

# UNITED STATES STATUTES AT LARGE

CONTAINING THE

LAWS AND CONCURRENT RESOLUTIONS  
ENACTED DURING THE FIRST SESSION OF THE  
SEVENTY-EIGHTH CONGRESS  
OF THE UNITED STATES OF AMERICA

1943

AND

PROCLAMATIONS, TREATIES, AND INTERNATIONAL  
AGREEMENTS OTHER THAN TREATIES

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# PUBLIC LAWS

# PUBLIC LAWS

ENACTED DURING THE

FIRST SESSION OF THE SEVENTY-EIGHTH CONGRESS

OF THE

UNITED STATES OF AMERICA

*Begun and held at the City of Washington on Wednesday, January 6, 1943, and adjourned sine die on Tuesday, December 21, 1943*

FRANKLIN D. ROOSEVELT, President; HENRY A. WALLACE, Vice President; CARTER GLASS, President of the Senate *pro tempore*; SAM RAYBURN, Speaker of the House of Representatives.

[CHAPTER 1]

## AN ACT

Authorizing appropriations for the United States Navy for additional ship repair facilities, and for other purposes.

February 19, 1943  
[H. R. 1446]  
[Public Law 1]

*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, \$210,000,000 for essential equipment and facilities at either private or public plants for repairing, altering, or converting any vessel operated by the Navy or being prepared for naval use.

Navy.  
Ship repair facilities.  
*Post*, pp. 55, 210.

SEC. 2. The authority herein granted shall include the authority to acquire lands at such locations as the Secretary of the Navy may deem best suited to the purpose of the authority herein contained, erect or extend buildings, acquire the necessary machinery and equipment, and shall be in addition to all authority heretofore granted for these purposes.

Acquisition of lands,  
etc.

SEC. 3. The Secretary of the Navy from time to time, but not less frequently than every sixty days, shall transmit to the Congress a full report of all acquisitions of land, by lease or otherwise, effected under the authority of this Act.

Reports to Con-  
gress.

Leases.

22 U. S. C., Supp.  
II, §§ 411-419.  
*Post*, p. 20.

SEC. 4. Hereafter any ship, boat, barge, or floating drydock of the Navy may be leased in accordance with the Act approved March 11, 1941 (55 Stat. 31), but not otherwise disposed of, for periods not beyond the termination of the present wars, but title thereto shall remain in the United States.

Approved February 19, 1943.

## [CHAPTER 7]

## AN ACT

March 2, 1943

[S. 707]

[Public Law 2]

To provide for the appointment of an additional Assistant Attorney General.

Department of Jus-  
tice.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 348 of the Revised Statutes, as amended (U. S. C., title 5, sec. 295), be, and the same is hereby, amended to read as follows:

Assistant Attorneys  
General.

“There shall be in the Department of Justice six officers, learned in the law, called the Assistant Attorneys General, who shall be appointed by the President, by and with the advice and consent of the Senate, and shall assist the Attorney General and Solicitor General in the performance of their duties.”

Approved March 2, 1943.

## [CHAPTER 8]

## JOINT RESOLUTION

March 2, 1943

[H. J. Res. 82]

[Public Law 3]

To provide urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1943.

Urgent deficiency  
appropriations, 1943.

*Resolved 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 urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1943, namely:

## LEGISLATIVE

## SENATE

Inquiries and in-  
vestigations.

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 1943, \$200,000: *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.

Per diem and sub-  
sistence.

To enable the Official Reporters of Debates of the Senate to pay employees of their office engaged in work connected with reporting or transcribing of official proceedings of the Senate additional compensation amounting to 10 per centum of their earned basic compensation as is not in excess of the rate of \$2,900 per annum, in accordance with the terms of Public Law 821, Seventy-seventh Congress, second session, approved December 22, 1942, \$676.17.

44 Stat. 688.  
5 U. S. C. § 821;  
Supp. II, § 823.Reporting or tran-  
scribing proceedings.  
*Post*, p. 441.56 Stat. 1068.  
5 U. S. C., Supp.  
II, § 29 note, § 26a  
note.

## HOUSE OF REPRESENTATIVES

Special and select committees: For an additional amount for expenses of special and select committees authorized by the House, fiscal year 1943, \$250,000.

## EXECUTIVE OFFICE OF THE PRESIDENT

## OFFICE FOR EMERGENCY MANAGEMENT

## WAR MANPOWER COMMISSION

Selective Service System: For an additional amount for the operation and maintenance of the Selective Service System, including the objects specified under the head "Selective Service System" in the Independent Offices Appropriation Act, 1943, \$21,160,000: *Provided*, That such combined appropriation shall not be subject to the provisions of section 5 of such Appropriation Act nor to the provisions of the First Supplemental National Defense Appropriation Act, 1943, in paragraphs 3 and 13 under the head "Office for Emergency Management", title I, and section 203, title II.

Post, p. 441.

56 Stat. 415.

56 Stat. 422.

56 Stat. 707, 710, 721.

## INDEPENDENT EXECUTIVE AGENCIES

## THOMAS JEFFERSON BICENTENNIAL COMMISSION

For carrying out the provisions of the Act entitled "An Act to enable the United States Commission for the Celebration of the Two-hundredth Anniversary of the Birth of Thomas Jefferson to carry out and give effect to certain approved plans", approved July 30, 1942, fiscal year 1943, \$50,000, to remain available until expended.

56 Stat. 728.  
36 U. S. C., Supp.  
II, § 149 note.

## TREASURY DEPARTMENT

## OFFICE OF TREASURER OF UNITED STATES

Salaries: For an additional amount for salaries, Office of Treasurer of the United States, fiscal year 1943, \$750,000.

Post, pp. 32, 448.

Approved March 2, 1943.

[CHAPTER 10]

## AN ACT

To amend the Communications Act of 1934, as amended, to permit consolidations and mergers of domestic telegraph carriers, and for other purposes.

March 6, 1943  
[S. 158]  
[Public Law 4]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Communications Act of 1934, as amended, is amended by adding at the end of Title II the following new section:

Communications  
Act of 1934, amend-  
ments.  
48 Stat. 1070.  
47 U. S. C. §§ 201-  
221.  
Post, pp. 11, 12.

## "CONSOLIDATIONS AND MERGERS OF TELEGRAPH CARRIERS

"SEC. 222. (a) As used in this section—

"(1) The term 'consolidation or merger' includes the legal consolidation or merger of two or more corporations, and the acquisition by a corporation through purchase, lease, or in any other manner, of the whole or any part of the property, securities, facilities, services, or business of any other corporation or corporations, or of the control thereof, in exchange for its own securities, or otherwise.

"Consolidation or merger."

"(2) The term 'domestic telegraph carrier' means any common carrier by wire or radio, the major portion of whose traffic and revenues is derived from domestic telegraph operations; and such term includes a corporation owning or controlling any such common carrier.

"Domestic telegraph carrier."

"(3) The term 'international telegraph carrier' means any common carrier by wire or radio, the major portion of whose traffic and revenues is derived from international telegraph operations; and such

"International telegraph carrier."

term includes a corporation owning or controlling any such common carrier.

"Consolidated or merged carrier."

"(4) The term 'consolidated or merged carrier' means any carrier by wire or radio which acquires or operates the properties and facilities unified and integrated by consolidation or merger.

"Domestic telegraph operations."

"(5) The term 'domestic telegraph operations' includes acceptance, transmission, reception, and delivery of record communications by wire or radio which either originate or terminate at points within the continental United States, Alaska, Canada, Saint Pierre-Miquelon, Mexico, or Newfoundland and terminate or originate at points within the continental United States, Alaska, Canada, Saint Pierre-Miquelon, Mexico, or Newfoundland, and includes acceptance, transmission, reception, or delivery performed within the continental United States between points of origin within and points of exit from, and between points of entry into and points of destination within, the continental United States with respect to record communications by wire or radio which either originate or terminate outside the continental United States, Alaska, Canada, Saint Pierre-Miquelon, Mexico, and Newfoundland, and also includes the transmission within the continental United States of messages which both originate and terminate outside but transit through the continental United States: *Provided*, That nothing in this section shall prevent international telegraph carriers from accepting and delivering international telegraph messages in the cities which constitute gateways approved by the Commission as points of entrance into or exit from the continental United States, under regulations prescribed by the Commission, and the incidental transmission or reception of the same over its own or leased lines or circuits within the continental United States.

"International telegraph operations."

"(6) The term 'international telegraph operations' includes acceptance, transmission, reception, and delivery of record communications by wire or radio which either originate or terminate at points outside the continental United States, Alaska, Canada, Saint Pierre-Miquelon, Mexico, and Newfoundland, but does not include acceptance, transmission, reception, and delivery performed within the continental United States between points of origin within and points of exit from, and between points of entry into, and points of destination within, the continental United States with respect to such communications, or the transmission within the continental United States of messages which both originate and terminate outside but transit through the continental United States.

"Domestic telegraph properties," etc.

"(7) The terms 'domestic telegraph properties' and 'domestic telegraph facilities' mean properties and facilities, respectively, used or to be used in domestic telegraph operations.

"Employee" or "employees."

"(8) The term 'employee' or 'employees' (i) shall include any individual who is absent from active service because of furlough, illness, or leave of absence, except that there shall be no obligation upon the consolidated or merged carrier to reemploy any employee who is absent because of furlough, except in accordance with the terms of his furlough, and (ii) shall not include any employee of any carrier which is a party to a consolidation or merger pursuant to this section to the extent that he is employed in any business which such carrier continues to operate independently of the consolidation or merger.

"Representative."

"(9) The term 'representative' includes any individual or labor organization.

"Continental United States."

"(10) The term 'continental United States' means the several States and the District of Columbia.

Consolidation or merger of domestic telegraph carriers.

"(b) (1) It shall be lawful, upon application to and approval by the Commission as hereinafter provided, for any two or more domestic telegraph carriers to effect a consolidation or merger; and for any

domestic telegraph carrier, as a part of any such consolidation or merger or thereafter, to acquire all or any part of the domestic telegraph properties, domestic telegraph facilities, or domestic telegraph operations of any carrier which is not primarily a telegraph carrier: *Provided*, That, except as provided in paragraph (2) of this subsection, no domestic telegraph carrier shall effect a consolidation or merger with any international telegraph carrier, and no international telegraph carrier shall effect a consolidation or merger with any domestic telegraph carrier.

“(2) As a part of any such consolidation or merger, or thereafter upon application to and approval by the Commission as hereinafter provided, the consolidated or merged carrier may acquire all or any part of the domestic telegraph properties, domestic telegraph facilities, or domestic telegraph operations of any international telegraph carrier.

Acquisition of domestic properties of international carriers.

“(c) (1) Whenever any consolidation or merger is proposed under subsection (b) of this section, the telegraph carrier or telegraph carriers seeking authority therefor shall submit an application to the Commission, and thereupon the Commission shall order a public hearing to be held with respect to such application and shall give reasonable notice thereof, in writing, and an opportunity to be heard, to the Governor of each of the States in which any of the physical property involved in such proposed consolidation or merger is situated, to the Secretary of State, the Secretary of War, the Attorney General of the United States, the Secretary of the Navy, representatives of employees where represented by bargaining representatives known to the Commission, and to such other persons as the Commission may deem advisable. If, after such public hearing, the Commission finds that the proposed consolidation or merger, or an amended proposal for consolidation or merger, (1) is authorized by subsection (a) of this section, (2) conforms to all other applicable provisions of this section, (3) is in the public interest, the Commission shall enter an order approving and authorizing such consolidation or merger, and thereupon any law or laws making consolidations and mergers unlawful shall not apply to the proposed consolidation or merger. In finding whether any proposed consolidation or merger is in the public interest, the Commission shall give due consideration, among other things, to the financial soundness of the carrier resulting from such consolidation or merger.

Application for consolidation or merger.

Public hearing.

Order of approval.

Consideration of financial soundness.

“(2) Any proposed consolidation or merger of domestic telegraph carriers shall provide for the divestment of the international telegraph operations theretofore carried on by any party to the consolidation or merger, within a reasonable time to be fixed by the Commission, after the consideration for the property to be divested is found by the Commission to be commensurate with its value, and as soon as the legal obligations, if any, of the carrier to be so divested will permit. The Commission shall require at the time of the approval of such consolidation or merger that any such party exercise due diligence in bringing about such divestment as promptly as it reasonably can.

Divestment of international operations.

“(d) No proposed consolidation or merger of telegraph carriers pursuant to this section shall be approved by the Commission if, as a result of such consolidation or merger, more than one-fifth of the capital stock of any carrier which is subject to the jurisdiction of the Commission will be owned or controlled, or voted, directly or indirectly, (1) by any alien or the representative of any alien, (2) by any foreign government or the representative thereof, (3) by any corporation organized under the laws of any foreign government, or (4) by any corporation of which any officer or director is an alien, or of which more than one-fifth of the capital stock is owned or con-

Stock ownership by alien or by foreign government.

trolled, or voted, directly or indirectly, by any alien or the representative of any alien, by any foreign government or the representative thereof, or by any corporation organized under the laws of a foreign government.

Distribution of traffic among international carriers.

“(e) (1) In the case of any consolidation or merger of telegraph carriers pursuant to this section, the consolidated or merged carrier shall, except as provided in paragraph (2) of this subsection, distribute among the international telegraph carriers, telegraph traffic by wire or radio destined to points without the continental United States, and divide the charges for such traffic, in accordance with such just, reasonable, and equitable formula in the public interest as the interested carriers shall agree upon and the Commission shall approve: *Provided, however,* That in case the interested carriers should fail to agree upon a formula which the Commission approves as above provided, the Commission, after due notice and hearing, shall prescribe in its order approving and authorizing the proposed consolidation or merger a formula which it finds will be just, reasonable, equitable, and in the public interest, will be, so far as is consistent with the public interest, in accordance with the existing contractual rights of the carriers, and will effectuate the purposes of this subsection.

Action of Commission if carriers fail to agree.

Distribution among carriers in contiguous foreign country.

“(2) In the case of any consolidation or merger pursuant to this section of telegraph carriers which, immediately prior to such consolidation or merger, interchanged traffic with telegraph carriers in a contiguous foreign country, the consolidated or merged carrier shall distribute among such foreign telegraph carriers, telegraph traffic by wire or radio destined to points in such contiguous foreign country and shall divide the charges therefor, in accordance with such just, reasonable, and equitable formula in the public interest as the interested carriers shall agree upon and the Commission shall approve: *Provided, however,* That in case the interested carriers should fail to agree upon a formula which the Commission approves as above provided, the Commission, after due notice and hearing, shall prescribe in its order approving and authorizing the proposed consolidation or merger a formula which it finds will be just, reasonable, equitable, and in the public interest, will be, so far as is consistent with the public interest, in accordance with the existing contractual rights of the carriers, and will effectuate the purposes of this subsection. As used in this paragraph, the term ‘contiguous foreign country’ means Canada, Mexico, or Newfoundland.

Action of Commission if carriers fail to agree.

“Contiguous foreign country.”

Action upon finding distribution unjust, etc.

“(3) Whenever, upon a complaint or upon its own initiative, and after a full hearing, the Commission finds that any such distribution of telegraph traffic among telegraph carriers, or any such division of charges for such traffic, which is being made or which is proposed to be made, is or will be unjust, unreasonable, or inequitable, or not in the public interest, the Commission shall by order prescribe the distribution of such telegraph traffic, or the division of charges therefor, which will be just, reasonable, equitable, and in the public interest, and will be, so far as is consistent with the public interest, in accordance with the existing contractual rights of the carriers.

Operations construed.

“(4) For the purposes of this subsection, the international telegraph operations of any domestic telegraph carrier shall be considered to be the operations of an independent international telegraph carrier, and the domestic telegraph operations of any international telegraph carrier shall be considered to be the operations of an independent domestic telegraph carrier.

Protection of employees.

