruing to the counties prior to March 1, 1938, under the provisions of Forty-fourth Statutes, page 915, the total amount payable under subsection (a) of this title is less than 78 per centum of the aggregate amount of tax claims which accrued to said counties under said Act for the year 1934, there shall be additionally payable for such year such portion of said 25 per centum (but not in excess of three-fifths of said 25 per centum), as may be necessary to make up the deficiency. When the general fund in the Treasury has been fully reimbursed for the expenditures which were made charges against the Oregon and California land-grant fund said 25 per centum shall be paid annually, on or after June 30, to the several counties in the manner provided in subsection (a) hereof.

(c) Twenty-five per centum to be available for the administration of this Act, in such annual amounts as the Congress shall from time to time determine. Any part of such per centum not used for administrative purposes shall be covered into the general fund of the Treasury of the United States: Provided, That moneys covered into the Treasury in such manner shall be used to satisfy the reimbursable charges against the Oregon and California land-grant fund mentioned in subsection (b) so long as any such charges shall exist.

All Acts or parts of Acts in conflict with this Act are hereby repealed to the extent necessary to give full force and effect to this Act.

Approved, August 28, 1937.

[CHAPTER 877] AN ACT

To amend an Act entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes", approved June 22, 1936.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes", approved June 22, 1936, is hereby amended by adding a third paragraph reading as follows under the heading "Ohio River Basin" in section 5:

"Levees, floodwalls, and drainage structures: Construction of levees, floodwalls, and drainage structures for the protection of cities and towns in the Ohio River Basin, the projects to be selected by the Chief of Engineers with the approval of the Secretary of War, in accordance with the report of the Chief of Engineers in House Committee on Flood Control Document Numbered 1, Seventy-fifth Con-
gress, first session, at a cost not to exceed $24,877,000 for construction which is hereby authorized to be appropriated for this purpose: Provided, That the protection for Pittsburgh, Pennsylvania, is to be interpreted as applying to the metropolitan district of Pittsburgh: Provided further, That the local cooperation required by section 3 is complied with: Provided further, That if, after investigation, the President finds that any city or town is, by reason of its financial condition, unable to comply with the requirements of section 3 as to local cooperation, he is hereby authorized to waive such requirements on any individual project not to exceed 50 per centum of the estimated costs of the lands, easements, and rights-of-way: Provided further, That any funds appropriated for the fiscal year 1938 to carry out the provisions of the Flood Control Act of June 22, 1936, may be used for plant, material, supervisory, and skilled services necessary in the execution of the projects authorized herein, with relief labor furnished under the provisions of the Emergency Relief Appropriation Act of 1937.

Sec. 2. That the Secretary of War is hereby authorized to approve the expenditure of not to exceed $300,000 per year, from any appropriations heretofore or hereafter made for flood control, in removing accumulated snags and other debris and clearing of channels in navigable streams and tributaries thereof when in the opinion of the Chief of Engineers such work is advisable in the interest of flood control: Provided, That not more than $25,000 shall be expended for this purpose on any single stream in any one year.

Sec. 3. That, in order to further the declaration of policy and principles declared in sections 1 and 2 of the Flood Control Act approved June 22, 1936, and to supplement the preliminary examinations and surveys which the Secretary of War has heretofore been authorized and directed to make of waterways with a view to the control of their floods, the Secretary of Agriculture be, and he is hereby, authorized and directed to cause preliminary examinations and surveys to be made for run-off and water-flow retardation and soil-erosion prevention on the watersheds of said waterways, the costs thereof to be paid from appropriations heretofore or hereafter made for such purposes.

Sec. 4. That section 3 of the Act entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes", approved June 22, 1936, is hereby amended by adding the following subsection (d):

"As a condition to the extending of any benefits, in prosecuting measures for run-off and water-flow retardation and soil erosion prevention authorized by Act of Congress pursuant to the policy declared in this Act, to any lands not owned or controlled by the United States or any of its agencies, the Secretary of Agriculture may, insofar as he may deem necessary for the purposes of such Acts, require—"

"(1) The enactment and reasonable safeguards for the enforcement of State and local laws imposing suitable permanent restrictions on the use of such lands and otherwise providing for run-off and water-flow retardation and soil-erosion prevention;"

"(2) Agreements or covenants as to the permanent use of such lands; and"

"(3) Contributions in money, services, materials, or otherwise to any operations conferring such benefits."

Sec. 5. That section 6 of the Act entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes", approved June 22, 1936, is hereby amended by adding the following subsection (d):

"As a condition to the extending of any benefits, in prosecuting measures for run-off and water-flow retardation and soil erosion prevention authorized by Act of Congress pursuant to the policy declared in this Act, to any lands not owned or controlled by the United States or any of its agencies, the Secretary of Agriculture may, insofar as he may deem necessary for the purposes of such Acts, require—"

"(1) The enactment and reasonable safeguards for the enforcement of State and local laws imposing suitable permanent restrictions on the use of such lands and otherwise providing for run-off and water-flow retardation and soil-erosion prevention;"

"(2) Agreements or covenants as to the permanent use of such lands; and"

"(3) Contributions in money, services, materials, or otherwise to any operations conferring such benefits."
amended by adding to the list of localities at which preliminary examinations and surveys are authorized to be made the following names:

- Connecticut and Chicopee Rivers.
- Pawtuxet River, Rhode Island.
- Conewango Creek and Davis Brook in Chautauqua County and Cattaraugus County, New York.
- Battenkill, New York.
- Metawewee River, New York.
- Ilion, Steel Creek, New York.
- Delaware River.
- Youghiogheny River watershed above Dawson, Pennsylvania.
- North Branch of Potomac River and its tributaries in the vicinity of Keyser, West Virginia.
- Kissimmee River Valley and its tributaries, Florida.
- East River, Imperial River, Corkscrew River (Horse Creek), Gordon River, Rock Creek, Hendry Creek, Mulock Creek, and Six Mile Cypress Slough, all in Florida.
- Quiver River, Mississippi.
- Sunflower River, Mississippi.
- Clarksville, Memphis, and Nashville, Tennessee, with a view to submitting comprehensive plans for flood protection to Congress.
- Dugdemonia Bayou, Louisiana.
- Boeuf River, Catahoula, Franklin, Caldwell, Richland, West Carroll, and Morehouse Parishes, Louisiana.
- Bayou Macon, Franklin, Madison, Richland, East Carroll, and West Carroll Parishes, Louisiana.
- Ouachita River and tributaries, Louisiana.
- San Jacinto River, and its tributaries, in Montgomery, Walker, San Jacinto, Grimes, Waller, Liberty, and Harris Counties, Texas.
- Brazos River and its tributaries, Texas.
- Saline River, Arkansas.
- 'The Narrows' on Fourche La Fave River in Scott County, Arkansas.
- Walnut Bayou in Little River County, Arkansas.
- Illinois Bayou, Pope County, Arkansas.
- Big Piney Creek in Pope and Johnson Counties, Arkansas.
- Fourche La Fave River, in Perry, Yell, and Scott Counties, Arkansas.
- Palarm Creek, a tributary of the Arkansas River, in Faulkner and Pulaski Counties, Arkansas.
- Bayou Meto Basin, a tributary of the Arkansas River in the State of Arkansas.
- Sulphur River, Arkansas.
- Poteau River, Arkansas.
- Grand (Neosho) River and its tributaries, Oklahoma, Kansas, Missouri, and Arkansas.
- Platte River in the vicinity of Schuyler, Nebraska.
- Little Osage River, Kansas.
- Yellowstone River, Montana.
- Arkansas River in Sequoyah and Haskell Counties, Oklahoma.
- Sans Bois Creek in Haskell and Latimer Counties, Oklahoma.
- North Canadian River, Oklahoma and Texas.
- South Canadian River, Oklahoma.
- Cimarron River, Oklahoma and Kansas.
- Beaver River, Oklahoma.
- Washita River, Oklahoma.
- Fountaine Que Bouille (Fountain) River and its tributaries, Colorado.
"Cherry Creek and its tributaries, Colorado.
"Mississippi River and tributaries in Memphis and Shelby County, Tennessee.
"Wyaconda River in Clark and Lewis Counties, Missouri.
"South Fabius River in northeast Missouri.
"Chariton River in Schuyler County, Missouri.
"Galena River (Fever River) in Illinois and Wisconsin.
"Floyd River, Iowa.
"Little Sioux River, Iowa.
"Cedar River, Iowa.
"Chariton River, Iowa.
"Iowa River, Iowa.
"Boyer River, Iowa.
"Turkey River, Iowa.
"Nishnabotna River, Iowa.
"Bureau Creek and tributaries, Illinois.
"Illinois River and the Fox River at Ottawa, Illinois.
"Mackinaw River, Illinois.
"Kickapoo River, Wisconsin.
"Gilmore Creek, Winona County, Minnesota.
"Root River, Fillmore, Mower, Olmsted, Winona, and Houston Counties, Minnesota.
"Zumbro River and the Whitewater River in southeastern Minnesota.
"White River, South Dakota.
"Keyapah River, South Dakota.
"Bad River from Philip to Fort Pierre, South Dakota.
"Flathead River and tributaries in Flathead County, Montana.
"Kiskiminitas River, Pennsylvania.
"Kiskiminitas and Conemaugh Rivers and their tributaries, Pennsylvania.
"Tygart River and tributaries in the vicinity of Elkins, West Virginia.
"Buckhannon River and Middle Fork River and their tributaries in the vicinity of Buckhannon, West Virginia.
"Cumberland River and its tributaries in the vicinity of Nashville, Tennessee.
"Cumberland River and its tributaries in the vicinity of Clarksville, Tennessee.
"Girypsum Run, in Allegheny County, Pennsylvania.
"Clinton River, Michigan.
"Scioto and Sandusky Rivers and their tributaries, Ohio.
"Mill Creek Valley in Cincinnati, Ohio.
"Bill Williams River, Arizona.
"Big Sandy River, in Arizona, from the junction of Trout Creek and Knight Creek on the north to the Bill Williams River on the south.
"Gila River, in Arizona, from Gillespie Dam downstream to a point near Wellton.
"Little Colorado River and its tributaries upstream from the boundary of the Navajo Indian Reservation in Arizona.
"Santa Ana River and tributaries, California.
"Santa Ana River and Banning Canyon in counties of San Bernardino and Riverside, California.
"Mojave River, in the county of San Bernardino, California.
"Lytle Creek, Waterman Canyon, in the county of San Bernardino, California.
"San Jacinto River and Bautiste Creek in the county of Riverside, California.
Preliminary flood-control examinations; additions—Contd.

"Santa Clara River, California.
"Salinas River, California.
"Cucamonga Creek, Deer Creek, San Antonio Creek, and Chino Creek, California.
"Arroyo Grande Creek in the county of San Luis Obispo, California.
"Whitewater River, California.
"Alameda and San Lorenzo Creeks and their tributaries, California.
"Pajaro River, California.
"Russian River, California.
"Santa Maria River, California.
"Ventura River, Ventura County, California.
"Willow Creek, Oregon.
"Nestucca River and its tributaries, Oregon.
"Chetco River and tributaries, Oregon.
"Smith River and tributaries, Oregon.
"Alsea River and tributaries, Oregon.
"Clatskanie River and tributaries, Oregon.
"Sandy River and tributaries, Oregon.
"Deschutes River and tributaries, Oregon.
"Klamath River and tributaries, Oregon.
"Malheur River and tributaries, Oregon.
"Owyhee River and tributaries, Oregon.
"Burnt River and tributaries, Oregon.
"Powder River and tributaries, Oregon.
"Grande Ronde River and tributaries, Oregon.
"Whatcom Creek at Bellingham, Washington.
"North and South Forks of the Skagit River from Mount Vernon to Skagit Bay, Washington.
"Lowell Creek, Alaska.

"Skagway River in the vicinity of Skagway, Alaska."

Sec. 6. That the Chief of Engineers may, in his discretion, modify the project for the control of floods on the Yazoo River, as authorized by Public Act Numbered 678, approved June 15, 1936, to substitute therefor a combined reservoir floodway and levee plan: Provided, That the total cost thereof does not exceed the present authorization as estimated in House Committee on Flood Control Document Numbered 1, Seventy-fourth Congress, first session: Provided further, That the modified project shall be subject to the following conditions of local cooperation:

No work shall be undertaken until the States or other qualified agencies have furnished satisfactory assurances that they will—
(a) undertake, without cost to the United States, all alterations of highways made necessary because of the construction of reservoirs and meet all damages because of such highway alterations; and
(b) furnish, without cost to the United States, all lands and easements necessary to the construction of levees and drainage ditches.

Sec. 7. That section 5 of the Act entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes", approved June 22, 1936, is hereby amended by adding the words "and tributaries," after the words "Willamette River," in the paragraph entitled "Willamette River."
provide protection for the city of Johnstown, Pennsylvania, flood protection shall be provided for said city by channel enlargement or other works: Provided, That the total estimated construction cost of the entire project shall not be increased.

Sec. 9. That section 5 of the Act entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes", approved June 22, 1936, is hereby amended by adding a third paragraph reading as follows, under the heading "Mississippi River":

"Memphis, Tennessee: The construction of floodwalls, levees, and revetments along Wolf River and Nonconnah Creek for the protection of Memphis, Tennessee, in accordance with the report on record in the office of the Chief of Engineers. Estimated construction cost, $9,000,000. Estimated cost of lands and damages, $4,324,000."

Approved, August 28, 1937.

[CHAPTER 878]

AN ACT
To extend the benefits of section 21 of the Bankhead-Jones Act to Puerto Rico.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of section 21 of the Act entitled "An Act to provide for research into basic laws and principles relating to agriculture and to provide for the further development of cooperative agricultural extension work and the more complete endowment and support of land-grant colleges", approved June 29, 1935, and known as the Bankhead-Jones Act, be, and the same are hereby, extended to Puerto Rico in such amounts as are hereinafter authorized without diminution of the amounts authorized for payment to the States and the Territory of Hawaii, as provided in section 21 of that Act.

Sec. 2. To carry into effect the above provisions for extending to Puerto Rico, to the extent herein provided, the benefits of the said Bankhead-Jones Act, the following sums are hereby authorized to be appropriated: For the fiscal year beginning after the date of the enactment of this Act, $88,000; for the fiscal year following the first fiscal year for which an appropriation is made in pursuance of the foregoing authorization, the additional sum of $40,000; and for each succeeding fiscal year thereafter an additional sum of $40,000 until the total appropriations authorized by this section shall amount to $408,000 annually, the authorization to continue in that amount for each succeeding fiscal year.

