

port of supply is intrusted. No person tortiously or unlawfully in possession or charge of a vessel shall have authority to bind the vessel.

SEC. 3. That the officers and agents of a vessel specified in section two shall be taken to include such officers and agents when appointed by a charterer, by an owner pro hac vice, or by an agreed purchaser in possession of the vessel, but nothing in this Act shall be construed to confer a lien when the furnisher knew, or by the exercise of reasonable diligence could have ascertained, that because of the terms of a charter party, agreement for sale of the vessel, or for any other reason, the person ordering the repairs, supplies, or other necessaries was without authority to bind the vessel therefor.

Charterers, etc.

SEC. 4. That nothing in this Act shall be construed to prevent a furnisher of repairs, supplies, or other necessaries from waiving his right to a lien at any time, by agreement or otherwise, and this Act shall not be construed to affect the rules of law now existing, either in regard to the right to proceed against a vessel for advances, or in regard to laches in the enforcement of liens on vessels, or in regard to the priority or rank of liens, or in regard to the right to proceed in personam.

Waiving lien.

Other proceedings not affected.

SEC. 5. That this Act shall supersede the provisions of all state statutes conferring liens on vessels in so far as the same purport to create rights of action to be enforced by proceedings in rem against vessels for repairs, supplies, and other necessaries.

State laws superseded.

Approved, June 23, 1910.

CHAP. 374.—An Act For the erection of a replica of the statue of General Von Steuben.

June 23, 1910.
[H. R. 16222.]

[Public, No. 260.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the expenditure of the sum of five thousand dollars, or so much thereof as may be necessary, be, and the same is hereby, authorized to be made under the direction of the Secretary of State and the Joint Committee on the Library for the erection of a bronze replica of the statue of General Von Steuben authorized to be erected in Washington; said replica to be presented to His Majesty the German Emperor and the German Nation in recognition of the gift of the statue of Frederick the Great, presented by the Emperor to the people of the United States.

General Von Steuben.
Replica of statue of, authorized for presentation to German Emperor.
Post, p. 886.

Approved, June 23, 1910.

CHAP. 378.—An Act Making appropriations for the naval service for the fiscal year ending June thirtieth, nineteen hundred and eleven, and for other purposes.

June 24, 1910.
[H. R. 23311.]

[Public, No. 261.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and they are hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated, for the naval service of the Government for the year ending June thirtieth, nineteen hundred and eleven, and for other purposes.

Naval service appropriations.

PAY OF THE NAVY.

Pay and allowances prescribed by law of officers on sea duty and other duty; officers on waiting orders; officers on the retired list; clerks to paymasters at yards and stations, general storekeepers and receiving ships, and other vessels; two clerks to general inspectors of Pay Corps; one clerk to pay officer in charge of deserters' rolls; commutation of quarters for officers on shore not occupying public quarters, including boatswains, gunners, carpenters, sailmakers,

Pay of Navy.