“(f) (1) Each employee of any carrier which is a party to a consolidation or merger pursuant to this section who was employed by such carrier immediately preceding the approval of such consolida-

tion or merger, and whose period of employment began on or before March 1, 1941, shall be employed by the carrier resulting from such consolidation or merger for a period of not less than four years from the date of the approval of such consolidation or merger, and during such period no such employee shall, without his consent, have his compensation reduced or be assigned to work which is inconsistent with his past training and experience in the telegraph industry.

“(2) If any employee of any carrier which is a party to any such consolidation or merger, who was employed by such carrier immediately preceding the approval of such consolidation or merger, and whose period of employment began after March 1, 1941, is discharged as a consequence of such consolidation or merger by the carrier resulting therefrom, within four years from the date of approval of the consolidation or merger, such carrier shall pay such employee at the time he is discharged severance pay in cash equal to the amount of salary or compensation he would have received during the full four-week period immediately preceding such discharge at the rate of compensation or salary payable to him during such period, multiplied by the number of years he has been continuously employed immediately preceding such discharge by one or another of such carriers who were parties to such consolidation or merger, but in no case shall any such employee receive less severance pay than the amount of salary or compensation he would have received at such rate if he were employed during such full four-week period: *Provided, however,* That such severance pay shall not be required to be paid to any employee who is discharged after the expiration of a period, following the date of approval of the consolidation or merger, equal to the aggregate period during which such employee was in the employ, prior to such date of approval, of one or more of the carriers which are parties to the consolidation or merger.

Severance pay to certain discharged employees.

“(3) For a period of four years after the date of approval of any such consolidation or merger, any employee of any carrier which is a party to such consolidation or merger who was such an employee on such date of approval, and who is discharged as a result of such consolidation or merger, shall have a preferential hiring and employment status for any position for which he is qualified by training and experience over any person who has not theretofore been an employee of any such carrier.

Preferential hiring and employment status.

“(4) If any employee is transferred from one community to another, as a result of any such consolidation or merger, the carrier resulting therefrom shall pay, in addition to such employee's regular compensation as an employee of such carrier, the actual traveling expenses of such employee and his family, including the cost of packing, crating, drayage, and transportation of household goods and personal effects.

Traveling expenses.

“(5) In the case of any consolidation or merger pursuant to this section, the consolidated or merged carrier shall accord to every employee or former employee, or representative or beneficiary of an employee or former employee, of any carrier which is a party to such consolidation or merger, the same pension, health, disability, or death insurance benefits, as were provided for prior to the date of approval of the consolidation or merger, under any agreement or plan of any carrier which is a party to the consolidation or merger which covered the greatest number of the employees affected by the consolidation or merger; except that in any case in which, prior to the date of approval of the consolidation or merger, an individual has exercised his right of retirement, or any right to health, disability, or death insurance benefits has accrued, under any agreement or plan of any carrier which is a party to the consolidation or merger, pension,

Pension, health, disability, or death insurance benefits.

health, disability, or death insurance benefits, as the case may be, shall be accorded in conformity with the agreement or plan under which such individual exercised such right of retirement or under which such right to benefits accrued. For purposes of determining and according the rights and benefits specified in this paragraph, any period spent in the employ of the carrier of which such individual was an employee at the time of the consolidation or merger shall be considered to have been spent in the employ of the consolidated or merged carrier. The application for approval of any consolidation or merger under this section shall contain a guaranty by the proposed consolidated carrier that there will be no impairment of any of the rights or benefits specified in this paragraph.

Status of employees while in military or naval service of U. S.

Reemployment.

“(6) Any employee who, since August 27, 1940, has left a position, other than a temporary position, in the employ of any carrier which is a party to any such consolidation or merger, for the purpose of entering the military or naval forces of the United States, shall be considered to have been in the employ of such carrier during the time he is a member of such forces, and, upon making an application for employment with the consolidated or merged carrier within forty days from the time he is relieved from service in any of such forces under honorable conditions, such former employee shall be employed by the consolidated or merged carrier and entitled to the benefits to which he would have been entitled if he had been employed by one of such carriers during all of such period of service with such forces; except that this paragraph shall not require the consolidated or merged carrier, in the case of any such individual, to pay compensation, or to accord health, disability, or death insurance benefits, for the period during which he was a member of such forces. If any such former employee is disabled and because of such disability is no longer qualified to perform the duties of his former position but otherwise meets the requirements for employment, he shall be given such available employment at an appropriate rate of compensation as he is able to perform and to which his service credit shall entitle him.

Pay reduction, discharge, or furlough.

“(7) No employee of any carrier which is a party to any such consolidation or merger shall, without his consent, have his compensation reduced, or (except as provided in paragraph (2) and paragraph (8) of this subsection) be discharged or furloughed during the four-year period after the date of the approval of such consolidation or merger. No such employee shall, without his consent, have his compensation reduced, or be discharged or furloughed, in contemplation of such consolidation and merger, during the six-month period immediately preceding such approval.

Discharge for cause.

“(8) Nothing contained in this subsection shall be construed to prevent the discharge of any employee for insubordination, incompetency, or any other similar cause.

Rights under collective bargaining agreements.

“(9) All employees of any carrier resulting from any such consolidation or merger, with respect to their hours of employment, shall retain the rights provided by any collective bargaining agreement in force and effect upon the date of approval of such consolidation or merger until such agreement is terminated, executed, or superseded. Notwithstanding any other provision of this Act, any agreement not prohibited by law pertaining to the protection of employees may hereafter be entered into by such consolidated or merged carrier and the duly authorized representative or representatives of its employees selected according to existing law.

Remedies available to employees.

“(10) For purposes of enforcement or protection of rights, privileges, and immunities granted or guaranteed under this subsection, the employees of any such consolidated or merged carrier shall be entitled to the same remedies as are provided by the National Labor Relations

Act in the case of employees covered by that Act; and the National Labor Relations Board and the courts of the United States (including the courts of the District of Columbia) shall have jurisdiction and power to enforce and protect such rights, privileges, and immunities in the same manner as in the case of enforcement of the provisions of the National Labor Relations Act.

49 Stat. 449.  
29 U. S. C. §§ 151-166.

“(11) Nothing contained in this subsection shall apply to any employee of any carrier which is a party to any such consolidation or merger whose compensation is at the rate of more than \$5,000 per annum.

Employees receiving over \$5,000.

“(12) Notwithstanding the provisions of paragraphs (1) and (7), the protection afforded therein for the period of four years from the date of approval of the consolidation or merger shall not, in the case of any particular employee, continue for a longer period, following such date of approval, than the aggregate period during which such employee was in the employ, prior to such date of approval, of one or more of the carriers which are parties to the consolidation or merger. As used in paragraphs (1), (2), and (7), the term ‘compensation’ shall not include compensation attributable to overtime not guaranteed by collective bargaining agreements.”

Limitation on period of employee's protection.

“Compensation.”

SEC. 2. Section 214 (a) of the Communications Act of 1934, as amended, is hereby amended to read as follows:

48 Stat. 1075.  
47 U. S. C. § 214 (a).

“SEC. 214. (a) No carrier shall undertake the construction of a new line or of an extension of any line, or shall acquire or operate any line, or extension thereof, or shall engage in transmission over or by means of such additional or extended line, unless and until there shall first have been obtained from the Commission a certificate that the present or future public convenience and necessity require or will require the construction, or operation, or construction and operation, of such additional or extended line: *Provided*, That no such certificate shall be required under this section for the construction, acquisition, or operation of (1) a line within a single State unless such line constitutes part of an interstate line, (2) local, branch, or terminal lines not exceeding ten miles in length, or (3) any line acquired under section 221 or 222 of this Act: *Provided further*, That the Commission may, upon appropriate request being made, authorize temporary or emergency service, or the supplementing of existing facilities, without regard to the provisions of this section. No carrier shall discontinue, reduce, or impair service to a community, or part of a community, unless and until there shall first have been obtained from the Commission a certificate that neither the present nor future public convenience and necessity will be adversely affected thereby; except that the Commission may, upon appropriate request being made, authorize temporary or emergency discontinuance, reduction, or impairment of service, or partial discontinuance, reduction, or impairment of service, without regard to the provisions of this section. As used in this section the term ‘line’ means any channel of communication established by the use of appropriate equipment, other than a channel of communication established by the interconnection of two or more existing channels: *Provided, however*, That nothing in this section shall be construed to require a certificate or other authorization from the Commission for any installation, replacement, or other changes in plant, operation, or equipment, other than new construction, which will not impair the adequacy or quality of service provided.”

Certificate for extension of lines.

Exceptions.

48 Stat. 1080.  
47 U. S. C. § 221.  
*Id.*, p. 5.  
Temporary or emergency service.  
Discontinuance, reduction, or impairment of service.

“Line.”

Changes in plant, operation, or equipment.

SEC. 3. Section 214 (b) of the Communications Act of 1934, as amended, is hereby amended to read as follows:

48 Stat. 1076.  
47 U. S. C. § 214 (b).

“(b) Upon receipt of an application for any such certificate, the Commission shall cause notice thereof to be given to, and shall cause

Application for certificate.  
Notice and filing.

a copy of such application to be filed with, the Secretary of War, the Secretary of the Navy, and the Governor of each State in which such line is proposed to be constructed, extended, acquired, or operated, or in which such discontinuance, reduction, or impairment of service is proposed, with the right to those notified to be heard; and the Commission may require such published notice as it shall determine."

SEC. 4. Section 214 (c) of the Communications Act of 1934, as amended, is hereby amended to read as follows:

48 Stat. 1076.  
47 U. S. C. § 214 (c).  
Issuance of certificate.

Compliance with terms.

"(c) The Commission shall have power to issue such certificate as applied for, or to refuse to issue it, or to issue it for a portion or portions of a line, or extension thereof, or discontinuance, reduction, or impairment of service, described in the application, or for the partial exercise only of such right or privilege, and may attach to the issuance of the certificate such terms and conditions as in its judgment the public convenience and necessity may require. After issuance of such certificate, and not before, the carrier may, without securing approval other than such certificate, comply with the terms and conditions contained in or attached to the issuance of such certificate and proceed with the construction, extension, acquisition, operation, or discontinuance, reduction, or impairment of service covered thereby. Any construction, extension, acquisition, operation, discontinuance, reduction, or impairment of service contrary to the provisions of this section may be enjoined by any court of competent jurisdiction at the suit of the United States, the Commission, the State commission, any State affected, or any party in interest."

SEC. 5. Section 214 (d) of the Communications Act of 1934, as amended, is hereby amended to read as follows:

48 Stat. 1076.  
47 U. S. C. § 214 (d).  
Provision of adequate facilities.

"(d) The Commission may, after full opportunity for hearing, in a proceeding upon complaint or upon its own initiative without complaint, authorize or require by order any carrier, party to such proceeding, to provide itself with adequate facilities for the expeditious and efficient performance of its service as a common carrier and to extend its line or to establish a public office; but no such authorization or order shall be made unless the Commission finds, as to such provision of facilities, as to such establishment of public offices, or as to such extension, that it is reasonably required in the interest of public convenience and necessity, or as to such extension or facilities that the expense involved therein will not impair the ability of the carrier to perform its duty to the public. Any carrier which refuses or neglects to comply with any order of the Commission made in pursuance of this paragraph shall forfeit to the United States \$100 for each day during which such refusal or neglect continues."

Penalty.

48 Stat. 1101.

Priority for Government telegrams.

SEC. 6. Section 5266 of the Revised Statutes, as amended (U. S. C., 1940 edition, title 47, sec. 3), is amended to read as follows:

"SEC. 5266. Telegrams between the several departments of the Government and their officers, relating exclusively to the public business, in their transmission over the lines of any telegraph company to which has been given the right-of-way, timber, or station lands from the public domain, shall have priority over all other business at such rates as the Federal Communications Commission shall annually fix. No part of any appropriation for the several departments of the Government shall be paid to any company which neglects or refuses to transmit such telegrams in accordance with the provisions of this section: *Provided*, That nothing in this section shall limit the authority of the Federal Communications Commission, under section 201 (b) of the Communications Act of 1934, as amended, with respect to the classification of communications and the prescribing of different charges for different classes of communications, and such authority of the

Rates.  
Payment restrictions.

Classification and charges.  
Authority of FCC.  
48 Stat. 1070.  
47 U. S. C. § 201 (b).

Federal Communications Commission to fix rates for Government communications may be exercised with respect to any or all communications to which section 201 (b) of the Communications Act of 1934, as amended, and this section apply: *Provided further*, That the term 'Government' as used in section 201 (b) of the Communications Act of 1934, as amended, and the term 'departments of the Government' as used in this section, shall be held to refer only to the established departments, independent establishments, and agencies in the legislative, executive and judicial branches of the Federal Government."

Approved March 6, 1943.

"Government."

"Departments of the Government."

[CHAPTER 11]

AN ACT

To amend section 6 of the Pay Readjustment Act of 1942 relating to the payment of rental allowances to certain officers.

March 6, 1943  
[S. 641]  
[Public Law 5]

*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 6 of the Pay Readjustment Act of 1942, approved June 16, 1942, is hereby amended to read as follows:

"No rental allowance shall accrue to an officer having no dependents while he is on field duty unless his commanding officer certifies that he was necessarily required to procure quarters at his own expense, or while on sea duty, except for temporary periods of sea duty not exceeding three months, nor shall any rental allowance accrue to an officer with or without dependents who is assigned quarters at his permanent station unless a competent superior authority of the service concerned certifies that such quarters are not occupied because of being inadequate for the occupancy of the officer and his dependents, if any, and such certifications shall be conclusive: *Provided*, That an officer although furnished with quarters shall be entitled to rental allowance as authorized in this section if by reason of orders of competent authority his dependents are prevented from occupying such quarters."

Pay Readjustment Act of 1942, amendment.  
58 Stat. 362.  
37 U. S. C., Supp. II, § 106.  
Rental allowances to officers.

Approved March 6, 1943.

[CHAPTER 12]

AN ACT

To authorize the Secretary of the Navy to grant to the city of San Diego for street purposes a parcel of land situated in the city of San Diego and State of California.

March 6, 1943  
[S. 621]  
[Public Law 6]

*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 is hereby, authorized to grant and convey, under such conditions as may be approved by the Secretary of the Navy, to the city of San Diego, State of California, for use as a public street, all right, title, and interest of the United States of America in and to a strip of land containing five thousand, nine hundred and fifty square feet contiguous to Lytton Street between Barnett Avenue and Rosecrans Street at the United States Naval Training Station, San Diego, California.

San Diego, Calif.  
Conveyance of land.

SEC. 2. That if any part of the above-described lands hereby granted to the city of San Diego shall be used for any other purpose or purposes, or shall cease to be maintained by the city of San Diego for the purpose for which granted, such part shall revert to the United States.

Reversionary provision.

Approved March 6, 1943.

## [CHAPTER 13]

## AN ACT

March 6, 1943

[S. 739]

[Public Law 7]

To amend the Act entitled "An Act to authorize the attendance of personnel of the Army of the United States as students at educational institutions and other places".

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That Public Law Numbered 435, Seventy-seventh Congress, approved February 6, 1942, is hereby amended to read as follows:

56 Stat. 50.  
10 U. S. C., Supp.  
II, § 535 note.  
Army of the U. S.  
Detail of personnel  
as students, etc.

"That during the present war and for six months thereafter and notwithstanding other provisions of existing law, personnel of all components of the Army of the United States may be detailed as students at technical, professional, and other educational institutions, or as students, observers, or investigators at industrial plants, hospitals, and other places, and all necessary expenses incident thereto shall be payable from any appropriations available to the Military Establishment: *Provided*, That this Act shall not be construed as authorizing the acquisition of real estate by the War Department, except by lease, for use in the Army specialized training program".

Lease of real estate.

Approved March 6, 1943.

## [CHAPTER 14]

## AN ACT

March 10, 1943

[H. R. 839]

[Public Law 8]

To amend the Act approved May 27, 1937 (ch. 269, 50 Stat. 208), by providing substitute and additional authority for the prevention of speculation in lands of the Columbia Basin project, and substitute and additional authority related to the settlement and development of the project, and for other purposes.