Approved, August 28, 1937.

[CHAPTER 888]

AN ACT
To provide for the addition of certain lands to the Fort Donelson National Military Park in the State of Tennessee, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following described tracts or parcels of land, lying and being within the seventh civil district of Stewart County, Tennessee, are hereby transferred from the jurisdiction of the Secretary of War to the jurisdiction of the Secretary of the Interior as additions to the Fort Donelson National Military Park, and shall hereafter be subject to all laws and rules and regulations applicable to said park:

Tract numbered 1, a right-of-way, fifty feet wide, lying twenty-five feet on each side of a center line, beginning at a point in the southerly
boundary line of lock D reservation, seven hundred and thirty-four and eight-tenths feet from the southwest corner of this reservation; thence south thirty-one degrees five minutes west seventy-seven and one-tenth feet, thence south eighty-six degrees twenty-one minutes east exactly eighty-five feet, thence south twenty-eight degrees fifteen minutes east exactly eighty-five feet, thence south twenty-eight degrees fifteen minutes east exactly eighty-five feet, thence south twenty-eight degrees fifteen minutes east exactly eighty-five feet, thence south twenty-eight degrees fifteen minutes west sixty-three and five-tenths feet, thence south forty degrees five minutes west three hundred and ten and five-tenths feet, thence south thirty-six degrees twenty-seven minutes east two hundred and eighty-two and three-tenths feet, thence south twenty-three degrees forty-five minutes east one hundred and seventy-eight and three-tenths feet to center line of county road, reserving, however, to the War Department the right to the continued use of the road over this tract as a means of access to lock D.

Tract numbered 2, beginning at a point in the southern boundary line of lock D reservation, seven hundred and fifty-three and five-tenths feet from the southwest corner of this reservation, thence north seventy-four degrees twenty-eight minutes east one hundred and ninety-one and ninety-eight one-hundredths feet, thence south eighty-five degrees twelve minutes east fifty-two and nine-tenths feet, thence south fifty-one degrees thirty-six minutes east thirty-two and nine-tenths feet, thence south nine degrees thirty-three minutes east one hundred and seventeen and two one-hundredths feet, thence south thirty-one degrees three minutes west sixty-nine and eighty-two one-hundredths feet, thence north fifty-eight degrees fifty-seven minutes west two hundred and eighty-eight and eight one-hundredths feet to beginning.

Tract numbered 3, beginning at a point in the southern boundary line of lock D reservation, five hundred and ninety feet from the southwest corner of this reservation, this point being marked by an iron fence post, thence north fifty-eight degrees fifty-seven minutes west five hundred and ninety feet along the southern boundary line of lock D reservation, thence north thirty-one degrees three minutes east four hundred and eighty-eight feet along the western boundary line of the lock D reservation to low-water mark on bank of Cumberland River, thence along low-water line of Cumberland River in a southeasterly direction three hundred and thirty-five feet, thence south thirty-four degrees five minutes west one hundred and twenty-three feet to an iron pin, thence south fifty-five degrees fifty-five minutes east three hundred and seven and five-tenths feet to an iron pin, thence south forty degrees five minutes west three hundred and ten and five-tenths feet to beginning.

SEC. 2. The Secretary of the Interior is hereby authorized to accept donations of land, interests in land, buildings, structures, and other property within a distance of one mile from the boundaries of said Fort Donelson National Military Park, as hereby extended, and donations of funds for the purchase or maintenance thereof, the title and evidence of title to lands acquired to be satisfactory to the Secretary of the Interior: Provided, That he may acquire on behalf of the United States out of any donated funds, by purchase at prices deemed by him reasonable or by condemnation, such tracts of land within a distance of one mile from the boundaries of the said national military park as may be necessary for the completion thereof. Upon
the acquisition of such land, the same shall become a part of the Fort Donelson National Military Park and shall be subject to the laws and rules and regulations applicable to said park.

Sec. 3. The administration, protection, and development of the lands hereby authorized to be added to the Fort Donelson National Military Park shall be exercised under the direction of the Secretary of the Interior by the National Park Service, subject to the provisions of the Act of August 25, 1916 (39 Stat. 535), entitled "An Act to establish a National Park Service, and for other purposes", as amended.

Approved, August 30, 1937.

[CHAPTER 889]

AN ACT

To provide for the taking of a census of partial employment, unemployment, and occupations, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That to provide information concerning the numbers, classes, and geographical distribution of persons in the United States partially employed and unemployed and their dependents and income, and concerning industries and occupations of partially employed and unemployed persons to aid in the formulation of a program for reemployment, social security, and unemployment relief for the people of the United States, the President shall cause to be taken on or before April 1, 1938, a census of partial and total unemployment, and occupations, and including such other related information as shall be deemed in the public interest in the forty-eight States and the District of Columbia and the Territories of Hawaii and Alaska.

(a) The questions to be included in this census and the detailed information to be enumerated shall be determined upon by a committee consisting of the Secretary of Commerce, the Secretary of Labor, the Works Progress Administrator, the Chairman of the Social Security Board, the Chairman of the Central Statistical Board, and the Director of the Census, or their authorized representatives.

Sec. 2. The provisions, including penalties, of the Act approved June 18, 1929 (46 Stat. 21; U. S. C., Supp. VII, title 13, ch. 4), except sections 9 to 11, inclusive, thereof, shall, so far as not applicable, apply to the taking of the census provided for in section 1 of this Act: Provided, however, That temporary personnel required to carry out the purposes of this Act shall be appointed without regard to the Classification Act of 1923: Provided further, That the administering agency is authorized to call upon the other departments or agencies of the Federal Government for information relating to, and for assistance in connection with the census herein provided for; and the administering agency is authorized to cooperate with and to use the information secured by such State and local agencies as may have data pertinent to this census.

Sec. 3. To meet the expenses of this Act the Secretary of the Treasury is authorized to make available from the Emergency Relief Appropriation Act of 1937 such an amount as the President may determine to be necessary.

Sec. 4. The President is authorized to make such rules and regulations as are necessary to carry out the provisions of this Act and such provisions of the Census Act of 1902, as amended, as are applicable.

Approved, August 30, 1937.
[CHAPTER 890] AN ACT

Relating to certain lands within the boundaries of the Crow Reservation, Montana.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all of that area within the Crow Indian Reservation, Montana, described as: "Beginning at the northwest corner of lot eleven, section 3; thence east along the north boundary line of the Crow Indian Reservation to the west meander line of the Big Horn River; thence south-easterly along the west meander line of the said Big Horn River to its intersection with the north and south center line of section twelve; thence south along the said center line of sections twelve and thirteen to the center of section thirteen; thence west to the north-west corner of the northeast quarter of the southwest quarter of said section thirteen; thence south to the southeast corner of the northwest quarter of the northwest quarter of section twenty-five; thence west to the northwest corner of lot two, section twenty-seven; thence north along the boundary line of the Crow Indian Reservation to the point of beginning, all in township 1 south, range 33 east, principal meridian, Montana, be, and the same is hereby, eliminated and excluded from the Crow Indian Reservation in the State of Montana.

SEC. 2. Nothing contained in this Act shall be construed to discontinue or repeal the provisions of the Indian liquor laws which prohibit the sale, gift, barter, exchange, or other disposition of beer, wine, and other liquors to Indians of the classes set forth in the Act of January 30, 1897 (29 Stat. L. 506; U. S. C., title 25, sec. 241).

SEC. 3. All Acts or parts of Acts in conflict herewith are hereby repealed.

Approved, August 31, 1937.

[CHAPTER 891] JOINT RESOLUTION

To permit the States of Maryland, Virginia, West Virginia, Pennsylvania, and the District of Columbia to enter into a compact or agreement respecting the creation of a Potomac Valley conservancy district for the prevention or abatement of harmful pollution of the waters thereof.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby given to the States of Maryland, Virginia, West Virginia, Pennsylvania, and the District of Columbia to negotiate and enter into a compact or agreement providing for the creation of a conservancy district to consist of the drainage area of the Potomac River and the main and tributary streams therein, said district to be organized and maintained for the purpose of regulating, controlling, preventing, or otherwise rendering unobjectionable and harmless the pollution of the waters of said Potomac drainage area by sewage and industrial and other wastes, upon conditions that a suitable person shall be appointed by the President of the United States from the Department of the Treasury who shall participate in said negotiation as representative of the United States, and shall make a report to Congress of the proceedings of any compact or agreement entered thereto: Provided, That any such compact or agreement shall not be binding or obligatory upon any of the parties thereto unless and until the same shall have been approved by the legislatures of each of said States and by the Congress of the United States.

Approved, August 31, 1937.
AN ACT

Authorizing the conservation, production, exploitation, and sale of helium gas, a mineral resource pertaining to the national defense and to the development of commercial aeronautics, authorizing the acquisition, by purchase or otherwise, by the United States of properties for the production of helium gas, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act authorizing the conservation, production, and exploitation of helium gas, a mineral resource pertaining to the national defense, and to the development of commercial aeronautics, and for other purposes", approved March 3, 1925, as amended, is amended to read as follows:

"Section 1. That for the purpose of conserving, producing, and selling helium gas the Secretary of the Interior, through the Bureau of Mines is authorized "

(a) To acquire by purchase, lease, or condemnation, lands or interests therein or options thereon, including but not limited to sites, rights-of-way, and oil or gas leases containing obligations to pay rental in advance or damages arising out of the use and operation of such properties; but such lands or interests in lands may be acquired by condemnation only when necessary for the production or conservation of helium to meet the needs of the Army and Navy and other agencies of the Federal Government;

(b) To make contracts and agreements (with optional provisions where necessary) for the acquisition, processing, or conservation of helium-bearing gas;

(c) To construct or acquire plants, wells, pipe lines, compressor stations, camp buildings, and other facilities, for the production, storage, repurification, and sale of helium and helium-bearing gas; and to acquire patents or rights therein and reports of experimentation and research used in connection with the properties acquired or useful in the Government's helium operations;

(d) To dispose by lease or sale of wells, lands, or interests therein, not valuable for helium production; to dispose of oil, gas, and byproducts of helium operations not needed for Government use; and to issue leases to the surface of lands or structures thereon for grazing or other purposes when the same may be done without interfering with the production of helium.

The Secretary of the Interior is hereby directed, if possible under the terms hereof, to acquire by purchase all properties developed or constructed by private parties prior to the passage of this Act for helium production, such purchase to be at a price or prices recommended to be fair and reasonable by at least two of a board of three appraisers, the members of which shall be selected as follows: One by the Secretary of the Interior, one by the owner of the properties sought to be acquired, and one by the two appraisers so selected. The Secretary of the Interior is authorized to incur obligations and enter into agreements for the purchase of such properties, and every such agreement shall be deemed a contractual obligation of the Government for the payment of the cost thereof, such payment to be made from any appropriations hereafter made for such purpose. Prior to the date of execution of an agreement or agreements for the purchase of such properties, the Government shall not sell helium as authorized in section 3 (b) of this Act: Provided, That the foregoing restriction upon the sale of helium by the Government shall be inoperative in the event that (1) the owner of any such properties shall refuse or neglect to appoint an appraiser within thirty days after..."
Refusal to execute sale agreement.

Reservation of known helium-bearing land not covered by leases.

Proviso, Extraction provisions.

Maintenance and operation of plants.

Experimentation and research.

Requisition of helium by Army and Navy, etc.

Production and sale.

Inflation of airships.

Provisor, Restrictions.

Price-determination.

Sale for medicinal purposes.

Repurchase.

approval of this amendatory Act, or (2) the owner of any such properties having so appointed an appraiser shall refuse or neglect to execute an agreement or agreements for the sale thereof, at the price recommended by at least two members of the board of appraisers, within thirty days after said appraisers shall have recommended such price.

"Any known helium-gas-bearing land on the public domain not covered at the time by leases or permits under the Act of February 25, 1920, entitled 'An Act to promote the mining of coal, phosphate, oil, oil shale, gas, and sodium on the public domain', as amended, may be reserved for the purposes of this Act, and the United States reserves the ownership and the right to extract, under such rules and regulations as shall be prescribed by the Secretary of the Interior, helium from all gas produced from lands so permitted, leased, or otherwise granted for development: Provided, That in the extraction of helium from gas produced from such lands, it shall be so extracted as to cause no substantial delay in the delivery of gas produced from the well to the purchaser thereof.

"SEC. 2. That the Bureau of Mines, acting under the direction of the Secretary of the Interior, is authorized to maintain and operate helium production and repurification plants together with facilities and accessories thereto; to store and care for helium, to conduct exploration for and production of helium on and from the lands acquired, leased, or reserved; and to conduct experimentation and research for the purpose of discovering helium supplies and improving processes and methods of helium production, repurification, storage, and utilization.

"SEC. 3. (a) That the Army and Navy and other agencies of the Federal Government may requisition helium from the Bureau of Mines and make payments therefor from any applicable appropriations by advancing or repaying to and for the use of said Bureau proportionate shares of the expenses incident to the administration, operation, and maintenance of the Government's helium plants and properties.

"(b) That helium not needed for Government use may be produced and sold upon payment in advance in quantities and under regulations approved by the President, for medical, scientific, and commercial use, except that helium may be sold for the inflation of only such airships as operate in or between the United States and its Territories and possessions, or between the United States or its territories and possessions and foreign countries: Provided, That no helium shall be sold for the inflation of any airship operating between two foreign countries notwithstanding such airship may also touch at some point in the United States: Provided further, That such sales of helium shall be at reasonable prices (established by said regulations) based upon the cost of acquiring, developing, maintaining, and operating the Government properties and the payment of interest at a rate of not less than 31/2 per centum per annum on capital hereafter expended (except from the special fund established in subsection (c) of section 3 of this Act) for properties, facilities, and helium-bearing gas lands, as are used for such helium production: Provided further, That notwithstanding the foregoing provision helium shall be sold for medicinal purposes at prices which will permit its general use therefor; and such sales of helium shall be upon condition that the Federal Government shall have a right to repurchase helium so sold that has not been lost or dissipated, when needed for Government use, under terms and at prices established by said regulations.
"(c) All moneys received under this Act, including moneys from sale of helium or other products resulting from helium operations (except moneys received in payment for helium from Government departments or agencies under subsection (a) hereof), shall be credited to a special helium-production fund from which purchasers of helium may be reimbursed for payments for helium in excess of deliveries, and the Secretary of the Interior through the Bureau of Mines may draw on said fund to pay expenses of acquiring, administering, operating, maintaining, and developing helium properties. Amounts accumulating in said fund in excess of amounts the Secretary of the Interior deems necessary to assure payment of such expenses shall be deposited in the Treasury to the credit of miscellaneous receipts: Provided, That the Secretary of the Interior shall render to Congress on or before the 1st day of January of each year a report showing the amount of moneys credited to such helium-production fund and the amount of disbursements made therefrom during the preceding fiscal year, and the unexpended and unobligated balances on hand in such fund as of the end of such fiscal year.

"Sec. 4. No helium gas shall be exported from the United States, or from its Territories and possessions, until after application has been made to the Secretary of State and a license authorizing said exportation has been obtained from him on the joint recommendation of all of the members of the National Munitions Control Board and the Secretary of the Interior: Provided, That under regulations governing exportation of helium approved by the National Munitions Control Board and the Secretary of the Interior, export shipments of quantities of helium that are not of military importance as defined in said regulations, and which do not exceed a maximum to be specified therein, may be made under license granted by the Secretary of State without such specific recommendation. Such regulations shall not permit accumulations of helium in quantities of military importance in any foreign country, nor the exportation of helium to countries named in proclamations of the President issued pursuant to section 1 (a) or (c) of the Neutrality Act of May 1, 1937 (Public Resolution Numbered 27 of the Seventy-fifth Congress) while such proclamations are in effect, and shall require exporters to submit a sworn statement to the Secretary of State showing the quantity, destination, consignee, and intended use of each proposed exportation.

"Any person violating any of the provisions of this section or of the regulations made under this section or of the regulations made pursuant hereto, shall be guilty of a misdemeanor and shall be punished by a fine of not more than $5,000 or by imprisonment for not more than one year, or by both such fine and imprisonment; and the Federal courts of the United States are hereby granted jurisdiction to try and determine all questions arising under this section.

"The National Munitions Control Board shall include in its Annual Report to the Congress full information concerning the licenses issued hereunder, together with such information and data collected by the Board as may be considered of value in the determination of questions related to the exportation of helium gas.

"Sec. 5. The Secretary of War and the Secretary of the Navy may each designate representatives to cooperate with the Department of the Interior in carrying out the purposes of this Act, and shall have complete right of access to plants, data, and accounts."

Approved, September 1, 1937.
AN ACT

To provide financial assistance to the States and political subdivisions thereof for the elimination of unsafe and insanitary housing conditions, for the eradication of slums, for the provision of decent, safe, and sanitary dwellings for families of low income, and for the reduction of unemployment and the stimulation of business activity, to create a United States Housing Authority, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

DECLARATION OF POLICY

SECTION 1. It is hereby declared to be the policy of the United States to promote the general welfare of the Nation by employing its funds and credit, as provided in this Act, to assist the several States and their political subdivisions to alleviate present and recurring unemployment and to remedy the unsafe and insanitary housing conditions and the acute shortage of decent, safe, and sanitary dwellings for families of low income, in rural or urban communities, that are injurious to the health, safety, and morals of the citizens of the Nation.

DEFINITIONS

SEC. 2. When used in this Act—
(1) The term “low-rent housing” means decent, safe, and sanitary dwellings within the financial reach of families of low income, and developed and administered to promote serviceability, efficiency, economy, and stability, and embraces all necessary appurtenances thereto. The dwellings in low-rent housing as defined in this Act shall be available solely for families whose net income at the time of admission does not exceed five times the rental (including the value or cost to them of heat, light, water, and cooking fuel) of the dwellings to be furnished such families, except that in the case of families with three or more minor dependents, such ratio shall not exceed six to one.

(2) The term “families of low income” means families who are in the lowest income group and who cannot afford to pay enough to cause private enterprise in their locality or metropolitan area to build an adequate supply of decent, safe, and sanitary dwellings for their use.

(3) The term “slum” means any area where dwellings predominate which, by reason of dilapidation, overcrowding, faulty arrangement or design, lack of ventilation, light or sanitation facilities, or any combination of these factors, are detrimental to safety, health, or morals.

(4) The term “slum clearance” means the demolition and removal of buildings from any slum area.

(5) The term “development” means any or all undertakings necessary for planning, financing (including payment of carrying charges), land acquisition, demolition, construction, or equipment, in connection with a low-rent-housing or slum-clearance project, but not beyond the point of physical completion. Construction activity in connection with a low-rent-housing project may be confined to the reconstruction, remodeling, or repair of existing buildings.

(6) The term “administration” means any or all undertakings necessary for management, operation, maintenance, or financing, in connection with a low-rent-housing or slum-clearance project, subsequent to physical completion.

1 So in original.
The term "Federal project" means any project owned or administered by the Authority.

The term "acquisition cost" means the amount prudently required to be expended by a public housing agency in acquiring a low-rent-housing or slum-clearance project.

The term "non-dwelling facilities" shall include site development, improvements and facilities located outside building walls (including streets, sidewalks, and sanitary, utility, and other facilities).

The term "going Federal rate of interest" means, at any time, the annual rate of interest specified in the then most recently issued bonds of the Federal Government having a maturity of ten years or more.

The term "public housing agency" means any State, county, municipality, or other governmental entity or public body (excluding the Authority), which is authorized to engage in the development or administration of low-rent housing or slum clearance.

The term "State" includes the States of the Union, the District of Columbia, and the Territories, dependencies, and possessions of the United States.

The term "Authority" means the United States Housing Authority created by section 3 of this Act.

UNITED STATES HOUSING AUTHORITY

Sec. 3. (a) There is hereby created in the Department of the Interior and under the general supervision of the Secretary thereof a body corporate of perpetual duration to be known as the United States Housing Authority, which shall be an agency and instrumentality of the United States.

(b) The powers of the Authority shall be vested in and exercised by an Administrator, who shall be appointed by the President, by and with the advice and consent of the Senate. The Administrator shall serve for a term of five years and shall be removable by the President upon notice and hearing for neglect of duty or malfeasance but for no other cause.

(c) The Administrator shall receive a salary of $10,000 a year, shall be eligible for reappointment, and shall not engage in any other business, vocation, or employment. Neither the Administrator nor any officer or employee of the Authority shall participate in any matter affecting his personal interests or the interest of any corporation, partnership, or association in which he is directly or indirectly interested.

Sec. 4. (a) The Administrator is authorized, subject to the civil-service laws and the Classification Act of 1923, as amended, to appoint and fix the compensation of such employees as may be necessary for the proper performance of the duties of the Authority under this Act; except that without regard to the civil-service laws he may appoint such officers, attorneys and experts, and such employees whose compensation is in excess of $1,980 per annum, as may be necessary to carry out the purposes of this Act.

(b) Appointment to positions made under the provisions of this Act, the annual salary of which is in excess of $7,500 per annum shall be subject to confirmation by the Senate.

(c) The Administrator may accept and utilize such voluntary and uncompensated services and with the consent of the agency concerned may utilize such officers, employees, equipment, and information of any agency of the Federal, State, or local governments as he finds helpful in the performance of the duties of the Authority. In connec-
Transfer of housing or slum-clearance projects to Authority.

Funds.

Principal office; branches.

General corporate provisions.

Seal.

Franking privilege.

Tax exemption provision.

Expenditures authorized.

Contracts and purchases.
(c) The use of funds made available for the purposes of this Act shall be subject to the provisions of section 2 of title 3 of the Treasury and Post Office Appropriation Act for the fiscal year 1934 (47 Stat. 1489), and to make such provisions effective every contract or agreement of any kind pursuant to this Act shall contain a provision identical to the one prescribed in section 3 of title 3 of such Act.

(d) No annual contribution, grant, or loan, and no contract for any annual contribution, grant, or loan, under this Act, shall be undertaken by the Authority except with the approval of the President.

SEC. 7. (a) The Authority may publish and disseminate information pertinent to the various aspects of housing.

(b) In January of each year the Authority shall make an annual report to Congress of its operations and expenses, including loans, contributions, and grants made or contracted for, low-rent-housing and slum-clearance projects undertaken, and the assets and liabilities of the Authority. Such report shall include operating statements of all projects under the jurisdiction of or receiving the assistance of the Authority, including summaries of the incomes of occupants, sizes of families, rentals, and other related information.

SEC. 8. The Authority may from time to time make, amend, and rescind such rules and regulations as may be necessary to carry out the provisions of this Act.

LOANS FOR LOW-RENT-HOUSING AND SLUM-CLEARANCE PROJECTS

SEC. 9. The Authority may make loans to public-housing agencies to assist the development, acquisition, or administration of low-rent-housing or slum-clearance projects by such agencies. Where capital grants are made pursuant to section 11 the total amount of such loans outstanding on any one project and in which the Authority participates shall not exceed the development or acquisition cost of such project less all such capital grants, but in no event shall said loans exceed 90 per centum of such cost. In the case of annual contributions in assistance of low rentals as provided in section 10 the total of such loans outstanding on any one project and in which the Authority participates shall not exceed 90 per centum of the development or acquisition cost of such project. Such loans shall bear interest at such rate not less than the going Federal rate at the time the loan is made, plus one-half of one per centum, shall be secured in such manner, and shall be repaid within such period not exceeding sixty years, as may be deemed advisable by the Authority.

ANNUAL CONTRIBUTIONS IN ASSISTANCE OF LOW RENTALS

SEC. 10. (a) The Authority may make annual contributions to public-housing agencies to assist in achieving and maintaining the low-rent character of their housing projects. The annual contributions for any such project shall be fixed in uniform amounts, and shall be paid in such amounts over a fixed period of years. No part of such annual contributions by the Authority shall be made available for any project unless and until the State, city, county, or other political subdivision, in which such project is situated shall contribute, in the form of cash or tax remissions, general or special, or tax exemptions, at least 20 per centum of the annual contributions herein provided. The Authority shall embody the provisions for such annual contributions in a contract guaranteeing their payment over such fixed period: Provided, That no annual contributions shall be made, and the Authority shall enter into no contract guaranteeing
any annual contribution in connection with the development of any low-rent-housing or slum-clearance project involving the construction of new dwellings, unless the project includes the elimination by demolition, condemnation, and effective closing, or the compulsory repair or improvement of unsafe or insanitary dwellings situated in the locality or metropolitan area, substantially equal in number to the number of newly constructed dwellings provided by the project; except that such elimination may, in the discretion of the Authority, be deferred in any locality or metropolitan area where the shortage of decent, safe, or sanitary housing available to families of low income is so acute as to force dangerous overcrowding of such families.

(b) Annual contributions shall be strictly limited to the amounts and periods necessary, in the determination of the Authority, to assure the low-rent character of the housing projects involved. Toward this end the Authority may prescribe regulations fixing the maximum contributions available under different circumstances, giving consideration to cost, location, size, rent-paying ability of prospective tenants, or other factors bearing upon the amounts and periods of assistance needed to achieve and maintain low rentals. Such regulations may provide for rates of contribution based upon development, acquisition or administration cost, number of dwelling units, number of persons housed, or other appropriate factors: Provided, That the fixed contribution payable annually under any contract shall in no case exceed a sum equal to the annual yield, at the going Federal rate of interest at the time such contract is made plus 1 per centum, upon the development or acquisition cost of the low-rent housing or slum-clearance project involved: And provided further, That all such annual contributions shall be used first to apply toward any payment of interest or principal on any loan due to the Authority from the public housing agency.

(c) In case any contract for annual contributions is made for a period exceeding twenty years, the Authority shall reserve the right to reexamine the status of the low-rent-housing project involved at the end of ten years and every five years thereafter; and, at the time of any such reexamination, the Authority may make such modification (subject to all the provisions of this section) in the fixed and uniform amounts of subsequent annual contributions payable under such contract as is warranted by changed conditions and as is consistent with maintaining the low-rent character of the housing project involved. In no case shall any contract for annual contributions be made for a period exceeding sixty years.

(d) All payments of annual contributions pursuant to this section shall be made out of any funds available to the Authority when such payments are due, except that its capital and its funds obtained through the issuance of obligations pursuant to section 20 (including repayments or other realizations of the principal of loans made out of such capital and funds) shall not be available for the payment of such annual contributions.

(e) The Authority is authorized, on and after the date of the enactment of this Act, to enter into contracts which provide for annual contributions aggregating not more than $5,000,000 per annum, on or after July 1, 1938, to enter into additional such contracts which provide for annual contributions aggregating not more than $7,500,000 per annum, and on or after July 1, 1939, to enter into additional such contracts which provide for annual contributions aggregating not more than $7,500,000 per annum. Without further authorization from Congress, no new contracts for annual contributions beyond those herein authorized shall be entered into by the
Authority. The faith of the United States is solemnly pledged to the payment of all annual contributions contracted for pursuant to this section, and there is hereby authorized to be appropriated in each fiscal year, out of any money in the Treasury not otherwise appropriated, the amounts necessary to provide for such payments.

CAPITAL GRANTS IN ASSISTANCE OF LOW RENTALS

Sec. 11. (a) As an alternative method of assistance to that provided in section 10, when any public housing agency so requests and demonstrates to the satisfaction of the Authority that such alternative method is better suited to the purpose of achieving and maintaining low rentals and to the other purposes of this Act, capital grants may be made to such agency for such purposes. The capital grants thus made for any low-rent-housing or slum-clearance project shall be paid in connection with its development or acquisition, and shall be strictly limited to the amounts necessary, in the determination of the Authority, to assure its low-rent character: Provided, however, That no capital grant shall be made for the development of any low-rent-housing or slum-clearance project involving the construction of new dwellings, unless the project includes the elimination by demolition, condemnation, and effective closing, or the compulsory repair or improvement of unsafe or insanitary dwellings situated in the locality or metropolitan area, substantially equal in number to the number of newly constructed dwelling units provided by the project; except that such elimination may, in the discretion of the Authority, be deferred in any locality or metropolitan area where the shortage of decent, safe, or sanitary housing available to families of low income is so acute as to force dangerous overcrowding of such families.

(b) Pursuant to subsection (a) of this section, the Authority may make a capital grant for any low-rent-housing or slum-clearance project, which shall in no case exceed 25 per centum of its development or acquisition cost.

(c) All payments of capital grants by the Authority pursuant to subsection (b) of this section shall be made out of any funds available to the Authority, except that its capital and its funds obtained through the issuance of obligations pursuant to section 20 (including repayments or other realizations of the principal of loans made out of such capital and funds) shall not be available for the payment of such capital grants.