The Columbia  
Basin Project Act.  
16 U. S. C. §§ 835-  
835c.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act of May 27, 1937 (ch. 269, 50 Stat. 208), is hereby amended to read as follows:

Purposes.

"SECTION 1. In addition to the primary purposes for which the Grand Coulee Dam project (hereafter to be known as the Columbia Basin project and herein called the 'project') was authorized under the provisions of the Act of August 30, 1935 (49 Stat. 1028), the project is hereby authorized and reauthorized as a project subject to the Reclamation Project Act of 1939; and the provisions of each of those two Acts together with the provisions of this Act shall govern the repayment of expenditures and the construction, operation, and maintenance of the works constructed as a part of the project.

49 Stat. 1040.

53 Stat. 1187.  
43 U. S. C. § 485k.

Prerequisites to expenditure of funds.

"SEC. 2. (a) No part of the funds heretofore or hereafter appropriated or allotted for project construction or for the reclamation of land within the project shall be expended in the construction of any irrigation features of the project, exclusive of Grand Coulee Dam and appurtenant works now under construction and of the pumping plant and equalizing reservoir and dams, until the requirements of the following subdivisions (i) and (ii) of this subsection (a) have been met:

Appraisals and reappraisals.

"(i) All lands within the project shall have been impartially appraised by the Secretary of the Interior (hereinafter called the 'Secretary') and evaluated at the date of appraisal without reference to or increment on account of the construction of the project. Reappraisals may be made at any time by the Secretary, and will be made upon the request of the landowner concerned accompanied by an advance to the United States of \$15 for each quarter section or fraction thereof involved, on account of expense thereof. In such reappraisals the Secretary shall take into account, in addition to the value found in the first appraisal, improvements made after said appraisal,

such irrigation construction charges on the land as have been paid, and other items of value that are proper, other than increments on account of the construction of the project. The term 'appraised value' as used in this Act shall mean appraised values determined as provided in this subsection.

"Appraised value."

"(ii) Contracts shall have been made with irrigation, reclamation, or conservancy districts organized under State law embracing the lands within the project providing for payment thereby of that part of the cost of construction of the project determined by the Secretary to be the part thereof to be repaid by irrigation. Each such contract shall conform to the requirements of this Act, shall require repayment within the maximum period permitted under the Act of June 17, 1902 (32 Stat. 388), and Acts amendatory thereof or supplementary thereto (hereinafter called the Federal reclamation laws), and provide that payments shall be enforceable by all means and remedies provided in said laws.

Repayment contracts.

"(b) (i) The lands within the project shall be developed in irrigation blocks, as that term is defined in the Reclamation Project Act of 1939. The Secretary shall segregate the lands in each irrigation block into farm units of sufficient acreage for the support of an average-sized family at a suitable living level, having in mind the character of soil, topography, location with respect to the irrigation system, and such other relevant factors as, in his judgment, enter into the determination of the area and boundaries thereof; and shall establish the units as hereafter provided. No farm unit shall contain more than one hundred and sixty or less than ten acres of irrigable land, except that any nominal quarter section comprising more than one hundred and sixty acres of irrigable land may be included in one farm unit, and except that lands owned by the United States may be established into units of lesser size for part-time farming purposes.

Irrigation blocks.  
53 Stat. 1187.  
43 U. S. C. § 485k.  
Segregation into farm units.

"(ii) Prior to the initial delivery of water to an irrigation block, the Secretary shall prepare a plat of all the farm units in the irrigation block and shall publish a notice of the intention to establish such farm unit plat in six weekly issues of a newspaper of general circulation in the county or counties in which any part of the irrigation block is located. From the date of first publication, a copy of the plat shall be available in the county auditor's office of each of said counties for public inspection during the business hours of the office. Any interested landowner shall have the right to file written objections to the plat with the county auditor of the county in which his lands are situated before the close of the period of publication. After expiration of the period of publication the Secretary shall consider and determine all such objections, draw the plat in final form and file it for record in said county auditors' offices. With the consent of the owners of all farm units affected, the Secretary may revise the plat or any part thereof from time to time, and place the revisions of record with the original plat.

Publication of plats prior to initial delivery of water.

Public inspection.

Objections.

Revisions.

"(iii) Water shall not be delivered from, through, or by means of the project works to or for lands not conforming in area and boundaries to the farm units covering the lands involved, nor to or for more than one farm unit held by any one landowner, except that as to lands held by the one having equitable or legal title on May 27, 1937, or the heir or devisee of such owner, delivery may be made to or for a total irrigable area not exceeding the maximum provided in this section. The limitations of this subdivision shall not apply to lands owned by the United States or any agency or instrumentality thereof, corporate or otherwise.

Restrictions on delivery of water.

Nonapplicability to U. S. lands.

Excess land.

“(iv) Lands within the project in excess of one farm unit held by any one landowner shall, except as otherwise provided in this Act, be deemed excess land: *Provided*, That if excess land is acquired by foreclosure or other process of law, by conveyance in satisfaction of mortgages, by inheritance or by devise, water therefor may be furnished temporarily for a period not exceeding five years from the effective date of such acquisition, delivery of water thereafter ceasing until the transfer thereof to a landowner duly qualified to secure water therefor.

Definition of terms.

“(v) As used in this Act, the terms ‘owner’, ‘landowner’, and ‘any one landowner’ denote any person, corporation, joint-stock association, or family; the term ‘family’ denotes a group consisting of either or both husband and wife, together with their children under eighteen years of age, or all of such children if both parents are dead; the term ‘their children’ includes the issue and lawfully adopted children of either or both husband and wife; and the term ‘lands within the project’ denotes those lands within the boundaries of the existing Columbia Basin irrigation districts, or revisions thereof approved by the Secretary, which the Secretary determines may be supplied water from, through, or by means of the project works and are required to be included to provide for sound development and operation of the project. Lands shall be deemed to be held by a family, if held as separate property of husband or wife, or constitute a part or all of their community property, or if they are the property of any or all of their children under eighteen years of age.

Execution of recordable contract by landowner.

“(c) As a condition precedent to receiving water from the project and in consideration thereof, each landowner shall be required to execute, within six months from the date of the execution of the contract between the United States and the district within which the land is located, a recordable contract covering all his lands within that district, agreeing as to such lands for and on behalf of himself, his heirs, successors, and assigns to the provisions set forth in this subsection (c): *Provided*, That any landowner, having failed to execute such a contract within this period, may be permitted to execute such contract within one year after the date of judicial confirmation of the validity of the contract between the United States and the district but only in accordance with such rules and regulations as may be prescribed under section 8 concerning this privilege.

Time extension.

“Each such recordable contract shall provide—

Contract provisions.

Conformity to pertinent units.

“(i) That the landowner will conform his lands by purchase, sale, or exchange at the appraisal values to the area and boundaries of the pertinent farm unit or units shown on the plats filed under subsection 2 (b) and will dispose of excess land then or thereafter owned by him at its appraised value; that the Secretary is thereby given an irrevocable power of attorney to sell in behalf of the landowner any such excess land at said appraised value; and that the United States is thereby given, without further consideration, an option to buy any such excess land at said appraised value: *Provided*, That sales under such power or such option, unless otherwise provided in writing by said owner, shall be only for cash and only such that surrender of possession by the owner of any area of excess lands then operated as a single unit for dry farming or grazing may be effected substantially at one time.

Disposal of excess land.

U. S. option.

Consideration not to exceed appraised value.

“(ii) That in the period from the date of execution thereof and to a date five years from the time water becomes available for the lands covered thereby, no conveyance of or contract to convey a freehold estate in such lands, whether excess or nonexcess lands, shall be made for a consideration exceeding its appraised value, and in connection with any conveyance of, or contract to convey, such an estate

Affidavit.

within such period the grantor or vendor or the grantee or vendee or any lien holder thereof shall, within thirty days from the date of such conveyance or contract, file in the office of the county auditor in the county or counties in which the land is located an affidavit describing the conveyance or contract and the consideration therefor.

“(iii) That in the event that within such period such a conveyance of, or contract to convey, is made without filing within said thirty days the affidavit required in (ii) of this subsection, or is made for a consideration in excess of the appraised value, the Secretary, at any time within two years of the day on which there is filed for recording in the official county records the contract or deed involved, whichever is filed earliest in the event both the contract and deed are filed in a given transaction, may cancel the right of such estate to receive water from, through, or by means of the project works by a written notice of cancellation: *Provided*, That said power to cancel as to any given parcel of land may be waived by the Secretary at any time within said two-year period by a written notice of waiver: *And provided further*, That after any such cancellation a project water right for the estate involved may be acquired only on terms and conditions satisfactory to the Secretary.

“(iv) That should any freehold estate in land covered thereby be conveyed or contracted to be conveyed within the period defined in (ii) of this subsection, the transaction, and any mortgage or other lien covering any deferred consideration thereunder, shall be subject to all the provisions of subsection 3 (b) hereof.

“Any or all of the provisions of this subsection (c) required to be included in the recordable contracts may be made covenants running with the land when said recordable contracts expressly so provide.

“(d) Each contract made pursuant to subdivision 2 (a) (ii) shall provide that no water will be delivered from, through, or by means of the project works except in accordance with the provisions and limitations of section 2 hereof.

“(e) Each district contract may include provisions—

“(i) Requiring that all lands within the district not covered by recordable contracts provided for under subsection (c) or otherwise not eligible to receive water shall be subject to assessment in the same manner and to the same extent as like lands eligible to receive water, subject to such provisions as the Secretary may prescribe for postponement in payment of all or part of such assessments but not beyond the expiration of the period during which the price limit under subsection 2 (c) applies.

“(ii) That, without compliance with other provisions of State law for the exclusion of lands, lands may be withdrawn from the district by filing a written notice of withdrawal with the district board on or before such date fixed by such board between a date ten days after the official notice of the election on the contract between the United States and the district and the date of such election. The date limiting the time of such filing shall be announced in the official notice of the proposed election, and lands for which such notice is filed shall be deemed excluded from the district for all purposes as of the time of such filing. Thereafter lands so withdrawn and excluded so long as they remain in private ownership shall not be entitled to receive water from, through, or by means of the project works.

“(f) Any instrument, action, determination, rule, or regulation of the Secretary or his duly authorized representatives under the authority of this section 2 which is or may be determinative of the title to lands or interest in lands in private ownership within the project shall be effective as to any given parcel of land, as against purchasers

Cancellation of water rights.

Waiver.

Subsequent acquisition.

Conveyance of freehold estates; applicable provisions.

Covenants running with land.

Repayment contracts, provision.

District contract provisions. Assessments.

Withdrawal of lands.

Effect of recording.

for value without actual notice, only from the time of the filing for record in the office of the county auditor of the county or counties in which the lands affected are located of a copy thereof authenticated in the manner authorized by law. Such filing shall impart legal notice to the public of the matters and things set out therein.

Fraudulent misrepresentation of consideration.

"SEC. 3. (a) Fraudulent misrepresentation as to the true consideration involved in the conveyance of, or contract to convey, any freehold estate in land covered by a recordable contract made under subsection 2 (c) hereof, in the affidavit required by that subsection shall constitute a misdemeanor punishable by a fine not exceeding \$500 or by imprisonment not exceeding six months, or by both such fine and imprisonment.

Penalty.

Consideration in excess of appraised value.

"(b) Should any freehold estate in lands subject to the recordable contract made under subsection 2 (c) hereof be conveyed or contracted to be conveyed, after the date of execution of such recordable contract and within five years from the time water becomes available for such lands, at a consideration in excess of the appraised value of said estate, the transaction, and any mortgage or other lien covering any deferred consideration thereunder, shall be invalid and unenforceable by the vendor or grantor, his successors or assigns as to that part of the consideration in excess of the appraised value of the estate involved. In the case of any such transaction involving deferred payments, said invalid portion of the consideration shall be deducted first from the deferred payments in the inverse order of their due dates.

Transaction involving deferred payments.

Recovery of certain excess payments.

"The vendee or grantee in any such transaction, at any time within two years from the date of any such conveyance or contract and on filing a correct affidavit as required in subdivision 2 (c) (ii), may recover from the vendor or grantor, or the successors or assigns thereof, an amount equal to the payments made in excess of the appraised value.

Court costs and attorneys' fees.

"In connection with any judgment or decree hereunder in favor of a vendee or grantee, said vendee or grantee shall have the right to recover court costs and reasonable attorneys' fees.

Administration.  
*Post*, p. 20.

"SEC. 4. (a) For the purposes of assisting in the permanent settlement of farm families, protecting project land, facilitating project development, and preventing speculation in project lands, the Secretary is authorized to administer public lands of the United States in the project area and lands acquired under this section; to sell, exchange, or lease such lands; to establish town sites on such lands; to dedicate portions of such lands for public purposes in keeping with sound project development; to acquire in the name of the United States, at prices satisfactory to him, such lands or interest in lands, within or adjacent to the project area, as he deems appropriate for the protection, development, or improvement of the project; to accept donations of real and personal property for the purposes of this Act; and to disseminate information by appropriate means and methods. Any moneys realized on account of donations for purposes of this Act shall be covered into the Treasury as trust funds.

Contracts, exchanges, leases.

"(b) Contracts, exchanges, and leases made under this section, shall be on terms that, in the Secretary's judgment, are in keeping with sound project development. In addition, land sale contracts shall be on a basis that, in the Secretary's judgment, provides for the return in a reasonable period of years of not less than the appraised value of the land and improvements thereon.

Qualifications of applicants.

"Qualifications of applicants for the purchase of land for irrigation farming shall be prescribed as provided in subsection C of section 4 of the Act of December 5, 1924 (43 Stat. 702), notwithstanding any other provisions of law.

43 U. S. C. § 433;  
Supp. II, § 433 note.

"SEC. 5. (a) The Secretary 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 situated therein after it is acquired pursuant to the authority of this Act and before execution by the United States of a contract of sale covering it, out of funds derived from the leasing of such lands. 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.

Lands acquired by U. S.  
Annual payments in lieu of taxes.

"(b) Any public lands within the project and any lands or interests in lands acquired by the United States under this Act, beginning at such date or dates and subject to such provisions and limitations as may be fixed or provided by regulations made under section 8, shall be (i) subject to the provisions of the laws of the State of Washington relating to the organization, government, and regulation of irrigation, reclamation, and conservancy districts, and (ii) subject to legal assessment or taxation by any such district, and to liens for such assessments and taxes and to all proceedings for the enforcement thereof, in the same manner and to the same extent as privately owned lands of like character. The United States does not assume any obligation for amounts so assessed or taxed; and any proceedings to enforce them shall be subject to any title then remaining in the United States, to any prior lien reserved to the United States for unpaid installments under land sale contracts made under this Act, and to any lien for any other charges, accrued or unaccrued, under and by virtue of such contracts or any contract between the United States and the district in which the land is located. Regulations to carry out this subsection shall be effective when filed for record in the manner provided in subsection 2 (f).

Lands subject to State laws, etc.

No U. S. obligation assumed.

Regulations.

"(c) In addition to taxation or assessment under subsection 5 (b) upon execution by the United States of a contract of sale of any lands within the project, the lands under contract may be taxed by the State or political subdivision thereof in the same manner and to the same extent as privately owned lands of a like character. All taxes legally so assessed may be enforced in the same manner and under the same proceeding whereby said taxes are enforced against privately owned lands, subject to the limitations in favor of the United States that govern the enforcement of district assessments or taxes as provided in subsection 5 (b). If lands under any such contract shall at any time revert to the United States before transfer of title under the contract by reason of default thereunder, all liens or tax titles resulting from taxes levied pursuant to the authority of this subsection upon such lands shall be thereupon extinguished; and the levying of any such tax by such State or political subdivision shall be deemed to be an agreement on its part, in the event of such reversion, to execute and record a formal release of such lien or tax title.

Taxation of lands under contract.

Lands reverting to U. S. before transfer of title.