(d) The Authority is authorized, on or after the date of the enactment of this Act to make capital grants (pursuant to subsection (b) of this section) aggregating not more than $10,000,000, on or after July 1, 1938, to make additional capital grants aggregating not more than $10,000,000, and on or after July 1, 1939, to make additional capital grants aggregating not more than $10,000,000. Without further authorization from Congress, no capital grants beyond those herein authorized shall be made by the Authority.

(e) To supplement any capital grant made by the Authority in connection with the development of any low-rent-housing or slum-clearance project, the President may allocate to the Authority, from any funds available for the relief of unemployment, an additional capital grant to be expended for payment of labor used in such development: Provided, That such additional capital grant shall not exceed 15 per centum of the development cost of the low-rent-housing or slum-clearance project involved.

(f) No capital grant pursuant to this section shall be made for any low-rent-housing or slum-clearance project unless the public housing agency receiving such capital grant shall also receive, from the State,
political subdivision thereof, or otherwise, a contribution for such project (in the form of cash, land, or the value, capitalized at the going Federal rate of interest, of community facilities or services for which a charge is usually made, or tax remissions or tax exemptions) in an amount not less than 20 per centum of its development or acquisition cost.

**DISPOSAL OF FEDERAL PROJECTS**

Sec. 12. (a) It is hereby declared to be the purpose of Congress to provide for the orderly disposal of any low-rent-housing projects hereafter transferred to or acquired by the Authority through the sale or leasing of such projects as hereinafter provided; and, in order to continue the relief of Nation-wide unemployment and in order to avoid waste pending such sale or lease, to provide for the completion and temporary administration of such projects by the Authority.

(b) As soon as practicable the Authority shall sell its Federal projects or divest itself of their management through leases.

(c) The Authority may sell a Federal project only to a public housing agency. Any such sale shall be for a consideration, in whatever form may be satisfactory to the Authority, equal at least to the amount which the Authority determines to be the fair value of the project for housing purposes of a low-rent character (making such adjustment as the Authority deems advisable for any annual contributions which may hereafter be given hereunder in aid of the project), less such allowance for depreciation as the Authority shall fix. Such project shall then become eligible for loans pursuant to section 9, and either annual contributions pursuant to section 10 or a capital grant pursuant to section 11. Any obligation of the purchaser accepted by the Authority as part of the consideration for the sale of such project shall be deemed a loan pursuant to section 9.

(d) The Authority may lease any Federal low-rent-housing project, in whole or in part, to a public housing agency. The lessee of any project, pursuant to this paragraph, shall assume and pay all management, operation, and maintenance costs, together with payments, if any, in lieu of taxes, and shall pay to the Authority such annual sums as the Authority shall determine are consistent with maintaining the low-rent character of such project. The provisions of section 321 of the Act of June 30, 1932 (U. S. C., 1934 edition, title 40, sec. 303 b), shall not apply to any lease pursuant to this Act.

(e) In the administration of any Federal low-rent-housing project pending sale or lease, the Authority shall fix the rentals at the amounts necessary to pay all management, operation, and maintenance costs, together with payments, if any, in lieu of taxes, plus such additional amounts as the Authority shall determine are consistent with maintaining the low-rent character of such project.

**GENERAL POWERS OF THE AUTHORITY**

Sec. 13. (a) The Authority may foreclose on any property or commence any action to protect or enforce any right conferred upon it by any law, contract, or other agreement. The Authority may bid for and purchase at any foreclosure by any party or at any other sale, or otherwise acquire, and may administer, any low-rent-housing project which it previously owned or in connection with which it has made a loan pursuant to section 9, annual contributions pursuant to section 10, or capital grants pursuant to section 11.
(b) The acquisition by the Authority of any real property pursuant to this Act shall not deprive any State or political subdivision thereof of its civil and criminal jurisdiction in and over such property, or impair the civil rights under the State or local law of the inhabitants on such property; and, insofar as any such jurisdiction may have been taken away or any such rights impaired by reason of the acquisition of any property transferred to the Authority pursuant to section 4 (d), such jurisdiction and such rights are hereby fully restored.

(c) The Authority may enter into agreements to pay annual sums in lieu of taxes to any State or political subdivision thereof with respect to any real property owned by the Authority. The amount so paid for any year upon any such property shall not exceed the taxes that would be paid to the State or subdivision, as the case may be, upon such property if it were not exempt from taxation thereby.

(d) The Authority may procure insurance against any loss in connection with its property and other assets (including mortgages), in such amounts, and from such insurers, as it deems desirable.

(e) The Authority may sell or exchange at public or private sale, or lease, any real property (except low-rent-housing projects, the disposition of which is governed elsewhere in this Act) or personal property, and sell or exchange any securities or obligations, upon such terms as it may fix. The Authority may borrow on the security of any real or personal property owned by it, or on the security of the revenues to be derived therefrom, and may use the proceeds of such loans for the purposes of this Act.

SEC. 14. Subject to the specific limitations or standards in this Act governing the terms of sales, rentals, leases, loans, contracts for annual contributions, contracts for capital grants, or other agreements, the Authority may, whenever it deems it necessary or desirable in the fulfillment of the purposes of this Act, consent to the modification, with respect to rate of interest, time of payment of any installment of principal or interest, security, amount of annual contribution, or any other term, of any contract or agreement of any kind to which the Authority is a party or which has been transferred to it pursuant to this Act. Any rule of law contrary to this provision shall be deemed inapplicable.

SEC. 15. In order to insure that the low-rent character of housing projects will be preserved, and that the other purposes of this Act will be achieved, it is hereby provided that—

1) When a loan is made pursuant to section 9 for a low-rent-housing project the Authority may retain the right, in the event of a substantial breach of the condition (which shall be embodied in the loan agreement) providing for the maintenance of the low-rent character of the housing project involved or in the event of the acquisition of such project by a third party in any manner including a bona-fide foreclosure under a mortgage or other lien held by a third party, to increase the interest payable thereafter on the balance of said loan then held by the Authority to a rate not in excess of the going Federal rate (at the time of such breach or acquisition) plus 2 per centum per annum or to declare the unpaid principal on said loan due forthwith.

2) When a loan is made pursuant to section 9 for a slum-clearance project the Authority shall retain the right, in the event of the leasing or acquisition of such project by a third party in any manner including a bona-fide foreclosure under a mortgage or other lien held by a third party, to increase the interest payable thereafter on the balance of said loan then held by the Authority to a rate not in
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Contracts for annual contributions. Rights reserved by Authority.

Insertion of other covenants in contracts.

Proviso. Playground space.

Cost limitation, family dwelling units, etc.

Activities restricted.

Labor standards.


excess of the going Federal rate (at the time of such leasing or acquisition) plus 2 per centum per annum or to declare the unpaid principal on said loan due forthwith.

(3) When a contract for annual contributions is made pursuant to section 10, the Authority shall retain the right, in the event of a substantial breach of the condition (which shall be embodied in such contract) providing for the maintenance of the low-rent character of the housing project involved, to reduce or terminate the annual contributions payable under such contract. In the event of the acquisition of such project by a third party in any manner including a bona-fide foreclosure under a mortgage or other lien held by a third party, such annual contributions shall terminate.

(4) The Authority may also insert in any contract for loans, annual contributions, capital grants, sale, lease, mortgage, or any other agreement or instrument made pursuant to this Act, such other covenants, conditions, or provisions at it may deem necessary in order to insure the low-rent character of the housing project involved: Provided, That any such contract for a substantial loan may contain a condition requiring the maintenance of an open space or playground in connection with the housing project involved if deemed necessary by the Authority for the safety or health of children.

(5) No contract for any loan, annual contribution, or capital grant made pursuant to this Act shall be entered into by the Authority with respect to any project hereafter initiated costing more than $4,000 per family-dwelling-unit or more than $1,000 per room (excluding land, demolition, and non-dwelling facilities); except that in any city the population of which exceeds 500,000 any such contract may be entered into with respect to a project hereafter initiated costing not to exceed $5,000 per family-dwelling-unit or not to exceed $1,250 per room (excluding land, demolition, and non-dwelling facilities), if in the opinion of the Authority such higher family-dwelling-unit cost or cost per room is justified by reason of higher costs of labor and materials and other construction costs.

With respect to housing projects on which construction is hereafter initiated, the Authority shall make loans, grants, and annual contributions only for such low-rent-housing projects as it finds are to be undertaken in such a manner (a) that such projects will not be of elaborate or expensive design or materials, and economy will be promoted both in construction and administration, and (b) that the average construction cost of the dwelling units (excluding land, demolition, and non-dwelling facilities) in any such project is not greater than the average construction cost of dwelling units currently produced by private enterprise, in the locality or metropolitan area concerned, under the legal building requirements applicable to the proposed site, and under labor standards not lower than those prescribed in this Act.

Sec. 16. In order to protect labor standards—

(1) The provisions of the Act of August 30, 1935, entitled “An Act to amend the Act approved March 3, 1931, relating to the rate of wages for laborers and mechanics employed by contractors and subcontractors on public buildings” (49 Stat. 1011), and of the Act of August 24, 1935, entitled “An Act requiring contracts for the construction, alteration, and repair of any public building or public work of the United States to be accompanied by a performance bond protecting the United States and by an additional bond for the protection of persons furnishing material and labor for the construction, alteration, or repair of said public buildings or public work” (U. S. C., 1934 edition, Supp. II, title 40, secs. 270a to 270d, inclusive),
shall apply to contracts in connection with the development or administration of Federal projects and the furnishing of materials and labor for such projects: Provided, That suits shall be brought in the name of the Authority and that the Authority shall itself perform the duties prescribed by section 3 (a) of the Act of August 30, 1935, and section 3 of the Act of August 24, 1935.

(2) Any contract for loans, annual contributions, capital grants, sale, or lease pursuant to this Act shall contain a provision requiring that the wages or fees prevailing in the locality, as determined or adopted (subsequent to a determination under applicable State or local law) by the Authority, shall be paid to all architects, technical engineers, draftsmen, technicians, laborers, and mechanics employed in the development or administration of the low-rent housing or slum-clearance project involved; and the Authority may require certification as to compliance with the provisions of this paragraph prior to making any payment under such contract.

(3) The Act entitled "An Act limiting the hours of daily services of laborers and mechanics employed upon work done for the United States, or for any Territory, or for the District of Columbia, and for other purposes", as amended (37 Stat. 137), shall apply to contracts of the Authority for work in connection with the development and administration of Federal projects.

(4) The benefits of the Act entitled "An Act to provide compensation for employees of United States suffering injuries while in the performance of their duties, and for other purposes" (39 Stat. 742), shall extend to officers and employees of the Authority.

(5) The provisions of sections 1 and 2 of the Act of June 13, 1934 (U. S. C., 1934 edition, title 40, secs. 276b and 276c), shall apply to any low-rent-housing or slum-clearance project financed in whole or in part with funds made available pursuant to this Act.

(6) Any contractor engaged on any project financed in whole or in part with funds made available pursuant to this Act shall report monthly to the Secretary of Labor, and shall cause all subcontractors to report in like manner (within five days after the close of each calendar month, on forms to be furnished by the United States Department of Labor), as to the number of persons on their respective pay rolls on the particular project, the aggregate amount of such pay rolls, the total man-hours worked, and itemized expenditures for materials. Any such contractor shall furnish to the Department of Labor the names and addresses of all subcontractors on the work at the earliest date practicable.

FINANCIAL PROVISIONS

Sec. 17. The Authority shall have a capital stock of $1,000,000, which shall be subscribed by the United States and paid by the Secretary of the Treasury out of any available funds. Receipts for such payment shall be issued to the Secretary of the Treasury by the Authority and shall evidence the stock ownership of the United States of America.

Sec. 18. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $26,000,000 for the fiscal year ending June 30, 1938, of which $1,000,000 shall be available to pay the subscription to the capital stock of the Authority. Such sum, and all receipts and assets of the Authority, shall be available for the purposes of this Act until expended.

Sec. 19. Any funds available under any Act of Congress for allocation for housing or slum clearance may, in the discretion of the President, be allocated to the Authority for the purposes of this Act.
SEC. 20. (a) The Authority is authorized to issue obligations, in the form of notes, bonds, or otherwise, which it may sell to obtain funds for the purposes of this Act. The Authority may issue such obligations in an amount not to exceed $100,000,000 on or after the date of enactment of this Act, an additional amount not to exceed $200,000,000 on or after July 1, 1938, and an additional amount not to exceed $200,000,000 on or after July 1, 1939. Such obligations shall be in such forms and denominations, mature within such periods not exceeding sixty years from date of issue, bear such rates of interest not exceeding 4 per centum per annum, be subject to such terms and conditions, and be issued in such manner and sold at such prices as may be prescribed by the Authority, with the approval of the Secretary of the Treasury.

(b) Such obligations shall be exempt, both as to principal and interest, from all taxation (except surtaxes, estate, inheritance, and gift taxes) now or hereafter imposed by the United States or by any State, county, municipality, or local taxing authority.

(c) Such obligations shall be fully and unconditionally guaranteed upon their face by the United States as to the payment of both interest and principal, and, in the event that the Authority shall be unable to make any such payment upon demand when due, payments shall be made to the holder by the Secretary of the Treasury with money hereby authorized to be appropriated for such purpose out of any money in the Treasury not otherwise appropriated. To the extent of such payment the Secretary of the Treasury shall succeed to all the rights of the holder.

(d) Such obligations shall be lawful investments and may be accepted as security for all fiduciary, trust, and public funds the investment or deposit of which shall be under the authority or control of the United States or any officer or agency thereof. The Secretary of the Treasury is likewise authorized to purchase any such obligations, and for such purchases he may use as a public-debt transaction the proceeds from the sale of any securities hereafter issued under the Second Liberty Bond Act, as amended, and the purposes for which securities may be issued under such Act, as amended, are extended to include any such purchases. The Secretary of the Treasury may at any time sell any of the obligations acquired by him pursuant to this section, and all redemptions, purchases, and sales by him of such obligations shall be treated as public-debt transactions of the United States.

(e) Such obligations may be marketed for the Authority at its request by the Secretary of the Treasury, utilizing all the facilities of the Treasury Department now authorized by law for the marketing of obligations of the United States.

SEC. 21. (a) Any money of the Authority not otherwise employed may be deposited, subject to check, with the Treasurer of the United States or in any Federal Reserve bank, or may be invested in obligations of the United States or used in the purchase or retirement or redemption of any obligations issued by the Authority.