"SEC. 6. There are hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such moneys as may be necessary to carry out the provisions of this Act, to be reimbursable to the extent required by this Act. All revenues received in carrying out the provisions of section 4 hereof shall be covered into the General Treasury as miscellaneous receipts. Amounts equal to appropriated funds requisitioned by the Secretary and made available for disbursement on the books of the Treasurer of the United States shall be debited in a special account in the Treasury, to be known as the Columbia Basin Land Development Account. Amounts equal to revenues covered into the General Treasury as miscellaneous receipts shall be credited in said special account. After such credits equal the amount of the debits with interest thereon at the rate of

Appropriation authorized.

Columbia Basin Land Development Account.

3 per centum per annum from the respective dates of the debits, additional credits in said special account shall be made by the Secretary, in the manner determined by him, the basis of corresponding credits to the construction cost obligations of the district or districts entering into contracts under section 2 hereof.

Ratification, etc.,  
by State of Wash-  
ton.

"SEC. 7. No water shall be delivered for irrigation within the project until the State of Washington, by appropriate legislation, shall have adopted, authorized, 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.

Effective legislation.  
School and other  
public lands.

"Legislation otherwise conforming to the standards above stated in this section will meet the requirements of the section even though, by reason of limitations in the State constitution, the contracts required under subsection 2 (c) cannot be executed pursuant to such legislation as to the State's school and other public lands. As to such lands, the provisions and requirements of subsection 2 (c) shall remain effective, but if these constitutional limitations have not been removed at least six months prior to the expiration of the time provided for the execution of the contracts the time is hereby extended for a period ending six months after the removal of the limitations.

Administration.  
*Ante*, p. 18.

"SEC. 8. The Secretary is authorized to perform such acts, to make such rules and regulations, and to include in the contracts hereinafter provided for such provisions as he deems proper for carrying out the provisions of this Act; and in connection with sales or exchanges under the Act, he is authorized to effect conveyances without regard to the law governing the patenting of public lands. Wherever in this Act functions, powers, or duties are conferred upon the Secretary, said functions, powers, or duties may be performed, exercised, or discharged by his duly authorized representatives.

Delegation of func-  
tions.

Consent to sale of  
public lands of State.

"SEC. 9. 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 comprising a part of the lands within the project at prices not to exceed their appraised values, determined as provided in subsection 2 (a) hereof.

Separability of pro-  
visions.

"SEC. 10. If any provision of this Act or the application of such provision to any person or circumstances shall be held invalid, the remainder 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.

Short title.

"SEC. 11. This Act may be cited as 'The Columbia Basin Project Act.'"

Approved March 10, 1943.

[CHAPTER 15]

AN ACT

To extend for one year the provisions of An Act to promote the defense of the United States, approved March 11, 1941.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That subsection (c) of section 3 of An Act to promote the defense of the United States, approved March 11, 1941, is amended by striking out "June 30, 1943" wherever it appears therein and inserting in lieu thereof "June 30, 1944"; by striking out "July 1, 1946" and inserting in lieu thereof "July 1, 1947"; and by striking out "July 1, 1943" and inserting in lieu thereof "July 1, 1944"; and subsection (b) of section 6 of such Act is amended by striking out "June 30, 1946" and inserting in lieu thereof "June 30, 1947".

Approved March 11, 1943.

March 11, 1943  
[H. R. 1501]  
[Public Law 9]

An Act To Promote  
the Defense of the  
United States.  
Time extension.  
55 Stat. 32, 33.  
22 U. S. C., Supp.  
II, §§ 412 (c), 415 (b).

## [CHAPTER 16]

## AN ACT

To amend Veterans Regulation Numbered 10, as amended, to grant hospitalization, domiciliary care, and burial benefits in certain World War II cases.

March 17, 1943  
[H. R. 1749]  
[Public Law 10]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That paragraph IV of Veterans Regulation Numbered 10, as amended, is hereby amended by striking out the period at the end thereof and substituting therefor a colon and the following: "World War II—Any person who served in the active military or naval service of the United States on or after December 7, 1941, and before the termination of hostilities in the present war as determined by proclamation of the President or by concurrent resolution of the Congress: *Provided*, That the term 'active military or naval service', as used herein, shall include active duty as a member of the Women's Army Auxiliary Corps, Women's Reserve of the Navy and Marine Corps, and the Women's Reserve of the Coast Guard."

Veterans.  
38 U. S. C. note foll.  
§ 724.  
Benefits in certain  
World War II cases.

"Active military or  
naval service."

Approved March 17, 1943.

## [CHAPTER 17]

## AN ACT

Making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1943, and for prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 1943, and for other purposes.

March 18, 1943  
[H. R. 1975]  
[Public Law 11]

*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, 1943, and for prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 1943, and for other purposes.

First Deficiency Ap-  
propriation Act, 1943.

## TITLE I—GENERAL APPROPRIATIONS

## LEGISLATIVE

## HOUSE OF REPRESENTATIVES

For payment to the widow of Philip A. Bennett, late a Representative from the State of Missouri, \$10,000.

Contingent Expenses: The unexpended balance of the appropriation "Contingent Expenses, House of Representatives, Air Mail Stamps, 1942", is hereby reappropriated, merged with, and made available for the purposes of the appropriation "Contingent Expenses, House of Representatives, Air Mail and Special Delivery Stamps, 1943".

55 Stat. 455.

56 Stat. 339, 340.  
2 U. S. C., Supp. II.  
§ 42a.

## GOVERNMENT PRINTING OFFICE

Working capital and congressional printing and binding: For an additional amount for working capital and congressional printing and binding, fiscal year 1943, including the objects and subject to the conditions and limitations specified under this heading in the Legislative Branch Appropriation Act, 1943, and including an additional amount of \$180,000 for the printing, binding, and distribution of the Federal Register in accordance with the Act approved July 26, 1935, as amended (44 U. S. C. 301-317), \$3,180,000: *Provided*, That of this sum \$3,000,000 shall be returned to the Treasury as an unexpended balance not later than June 30, 1944.

56 Stat. 347.

Federal Register.  
Post, p. 538.  
49 Stat. 500.  
44 U. S. C. § 314;  
Supp. II, § 311.

## THE JUDICIARY

## MISCELLANEOUS EXPENSES, UNITED STATES COURTS

Fees of commissioners: For an additional amount for fees of commissioners, fiscal year 1942, including the objects specified under this head in the Judiciary Appropriation Act, 1942, \$15,000.

55 Stat. 301.

## EXECUTIVE OFFICE OF THE PRESIDENT

## OFFICE FOR EMERGENCY MANAGEMENT

Travel expenses.

Until June 30, 1943, the head of any of the constituent agencies of the Office for Emergency Management may authorize or approve the payment of travel expenses to and from their homes or regular places of business in accordance with the Standardized Government Travel Regulations, including travel in privately owned automobile (including per diem in lieu of subsistence at place of employment), of persons employed intermittently away from their homes or regular places of business as consultants and receiving compensation on a per diem when actually employed basis. This provision shall be construed as having been effective on and after July 1, 1940, and also applicable to the agencies coordinated in and through the Council of National Defense.

National War Labor Board: For an additional amount for the Office for Emergency Management, National War Labor Board, fiscal year 1943, \$3,250,000, to be available for the same objects and subject to the same provisions and limitations as the appropriation under this head in the First Supplemental National Defense Appropriation Act, 1943.

56 Stat. 709.

Office of the Coordinator of Inter-American Affairs: The appropriation for the Office for Emergency Management, Office of the Coordinator of Inter-American Affairs, contained in the First Supplemental National Defense Appropriation Act, 1943, as supplemented by the Second Supplemental National Defense Appropriation Act, 1943, is hereby made available for the temporary employment (not exceeding \$10,000) of persons or organizations by contract or otherwise without regard to the civil-service and classification laws: *Provided*, That notwithstanding section 203 of such First Supplemental Appropriation Act such appropriation shall be available in an amount not exceeding \$138,000 for travel expenses.

56 Stat. 708, 996.

56 Stat. 721.

Office of Defense Transportation: The appropriation for the Office for Emergency Management, Office of Defense Transportation, contained in the First Supplemental National Defense Appropriation Act, 1943, as supplemented by the Second Supplemental National Defense Appropriation Act, 1943, is hereby made available, in an amount not exceeding \$10,000, for reimbursement, at not to exceed 3 cents per mile, of employees for expenses incurred by them in performance of official travel in privately owned automobiles within the limits of their official stations: *Provided*, That notwithstanding the provisions of section 203 of the First Supplemental National Defense Appropriation Act, 1943, such appropriation shall be available in an additional amount for travel expenses not to exceed \$120,000.

56 Stat. 708, 996.

56 Stat. 721.

War Relocation Authority: Notwithstanding the provisions of section 203 of the First Supplemental National Defense Appropriation Act, 1943 (Public Law 678), the Office for Emergency Management, War Relocation Authority, may expend during the fiscal year 1943 not to exceed \$350,000 for travel.

56 Stat. 721.

## PETROLEUM ADMINISTRATION FOR WAR

For an additional amount for all necessary expenses of the Petroleum Administration for War, fiscal year 1943, to be consolidated

with and to be available for the same purposes as the appropriation for the Office of Petroleum Coordinator for War, Department of the Interior, contained in the First Supplemental National Defense Appropriation Act, 1943, \$685,000: *Provided*, That the amount that may be expended for personal services without regard to the civil service and classification laws is hereby increased from \$500,000 to \$700,000, and notwithstanding section 203 of such Act, there may be expended not to exceed \$300,000 for traveling expenses.

56 Stat. 715.

56 Stat. 721.

## INDEPENDENT EXECUTIVE AGENCIES

### BOARD OF INVESTIGATION AND RESEARCH—TRANSPORTATION

Notwithstanding the limitations in section 203 of the First Supplemental National Defense Appropriation Act, 1943, the appropriation for the Board of Investigation and Research contained in said Act shall be available for travel expenses and printing and binding in amounts not exceeding \$11,000 and \$23,000, respectively.

56 Stat. 721, 713.

### EMPLOYEES' COMPENSATION COMMISSION

Salaries and expenses, military bases (national defense): For an additional amount for salaries and expenses, military bases, Employees' Compensation Commission, fiscal year 1943, including the objects specified under this head in the Employees' Compensation Commission Appropriation Act for 1943, \$75,000, which total appropriation shall be available also for the administration of the Act of December 2, 1942 (Public Law 784), and for the procurement outside the United States of supplies or equipment or special services without regard to the civil service and classification laws and section 3709, Revised Statutes.

56 Stat. 588.

56 Stat. 1028.  
42 U. S. C., Supp.  
II, §§ 1701-1706, 1711-  
1717, 1651.  
*Post*, pp. 626, 627.  
41 U. S. C. § 5.

*Post*, p. 539.

Employees' compensation fund: For an additional amount for the employees' compensation fund to enable the Commission to make payments as authorized by the Act of December 2, 1942 (Public Law 784), \$1,000,000, which total appropriation shall be available also for reimbursement payments authorized by said Act, rehabilitation expenses, and fees or payments to other agencies of the United States and other public agencies or private persons, agencies or institutions, for services or facilities rendered by them pursuant to agreement approved by the Commission.

56 Stat. 1028.  
42 U. S. C., Supp.  
II, §§ 1701-1706, 1711-  
1717, 1651.  
*Post*, pp. 626, 627.

### FEDERAL COMMUNICATIONS COMMISSION

Salaries and expenses, national defense: For an additional amount for "Salaries and expenses, national defense", fiscal year 1943, including the objects specified under this head in the Independent Offices Appropriation Act, 1943, and for the purchase of land in the Hawaiian Islands and the construction thereon of buildings for monitoring facilities, the cost of which shall be reimbursed from an applicable appropriation of the Navy Department in an amount not to exceed \$25,000, and for the construction in Alaska, on land already owned by the Government, of buildings for the housing of employees, \$90,500; and the limitation upon the amount which may be expended for travel expenses under this head is hereby increased from \$222,000 to \$272,000.

*Post*, p. 442.

56 Stat. 398.  
Monitoring facilities  
in Hawaii.

Housing in Alaska.

Travel expenses.

### FEDERAL SECURITY AGENCY

#### PUBLIC HEALTH SERVICE

Commissioned officers, pay, and so forth: For an additional amount for commissioned officers, pay, and so forth, fiscal year 1943, including the objects specified under this head in the Federal Security Agency Appropriation Act, 1943, \$135,000.

56 Stat. 581.

Post, p. 443.

56 Stat. 583.

National-defense activities.

Post, p. 443.

56 Stat. 583.  
Blood plasma or serum albumen.

Temporary promotions.

Post, p. 588.

Distribution of reserve officers.

Disease and sanitation investigations: For an additional amount for disease and sanitation investigations, fiscal year 1943, including the objects specified under this head in the Federal Security Agency Appropriation Act, 1943, \$85,500.

Emergency health and sanitation activities (national defense): For an additional amount for emergency health and sanitation activities (national defense), fiscal year 1943, including the objects specified under this head in the Federal Security Agency Appropriation Act, 1943, \$428,500; and the limitation upon the amount which may be expended for the procurement and establishment of reserves of blood plasma or serum albumen is hereby increased from \$420,000 to \$499,500.

During the existing war, and for six months thereafter, any commissioned officer of the regular corps of the Public Health Service may be appointed to higher temporary grade with the pay and allowances thereof without vacating his permanent appointment, and hereafter reserve officers of the Public Health Service may be distributed in the several grades without regard to the proportion which at any time obtains or has obtained among the commissioned officers of such Service.

#### OFFICE OF EDUCATION

Vocational courses of less than college grade.

56 Stat. 578.

Education and training, defense workers, Office of Education (national defense): For an additional amount for payments to States, and so forth (national defense) fiscal year 1943, for the cost of vocational courses of less than college grade as provided in paragraph (1) under this head in the Federal Security Agency Appropriation Act, 1943, \$10,000,000.

#### HOWARD UNIVERSITY

Expenses, Howard University: For an additional amount, fiscal year 1941, to meet General Accounting Office Certificate of Settlement Numbered 0673920, dated June 12, 1942, \$652.91.

#### FEDERAL WORKS AGENCY

##### PUBLIC ROADS ADMINISTRATION

Access roads: For an additional amount for access roads, including the purposes specified under this head in the Third Supplemental National Defense Appropriation Act, 1942, and in addition thereto, the maintenance of said roads as authorized by the Act of July 2, 1942 (Public Law 646), \$40,000,000.

55 Stat. 821.

56 Stat. 562.  
23 U. S. C., Supp.  
II, §§ 106, 101a.  
Post, p. 561.

##### GENERAL ACCOUNTING OFFICE

Contingent expenses.  
56 Stat. 411.

Not to exceed \$230,000 of the \$16,326,490 appropriated in the Independent Offices Appropriation Act, 1943, for "Salaries, General Accounting Office", is hereby authorized to be transferred and added to the sum of \$481,795 appropriated in the same Act for contingent expenses, General Accounting Office: *Provided*, That not to exceed \$50,000 of the amount so transferred shall be available for travel expenses.

##### NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

Post, p. 442.

56 Stat. 414.  
Personal services.

Salaries and expenses: For an additional amount for scientific research, technical investigations, and special reports in the field of aeronautics, including the objects specified under this head in the Independent Offices Appropriation Act, 1943, \$3,250,000: *Provided*, That the limitation on the amount which may be expended for personal services in the District of Columbia is hereby increased from

\$274,273 to \$285,453, and that the limitation on the amount which may be expended for traveling expenses of members and employees is increased by \$38,541.

Construction, Langley Field, Virginia: For construction and equipment of additional and the remodeling of existing buildings and research facilities on the United States military reservation at Langley Field, Virginia, \$141,000.

Construction, Cleveland, Ohio: For completing construction and equipment of the aircraft engine research laboratory at Cleveland, Ohio, \$2,103,000: *Provided*, That the limitation of \$18,171,000 upon the total cost of construction and equipment is hereby increased to \$20,274,000.

Travel expenses.

Limitation increased.