(b) The Federal Reserve banks are authorized and directed to act as depositories, custodians, and fiscal agents for the Authority in the general exercise of its powers, and the Authority may reimburse any such bank for its services in such manner as may be agreed upon.

(c) The Authority may be employed as a financial agent of the Government. When designated by the Secretary of the Treasury, and subject to such regulations as he may prescribe, the Authority shall be a depository of public money, except receipts from customs.

(d) Not more than 10 per centum of the funds provided for in this Act, either in the form of a loan, grant, or annual contribution, shall be expended within any one State.
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PENALTIES

SEC. 22. All general penal statutes relating to the larceny, embezzlement, or conversion or to the improper handling, retention, use, or disposal of public moneys or property of the United States shall apply to the moneys and property of the Authority and to moneys and properties of the United States entrusted to the Authority.

SEC. 23. Any person who, with intent to defraud the Authority or to deceive any director, officer, employee thereof or any officer or employee of the United States, makes any false entry in any book of the Authority or make any false report or statement to or for the Authority shall, upon conviction thereof, be fined not more than $1,000 or imprisoned for not more than one year, or both.

SEC. 24. Any person who shall receive any compensation, rebate, or reward, or shall enter into any conspiracy, collusion, or agreement, express or implied, with intent to defraud the Authority or with intent unlawfully to defeat its purposes, shall, upon conviction thereof, be fined not more than $1,000 or imprisoned for not more than one year, or both.

SEC. 25. Any person who induces or influences the Authority to purchase or acquire any property or to enter into any contract and willfully fails to disclose any interest, legal or equitable, which he has in such property or in the property to which such contract relates, or any special benefit which he expects to receive as a result of such contract, shall, upon conviction thereof, be fined not more than $1,000 or imprisoned for not more than one year, or both.

SEC. 26. No individual, association, partnership, or corporation shall use the words "United States Housing Authority", or any combination of these four words, as the name, or part thereof, under which he or it shall do business. Any such use shall constitute a misdemeanor and shall be punishable by a fine not exceeding $1,000.

SEC. 27. Wherever the application of the provisions of this Act conflicts with the application of the provisions of Public Numbered 837, approved June 29, 1936 (49 Stat. 2025), Public Numbered 845, approved June 29, 1936 (49 Stat. 2035), or any other Act of the United States dealing with housing or slum clearance, or any Executive order, regulation, or other order thereunder, the provisions of this Act shall prevail.

SEC. 28. The President is hereby authorized to make available to The Alley Dwelling Authority, from any funds appropriated or otherwise provided to carry out the purposes of this Act, such sums as he deems necessary to carry out the purposes of the District of Columbia Alley Dwelling Act, approved June 12, 1934 (Public Numbered 307, Seventy-third Congress). Such sums shall be deposited in the Conversion of Inhabited Alleys Fund and thereafter shall remain immediately available for the purposes of the District of Columbia Alley Dwelling Act.

SEC. 29. Notwithstanding any other evidences of the intention of Congress, it is hereby declared to be the controlling intent of Congress that if any provision of this Act, or the application thereof to any person or circumstance, is held invalid, the remainder of this Act, or the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby.

SEC. 30. This Act may be cited as the "United States Housing Act of 1937".

Approved, September 1, 1937.
AN ACT

To provide subsistence for the Eskimos and other natives of Alaska by establishing for them a permanent and self-sustaining economy; to encourage and develop native activity in all branches of the reindeer industry; and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a necessity for providing means of subsistence for the Eskimos and other natives of Alaska is hereby declared to exist. It is also declared to be the policy of Congress, and the purpose of this Act, to establish and maintain for the said natives of Alaska a self-sustaining economy by acquiring and organizing for and on behalf of said natives a reindeer industry or business, by encouraging and developing native activity and responsibility in all branches of the said industry or business, and by preserving the native character of the said industry or business thus established.

SEC. 2. The Secretary of the Interior is hereby authorized and directed, to acquire, in the name of the United States, by purchase or other lawful means, including exercise of the power of eminent domain, for and on behalf of the Eskimos and other natives of Alaska, reindeer, reindeer-range equipment, abattoirs, cold-storage plants, warehouses, and other property, real or personal, the acquisition of which he determines to be necessary to the effectuation of the purposes of this Act. Any condemnation proceedings undertaken by virtue of the authority granted in this section shall conform, as nearly as may be, to the procedure provided for the condemnation of real estate by the Act of August 1, 1888 (Chapter 728), or to that provided by the Act of February 26, 1931 (Chapter 307): Provided, That nothing herein contained shall authorize the Secretary of the Interior to consolidate native-owned herds of reindeer with herds owned by others than natives prior to the purchase or acquisition of such herds of others than natives.

SEC. 3. All persons, other than natives of Alaska, who upon the date of this enactment claim title to any Alaskan reindeer shall, within one year after the date of this enactment, file in Alaska, with the duly authorized agent or agents of the Secretary of the Interior, declarations of their ownership. Similar declarations concerning Alaskan reindeer acquired by any person not a native of Alaska by purchase or by gift at any time after the date of this enactment shall be filed as aforesaid within thirty days after the date of such acquisition. Records of all declarations thus filed shall be made and kept open to public inspection in Alaska. If any owner of Alaskan reindeer, to whom the foregoing provisions of this section are applicable, shall fail to file the required declaration within the stated period, he shall be barred thereafter from asserting his claim of title.

SEC. 4. The Secretary of the Interior is hereby authorized to receive, in the name of the United States, for and on behalf of said natives of Alaska, gifts made for the purposes of this Act.

SEC. 5. The Secretary of the Interior is hereby authorized to receive and expend, for the purposes of this Act, properly authorized loans, grants, or allocations made to him for said purposes by Federal agencies.

SEC. 6. Except as herein otherwise specially provided, none of the moneys collected or received by the Secretary of the Interior in his administration of this Act shall be paid into the Treasury, but all such moneys shall constitute a revolving fund to be administered by the Secretary of the Interior for the purposes of this Act.

SEC. 7. The Secretary of the Interior is authorized and directed to organize and manage the reindeer industry or business provided for by this Act in such manner as to establish and maintain for said
natives of Alaska a complete and self-sustaining economy and to
courage and develop the activity and responsibility of said natives
in all branches of said industry or business.

Sec. 8. The Secretary of the Interior is authorized to distribute
the reindeer and other property acquired by the United States under
this Act among the Eskimos or other natives of Alaska, or to cor-
porations, associations, or organizations of said natives, either in the
form of gifts or under such conditions as the Secretary of the
Interior may prescribe, and to execute and deliver appropriate instru-
ments of title, or to hold and use the same in trust for the use and
benefit of said natives, with a view of effecting the widest possible
distribution of such reindeer and other property among those natives
of Alaska who are in need thereof and who can make proper use of
the same. The Secretary of the Interior may from time to time, in
such manner as he determines to be proper for effectuating the pur-
poses of this Act, distribute among those of said natives or corpora-
tions, associations, or other organizations of said natives, who are
engaged in said industry or business or for whose subsistence rein-
der are necessary, whatever profits may be earned by that part of
the industry or business which is owned by the United States and
which may, in the judgment of the Secretary of the Interior, be
distributed in accordance with sound business practice.

Sec. 9. The Secretary of the Interior is hereby authorized to grant,
in his discretion and subject to such terms as he may impose, to any
corporations, associations, or other organizations of said natives any
or all of the powers relating to the administration of the reindeer
industry or business herein provided for, upon a finding by him as to
each grant that it is in the interests of the said natives of Alaska
and will serve the purposes of this Act.

Sec. 10. Live reindeer in Alaska, and the increase thereof, acquired
by the Secretary of the Interior pursuant to this Act, and live rein-
der in Alaska, and the increase thereof, owned by the said natives of
Alaska or corporations, associations, or other organizations of said
natives, however acquired, shall not be sold or transferred, by descent,
device, or in any other manner whatsoever, to anyone other than the
said natives of Alaska the United States for and on behalf of said
natives, or corporations, associations, or other organizations of said
natives, except with the consent in writing of the Secretary of the
Interior or his duly authorized agent, stating that such consent is
given upon the condition that the reindeer, and any increase thereof,
sold or otherwise transferred with said consent, shall either be butch-
Transfer to native relatives.

"Reindeer" defined.

Rules and regulations.

Appointment of natives to supervisory positions.

Grazing, ranges, etc.

Penalty provisions.

"Natives of Alaska" defined.

Appropriation authorized.

Inconsistent Acts repealed.

Citations, or other organizations of said natives, nor any stock or other interest in said corporations, associations, or other organizations of said natives, shall be transferred by descent, devise, or in any other manner whatsoever, except pursuant to regulations promulgated by the Secretary of the Interior for the purposes of preserving the native character of the reindeer industry or business in Alaska and effectuating the other purposes of this Act: Provided further, That nothing herein contained shall prevent any native of Alaska who owns reindeer or any interest therein through stock ownership, or otherwise, in any corporation or association or other organization owning reindeer, from transferring his reindeer, or any interest therein, to his children or other native relatives by gift, sale, devise, or bequest, or prevent the same from being so transferred or passed by descent.

Sec. 11. "Reindeer" as used in this Act shall be understood to include reindeer and such caribou as have been introduced into animal husbandry or have actually joined reindeer herds, and the increase thereof.

Sec. 12. The Secretary of the Interior is hereby authorized to promulgate such rules and regulations as, in his judgment, are necessary to carry into effect the provisions of this Act.

Sec. 13. Whenever, in his judgment, it is practicable and to the best interests of the natives the Secretary shall appoint natives to the supervisory and other positions in the administration of such reindeer industry or business.

Sec. 14. In order to coordinate the use of public lands in Alaska for grazing reindeer with the purposes of this Act, the Secretary of the Interior is hereby authorized to regulate the grazing of reindeer upon said lands. He may, in his discretion, define reindeer ranges and regulate the use thereof for grazing reindeer; issue grazing permits; regulate and control all round-ups, handleings, markings, and butcheries of reindeer upon said public lands; and may issue rules and regulations to carry into effect the provisions of this section of this Act. Any person who willfully violates any of the rules and regulations promulgated for the purpose of carrying into effect the provisions of this section of this Act shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by imprisonment for not more than one year or by a fine of not more than $500.

Sec. 15. The term "natives of Alaska" as used herein shall be deemed to mean the native Indians, Eskimos, and Aleuts of whole or part blood inhabiting Alaska at the time of the Treaty of Cession of Alaska to the United States and their descendants of whole or part blood, together with the Indians and Eskimos who, since the year 1867 and prior to the enactment hereof, have migrated into Alaska from the Dominion of Canada, and their descendants of the whole or part blood.

Sec. 16. The sum of $2,000,000 is hereby authorized to be appropriated for the use of the Secretary of the Interior in carrying out the provisions of this Act.

Sec. 17. All Acts of Congress or parts thereof which are inconsistent with the provisions of this Act are hereby repealed.

Approved, September 1, 1937.

1 So in original.
TITLE I—DEFINITIONS

Section 101. For the purposes of this Act, except title IV—
(a) The term "person" means an individual, partnership, corporation, or association.
(b) The term "sugars" means any grade or type of saccharine product derived from sugarcane or sugar beets, which contains sucrose, dextrose, or levulose.
(c) The term "sugar" means raw sugar or direct-consumption sugar.
(d) The term "raw sugar" means any sugars which are principally of crystalline structure and which are to be further refined or otherwise improved in quality, and any sugars which are principally not of crystalline structure but which are to be further refined or otherwise improved in quality to produce any sugars principally of crystalline structure.
(e) The term "direct-consumption sugar" means any sugars which are principally of crystalline structure and which are not to be further refined or otherwise improved in quality.
(f) The term "liquid sugar" means any sugars (exclusive of sirup of cane juice produced from sugarcane grown in continental United States) which are principally not of crystalline structure and which contain, or which are to be used for the production of any sugars principally not of crystalline structure which contain, soluble nonsugar solids (excluding any foreign substances that may have been added) equal to 6 per centum or less of the total soluble solids.
(g) Sugars in dry amorphous form shall be considered to be principally of crystalline structure.
(h) The "raw value" of any quantity of sugars means its equivalent in terms of ordinary commercial raw sugar testing ninety-six sugar degrees by the polariscope, determined in accordance with regulations to be issued by the Secretary. The principal grades and types of sugar and liquid sugar shall be translated into terms of raw value in the following manner:
(1) For direct-consumption sugar, derived from sugar beets and testing ninety-two or more sugar degrees by the polariscope, by multiplying the number of pounds thereof by 1.07;
(2) For sugar, derived from sugarcane and testing ninety-two sugar degrees by the polariscope, by multiplying the number of pounds thereof by 0.93;
(3) For sugar, derived from sugarcane and testing more than ninety-two sugar degrees by the polariscope, by multiplying the number of pounds thereof by the figure obtained by adding to 0.93 the result of multiplying 0.0175 by the number of degrees and fractions of a degree of polarization above ninety-two degrees;
(4) For sugar and liquid sugar, testing less than ninety-two sugar degrees by the polariscope, by dividing the number of pounds of the "total sugar content" thereof by 0.972.

(5) The Secretary may establish rates for translating sugar and liquid sugar into terms of raw value for (a) any grade or type of sugar or liquid sugar not provided for in the foregoing and (b) any special grade or type of sugar or liquid sugar for which he determines that the raw value cannot be measured adequately under the provisions of paragraphs (1) to (4), inclusive, of this subsection (h).

(i) The term "total sugar content" means the sum of the sucrose (Clerget) and reducing or invert sugars contained in any grade or type of sugar or liquid sugar.

(j) The term "quota", depending upon the context, means (1) that quantity of sugar or liquid sugar which may be brought or imported into the continental United States, for consumption therein, during any calendar year, from the Territory of Hawaii, Puerto Rico, the Virgin Islands, the Commonwealth of the Philippine Islands, or a foreign country or group of foreign countries; (2) that quantity of sugar or liquid sugar produced from sugar beets or sugarcane grown in the continental United States which, during any calendar year, may be shipped, transported, or marketed in interstate commerce, or in competition with sugar or liquid sugar shipped, transported, or marketed in interstate or foreign commerce; or (3) that quantity of sugar or liquid sugar which may be marketed in the Territory of Hawaii or in Puerto Rico, for consumption therein, during any calendar year.

(k) The term "producer" means a person who is the legal owner, at the time of harvest or abandonment, of a portion or all of a crop of sugar beets or sugarcane grown on a farm for the extraction of sugar or liquid sugar.

(l) The terms "including" and "include" shall not be deemed to exclude anything not mentioned but otherwise within the meaning of the term defined.

(m) The term "Secretary" means the Secretary of Agriculture.

TITLE II—QUOTA PROVISIONS

Sec. 201. The Secretary shall determine for each calendar year the amount of sugar needed to meet the requirements of consumers in the continental United States; such determinations shall be made during the month of December in each year for the succeeding calendar year and at such other times during such calendar year as the Secretary may deem necessary to meet such requirements. In making such determinations the Secretary shall use as a basis the quantity of direct-consumption sugar distributed for consumption, as indicated by official statistics of the Department of Agriculture, during the twelve-month period ending October 31 next preceding the calendar year for which the determination is being made, and shall make allowances for a deficiency or surplus in inventories of sugar, and changes in consumption, as computed from statistics published by agencies of the Federal Government with respect to inventories of sugar, population, and demand conditions; and in order that the regulation of commerce provided for under this Act shall not result in excessive prices to consumers, the Secretary may make such additional allowances as he may deem necessary to the amount of sugar determined to be needed to meet the requirements of consumers, so that the supply of sugar made available under this Act shall not result in average prices to consumers in excess of those necessary to maintain the
The amounts of such additional allowances shall be such that in no event will the amount of the total supply be less than the quantity of sugar required to give consumers of sugar in the continental United States a per capita consumption equal to that of the average of the two-year period 1935-1936.

Sec. 202. Whenever a determination is made, pursuant to section 201, of the amount of sugar needed to meet the requirements of consumers, the Secretary shall establish quotas, or revise existing quotas—

(a) For domestic sugar-producing areas by prorating among such areas 55.59 per centum of such amount of sugar (but not less than 3,715,000 short tons) on the following basis:

<table>
<thead>
<tr>
<th>Area</th>
<th>Per centum</th>
</tr>
</thead>
<tbody>
<tr>
<td>Domestic beet sugar</td>
<td>41.72</td>
</tr>
<tr>
<td>Mainland cane sugar</td>
<td>11.31</td>
</tr>
<tr>
<td>Hawaii</td>
<td>25.25</td>
</tr>
<tr>
<td>Puerto Rico</td>
<td>21.48</td>
</tr>
<tr>
<td>Virgin Islands</td>
<td>.24</td>
</tr>
</tbody>
</table>

(b) For foreign countries, and the Commonwealth of the Philippine Islands, by prorating 44.41 per centum of such amount of sugar (except, if such amount of sugar is less than 6,682,670 short tons, the excess of such amount over 3,715,000 short tons) on the following basis:

<table>
<thead>
<tr>
<th>Area</th>
<th>Per centum</th>
</tr>
</thead>
<tbody>
<tr>
<td>Commonwealth of the Philippine Islands</td>
<td>34.70</td>
</tr>
<tr>
<td>Cuba</td>
<td>64.41</td>
</tr>
<tr>
<td>Foreign countries other than Cuba</td>
<td>.89</td>
</tr>
</tbody>
</table>

In no case shall the quota for the Commonwealth of the Philippine Islands be less than the duty-free quota now established by the provisions of the Philippine Independence Act.

The quota for foreign countries other than Cuba shall be prorated among such countries on the basis of the division of the quota for such countries made in General Sugar Quota Regulations, Series 4, Number 1, issued December 12, 1936, pursuant to the Agricultural Adjustment Act, as amended.

Sec. 203. In accordance with the applicable provisions of section 201, the Secretary shall also determine the amount of sugar needed to meet the requirements of consumers in the Territory of Hawaii, and in Puerto Rico, and shall establish quotas for the amounts of sugar which may be marketed for local consumption in such areas equal to the amounts determined to be needed to meet the requirements of consumers therein.

Sec. 204. (a) The Secretary shall, as he deems necessary during the calendar year, determine whether, in view of the current inventories of sugar, the estimated production from the acreage of sugar-cane or sugar beets planted, the normal marketings within a calendar year of new-crop sugar, and other pertinent factors, any domestic area, the Commonwealth of the Philippine Islands, or Cuba, will be unable to market the quota for such area. If the Secretary finds that any domestic area or Cuba will be unable to market the quota for such area for the calendar year then current, he shall revise the quotas for the domestic areas and Cuba by prorating an amount of sugar equal to the deficit so determined to the other such areas, on the basis of the quotas then in effect. Any portion of such sugar which the Secretary determines cannot be supplied by domestic areas and Cuba shall be prorated to foreign countries other than Cuba on the basis of the prorations of the quota then in effect for such areas.

Domestic areas.

Foreign countries.

Quota for Philippine Islands.

Foreign countries, other than Cuba; prorating.

Local marketings in Hawaii and in Puerto Rico.

Inability of domestic, etc., area to market quota.

Revision authorized.

Proration of deficiency.
foreign countries. If the Secretary finds that the Commonwealth of the Philippine Islands will be unable to market the quota for such area for the calendar year then current, he shall revise the quota for foreign countries other than Cuba by prorating an amount of sugar equal to the deficit so determined to such foreign countries, on the basis of the prorations of the quota then in effect for such countries:

Provided, however, That the quota for any domestic area, the Commonwealth of the Philippine Islands, or Cuba or other foreign countries, shall not be reduced by reason of any determination made pursuant to the provisions of this subsection.

(b) If, on the 1st day of September in any calendar year, any part or all of the proration to any foreign country of the quota in effect on the 1st day of July in the same calendar year for foreign countries other than Cuba, has not been filled, the Secretary may revise the proration of such quota among such foreign countries, by prorating an amount of sugar equal to such unfilled proration to all other such foreign countries which have filled their prorations of such quota by such date, on the basis of the prorations then in effect.

SEC. 205. (a) Whenever the Secretary finds that the allotment of any quota, or proration thereof, established for any area pursuant to the provisions of this Act, is necessary to assure an orderly and adequate flow of sugar or liquid sugar in the channels of interstate or foreign commerce, or to prevent disorderly marketing or importation of sugar or liquid sugar, or to maintain a continuous and stable supply of sugar or liquid sugar, or to afford all interested persons an equitable opportunity to market sugar or liquid sugar within any area’s quota, after such hearing and upon such notice as he may by regulations prescribe, he shall make allotments of such quota or proration thereof by allotting to persons who market or import sugar or liquid sugar, for such periods as he may designate, the quantities of sugar or liquid sugar which each such person may market in continental United States, the Territory of Hawaii, or Puerto Rico, or may import or bring into continental United States, for consumption therein. Allotments shall be made in such manner and in such amounts as to provide a fair, efficient, and equitable distribution of such quota or proration thereof, by taking into consideration the processings of sugar or liquid sugar from sugar beets or sugarcane to which proportionate shares, determined pursuant to the provisions of subsection (b) of section 302, pertained; the past marketings or importations of each such person; or the ability of such person to market or import that portion of such quota or proration thereof allotted to him. The Secretary may also, upon such hearing and notice as he may by regulations prescribe, revise or amend any such allotment upon the same basis as the initial allotment was made.

(b) An appeal may be taken, in the manner hereinafter provided, from any decision making such allotments, or revision thereof, to the United States Court of Appeals for the District of Columbia in any of the following cases:

(1) By any applicant for an allotment whose application shall have been denied.

(2) By any person aggrieved by reason of any decision of the Secretary granting or revising any allotment made to him.

(c) Such appeal shall be taken by filing with said court within twenty days after the decision complained of is effective, notice in writing of said appeal and a statement of the reasons therefore, together with proof of service of a true copy of said notice and statement upon the Secretary. Unless a later date is specified by the Secretary as part of his decision, the decision complained of shall be considered to be effective as of the date on which public announcement of the decision is made at the office of the Secretary.
in the city of Washington. The Secretary shall thereupon, and in any event not later than ten days from the date of such service upon him, mail or otherwise deliver a copy of said notice of appeal to each person shown by the records of the Secretary to be interested in such appeal and to have a right to intervene therein under the provisions of this section, and shall at all times thereafter permit any such person to inspect and make copies of appellants' reasons for said appeal at the office of the Secretary in the city of Washington. Within thirty days after the filing of said appeal the Secretary shall file with the court the originals or certified copies of all papers and evidence presented to him upon the hearing involved and also a like copy of his decision thereon and shall within thirty days thereafter file a full statement in writing of the facts and grounds for his decision as found and given by him and a list of all interested persons to whom he has mailed or otherwise delivered a copy of said notice of appeal.

(d) Within thirty days after the filing of said appeal any interested person may intervene and participate in the proceedings had upon said appeal by filing with the court a notice of intention to intervene and a verified statement showing the nature of the interest of such party together with proof of service of true copies of said notice and statement, both upon the appellant and upon the Secretary. Any person who would be aggrieved or whose interests would be adversely affected by reversal or modification of the decision of the Secretary complained of shall be considered an interested party.

(e) At the earliest convenient time the court shall hear and determine the appeal upon the record before it, and shall have power, upon such record, to enter a judgment affirming or reversing the decision, and if it enters an order reversing the decision of the Secretary it shall remand the case to the Secretary to carry out the judgment of the court: Provided, however, That the review by the court shall be limited to questions of law and that findings of fact by the Secretary, if supported by substantial evidence, shall be conclusive unless it shall clearly appear that the findings of the Secretary are arbitrary or capricious. The court's judgment shall be final, subject, however, to review by the Supreme Court of the United States, upon writ of certiorari on petition therefor, under section 240 of the Judicial Code, as amended (U. S. C., 1934 ed., title 28, sec. 347), by appellant, by the Secretary, or by any interested party intervening in the appeal.

(f) The court may, in its discretion, enter judgment for costs in favor of or against an appellant, and other interested parties intervening in said appeal, but not against the Secretary, depending upon the nature of the issues involved in such appeal and the outcome thereof.

(g) The Government of the Commonwealth of the Philippine Islands shall make allotments of any quota established for it pursuant to the provisions of this Act on the basis specified in section 6 (d) of Public Law Numbered 127, approved March 24, 1934.

Sec. 207. (a) Not more than twenty-nine thousand six hundred and sixteen short tons, raw value, of the quota for Hawaii for each of the calendar years 1937, 1938, and 1939 may be filled by direct-consumption sugar: and not more than four thousand nine hundred
and thirty-six short tons, raw value, of the quota for Hawaii for the calendar year 1940 may be filled, during the first two months of such year, by direct-consumption sugar.

(b) Not more than one hundred and twenty-six thousand and thirty-three short tons, raw value, of the quota for Puerto Rico for each of the calendar years 1937, 1938, and 1939 may be filled by direct-consumption sugar; and not more than twenty-one thousand and six short tons, raw value, of the quota for Puerto Rico for the calendar year 1940 may be filled, during the first two months of such year, by direct-consumption sugar.

(c) None of the quota for the Virgin Islands for any calendar year may be filled by direct-consumption sugar.

(d) Not more than eighty thousand two hundred and fourteen short tons, raw value, of the quota for the Commonwealth of the Philippine Islands for any calendar year may be filled by direct-consumption sugar.

(e) Not more than three hundred and seventy-five thousand short tons, raw value, of the quota for Cuba for any calendar year may be filled by direct-consumption sugar.

(f) This section shall not apply with respect to the quotas established under section 203 for marketing for local consumption in Hawaii and Puerto Rico.

Sec. 208. Quotas for liquid sugar for foreign countries for each calendar year are hereby established as follows:

<table>
<thead>
<tr>
<th>Country</th>
<th>Quota in terms of wine gallons of 72% total sugar content</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cuba</td>
<td>7,970,558</td>
</tr>
<tr>
<td>Dominican Republic</td>
<td>880,894</td>
</tr>
<tr>
<td>Other foreign countries</td>
<td>0</td>
</tr>
</tbody>
</table>

The quantities of liquid sugar imported into the continental United States during the calendar year 1937, prior to the enactment of this Act, shall be charged against the quotas for the calendar year 1937 established by this section.

Sec. 209. All persons are hereby prohibited—

(a) From bringing or importing into the continental United States from the Territory of Hawaii, Puerto Rico, the Virgin Islands, the Commonwealth of the Philippine Islands, or foreign countries, any sugar or liquid sugar after the quota for such area, or the proration of any such quota, has been filled;

(b) From shipping, transporting, or marketing in interstate commerce, or in competition with sugar or liquid sugar shipped, transported, or marketed in interstate or foreign commerce, any sugar or liquid sugar produced from sugar beets or sugarcane grown in either the domestic-beet-sugar area or the mainland-cane-sugar area after the quota for such area has been filled;

(c) From marketing in either the Territory of Hawaii or Puerto Rico, for consumption therein, any sugar or liquid sugar after the quota therefor has been filled;

(d) From exceeding allotments of any quota or proration thereof made to them pursuant to the provisions of this Act.

Sec. 210 (a) The determinations provided for in sections 201 and 203, and all quotas, prorations, and allotments, except quotas established pursuant to the provisions of section 208, shall be made or established in terms of raw value.

(b) For the purposes of this title, liquid sugar, except that imported from foreign countries, shall be included with sugar in making the determinations provided for in sections 201 and 203 and in the establishment or revision of quotas, prorations, and allotments.
SEC. 211. (a) The raw-value equivalent of any sugar or liquid sugar in any form, including sugar or liquid sugar in manufactured products, exported from the continental United States under the provisions of section 313 of the Tariff Act of 1930 shall be credited against any charges which shall have been made in respect to the applicable quota or proration for the country of origin. The country of origin of sugar or liquid sugar in respect to which any credit shall be established shall be that country in respect to importation from which drawback of the exported sugar or liquid sugar has been claimed. Sugar or liquid sugar entered into the continental United States under an applicable bond established pursuant to orders or regulations issued by the Secretary, for the express purpose of subsequently exporting the equivalent quantity of sugar or liquid sugar as such, or in manufactured articles, shall not be charged against the applicable quota or proration for the country of origin.

(b) Exportation within the meaning of sections 309 and 313 of the Tariff Act of 1930 shall be considered to be exportation within the meaning of this section.

(c) The quota established for any domestic sugar producing area may be filled only with sugar or liquid sugar produced from sugar beets or sugarcane grown in such area: Provided, however, That any sugar or liquid sugar admitted free of duty from the Virgin Islands under the Act of Congress, approved March 3, 1917 (39 Stat. 1133), may be admitted within the quota for the Virgin Islands.