#### UNITED STATES MARITIME COMMISSION

Construction fund, United States Maritime Commission: To increase the construction fund established by the Merchant Marine Act, 1936, \$4,000,000,000: *Provided*, That the amount of contract authorizations contained in prior Acts for ship construction and facilities incident thereto is hereby increased by \$5,250,000,000 (toward which \$3,076,280,455 is included in the amount appropriated herein): *Provided further*, That without regard to the limitations imposed thereon in the Independent Offices Appropriation Act, 1943, the Commission is hereby authorized to incur obligations for administrative expenses, including the objects specified in such Appropriation Act, during the fiscal year 1943, of not to exceed \$16,625,000, payable from such construction fund: *Provided further*, That no merchant vessel constructed under any contract entered into by the United States Maritime Commission pursuant to any appropriation or contract authorization specifically granted by Act of Congress (except Public Law 5, Seventy-seventh Congress) to such Commission shall be disposed of under the Act of March 11, 1941 (Public Law 11, Seventy-seventh Congress), as amended, except by lease which must end not later than six months after the termination of the present war, as proclaimed by the President, or at such earlier time as the Congress by concurrent resolution or the President by proclamation may designate.

49 Stat. 1987.  
46 U. S. C. § 1116.  
Contract authorizations.

56 Stat. 418.  
Administrative expenses.  
Post, p. 442.

Disposition of merchant vessels.

56 Stat. 5, 31.  
46 U. S. C., Supp. II, §§ 1119a, 1119b, 1125a, 1214, 22 U. S. C., Supp. II, §§ 411-419.  
Ante, p. 20.

#### VETERANS' ADMINISTRATION

Printing and binding: For an additional amount for printing and binding for the Veterans' Administration, fiscal year 1943, \$165,000.

Notwithstanding the provision to the contrary in the last paragraph of section 1 of the Independent Offices Appropriation Act, 1943, the Administrator of Veterans' Affairs is hereby authorized, whenever he finds the procurement of an adequate butter supply is not feasible, to purchase from the funds appropriated for the Veterans' Administration for the fiscal year 1943 such butter substitutes as may be necessary to meet the requirements of the Veterans' Administration facilities.

Butter substitutes.  
56 Stat. 421.

#### DISTRICT OF COLUMBIA

##### COLLECTOR'S OFFICE

For an additional amount for personal services, fiscal year 1943, \$7,820.

Post, p. 448.

##### SETTLEMENT OF CLAIMS

For the settlement of claims in excess of \$250, approved by the Commissioners in accordance with the provisions of the Act of February 11, 1929, as amended by the Act of June 5, 1930 (45 Stat. 1160; 46 Stat. 500), \$500.

D. C. Code §§ 1-902 to 1-905.

## HIGHWAY FUND, GASOLINE TAX, AND MOTOR-VEHICLE FEES

Purchase of lands,  
D. C.

55 Stat. 823.

Property transfer.

Transfer of funds.

The appropriation of \$1,424,000 for grading, paving, repaving, surfacing, and otherwise improving streets, avenues, and roads, and so forth, in connection with the improvement of the approaches to the Potomac River bridges, contained in the Third Supplemental National Defense Appropriation Act, 1942, is hereby made available in an amount not to exceed \$93,000 for payment to the National Capital Park and Planning Commission as reimbursement for the purchase price paid by such Commission for the lands in the District of Columbia described in House Document Numbered 47 of the Seventy-eighth Congress; such sum to be expended by such Commission in accordance with the Act of May 29, 1930 (46 Stat. 482): *Provided*, That the Secretary of the Interior, for or on behalf of the United States of America, is hereby directed upon receipt of such payment by such Commission to transfer to the District of Columbia all of the right, title, and interest of the United States of America in and to such lands: *Provided further*, That the transfer of funds herein authorized shall constitute full and final reimbursement of the United States by the District of Columbia for the acquisition of such lands.

## DIVISION OF EXPENSES

The foregoing sums for the District of Columbia, unless otherwise therein specifically provided, 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

## SALARIES AND EXPENSES

Fighting forest fires: For an additional amount for fighting and preventing forest fires, fiscal year 1943, \$1,719,300.

## BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

52 Stat. 344.

Control of incipient and emergency outbreaks of insect pests and plant diseases: To enable the Secretary of Agriculture to carry out the provisions of and for expenditures authorized by the joint resolution approved May 9, 1938 (7 U. S. C. 148-148e), including surveys and control operations in Canada in cooperation with the Canadian Government or local Canadian authorities, and the employment of Canadian citizens, fiscal year 1943, \$3,722,000, to remain available until June 30, 1944.

## DEPARTMENT OF COMMERCE

## COAST AND GEODETIC SURVEY

Post, p. 444.

Office force: For an additional amount for personal services, Coast and Geodetic Survey, fiscal year 1943, \$30,000.

56 Stat. 406.

Post, p. 444.

Office expenses: For an additional amount for office expenses of the Coast and Geodetic Survey, fiscal year 1943, including the objects specified under this head in the Department of Commerce Appropriation Act, 1943, \$86,000.

Aeronautical charts: For an additional amount for compilation and printing of aeronautical charts, fiscal year 1943, including the objects specified under this head in the Department of Commerce Appropria-

tion Act, 1943, \$65,000; and the limitation specified under this head in such Act for personal services in the District of Columbia is hereby increased to \$201,500.

56 Stat. 495.

#### WEATHER BUREAU

Observations, warnings, and general weather service: For an additional amount for observations, warnings, and general weather service, fiscal year 1943, including the objects specified under this head in the Department of Commerce Appropriation Act, 1943, and including not to exceed \$36,945 additional for personal services in the District of Columbia, \$390,000.

56 Stat. 500.

### DEPARTMENT OF THE INTERIOR

#### BUREAU OF INDIAN AFFAIRS

General expenses: For an additional amount for advertising, inspection, storage, and all other expenses incident to the purchase of goods and supplies, and so forth, fiscal year 1941, \$86,100.

Industrial assistance and advancement: For an additional amount 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, fiscal year 1943, including the objects specified for the appropriation for this purpose in the Interior Department Appropriation Act, 1943, \$50,000: *Provided*, That the limitation of \$25,000 on the amount which may be expended on any one reservation is hereby waived.

56 Stat. 515.

For an additional amount for payment of interest on moneys held in trust for the several Indian tribes, as authorized by various acts of Congress, fiscal year 1942, \$35,000.

Interest on trust funds, 1942.

To enable the Secretary of the Interior to make payment to Victoria Jessie Lodge Skin, now Standing Bear, in compliance with the Act of December 8, 1942 (Private Law 560, 77th Cong.), \$664.

56 Stat. 1228.

#### BUREAU OF RECLAMATION

Lugert-Altus project, Oklahoma: For continuation of construction, \$400,000 from the general fund of the Treasury, to remain available until expended.

#### BUREAU OF MINES

Oil and gas investigations: For an additional amount for oil and gas investigations, fiscal year 1943, including the objects specified under this head in the Interior Department Appropriation Act, 1943, \$81,000.

56 Stat. 541.

Investigation of bauxite and alunite ores and aluminum clay deposits (national defense): For an additional amount for investigation of bauxite and alunite ores and aluminum clay deposits, including the objects specified under this head in the Interior Department Appropriation Act, 1943, and including the purchase of drilling rigs mounted on trucks and of auxiliary trucks to service drilling rigs without charge against the limitation on the purchase of motor-propelled vehicles hereinafter specified, \$500,000: *Provided*, That the limitation on the amounts which may be expended for purchase of motor-propelled vehicles, and available to the Geological Survey to carry out the purposes of this appropriation, are hereby increased from \$6,000 to \$25,000, and from \$80,000 to \$115,000, respectively.

56 Stat. 545.

Vehicles.

#### NATIONAL PARK SERVICE

Salaries and expenses, National Capital parks: For an additional amount for salaries and expenses, National Capital parks, fiscal year

56 Stat. 553.  
Repair of flood dam-  
ages.

1943, including the objects specified under this head in the Interior Department Appropriation Act, 1943, and including all expenses incident to the repair of flood damages to National Capital park areas and the Chesapeake and Ohio Canal, \$140,000, of which \$15,000 shall be chargeable to the water fund of the District of Columbia, said total appropriation to remain available until June 30, 1944.

## DEPARTMENT OF JUSTICE

Post, p. 446.

### OFFICE OF THE ATTORNEY GENERAL

Salaries, Administrative Division, Department of Justice: For an additional amount for salaries, Administrative Division, Department of Justice, fiscal year 1943, \$115,000.

Salaries, Criminal Division: For an additional amount for salaries, Criminal Division, Department of Justice, fiscal year 1943, \$50,000.

56 Stat. 482.

Wages to alien en-  
emy detainees.

41 U. S. C. § 5.  
Dependents.

Salaries and expenses, Immigration and Naturalization Service: For an additional amount for salaries and expenses, Immigration and Naturalization Service, fiscal year 1943, including the objects specified under this head in the Department of Justice Appropriation Act, 1943, \$6,694,500, which amount, together with the appropriation to which added, shall be available also for stationery, supplies, floor coverings, equipment, and telegraph, teletype, and telephone services; for the payment of wages to alien enemy detainees for work performed under conditions prescribed by the Geneva Convention; and, when authorized or approved by the Attorney General, for the acquisition of premises, including alterations thereto, for detention purposes without regard to section 3709, Revised Statutes: *Provided*, That this combined appropriation shall be available for maintenance, care, and transportation of the wives and dependent children of alien enemies in the custody of the Immigration and Naturalization Service.

Post, p. 439.

Salaries and expenses, Lands Division: For an additional amount for salaries and expenses, Lands Division, Department of Justice, fiscal year 1943, including the objects specified under this head in the Department of Justice Appropriation Act, 1943, \$750,000.

56 Stat. 484.

## DEPARTMENT OF LABOR

### OFFICE OF THE SECRETARY

56 Stat. 563.

Commissioners of conciliation (national defense): For an additional amount for the fiscal year 1943 for "Commissioners of conciliation (national defense)", including the objects specified under this head in the Department of Labor Appropriation Act, 1943, \$395,000.

56 Stat. 563.

Traveling expenses: For an additional amount for the fiscal year 1943 for traveling expenses under the Department of Labor, including the objects specified under this head in the Department of Labor Appropriation Act, 1943, \$165,000.

### BUREAU OF LABOR STATISTICS

Post, p. 446.

Salaries and expenses, Bureau of Labor Statistics (National Defense): For an additional amount for Salaries and Expenses, Bureau of Labor Statistics (National Defense), fiscal year 1943, including the objects specified under this head in the Department of Labor Appropriation Act, 1943, \$63,300.

56 Stat. 564.

### CHILDREN'S BUREAU

Grants to States for emergency maternity and infant care: For grants to States, including Alaska, Hawaii, Puerto Rico, and the Dis-

trict of Columbia, to provide, in addition to similar services otherwise available, medical, nursing, and hospital maternity and infant care for wives and infants of enlisted men in the armed forces of the United States of the fourth, fifth, sixth, or seventh grades, under allotments by the Secretary of Labor and plans developed and administered by State health agencies and approved by the Chief of the Children's Bureau, fiscal year 1943, \$1,200,000.

## NAVY 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 Senate Document Numbered 9 and House Document Numbered 84, Seventy-eighth Congress, \$5,178.89.

42 Stat. 1066.  
34 U. S. C. § 599.

### COAST GUARD

Claims for damages, operation of vessels, Coast Guard: To pay claims for damages adjusted and determined by the Secretary of the Navy 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 10 and House Document Numbered 83, Seventy-eighth Congress, \$1,656.79.

49 Stat. 1514.  
14 U. S. C. § 71.

## POST OFFICE DEPARTMENT

### (OUT OF THE POSTAL REVENUES)

#### DEPARTMENTAL

##### CONTINGENT EXPENSES

Printing and binding, Post Office Department: For an additional amount for printing and binding for the Post Office Department, fiscal year 1943, \$365,000.

#### FIELD SERVICE

##### OFFICE OF THE CHIEF INSPECTOR

Post-office inspectors, traveling and miscellaneous expenses: For an additional amount, fiscal year 1943, for traveling and miscellaneous expenses of post-office inspectors, including the objects specified under this head in the Post Office Department Appropriation Act, 1943, \$150,000.

56 Stat. 163.

##### OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

Star Route Service, Alaska: For an additional amount, fiscal year 1943, for inland transportation by star routes in Alaska, \$300,000.

Domestic Air Mail Service: For an additional amount, fiscal year 1940, for the inland transportation of mail by aircraft, \$33,797.

Domestic Air Mail Service: For an additional amount, fiscal year 1942, for the inland transportation of mail by aircraft, \$343,299.

Post, pp. 439, 628.

## OFFICE OF THE THIRD ASSISTANT POSTMASTER GENERAL

*Post*, p. 440.

Indemnities, domestic mail: For an additional amount, fiscal year 1942, for payment of limited indemnity, \$50,000.

## DEPARTMENT OF STATE

56 Stat. 474.

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, fiscal year 1943, including the objects and subject to the limitations specified under this head in the Department of State Appropriation Act, 1943, \$3,000,000, to remain available until June 30, 1944.

56 Stat. 470.

Transportation, Foreign Service: For an additional amount for transportation, Foreign Service, fiscal year 1943, including the objects and subject to the limitations specified under this head in the Department of State Appropriation Act, 1943, \$850,000.

56 Stat. 471.

Office and living quarters allowances, Foreign Service: For an additional amount for office and living quarters allowances, Foreign Service, fiscal year 1943, including the objects and subject to the limitations specified under this head in the Department of State Appropriation Act, 1943, \$200,000.

*Post*, p. 447.

Representation allowances, Foreign Service: For an additional amount for the appropriation "Representation allowances, Foreign Service", fiscal year 1943, \$35,000.

56 Stat. 472.

Miscellaneous salaries and allowances, Foreign Service: For an additional amount for miscellaneous salaries and allowances, Foreign Service, fiscal year 1943, including the objects and subject to the limitations specified under this head in the Department of State Appropriation Act, 1943, \$150,000.

56 Stat. 472.

Contingent expenses, Foreign Service: For an additional amount for contingent expenses, Foreign Service, fiscal year 1943, including the objects and subject to the limitations specified under this head in the Department of State Appropriation Act, 1943, and including the purchase of two automobiles at not to exceed \$3,000 each, \$2,100,000.

56 Stat. 1058.  
22 U. S. C., Supp.  
II, §§ 661-672.

American Mexican Claims Commission: For all expenses necessary to carry into effect the provisions of the Act of December 18, 1942 (Public Law 814), including personal services and rent in the District of Columbia and elsewhere; printing and binding; lawbooks and books of reference, \$700,000, fiscal years 1943 and 1944; to be expended under the direction of the Secretary of State.

*Post*, p. 447

United States contributions to international commissions, congresses, and bureaus: For an additional amount for United States contributions to international commissions, congresses, and bureaus, fiscal year 1943, to meet the contribution to the International Labor Organization, \$63,405.

56 Stat. 475.

Salaries and expenses, International Boundary Commission, United States and Mexico: For an additional amount for salaries and expenses, International Boundary Commission, United States and Mexico, fiscal year 1943, including the objects specified under this head in the Department of State Appropriation Act, 1943, to be available also for the protection and repair of the Rio Grande rectification and canalization projects, \$300,000, to remain available until June 30, 1944.

Cost of living allowances, Foreign Service: For an additional amount for the appropriation "Cost of living allowances, Foreign Service", fiscal year 1943, \$200,000.

Foreign Service, auxiliary (emergency): For an additional amount for Foreign Service, auxiliary (emergency), Department of State, fiscal year 1943, including the objects specified under this head in the Department of State Appropriation Act, 1943, \$491,000: *Provided*, That cost of living and representation allowances, as authorized by the Act approved February 23, 1931, as amended, may be paid from this appropriation to American citizens employed hereunder.

Post, p. 447.