Sec. 212. The provisions of this title shall not apply to (1) the first ten short tons, raw value, of sugar or liquid sugar imported from any foreign country, other than Cuba, in any calendar year; (2) the first ten short tons, raw value, of sugar or liquid sugar imported from any foreign country, other than Cuba, in any calendar year for religious, sacramental, educational, or experimental purposes; (3) liquid sugar imported from any foreign country, other than Cuba, in individual sealed containers of such capacity as the Secretary may determine, not in excess of one and one-tenth gallons each; or (4) any sugar or liquid sugar imported, brought into, or produced or manufactured in the United States for the distillation of alcohol, or for livestock feed, or for the production of livestock feed.

TITLE III—CONDITIONAL-PAYMENT PROVISIONS

Sec. 301. The Secretary is authorized to make payments on the following conditions with respect to sugar or liquid sugar commercially recoverable from the sugar beets or sugarcane grown on a farm for the extraction of sugar or liquid sugar:

(a) That no child under the age of fourteen years shall have been employed or permitted to work on the farm, whether for gain to such child or any other person, in the production, cultivation, or harvesting of a crop of sugar beets or sugarcane with respect to which application for payment is made, except a member of the immediate family of a person who was the legal owner of not less than 40 per centum of the crop at the time such work was performed; and that no child between the ages of fourteen and sixteen years shall have been employed or permitted to do such work, whether for gain to such child or any other person, for a longer period than eight hours in any one day, except a member of the immediate family of a person who was the legal owner of not less than 40 per centum of the crop at the time such work was performed.

(b) That all persons employed on the farm in the production, cultivation, or harvesting of sugar beets or sugarcane with respect
to which an application for payment is made shall have been paid in full for all such work, and shall have been paid wages therefor at rates not less than those that may be determined by the Secretary to be fair and reasonable after investigation and due notice and opportunity for public hearing; and in making such determinations the Secretary shall take into consideration the standards therefor formerly established by him under the Agricultural Adjustment Act, as amended, and the differences in conditions among various producing areas: Provided, however, That a payment which would be payable except for the foregoing provisions of this subsection may be made, as the Secretary may determine, in such manner that the laborer will receive an amount, insofar as such payment will suffice, equal to the amount of the accrued unpaid wages for such work, and that the producer will receive the remainder, if any, of such payment.

(c) That there shall not have been marketed (or processed) an amount (in terms of planted acreage, weight, or recoverable sugar content) of sugar beets or sugarcane grown on the farm and used for the production of sugar or liquid sugar to be marketed in, or as to compete with or otherwise directly affect interstate or foreign commerce, in excess of the proportionate share for the farm, as determined by the Secretary pursuant to the provisions of section 302, of the total quantity of sugar beets or sugarcane required to be processed to enable the area in which such sugar beets or sugarcane are produced to meet the quota (and provide a normal carry-over inventory) as estimated by the Secretary for such area for the calendar year during which the larger part of the sugar or liquid sugar from such crop normally would be marketed.

(d) That the producer on the farm who is also, directly or indirectly, a processor of sugar beets or sugarcane, as may be determined by the Secretary, shall have paid, or contracted to pay under either purchase or toll agreements, for any sugar beets or sugarcane grown by other producers and processed by him at rates not less than those that may be determined by the Secretary to be fair and reasonable after investigation and due notice and opportunity for public hearing.

(e) That there shall have been carried out on the farm such farming practices in connection with the production of sugar beets and sugarcane during the year in which the crop was harvested with respect to which a payment is applied for, as the Secretary may determine, pursuant to this subsection, for preserving and improving fertility of the soil and for preventing soil erosion, such practices to be consistent with the reasonable standards of the farming community in which the farm is situated.

The conditions provided in subsection (a) and in subsection (b) with respect to wage rates, of this section shall not apply to work performed prior to the enactment of this Act; and the condition provided in subsection (c) of this section shall not apply to the marketing of the first crop harvested after the enactment of this Act from sugar beets or sugarcane planted prior to such enactment.

Sec. 302. (a) The amount of sugar or liquid sugar with respect to which payment may be made shall be the amount of sugar or liquid sugar commercially recoverable; as determined by the Secretary, from the sugar beets or sugarcane grown on the farm and marketed (or processed by the producer) not in excess of the proportionate share for the farm, as determined by the Secretary, of the quantity of sugar beets or sugarcane for the extraction of sugar or liquid sugar required to be processed to enable the producing area in which the crop of sugar beets or sugarcane is grown to meet the
quota (and provide a normal carryover inventory) estimated by the Secretary for such area for the calendar year during which the larger part of the sugar or liquid sugar from such crop normally would be marketed.

(b) In determining the proportionate shares with respect to a farm, the Secretary may take into consideration the past production on the farm of sugar beets and sugarcane marketed (or processed) for the extraction of sugar or liquid sugar and the ability to produce such sugar beets or sugarcane, and the Secretary shall, insofar as practicable, protect the interests of new producers and small producers and the interests of producers who are cash tenants, share-tenants, adherent planters, or share-croppers.

(c) Payments shall be effective with respect to sugar or liquid sugar commercially recoverable from sugar beets and sugarcane grown on a farm and which shall have been marketed (or processed by the producer) on and after July 1, 1937.

Sec. 303. In addition to the amount of sugar or liquid sugar with respect to which payments are authorized under subsection (a) of section 302, the Secretary is also authorized to make payments, on the conditions provided in section 301, with respect to bona-fide abandonment of planted acreage and crop deficiencies of harvested acreage, resulting from drought, flood, storm, freeze, disease, or insects, which cause such damage to all or a substantial part of the crop of sugar beets or sugarcane in the same factory district (as established by the Secretary), county, parish, municipality, or local producing area, as determined in accordance with regulations issued by the Secretary, on the following quantities of sugar or liquid sugar: (1) With respect to such bona-fide abandonment of each planted acre of sugar beets or sugarcane, one-third of the normal yield of commercially recoverable sugar or liquid sugar per acre for the farm, as determined by the Secretary; and (2) with respect to such crop deficiencies of harvested acreage of sugar beets or sugarcane, the excess of 80 per centum of the normal yield of commercially recoverable sugar or liquid sugar for such acreage for the farm, as determined by the Secretary, over the actual yield.

Sec. 304. (a) The amount of the base rate of payment shall be 60 cents per hundred pounds of sugar or liquid sugar, raw value.

(b) All payments shall be calculated with respect to a farm which, for the purposes of this Act, shall be a farming unit as determined in accordance with regulations issued by the Secretary, and in making such determinations, the Secretary shall take into consideration the use of common work stock, equipment, labor, management, and other pertinent factors.

(c) The total payment with respect to a farm shall be the product of the base rate specified in subsection (a) of this section multiplied by the amount of sugar and liquid sugar, raw value, with respect to which payment is to be made, except that reductions shall be made from such total payment in accordance with the following scale of reductions:

<table>
<thead>
<tr>
<th>Short Tons of Sugar or Liquid Sugar</th>
<th>Reduction in Base Rate of Payment per Hundredweight</th>
<th>Raw Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>500 to 1,500</td>
<td>$0.050</td>
<td>500 to 1,500</td>
</tr>
<tr>
<td>1,500 to 6,000</td>
<td>0.075</td>
<td>1,500 to 6,000</td>
</tr>
<tr>
<td>6,000 to 12,000</td>
<td>0.100</td>
<td>6,000 to 12,000</td>
</tr>
<tr>
<td>12,000 to 30,000</td>
<td>0.125</td>
<td>12,000 to 30,000</td>
</tr>
<tr>
<td>More than 30,000</td>
<td>0.300</td>
<td>More than 30,000</td>
</tr>
</tbody>
</table>
Payments.
(d) Application for payment shall be made by, and payments shall be made to, the producer or, in the event of his death, disappearance, or incompetency, his legal representative, or heirs: Provided, however, That all producers on the farm shall signify in the application for payment the per centum of the total payment with respect to the farm to be made to each producer: And provided further, That payments may be made, (1) in the event of the death, disappearance, or incompetency of a producer, to such beneficiary as the producer may designate in the application for payment; (2) to one producer of a group of two or more producers, provided all producers on the farm designate such producer in the application for payment as sole recipient for their benefit of the payment with respect to the farm; or (3) to a person who is not a producer, provided such person controls the land included within the farm with respect to which the application for payment is made and is designated by the sole producer (or all producers) on the farm, as sole recipient for his or their benefit, of the payment with respect to the farm.

SEC. 305. In carrying out the provisions of titles II and III of this Act, the Secretary is authorized to utilize local committees of sugar beet or sugarcane producers, State and county agricultural conservation committees, or the Agricultural Extension Service and other agencies, and the Secretary may prescribe that all or a part of the expenses of such committees may be deducted from the payments herein authorized.

SEC. 306. The facts constituting the basis for any payment, or the amount thereof authorized to be made under this title, officially determined in conformity with rules or regulations prescribed by the Secretary, shall be reviewable only by the Secretary, and his determinations with respect thereto shall be final and conclusive.

SEC. 307. This title shall apply to the continental United States, the Territory of Hawaii, and Puerto Rico.

TITLE IV—EXCISE TAXES WITH RESPECT TO SUGAR

Definitions.
SEC. 401. For the purposes of this title—
(a) The term "person" means an individual, partnership, corporation, or association.

(b) The term "manufactured sugar" means any sugar derived from sugar beets or sugarcane, which is not to be, and which shall not be, further refined or otherwise improved in quality; except sugar in liquid form which contains nonsugar solids (excluding any foreign substance that may have been added) equal to more than 6 per centum of the total soluble solids, and except also sirup of cane juice produced from sugarcane grown in continental United States.

The grades or types of sugar within the meaning of this definition shall include, but shall not be limited to, granulated sugar, lump sugar, cube sugar, powdered sugar, sugar in the form of blocks, cones, or molded shapes, confectioners' sugar, washed sugar, centrifugal sugar, clarified sugar, turbinado sugar, plantation white sugar, muscovado sugar, refiners' soft sugar, invert sugar mush, raw sugar, sirups, molasses, and sugar mixtures.

(c) The term "total sugars" means the total amount of the sucrose (Clerget) and of the reducing or invert sugars. The total sugars contained in any grade or type of manufactured sugar shall be ascertained in the manner prescribed in paragraphs 758, 759, 762, and 763 of the United States Customs Regulations (1931 edition).

(d) The term "United States" shall be deemed to include the States, the Territories of Hawaii and Alaska, the District of Columbia, and Puerto Rico.
TAX ON THE MANUFACTURE OF SUGAR

Sec. 402. (a) Upon manufactured sugar manufactured in the United States, there shall be levied, collected and paid a tax, to be paid by the manufacturer at the following rates:

(1) On all manufactured sugar testing by the polariscope ninety-two sugar degrees, 0.465 cent per pound, and for each additional sugar degree shown by the polariscopic test, 0.00875 cent per pound additional, and fractions of a degree in proportion;

(2) On all manufactured sugar testing by the polariscope less than ninety-two sugar degrees, 0.5144 cent per pound of the total sugars therein.

(b) Any person who acquires any sugar which is to be manufactured into manufactured sugar but who, without further refining or otherwise improving it in quality, sells such sugar as manufactured sugar or uses such sugar as manufactured sugar in the production of other articles for sale shall be considered for the purposes of this section the manufacturer of manufactured sugar and, as such, liable for the tax hereunder with respect thereto.

(c) The manufacturer shall file on the last day of each month a return and pay the tax with respect to manufactured sugar manufactured after the effective date of this title (1) which has been sold, or used in the production of other articles, by the manufacturer during the preceding month (if the tax has not already been paid) and (2) which has not been so sold or used within twelve months ending during the preceding calendar month, after it was manufactured (if the tax has not already been paid): Provided, That the first return and payment of the tax shall not be due until the last day of the second month following the month in which this title takes effect.

For the purpose of determining whether sugar has been sold or used within twelve months after it was manufactured sugar shall be considered to have been sold or used in the order in which it was manufactured.

(d) No tax shall be required to be paid upon the manufacture of manufactured sugar by, or for, the producer of the sugar beets or sugarcane from which such manufactured sugar was derived, for consumption by the producer's own family, employees, or household.

IMPORT COMPENSATING TAX

Sec. 403. (a) In addition to any other tax or duty imposed by law, there shall be imposed, under such regulations as the Commissioner of Customs shall prescribe, with the approval of the Secretary of the Treasury, a tax upon articles imported or brought into the United States as follows:

(1) On all manufactured sugar testing by the polariscope ninety-two sugar degrees, 0.465 cent per pound, and for each additional sugar degree shown by the polariscopic test, 0.00875 cent per pound additional, and fractions of a degree in proportion;

(2) On all manufactured sugar testing by the polariscope less than ninety-two sugar degrees 0.5144 cent per pound of the total sugars therein;

(3) On all articles composed in chief value of manufactured sugar 0.5144 cent per pound of the total sugars therein.

(b) Such tax shall be levied, assessed, collected, and paid in the same manner as a duty imposed by the Tariff Act of 1930, and shall be treated for the purposes of all provisions of law relating to the
customs revenue as a duty imposed by such Act, except that for the purposes of sections 336 and 350 of such Act (the so-called flexible-tariff and trade-agreements provisions) such tax shall not be considered a duty or import restriction, and except that no preference with respect to such tax shall be accorded any articles imported or brought into the United States.

**EXPORTATION, LIVESTOCK FEED, AND DISTILLATION**

**Sec. 404.** (a) Upon the exportation from the United States to a foreign country, or the shipment from the United States to any possession of the United States except Puerto Rico, of any manufactured sugar, or any article manufactured wholly or partly from manufactured sugar, with respect to which tax under the provisions of section 402 has been paid, the amount of such tax shall be paid by the Commissioner of Internal Revenue to the consignor named in the bill of lading under which the article was exported or shipped to a possession, or to the shipper, if the consignor waives any claim thereto in favor of such shipper: Provided, That no such payment shall be allowed with respect to any manufactured sugar, or article, upon which, through substitution or otherwise, a drawback of any tax paid under section 403 has been or is to be claimed under any provisions of law made applicable by section 403.

(b) Upon the use of any manufactured sugar, or article manufactured therefrom, as livestock feed, or in the production of livestock feed, or for the distillation of alcohol, there shall be paid by the Commissioner of Internal Revenue to the person so using such manufactured sugar, or article manufactured therefrom, the amount of any tax paid under section 402 with respect thereto.

(c) No payment shall be allowed under this section unless within one year after the right to such payment has accrued a claim therefor is filed by the person entitled thereto.

**COLLECTION OF TAXES**

**Sec. 405.** (a) Except as otherwise provided, the taxes imposed by this title shall be collected by the Bureau of Internal Revenue under the direction of the Secretary of the Treasury. Such taxes shall be paid into the Treasury of the United States.