56 Stat. 472.

46 Stat. 1209.  
22 U. S. C. § 12.

## TREASURY DEPARTMENT

### OFFICE OF THE SECRETARY

Foreign-owned property control: Notwithstanding the provisions of section 203 of the First Supplemental National Defense Appropriation Act, 1943, the amount which may be expended from the appropriation for this purpose for the fiscal year 1943 for travel expenses is increased to \$90,000.

Travel expenses.

56 Stat. 721, 719.

### OFFICE OF CHIEF CLERK

Miscellaneous and contingent expenses: For an additional amount for miscellaneous and contingent expenses, Treasury Department, fiscal year 1943, including the objects specified under this head in the Treasury Department Appropriation Act, 1943, \$165,000: *Provided*, That the limitation on the amount which may be expended under this head for stationery is hereby increased from \$40,000 to \$70,500.

56 Stat. 151.  
Stationery.

### BUREAU OF ACCOUNTS

Printing and binding: For an additional amount for printing and binding, Bureau of Accounts, fiscal year 1943, \$4,900.

Contingent expenses, public moneys: For an additional amount for contingent expenses, public moneys, fiscal year 1943, including the objects specified under this head in the Treasury Department Appropriation Act, 1943, \$150,000.

56 Stat. 153.

### BUREAU OF PUBLIC DEBT

Expenses of loans: The limitation on the amount that may be obligated during the fiscal year 1943 under the indefinite appropriation "Expenses of loans, Act of September 24, 1917, as amended and extended", contained in the First Supplemental National Defense Appropriation Act, 1943, is hereby increased from \$45,000,000 to \$67,000,000: *Provided*, That notwithstanding the provisions of section 203 of the First Supplemental National Defense Appropriation Act, 1943, the amount which may be expended from appropriations for this purpose for the fiscal year 1943 for printing and binding is increased by \$856,431 and the amount for travel expenses is increased by \$15,270.

Post, p. 448.

40 Stat. 292.  
31 U. S. C. §§ 760,  
761.

56 Stat. 720.

56 Stat. 721.

### BUREAU OF INTERNAL REVENUE

Salaries and expenses: For an additional amount for salaries and expenses for collecting the internal revenue, fiscal year 1943, including the objects specified under this head in the Treasury Department Appropriation Act, 1943, \$6,150,000: *Provided*, That the limitations on the amounts which may be expended for printing and binding, stationery, and personal services in the District of Columbia, are hereby increased from \$1,606,850 to \$1,839,850, from \$565,400 to \$616,290, and from \$11,006,542 to \$11,373,785, respectively.

Post, p. 448.

56 Stat. 153.

Post, p. 630.

## OFFICE OF TREASURER OF THE UNITED STATES

*Ante*, p. 5; *post*, p. 448.

Salaries: For an additional amount for salaries, Office of the Treasurer of the United States, fiscal year 1943, \$250,000.

## BUREAU OF THE MINT

56 Stat. 160.

Salaries and expenses, mints and assay offices: For an additional amount for salaries and expenses, mints and assay offices, fiscal year 1943, including the objects specified under this head in the Treasury Department Appropriation Act, 1943, \$1,600,000.

Special melting and coinage: To enable the Secretary of the Treasury to carry out the provisions of section 4 of the Act entitled "An Act to further the war effort by authorizing the substitution of other materials for strategic metals used in minor coinage, to authorize the forming of worn and uncurrent standard silver dollars into bars, and for other purposes", approved December 18, 1942 (Public Law 815), the expenses or adjustments in connection with the forming of worn and uncurrent standard silver dollars into bars shall be charged against the gain arising from the coinage of such bars.

56 Stat. 1066.  
31 U. S. C., Supp. II, § 317e.

## WAR DEPARTMENT

## MILITARY ACTIVITIES

## OFFICE OF THE SECRETARY OF WAR

Claims for damages to and loss of private property: To pay claims for damages adjusted and determined by the Secretary of War under the provisions of an Act entitled "An Act making appropriations for the support of the Army for the fiscal year ending June 30, 1913, and for other purposes", approved August 24, 1912, as fully set forth in Senate Document Numbered 11 and House Document Numbered 85, Seventy-eighth Congress, \$7,153.35.

37 Stat. 586.  
5 U. S. C., Supp. II, § 208.  
*Post*, p. 373.

## FINANCE SERVICE, ARMY

The appropriation "Finance Service, Army, 1942 and 1943," shall be available for transfer, in such amounts as may be determined by the Director of the Bureau of the Budget, to the appropriations "Foreign-service pay adjustment, appreciation of foreign currencies, 1942," and "Foreign-service pay adjustment, appreciation of foreign currencies, 1943," on account of payments made by the War Department in excess of amounts made available to the War Department from such foreign-service pay adjustment appropriations.

Funds appropriated under the head "Finance service, Army," shall be available until June 30, 1943, for the repayment of amounts determined by the Secretary of War, or officers designated by him, to have been erroneously collected from military and civilian personnel in and under the Military Establishment.

Transfer of funds.  
55 Stat. 371; 56 Stat. 615.

55 Stat. 112; 56 Stat. 411.

56 Stat. 615.  
Refund of erroneous collections.

## GENERAL PROVISIONS

Payment of re-wards.  
56 Stat. 611.

The appropriations for the Military Establishment for the fiscal year 1943 shall be available for the payment of rewards, subject to such regulations as the Secretary of War shall prescribe, to civilian officers and employees in addition to their usual compensation and to persons in civil life for suggestions resulting in improvement or economy in manufacturing process or plant or military material, and for suggestions resulting in efficiency or economy in the operation or administration of the War Department and the Military Establishment, notwithstanding the provisions of section 2, Military Appropriation Act, 1943.

56 Stat. 630.

## TITLE II—JUDGMENTS AND AUTHORIZED CLAIMS

## PROPERTY DAMAGE CLAIMS

SEC. 201. (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 28, 1922 (31 U. S. C. 215), as fully set forth in House Document Numbered 90, Seventy-eighth Congress, as follows:

Executive Office of the President—Office for Emergency Management, \$592.37;

Civil Service Commission, \$12.25;

Federal Trade Commission, \$16;

Federal Security Agency, \$185.86;

Federal Works Agency, \$1,358.46;

Department of Agriculture, \$475.54;

Department of Commerce, \$35.95;

Department of the Interior, \$1,618.25;

Department of Justice, \$971.09;

Navy Department, \$8,113.97;

Post Office Department (payable from the postal revenues), \$715.81;

Treasury Department, \$1,105.63;

War Department, \$57,677.14;

In all, \$72,878.32.

(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 (31 U. S. C. 215), as fully set forth in Senate Document Numbered 15, Seventy-eighth Congress, as follows:

Office for Emergency Management, \$31.45;

Petroleum Administration for War, \$65.90;

Federal Security Agency, \$212.46;

Federal Works Agency, \$650.35;

Department of Agriculture, \$450;

Department of the Interior, \$1,138.68;

Navy Department, \$2,453.73;

War Department, \$47,914.79;

In all, \$52,917.36.

## JUDGMENTS, UNITED STATES COURTS

SEC. 202. (a) For payment of the final judgment, including costs of suit, which has been rendered against the Government of the United States and in favor of the Bethlehem Shipbuilding Corporation, Limited, and which has been certified to the Seventy-eighth Congress in House Document Numbered 81 under the United States Maritime Commission, \$5,272,075.10, and \$15,540 for compensation of the Referee as specified in such decree; in all, \$5,287,615.10, together with such additional sum as may be necessary to pay other costs as specified in such judgment.

(b) For the payment of judgments, including cost 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

42 Stat. 1066.  
31 U. S. C., Supp.  
11, § 215 note.  
Post, p. 373.

42 Stat. 1066.  
31 U. S. C., Supp.  
11, § 215 note.  
Post, p. 373.

Bethlehem Ship-  
building Corp., Ltd.

Suits in admiralty.

43 Stat. 1112.

and salvage services rendered to public vessels belonging to the United States, and for other purposes", approved March 3, 1925 (46 U. S. C. 781-789), and which have been certified to the Seventy-eighth Congress in House Document Numbered 82 under the following departments:

Navy Department, \$43,718.72;

War Department, \$1,797.75;

In all, \$45,516.47, together with such additional sum as may be necessary to pay costs and interest as and where specified in such judgments or as provided by law.

24 Stat. 506; 36 Stat. 1168.

(c) For the payment of the judgment, which has 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 section 297 of the Act of March 3, 1911 (28 U. S. C. 761), and which has been certified to the Seventy-eighth Congress in Senate Document Numbered 14 under the War Department, \$525.35, together with such additional sum as may be necessary to pay interest as provided by law.

Right of appeal.

(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.

Interest.

(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 this Act.

#### JUDGMENTS, UNITED STATES COURT OF CLAIMS

SEC. 203. (a) For payment of the judgments rendered by the Court of Claims and reported to the Seventy-eighth Congress in Senate Document Numbered 12 and House Document Numbered 86, under the following agencies, namely:

Federal Works Agency:

Public Buildings Administration, \$103,891.37;

Federal Security Agency:

Public Health Service, \$981.57;

Veterans' Administration, \$553.25;

Commerce Department, \$1,636.12;

Department of the Interior, civil, \$23,894.48;

Navy Department, \$37,855.45;

Post Office Department, \$11,000;

Treasury Department, \$20,402;

War Department, \$537,754.41.

In all, \$737,968.65, together with such additional sum as may be necessary to pay interest or costs as and where specified in such judgments.

Right of appeal.

(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

18 Stat. 110.

SEC. 204. (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 (31 U. S. C. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1940 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of

the Act of July 7, 1884 (5 U. S. C. 266), as fully set forth in House Document Numbered 89, Seventy-eighth Congress, there is appropriated as follows:

23 Stat. 264.

**Legislative:** For public printing and binding, Government Printing Office, \$73,078.18.

For mileage of Members and Delegates, House of Representatives, \$1,107.60.

**The Judiciary:** For fees and expenses of conciliation commissioners, United States courts, \$14.02.

For fees of jurors, United States courts, \$52.

For fees of jurors and witnesses, United States courts, \$184.85.

For miscellaneous expenses, United States courts, \$497.

**Independent Executive Agencies:** For Federal Communications Commission, \$1.19.

For Interstate Commerce Commission, \$1.30.

For Railroad Retirement Board, \$1.49.

For Securities and Exchange Commission, \$155.15.

For National Labor Relations Board, \$540.99.

For contingent expenses, Public Health Service, \$1.46.

For expenses, Division of Mental Hygiene, Public Health Service, \$50.

For salaries and expenses, Social Security Board, \$210.

For pay of personnel and maintenance of hospitals, Public Health Service, \$31.87.

For general administrative expenses, Public Buildings Administration, \$3.89.

For salaries and expenses, public buildings and grounds in the District of Columbia, Public Buildings Administration, \$36.80.

For repair, preservation, and equipment, Public Buildings Administration, \$3,453.58.

For repair, preservation, and equipment, public buildings, Procurement Division, \$104.86.

For administrative expenses, Federal Housing Administration, \$36.86.

For administrative expenses, United States Housing Authority, Federal Public Housing Authority, \$2.35.

For Army pensions, \$3.19.

For increase of compensation, Veterans' Bureau, \$510.

For salaries and expenses, Veterans' Administration, \$7,287.06.

**Department of Agriculture:** For salaries and expenses, Bureau of Entomology and Plant Quarantine, \$72.31.

For salaries and expenses, Agricultural Marketing Service, \$3.25.

For National Industrial Recovery, Resettlement Administration, submarginal lands (transfer to Agriculture), \$44.

For salaries and expenses, Bureau of Agricultural Economics, \$355.48.

For loans and relief in stricken agricultural areas (transfer to Farm Credit Administration), \$95.

For Beltsville Research Center, Department of Agriculture, \$6.55.

For elimination of diseased cattle, Department of Agriculture, \$18.

For administration of Sugar Act of 1937, Department of Agriculture, \$58.97.

For salaries and expenses, Bureau of Agricultural Chemistry and Engineering, \$2.51.

For retirement of cotton pool participation trust certificates, Department of Agriculture, \$5.35.

For acquisition of lands for protection of watersheds of navigable streams, \$910.60.

For control of emergency outbreaks of insect pests and plant diseases, \$67.72.

For salaries and expenses, library, Department of Agriculture, \$43.38.

For land utilization and retirement of submarginal land, Department of Agriculture, \$6,673.72.

For conservation and use of agricultural land resources, Department of Agriculture, \$2,230.27.

For salaries and expenses, Bureau of Animal Industry, \$504.62.

For salaries and expenses, Forest Service, \$429.72.

For salaries and expenses, Soil Conservation Service, \$111.75.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture, \$125.78.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture (transfer to Federal Surplus Commodities Corporation), \$139,280.90.

**Department of Commerce:** For aircraft in Commerce, \$120.03.

For civilian pilot training, Civil Aeronautics Authority, \$152.60.

For establishment of air-navigation facilities, Civil Aeronautics Authority, \$293.09.

For field expenses, Coast and Geodetic Survey, \$14.57.

For maintenance of air-navigation facilities, Civil Aeronautics Authority, \$81.71.

For salaries and expenses, Civil Aeronautics Authority, \$208.01.

For salaries and expenses, Weather Bureau, \$61.48.

For salaries and expenses, Weather Bureau (transfer to Commerce, Standards), \$1.66.

For testing, inspection, and information service, National Bureau of Standards, \$260.

For traveling expenses, Department of Commerce, \$383.

**Department of the Interior:** For expenses, mining experiment stations, Bureau of Mines, \$3,123.

For investigation of domestic sources of mineral supply, Bureau of Mines, \$3.72.

For migratory bird conservation fund, Department of the Interior (receipt limitation), \$15,439.09.

For National Park Service, \$18.23.

For protecting seal and salmon fisheries of Alaska, \$1.26.

For salaries and expenses, Bureau of Biological Survey, Department of the Interior, \$8.75.

For salaries and expenses, Division of Grazing, Department of the Interior, \$25.70.

For surveying the public lands, \$7.17.

For administration of Indian forests, \$340.15.

For agriculture and stock raising among Indians, \$5.07.

For conservation of health among Indians, \$391.85.

For construction of Sioux sanatorium and employees' quarters, South Dakota, \$4.54.

For education of natives of Alaska, \$4.67.

For Indian boarding schools, 60 cents.

For Indian school support, \$1,336.16.

For maintaining law and order on Indian reservations, \$29.95.

For maintenance, San Carlos irrigation project, Gila River reservation, Arizona (receipt limitation), \$1.38.

For purchase and transportation of Indian supplies, \$144.06.

For support of Indians and administration of Indian property (certified claims), \$88.04.

For Civilian Conservation Corps (transfer to Interior, Indians), \$262.56.

**District of Columbia:** For National Zoological Park, District of Columbia, 25 cents.

**Department of Justice:** For Federal jails, maintenance, \$7.88.

For fees of witnesses, Department of Justice, \$7.

For general expenses, Immigration and Naturalization Service, \$12.56.

For medical and hospital service, penal institutions, \$31.72.

For penitentiaries and reformatories, maintenance, \$24,246.06.

For prison camps, maintenance, \$28.50.

For salaries and expenses, Federal Bureau of Investigation, \$91.55.

For salaries and expenses, Lands Division, Department of Justice, \$287.

For salaries and expenses of marshals, and so forth, Department of Justice, \$71.32.

For salaries and expenses, veterans' insurance litigation, Department of Justice, \$40.

For support of United States prisoners, \$2.40.

For traveling expenses, Department of Justice, \$13.10.

For traveling expenses, Department of Justice and judiciary, \$15.05.

For United States penitentiary, Leavenworth, Kansas, maintenance, \$9.

**Department of Labor:** For traveling expenses, Department of Labor, \$4.11.

**Navy Department:** For Aviation, Navy, \$303,112.42.

For increase of compensation, Naval Establishment, \$37.29.

For ordnance and ordnance stores, Navy, \$29,548.82.

For maintenance, Bureau of Supplies and Accounts, \$114.44.

For salaries and expenses, Bureau of Marine Inspection and Navigation, 80 cents.