(b) All provisions of law, including penalties, applicable with respect to the taxes imposed under title IV of the Revenue Act of 1932, shall, insofar as applicable and not inconsistent with the provisions of this title, be applicable in respect to the tax imposed by section 402. If the tax is not paid when due there shall be added as part of the tax interest at 6 per centum per annum from the date the tax became due until the date of payment.

(c) The Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, shall prescribe such rules and regulations as may be necessary to carry out all provisions of this title except section 403.

(d) Any person required, pursuant to the provisions of section 402, to file a return may be required to file such return with and pay the tax shown to be due thereon to the collector of internal revenue for the district in which the manufacturing was done or the liability incurred.

**EFFECTIVE DATE**

**Sec. 406.** The provisions of this title shall become effective on the date of enactment of this Act.
Sec. 501. For the purposes of this Act, except title IV, the Secretary shall—

(a) Appoint and fix the compensation of such officers and employees as he may deem necessary in administering the provisions of this Act: Provided, That all such officers and employees, except attorneys, economists, experts, and persons in the employ of the Department of Agriculture on the date of the enactment of this Act, shall be subject to the provisions of the civil-service laws and the Classification Act of 1923, as amended: And provided further, That no salary in excess of $10,000 per annum shall be paid to any such person.

(b) Make such expenditures as he deems necessary to carry out the provisions of this Act, including personal services and rents in the District of Columbia and elsewhere, traveling expenses (including the purchase, maintenance, and repair of passenger-carrying vehicles), supplies and equipment, law books, books of reference, directories, periodicals, and newspapers.

Sec. 502. (a) There is hereby authorized to be appropriated for each fiscal year for the purposes and administration of this Act, except for allotments in the Philippine Islands as provided in subsection (g) of section 205, a sum not to exceed $55,000,000.

(b) All funds available for carrying out this Act shall be available for allotment to the bureaus and offices of the Department of Agriculture and for transfer to such other agencies of the Federal Government as the Secretary may request to cooperate or assist in carrying out the provisions of this Act.

Sec. 503. There is authorized to be appropriated an amount equal to the amount of the taxes collected or accrued under title IV on sugars produced from sugarcane grown in the Commonwealth of the Philippine Islands which are manufactured in or brought into the United States on or prior to June 30, 1941, minus the costs of collecting such taxes and the estimates of amounts of refunds required to be made with respect to such taxes, for transfer to the Government of the Commonwealth of the Philippines for the purpose of financing a program of economic adjustment in the Philippines, the transfer to be made under such terms and conditions as the President of the United States may prescribe: Provided, That no part of the appropriations herein authorized shall be paid directly or indirectly for the production or processing of sugarcane in the Philippine Islands.

Sec. 504. The Secretary is authorized to make such orders or regulations, which shall have the force and effect of law, as may be necessary to carry out the powers vested in him by this Act. Any person knowingly violating any order or regulation of the Secretary issued pursuant to this Act shall, upon conviction, be punished by a fine of not more than $100 for each such violation.

Sec. 505. The several district courts of the United States are hereby vested with jurisdiction specifically to enforce, and to prevent and restrain any person from violating, the provisions of this Act or of any order or regulation made or issued pursuant to this Act. If and when the Secretary shall so request, it shall be the duty of the several district attorneys of the United States, in their respective districts, to institute proceedings to enforce the remedies and to collect the penalties and forfeitures provided for in this Act. The remedies provided for in this Act shall be in addition to, and not exclusive of, any of the remedies or penalties existing at law or in equity.

Sec. 506. Any person who knowingly violates, or attempts to violate, or who knowingly participates or aids in the violation of, any
of the provisions of section 209, or any person who brings or imports into the continental United States direct-consumption sugar after the quantities specified in section 207 have been filled, shall forfeit to the United States the sum equal to three times the market value, at the time of the commission of any such, (a) of that quantity of sugar or liquid sugar by which any quota, proration, or allotment is exceeded, or (b) of that quantity brought or imported into the continental United States after the quantities specified in section 207 have been filled, which forfeiture shall be recoverable in a civil suit brought in the name of the United States.

Sec. 507. All persons engaged in the manufacturing, marketing, or transportation of sugar or liquid sugar, and having information which the Secretary deems necessary to enable him to administer the provisions of this Act, shall, upon the request of the Secretary, furnish him with such information. Any person willfully failing or refusing to furnish such information, or furnishing willfully any false information, shall upon conviction be subject to a penalty of not more than $1,000 for each such violation.

Sec. 508. No person shall, while acting in any official capacity in the administration of this Act, invest or speculate in sugar or liquid sugar, contracts relating thereto, or the stock or membership interests of any association or corporation engaged in the production or manufacturing of sugar or liquid sugar. Any person violating this section shall upon conviction thereof be fined not more than $10,000 or imprisoned not more than two years, or both.

Sec. 509. Whenever the President finds and proclaims that a national economic or other emergency exists with respect to sugar or liquid sugar, he shall by proclamation suspend the operation of title II or III above, which he determines, on the basis of such findings, should be suspended, and, thereafter, the operation of any such title shall continue in suspense until the President finds and proclaims that the facts which occasioned such suspension no longer exist. The Secretary shall make such investigations and reports thereon to the President as may be necessary to aid him in carrying out the provisions of this section.

Sec. 510. The provisions of the Agricultural Adjustment Act, as amended, shall cease to apply to sugar upon the enactment of this Act, and the provisions of Public Resolution Numbered 109, Seventy-fourth Congress, approved June 19, 1936, are hereby repealed.

Sec. 511. In order to facilitate the effectuation of the purposes of this Act, the Secretary is authorized to make surveys, investigations, including the holding of public hearings, and to make recommendations with respect to (a) the terms and conditions of contracts between the producers and processors of sugar beets and sugarcane and (b) the terms and conditions of contracts between laborers and producers of sugar beets and sugarcane.

Sec. 512. The Secretary is authorized to conduct surveys, investigations, and research relating to the conditions and factors affecting the methods of accomplishing most effectively the purposes of this Act and for the benefit of agriculture generally in any area. Notwithstanding any provision of existing law, the Secretary is authorized to make public such information as he deems necessary to carry out the provisions of this Act.

Sec. 513. No tax shall be imposed on the manufacture, use, or importation of sugar after June 30, 1941, and the powers vested in the Secretary under this Act shall terminate on December 31, 1943, except that the Secretary shall have power to make payments under title III under programs applicable to the crop year 1940 and previous crop years.

Approved, September 1, 1937.
AN ACT

To provide that the United States shall aid the States in wildlife-restoration projects, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is authorized to cooperate with the States, through their respective State fish and game departments, in wildlife-restoration projects as hereinafter set forth; but no money apportioned under this Act to any State shall be expended therein until its legislature, or other State agency authorized by the State constitution to make laws governing the conservation of wildlife, shall have assented to the provision of this Act and shall have passed laws for the conservation of wildlife which shall include a prohibition against the diversion of license fees paid by hunters for any other purpose than the administration of said State fish and game department, except that, until the final adjournment of the first regular session of the legislature held after the passage of this Act, the assent of the Governor of the State shall be sufficient. The Secretary of Agriculture and the State fish and game department of each State accepting the benefits of this Act shall agree upon the wildlife-restoration projects to be aided in such State under the terms of this Act and all projects shall conform to the standards fixed by the Secretary of Agriculture.

Sec. 2. For the purposes of this Act the term "wildlife-restoration project" shall be construed to mean and include the selection, restoration, rehabilitation, and improvement of areas of land or water adaptable as feeding, resting, or breeding places for wildlife, including acquisition by purchase, condemnation, lease, or gift of such areas or estates or interests therein as are suitable or capable of being made suitable therefor, and the construction thereon or therein of such works as may be necessary to make them available for such purposes and also including such research into problems of wildlife management as may be necessary to efficient administration affecting wildlife resources, and such preliminary or incidental costs and expenses as may be incurred in and about such projects; the term "State fish and game department" shall be construed to mean and include any department or division of department of another name, or commission, or official or officials, of a State empowered under its laws to exercise the functions ordinarily exercised by a State fish and game department.

Sec. 3. An amount equal to the revenue accruing during the fiscal year ending June 30, 1939, and each fiscal year thereafter, from the tax imposed by section 610, title IV, of the Revenue Act of 1932 (47 Stat. 169), as heretofore or hereafter extended and amended, on firearms, shells, and cartridges, is hereby authorized to be set apart in the Treasury as a special fund to be known as "The Federal aid to wildlife-restoration fund" and is hereby authorized to be appropriated and made available until expended for the purposes of this Act. So much of such appropriation apportioned to any State for any fiscal year as remains unexpended at the close thereof is authorized to be made available for expenditure in that State until the close of the succeeding fiscal year. Any amount apportioned to any State under the provisions of this Act which is unexpended or unobligated at the end of the period during which it is available for expenditure on any project is authorized to be made available for expenditure by the Secretary of Agriculture in carrying out the provisions of the Migratory Bird Conservation Act.
Sec. 4. So much, not to exceed 8 per centum, of the revenue covered into said fund in each fiscal year as the Secretary of Agriculture may estimate to be necessary for his expenses in the administration and execution of this Act and the Migratory Bird Conservation Act shall be deducted for that purpose, and such sum is authorized to be made available therefor until the expiration of the next succeeding fiscal year, and within sixty days after the close of such fiscal year the Secretary of Agriculture shall apportion such part thereof as remains unexpended by him, if any, and make certificate thereof to the Secretary of the Treasury and to the State fish and game departments on the same basis and in the same manner as is provided as to other amounts authorized by this Act to be apportioned among the States for such current fiscal year. The Secretary of Agriculture, after making the aforesaid deduction, shall apportion the remainder of the revenues in said fund for each fiscal year among the several States in the following manner, that is to say, one-half in the ratio which the area of each State bears to the total area of all the States and one-half in the ratio which the number of paid hunting-license holders of each State in the preceding fiscal year, as certified to said Secretary by the State fish and game departments, bears to the total number of paid hunting-license holders of all the States: Provided, That the apportionment for any one State shall not exceed the sum of $150,000 annually: Provided further, that where the apportionment to any State under this section is less than $15,000 annually, the Secretary of Agriculture may allocate not more than $15,000 of said fund to said State to carry out the purposes of this Act when said State certifies to the Secretary of Agriculture that it has set aside not less than $5,000 from its fish and game funds or has made, through its legislature, an appropriation in this amount, for said purposes.

Sec. 5. Within sixty days after the approval of this Act the Secretary of Agriculture shall certify to the Secretary of the Treasury and to each State fish and game department the sum which he has estimated to be deducted for administering and executing this Act and the Migratory Bird Conservation Act and the sum which he has apportioned to each State for the fiscal year ending June 30, 1939, and on or before February 20 next preceding the commencement of each succeeding fiscal year shall make like certificates for such fiscal year. Any State desiring to avail itself of the benefits of this Act shall notify the Secretary of Agriculture to this effect within sixty days after it has received the certification referred to in this section. The sum apportioned to any State which fails to notify the Secretary of Agriculture as herein provided is authorized to be made available for expenditure by the Secretary of Agriculture in carrying out the provisions of the Migratory Bird Conservation Act.

Sec. 6. Any State desiring to avail itself of the benefits of this Act shall by its State fish and game department submit to the Secretary of Agriculture full and detailed statements of any wildlife-restoration project proposed for that State. If the Secretary of Agriculture finds that such project meets with the standards set up by him and approves said project, the State fish and game department shall furnish to him such surveys, plans, specifications, and estimates therefor as he may require: Provided, however, that the Secretary of Agriculture shall approve only such projects as may be substantial in character and design and the expenditure of funds hereby authorized shall be applied only to such approved projects and if otherwise applied they shall be replaced by the State before it may participate in any further apportionment under this Act.
Items included for engineering, inspection, and unforeseen contingencies in connection with any works to be constructed shall not exceed 10 per centum of the cost of such works and shall be paid by the State as a part of its contribution to the total cost of such works. If the Secretary of Agriculture approves the plans, specifications, and estimates for the project, he shall notify the State fish and game department and immediately certify the fact to the Secretary of the Treasury. The Secretary of the Treasury shall thereupon set aside so much of said fund as represents the share of the United States payable under this Act on account of such project, which sum so set aside shall not exceed 75 per centum of the total estimated cost thereof. No payment of any money apportioned under this Act shall be made on any project until such statement of the project and the plans, specifications, and estimates thereof shall have been submitted to and approved by the Secretary of Agriculture.

Sec. 7. When the Secretary of Agriculture shall find that any project approved by him has been completed or, if involving research relating to wildlife, is being conducted, in compliance with said plans and specifications, he shall cause to be paid to the proper authority of said State the amount set aside for said project: Provided, That the Secretary of Agriculture may, in his discretion, from time to time, make payments on said project as the same progresses; but these payments, including previous payments, if any, shall not be more than the United States' pro-rata share of the project in conformity with said plans and specifications. Any construction work and labor in each State shall be performed in accordance with its laws and under the direct supervision of the State fish and game department, subject to the inspection and approval of the Secretary of Agriculture and in accordance with rules and regulations made pursuant to this Act. The Secretary of Agriculture and the State fish and game department of each State may jointly determine at what times and in what amounts payments, as work progresses, shall be made under this Act. Such payments shall be made by the Secretary of the Treasury, on warrants drawn by the Secretary of Agriculture against the said fund to such official or officials, or depository, as may be designated by the State fish and game department and authorized under the laws of the State to receive public funds of the State.

Sec. 8. To maintain wildlife-restoration projects established under the provisions of this Act shall be the duty of the States according to their respective laws.

Sec. 9. Out of the deductions set aside for administering and executing this Act and the Migratory Bird Conservation Act, the Secretary of Agriculture is authorized to employ such assistants, clerks, and other persons in the city of Washington and elsewhere, to be taken from the eligible lists of the Civil Service; to rent or construct buildings outside of the city of Washington; to purchase such supplies, materials, equipment, office fixtures, and apparatus; and to incur such travel and other expenses, including purchase, maintenance, and hire of passenger-carrying motor vehicles, as he may deem necessary for carrying out the purposes of this Act.

Sec. 10. The Secretary of Agriculture is authorized to make rules and regulations for carrying out the provisions of this Act.

Sec. 11. The Secretary of Agriculture shall make an annual report to the Congress of the sum set apart in "The Federal aid to wildlife restoration fund", giving detailed information as to the projects and expenditures therefor.

Approved, September 2, 1937.