For Foreign Service pay adjustment, appreciation of foreign currencies (Navy), \$225.

For organizing the Naval Reserve, \$15.69.

For aviation, 1938 contracts, Navy, \$1,152.60.

For pay, subsistence, and transportation, Navy, \$21,460.98.

For general expenses, Marine Corps, \$374.17.

For pay, Marine Corps, \$1,228.97.

For general expenses, Lighthouse Service, \$15.42.

For pay and allowances, Coast Guard (Navy), \$32.61.

For fuel and water, Coast Guard, \$8.28.

For miscellaneous expenses, Navy, \$99.45.

For contingent expenses, Coast Guard (Navy), 35 cents.

For engineering, Navy, \$30,337.90.

For pay and allowances, Coast Guard, \$54.75.

For Naval Reserve, \$81.05.

For ordnance and ordnance stores, Bureau of Ordnance, \$837.

For contingent expenses, Coast Guard, \$5.37.

For engineering, Bureau of Engineering, \$16,608.63.

For outfits, Coast Guard (Navy), \$1,199.

**Department of State:** For contingent expenses, Foreign Service, \$9.13.

For cost of living allowances, Foreign Service, \$9.56.

For emergencies arising in the Diplomatic and Consular Service, \$175.

For salaries, Foreign Service officers, \$6.67.

For transportation and allowances for quarters, Bureau of Foreign and Domestic Commerce, \$383.

For transportation of Foreign Service officers, \$5.74.

**Treasury Department:** For collecting the internal revenue, \$66.41.

For collecting the revenue from customs, \$80.60.

For salaries and expenses, Bureau of Narcotics, 12 cents.

For contingent expenses, Treasury Department, \$31.84.

For salaries and expenses, Division of Disbursement, \$31.55.

For stationery, Treasury Department, \$21.85.

**War Department:** For clothing and equipage, Army, \$46.56.

For library, Surgeon General's Office, \$4.95.

For Citizens' military training camps, \$1.87.

For Army transportation, \$58.35.

For Reserve Officers' Training Corps, \$132.24.

For National Guard, \$3,190.34.

For promotion of rifle practice, \$665.25.

For pay of the Army, \$3,653.08.

For replacing ordnance and ordnance stores, \$2.88.

For travel of the Army, \$158.83.

For Signal Service of the Army, \$4,500.

For ordnance service and supplies, Army, \$9,800.26.

For Chemical Warfare Service, Army, \$7.38.

For seacoast defenses, \$4.03.

For Organized Reserves, \$21.81.

For increase of compensation, Military Establishment, \$2.64.

For barracks and quarters, Army, \$34.37.

For armament of fortifications, \$10.06.

For Civilian Conservation Corps (transfer to War), \$4,868.68.

For emergency conservation work (transfer to War, Act February 9, 1937), \$110.36.

For emergency conservation fund (transfer to War, Act June 19, 1934), \$26.

For cemeterial expenses, War Department, \$33.

For emergency conservation work (transfer to War, Act June 22, 1936), \$1.52.

**Post Office Department—Postal Service (out of the postal revenues):** For clerks, contract stations, \$13.99.

For clerks, first- and second-class post offices, \$1,381.88.

For indemnities, domestic mail, \$63.89.

For operating supplies for public buildings, Post Office Department, \$20.25.

For post-office stationery, equipment, and supplies, \$42.

For rent, light, fuel, and water, \$60.

For Rural Delivery Service, \$63.21.

For transportation of equipment and supplies, \$77.27.

Total, audited claims, section 204 (a), \$722,514.58, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency and interest 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 (31 U. S. C. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1940 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884 (5 U. S. C. 266), as fully set forth in Senate Document Numbered 16, Seventy-eighth Congress, there is appropriated as follows:

**Independent Offices:** For administrative expenses, United States Housing Authority, Federal Public Housing Authority, \$12.30.

18 Stat. 110.

23 Stat. 254.

For general administrative expenses, Public Buildings Administration, \$7.84.

For salaries and expenses, Veterans' Administration, \$21.70.

**Department of Agriculture:** For salaries and expenses, library, Department of Agriculture, \$6.

For salaries and expenses, Bureau of Animal Industry, \$462.80.

For National Industrial Recovery, Resettlement Administration, submarginal lands (transfer to Agriculture), \$12.65.

For salaries and expenses, Bureau of Plant Industry, \$1.36.

For salaries and expenses, Soil Conservation Service, \$82.50.

For salaries and expenses, Forest Service, \$508.76.

For acquisition of lands for protection of watersheds of navigable streams, \$52.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture (transfer to Federal Surplus Commodities Corporation, Act June 28, 1937), \$63.81.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture (transfer to Federal Surplus Commodities Corporation), \$3,120.74.

For conservation and use of agricultural land resources, Department of Agriculture, \$926.40.

For submarginal land program, Farm Tenant Act, Department of Agriculture, \$2,189.

For land utilization and retirement of submarginal land, Department of Agriculture, \$1,468.90.

**Department of Commerce:** For Civil Aeronautics Authority fund, \$2,686.95.

For establishment of air-navigation facilities, Civil Aeronautics Authority, \$250.

For salaries and expenses, Air Safety Board, Civil Aeronautics Authority, \$2.48.

For salaries and expenses, Civil Aeronautics Authority, \$8.92.

**Department of the Interior:** For conservation of health among Indians, \$80.

For Indian school support, \$52.35.

**Department of Justice:** For miscellaneous expenses, United States courts (transfer to Justice), \$16.25.

For salaries and expenses, Federal Bureau of Investigation, \$14.35.

For salaries and expenses of marshals, and so forth, Department of Justice, \$45.52.

**The Judiciary:** For fees and expenses of conciliation commissioners, United States courts, \$25.

For miscellaneous expenses, United States courts, \$7.71.

**Department of Labor:** For salaries and expenses, Division of Labor Standards, Department of Labor, \$20.44.

**Navy Department:** For general expenses, Marine Corps, \$172.09. For pay, Marine Corps, \$376.42.

For ordnance and ordnance stores, Bureau of Ordnance, \$2,358.

For ordnance and ordnance stores, Navy, \$97,097.

For construction and repair, Navy, \$147.30.

For maintenance, Bureau of Supplies and Accounts, \$2,838.99.

For aviation, Navy, \$178,420.27.

For pay and allowances, Coast Guard, \$280.

For pay, subsistence, and transportation, Navy, \$6,449.88.

**Department of State:** For salaries, Foreign Service officers, \$120.

For transportation, Foreign Service, \$868.10.

**Treasury Department:** For collecting the revenue from customs, \$19.92.

For contingent expenses, public moneys, \$35.95.

For collecting the internal revenue, \$4.35.

50 Stat. 323.  
15 U. S. C., Supp. II,  
§ 713c.

50 Stat. 625.  
7 U. S. C. §§ 1010-  
1013; Supp. II, § 1011.

**War Department:** For general appropriations, Quartermaster Corps, \$21.80.

For working fund, War, ordnance, \$17.62.

For Civilian Conservation Corps (transfer to War), \$625.97.

For emergency conservation work (transfer to War, Act June 22, 1936), \$4.66.

**Post Office Department—Postal Service (out of the postal revenues):** For transportation of equipment and supplies, \$6.28.

Total, audited claims, section 204 (b), \$302,011.33, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency and interest as specified in certain of the settlements of the General Accounting Office.

Volunteers, War with Spain.

SEC. 205. For the payment of claims allowed by the General Accounting Office pursuant to the Act entitled "An Act for the relief of officers and soldiers of the volunteer service of the United States mustered into service for the War with Spain, and who were held in service in the Philippine Islands after the ratification of the treaty of peace, April 11, 1899", approved May 2, 1940 (Public Act Numbered 505, Seventy-sixth Congress), and which have been certified to the Seventy-eighth Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), under the War Department in Senate Document Numbered 13 and House Document Numbered 80, \$13,491.40.

54 Stat. 176.  
10 U. S. C. §§ 806a-806e.

23 Stat. 254.

Destruction of private property.  
23 Stat. 350.  
31 U. S. C. §§ 218-222.

SEC. 206. For the payment of claim allowed by the General Accounting Office under the Act of March 3, 1885, for the destruction of private property and which has been certified to the Seventy-eighth Congress in House Document Numbered 79, under the War Department, \$29.46.

### TITLE III—GENERAL PROVISIONS

Salary or expenses, restriction.

SEC. 301. No part of any appropriation or authorization in this Act shall be used to pay any part of the salary or expenses of any person whose salary or expenses are prohibited from being paid from any appropriation or authorization in any other Act; but this prohibition shall be effective only during the period for which such prohibition in such other Act is effective.

Persons advocating overthrow of U. S. Government.

SEC. 302. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Affidavit.

Penalty.

Citizenship requirements.

SEC. 303. Except as otherwise provided for in this Act, no part of any appropriation contained in or authorized to be expended by this Act shall be used to pay the compensation of any officer or employee of the Government of the United States whose post of duty is in continental United States unless such person (1) is a citizen

of the United States, or (2) is a person in the service of the United States on the date of enactment of this Act who, being eligible for citizenship, had filed a declaration of intention to become a citizen of the United States prior to such date, or (3) is a person who owes allegiance to the United States: *Provided*, That for the purpose of this section, an affidavit signed by any such person shall be considered prima facie evidence that the requirements of this section with respect to his status have been complied with. The provisions of this section shall not apply to citizens of the Commonwealth of the Philippines.

SEC. 304. This Act may be cited as the "First Deficiency Appropriation Act, 1943".

Approved March 18, 1943.

Affidavit.

Exception.

Short title.

[CHAPTER 18]

AN ACT

To extend the jurisdiction of naval courts martial in time of war or national emergency to certain persons outside the continental limits of the United States.

March 22, 1943

[S. 305]

[Public Law 12]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That in addition to the persons now subject to the Articles for the Government of the Navy, all persons, other than persons in the military service of the United States, outside the continental limits of the United States accompanying or serving with the United States Navy, the Marine Corps, or the Coast Guard when serving as a part of the Navy, including but not limited to persons employed by the Government directly, or by contractors or subcontractors engaged in naval projects, and all persons, other than persons in the military service of the United States, within an area leased by the United States which is without the territorial jurisdiction thereof and which is under the control of the Secretary of the Navy, shall, in time of war or national emergency, be subject to the Articles for the Government of the Navy except insofar as these articles define offenses of such a nature that they can be committed only by naval personnel: *Provided*, That the jurisdiction herein conferred shall not extend to Alaska, the Canal Zone, the Hawaiian Islands, Puerto Rico, or the Virgin Islands, except the islands of Palmyra, Midway, Johnston, and that part of the Aleutian Islands west of longitude one hundred and seventy-two degrees west.

Naval courts martial.  
Extension of jurisdiction in war or national emergency.  
R. S. § 1624.  
34 U. S. C. § 1200.

Limitations.

Approved March 22, 1943.

[CHAPTER 19]

AN ACT

To amend section 301, World War Veterans' Act, 1924, as amended, to authorize renewal of expiring five-year level premium term policies of those in active military or naval service and certain others outside the continental limits of the United States, and for other purposes.

March 23, 1943

[H. R. 2023]

[Public Law 13]

*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 of the World War Veterans' Act, 1924, as amended (38 U. S. C. 512), is hereby amended by substituting a colon for the period at the end thereof and adding the following: "*Provided further*, That any five-year level premium term policy which shall expire while the insured is outside the continental limits of the United States and in the opinion of the Administrator of Veterans' Affairs cannot be reached promptly by the usual

World War Veterans' Act, 1924, amendments.

47 Stat. 334.  
38 U. S. C., Supp. II, § 512.

Five-year term policies.  
Renewal for persons outside U. S.

methods of communication, may be renewed at the expiration of any five-year period, by the designated beneficiary or by an agent authorized in writing by the insured to take such action, for a second or third or fourth five-year term period at the premium rate for the attained age without medical examination: *Provided further*, That unless it be shown by evidence satisfactory to the Administrator of Veterans' Affairs that the insured does not desire renewal, any such policy in force when the five-year term period expires or has expired on or after December 7, 1941, while the insured was in the active service (as defined in section 1 (b) of Public Law 490, Seventy-seventh Congress) outside the continental limits of the United States, excluding any policy continued in another form of Government insurance, will be deemed to have been renewed at the expiration of such five-year term period, and the head of the department concerned is hereby authorized and directed to make an allotment under Public Law 490, Seventy-seventh Congress, subject to prospective termination by the insured in accordance with section 7 thereof, to cover the premiums at the required rate from the date of renewal: *And provided further*, That the two foregoing provisos authorizing renewal of a five-year level premium term policy by any person other than the insured or his duly authorized agent shall be effective until the termination of hostilities as proclaimed by the President or as determined by joint resolution of the Congress, and for three months thereafter."

Approved March 23, 1943.

[CHAPTER 20]

AN ACT

To permit the shipment tax-free of certain tobacco products to territories of the United States for the use of members of the military and naval forces 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 2135 (a) (1) of the Internal Revenue Code be amended to read as follows:

"SEC. 2135. EXEMPTION FROM TAX.

"(a) SHIPMENTS TO FOREIGN COUNTRIES AND POSSESSIONS OF THE UNITED STATES.—

"(1) MANUFACTURERS.—Manufactured tobacco, snuff, cigars, or cigarettes may be removed for export to a foreign country or for shipment to a possession of the United States (or, until the date on which the President proclaims that hostilities in the present war have terminated, to a territory of the United States for the use of members of the military or naval forces of the United States) without payment of tax under such rules and regulations and the making of such entries, and the filing of such bonds and bills of lading as the Commissioner, with the approval of the Secretary, shall prescribe."

Approved March 23, 1943.

[CHAPTER 21]

AN ACT

To amend the National Housing Act, as amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 603 (a) of the National Housing Act, as amended, is hereby amended by (1) striking out "\$800,000,000" and inserting in lieu thereof "\$1,200,000,000"; and (2) striking out of the third proviso "July 1,

Automatic renewal while in active service abroad.

56 Stat. 143.  
50 U. S. C., Supp. II, app. § 1001 (b).

Allotment subject to prospective termination.

56 Stat. 143, 145.  
50 U. S. C., Supp. II, app. §§ 1001-1017.

Effective period.

March 23, 1943  
[H. R. 2030]

[Public Law 14]

Internal Revenue Code, amendments.

53 Stat. 234.  
26 U. S. C. § 2135  
(a) (1).

Tobacco products for U. S. forces.

March 23, 1943  
[S. 677]

[Public Law 15]

National Housing Act, amendments.

55 Stat. 56; 56 Stat. 301.  
12 U. S. C., Supp. II, § 1738 (a).  
Post, p. 571.

1943" in each place where it appears and inserting in lieu thereof "July 1, 1944".

SEC. 2. The first sentence of section 2 (a) of such Act as amended, is amended by striking out "1943" and inserting in lieu thereof "1944".

49 Stat. 1187; 55 Stat. 364.  
12 U. S. C., Supp. II, § 1703 (a).  
Post, p. 571.

Approved March 23, 1943.

[CHAPTER 22]

AN ACT

To amend title I of Public Law Numbered 2, Seventy-third Congress, March 20, 1933, and the Veterans Regulations to provide for rehabilitation of disabled veterans, and for other purposes.

March 24, 1943  
[S. 786]

[Public Law 16]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 1, title I, Public, Numbered 2, Seventy-third Congress, approved March 20, 1933, be amended by adding at the end thereof a new subsection known as subsection (f) and to read as follows:

Rehabilitation of veterans disabled in present war.  
48 Stat. 8.  
38 U. S. C. § 701.  
Post, p. 554.

"(f) Any person who served in the active military or naval forces on or after December 7, 1941, and prior to the termination of hostilities in the present war shall be entitled to vocational rehabilitation, subject to the provisions and limitations of Veterans Regulation Numbered 1 (a), as amended, part VII."

*Infra.*

SEC. 2. Veterans Regulation Numbered 1 (a), as amended, is hereby amended by adding at the end thereof a new part to be known as part VII and to provide as follows:

38 U. S. C. note foll. § 724; Supp. II, note foll. § 726.

"PART VII

"1. Any person who served in the active military or naval service at any time after December 6, 1941, and prior to the termination of the present war, who is honorably discharged therefrom, and who has a disability incurred in or aggravated by such service for which pension is payable under laws administered by the Veterans' Administration, or would be but for receipt of retirement pay, and is in need of vocational rehabilitation to overcome the handicap of such disability, shall be entitled to such vocational rehabilitation as may be prescribed by the Administrator of Veterans' Affairs to fit him for employment consistent with the degree of disablement: *Provided*, That no course of training in excess of a period of four years shall be approved nor shall any training under this part be afforded beyond six years after the termination of the present war.

Eligibility.

"2. The Administrator shall have the power and duty to prescribe and provide suitable training to persons included in paragraph 1, and for such purposes may employ such additional personnel and experts as are deemed necessary, and may utilize and extend existing Veterans' Administration facilities and utilize those of any other governmental agency as well as those maintained by joint Federal and State contribution; and, in addition, he may, by agreement or contract with public or private institutions or establishments, provide for such additional training facilities as may be suitable and necessary to accomplish the purposes of this part.

Training period

Provision of suitable training.

Personnel and facilities.

"3. While pursuing training prescribed herein, and for two months after his or her employability is determined, each veteran, if entitled to pension in an amount less than the amount payable in accordance with the compensation rates for total and temporary disability, including additional amounts for wife, husband, child, or children and dependent parents, provided by section 202, World War Veterans' Act, 1924, as amended (U. S. C., title 38, sec. 475), shall be paid increased pension which when added to the amount of pension to

Pension rates during training.

43 Stat. 618.

which he is otherwise entitled will aggregate an amount equal to such rates: *Provided*, That when the course of vocational rehabilitation furnished to any person as herein provided consists of training on the job by an employer, such employer shall be required to submit monthly to the Administrator a statement under oath showing any wage, compensation, or other income paid by him to such person during the month, directly or indirectly, and based upon such sworn statements, the Administrator is authorized to reduce the pension of such person to an amount considered equitable and just, but not below the amount of pension or retirement pay to which he would be entitled for service-connected disability if not following a course of vocational rehabilitation.

“4. Where any person while following a course of vocational rehabilitation as provided for in this part suffers an injury or an aggravation of any injury, as a result of the pursuit of such course of vocational rehabilitation, and not the result of his or her own willful misconduct, and such injury or aggravation results in additional disability to or death of such person, the benefits under laws applicable to veterans of the present war shall be awarded in the same manner and extent as if such disability, aggravation, or death were service-connected within the meaning of such laws; except that no benefits under this paragraph shall be awarded unless application be made therefor within two years after such injury or aggravation was suffered, or such death occurred.

“5. The purpose of rehabilitation is to restore employability lost by virtue of a handicap due to service-incurred disability. The Administrator shall have the power and duty to cooperate with and employ the facilities of other governmental and State employment agencies for the purpose of placing in gainful employment persons trained under the provisions of this part.

“6. The Administrator is hereby authorized to make such rules and regulations as may be deemed necessary in order to promote good conduct and cooperation on the part of persons who are following courses of vocational rehabilitation provided by this part. Penalties for the breach of such rules and regulations may, with the approval of the Administrator, extend to a forfeiture by the offender for a period of three months of such portion of the pension herein provided as will leave him not less than the amount of the monthly pension or retirement pay to which such person is entitled for service-connected disability, and such penalties may also extend to permanent discontinuance of all further benefits of this part.

“7. The Administrator is hereby authorized to make such rules and regulations as may be deemed necessary for the granting of leaves of absence to those following courses of vocational rehabilitation provided by this part where in his opinion such leaves do not materially interfere with the pursuit of such courses. Such leaves of absence shall not in the case of any person be granted in excess of thirty days in any consecutive twelve months except in exceptional circumstances as determined by the Administrator: *Provided*, That during leave of absence under this paragraph such person shall be considered to be pursuing his course of vocational rehabilitation under this part.

“8. There is hereby authorized to be appropriated, out of any money in the Treasury of the United States not otherwise appropriated, available immediately and until expended, the sum of \$500,000 to be utilized by the Veterans' Administration under such rules and regulations as the Administrator may prescribe, as a revolving fund for the purpose of making advancements not exceeding \$100 in any case, to persons commencing or undertaking courses of vocational rehabilitation under this part, and advancement to bear

Pay for training on job by an employer.

Effect on pension.

Benefits for injury incurred in training.

Purpose.

Placement in gainful employment.

Rules and regulations.

Penalties.

Leaves of absence.

Status during absence.

Appropriation authorized for advancements.  
*Post*, p. 434.

no interest and to be reimbursed in such installments as may be determined by the Administrator by proper deductions from any future payments of pension or retirement pay.

"9. The Administrator shall have the power to provide courses of instruction for personnel and may detail employees to attend the same and may detail any such personnel to attend courses conducted by other than Veterans' Administration agencies, including private organizations, and such employees in addition to their salaries shall be entitled to the payment of expenses incident to such detail, including transportation and tuition, as the Administrator by rules and regulations shall provide; and also in his discretion, to make, or, as by agreement with other agency or institution, cause to be made studies, investigations, and reports inquiring into the rehabilitation of disabled persons and the relative abilities, aptitudes, and capacities of the several groups of the variously handicapped and as to how their potentialities can best be developed and their services best utilized in gainful and suitable employment, including the rehabilitation programs of foreign nations engaged in the present war. For this purpose he shall have the power to cooperate with such public and private agencies as he may deem advisable and to call in consultants who shall receive as compensation for their services a reasonable per diem, which the Administrator shall by rules and regulations provide, for each day actually spent in the work provided for herein and shall in addition be reimbursed for their necessary traveling and other expenses. For the purposes of this part, the Administrator may accept uncompensated services upon such agreement as he may deem feasible."

SEC. 3. The appropriations for the Veterans' Administration, "Salaries and expenses, medical and hospital, and compensation and pensions", shall be available for necessary expenses, including but not confined to necessary medical care, and pension payment, payment or reimbursement of expenses in connection with supplying suitable training under this Act; and there is hereby authorized to be appropriated such additional amount or amounts as may be necessary to accomplish the purposes of this Act.

Approved March 24, 1943.

Instruction for personnel.

Expenses.

Studies, investigations, and reports.

Cooperation with other agencies.

Uncompensated services.

Funds available.

Additional appropriation authorized.

[CHAPTER 26]

AN ACT

To amend and clarify certain provisions of law relating to functions of the War Shipping Administration, and for other purposes.

March 24, 1943

[H. R. 133]

[Public Law 17]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) officers and members of crews (hereinafter referred to as "seamen") employed on United States or foreign flag vessels as employees of the United States through the War Shipping Administration shall, with respect to (1) laws administered by the Public Health Service and the Social Security Act, as amended by subsection (b) (2) and (3) of this section; (2) death, injuries, illness, maintenance and cure, loss of effects, detention, or repatriation, or claims arising therefrom not covered by the foregoing clause (1); and (3) collection of wages and bonuses and making of allotments, have all of the rights, benefits, exemptions, privileges, and liabilities, under law applicable to citizens of the United States employed as seamen on privately owned and operated American vessels. Such seamen, because of the temporary wartime character of their employment by the War Shipping Administration, shall not be considered as officers or employees of the United*

War Shipping Administration.  
Rights and benefits of seamen.  
Post, p. 629.

49 Stat. 620.  
42 U. S. C. §§ 301-1307; Supp. II, §§ 1101-1109.  
Post, p. 47.

Status.

39 Stat. 742.  
 5 U. S. C. §§ 751-791,  
 793; Supp. II, § 793.  
 41 Stat. 614.  
 5 U. S. C. §§ 691-738;  
 Supp. II, ch. 14.  
 56 Stat. 143.  
 50 U. S. C., Supp.  
 II, app. §§ 1001-1017.  
 56 Stat. 1028.  
 42 U. S. C., Supp.  
 II, §§ 1701-1706, 1711-  
 1717, 1651.  
*Post*, pp. 626, 627.

41 Stat. 525.  
 46 U. S. C. §§ 741-  
 752.

49 Stat. 620.  
 42 U. S. C. §§ 301-  
 1307; Supp. II, §§ 1101-  
 1109.  
*Post*, p. 47.  
 Terms construed.

Internal Revenue  
 Code, amendment.

"Employment."

55 Stat. 838, 841.  
 50 U. S. C., Supp.  
 II, app. §§ 601-605, 621.

"Wages."

Employment taxes.

States for the purposes of the United States Employees Compensation Act, as amended; the Civil Service Retirement Act, as amended; the Act of Congress approved March 7, 1942 (Public Law 490, Seventy-seventh Congress); or the Act entitled "An Act to provide benefits for the injury, disability, death, or detention of employees of contractors with the United States and certain other persons or reimbursement therefor", approved December 2, 1942 (Public Law 784, Seventy-seventh Congress). Claims arising under clause (1) hereof shall be enforced in the same manner as such claims would be enforced if the seaman were employed on a privately owned and operated American vessel. Any claim referred to in clause (2) or (3) hereof shall, if administratively disallowed in whole or in part, be enforced pursuant to the provisions of the Suits in Admiralty Act, notwithstanding the vessel on which the seaman is employed is not a merchant vessel within the meaning of such Act. Any claim, right, or cause of action of or in respect of any such seaman accruing on or after October 1, 1941, and prior to the date of enactment of this section may be enforced, and upon the election of the seaman or his surviving dependent or beneficiary, or his legal representative to do so shall be governed, as if this section had been in effect when such claim, right, or cause of action accrued, such election to be made in accordance with rules and regulations prescribed by the Administrator, War Shipping Administration. Rights of any seaman under the Social Security Act, as amended by subsection (b) (2) and (3), and claims therefor shall be governed solely by the provisions of such Act, so amended. When used in this subsection the term "administratively disallowed" means a denial of a written claim in accordance with rules or regulations prescribed by the Administrator, War Shipping Administration. When used in this subsection the terms "War Shipping Administration" and "Administrator, War Shipping Administration" shall be deemed to include the United States Maritime Commission with respect to the period beginning October 1, 1941, and ending February 11, 1942, and the term "seaman" shall be deemed to include any seaman employed as an employee of the United States through the War Shipping Administration on vessels made available to or sub-chartered to other agencies or departments of the United States.

(b) (1) Section 1426 of the Internal Revenue Code (53 Stat. 177, 1383; 26 U. S. C. 1426) is amended by adding at the end thereof the following new subsection:

"(i) OFFICERS AND MEMBERS OF CREWS EMPLOYED BY WAR SHIPPING ADMINISTRATION.—The term 'employment' shall include such service as is determined by the Administrator, War Shipping Administration, to be performed after September 30, 1941, and prior to the termination of title I of the First War Powers Act, 1941, on or in connection with any vessel by an officer or member of the crew as an employee of the United States employed through the War Shipping Administration, or, in respect of such service performed before February 11, 1942, the United States Maritime Commission. The term 'wages' means, with respect to service which constitutes employment by reason of this subsection, such amount of remuneration as is determined (subject to the provisions of this section) by the Administrator, War Shipping Administration, to be paid for such service. The Administrator and such agents as he may designate for the purpose are authorized and directed to comply with the provisions of the internal revenue laws on behalf of the United States as the employer of individuals whose service constitutes employment by reason of this subsection, but the Administrator and his agents shall not be liable for the tax on any employee imposed by section

1400 (unless the Administrator or his agent collects such tax from the employee) with respect to service performed before the date of enactment of this subsection which constitutes employment by reason of the enactment of this subsection.”

(2) Section 209 of the Social Security Act, as amended (U. S. C., title 42, sec. 409), is amended by adding at the end thereof the following new subsection:

“(o) (1) OFFICERS AND MEMBERS OF CREWS EMPLOYED BY WAR SHIPPING ADMINISTRATION.—The term ‘employment’ shall include such service as is determined by the Administrator, War Shipping Administration, to be performed after September 30, 1941, and prior to the termination of title I of the First War Powers Act, 1941, on or in connection with any vessel by an officer or member of the crew as an employee of the United States employed through the War Shipping Administration or, in respect of such service performed before February 11, 1942, the United States Maritime Commission.

“(2) The Social Security Board shall not make determinations as to whether an individual has performed services which are employment by reason of this subsection, or the periods of such services, or the amounts of remuneration for such services, or the periods in which or for which such remuneration was paid, but shall accept the determinations with respect thereto of the Administrator, War Shipping Administration, and such agents as he may designate, as evidenced by returns filed by such Administrator as an employer pursuant to section 1426 (i) of the Internal Revenue Code and certifications made pursuant to this subsection. Such determinations shall be final and conclusive.

“(3) The Administrator, War Shipping Administration, is authorized and directed, upon written request of the Social Security Board, to make certification to it with respect to any matter determinable for the Board by the War Shipping Administrator under this subsection, which the Board finds necessary in administering this title.

“(4) This subsection shall be effective as of September 30, 1941.”

(3) Section 907 of the Social Security Act Amendments of 1939 is amended by inserting after the phrase “attaining age sixty-five.” the following: “and 1 per centum of any wages paid him for services which constitute employment by virtue of subsection (o) of section 209 of the Social Security Act, as amended.”

(c) The War Shipping Administration and its agents or persons acting on its behalf or for its account may, for convenience of administration, with the approval of the Administrator, make payments of any taxes, fees, charges, or exactions to the United States or its agencies.

SEC. 2. (a) Section 222 (f) of Subtitle—Insurance of Title II of the Merchant Marine Act, 1936, as amended (Public Law 523, Seventy-seventh Congress), is amended by inserting before the period at the end thereof a semicolon and the following: “and, whenever the Commission shall insure any risks included under subsection (d) or (e) of this section, or under this subsection insofar as it concerns liabilities relating to the master, officers, and crews of such vessels or to other persons transported thereon, the insurance on such risks may include marine risks to the extent that the Commission determines to be necessary or advisable”.

(b) Whenever the Administrator, War Shipping Administration, finds that, on or after October 1, 1941, and before thirty days after the date of enactment of this subsection, a master, officer, or member of the crew of, or any persons transported on, a vessel owned by or chartered to the Maritime Commission or the War Shipping Admin-

53 Stat. 175.  
26 U. S. C. § 1400;  
Supp. II, § 1400.  
Post, p. 607.

Social Security Act,  
amendment.  
53 Stat. 1373.

“Employment.”

55 Stat. 838, 841.  
50 U. S. C., Supp.  
II, app. §§ 601-605, 621.

Determinations as  
to employment, pay,  
etc.

Ante, p. 46.

Certifications.

Effective date.

53 Stat. 1402.  
26 U. S. C. § 1400  
note.

Supra.

Payments of taxes,  
etc.

Marine war-risk  
insurance.  
56 Stat. 215.  
46 U. S. C., Supp.  
II, § 1128a (f).

Retrospective cover-  
age for loss or injury  
related to war effort.

istration or operated by, or for the account of, or at the direction or under the control of the Commission or the Administration, has suffered death, injury, detention, or other casualty, for which the War Shipping Administration would be authorized to provide insurance under Subtitle—Insurance of Title II of the Merchant Marine Act, 1936, as amended by this Act, the Administrator may declare that such death, injury, detention, or other casualty, shall be deemed and considered to be covered by such insurance at the time of the disaster or accident, if the Administrator finds that such action is required to make equitable provision for loss or injury related to the war effort and not otherwise adequately provided for: *Provided*, That in making provision for insurance under this subsection the Administrator shall not provide for payments in excess of those generally provided for in comparable cases under insurance hereafter furnished under the said Subtitle—Insurance of Title II, as amended: *Provided further*, That any money paid to any person by reason of insurance provided for under this subsection shall apply in pro tanto satisfaction of the claim of such person against the United States arising from the same loss or injury. The declarations, findings, and actions of or by the Administrator under this subsection shall be final and conclusive.

SEC. 3. (a) The second proviso of section 1 of the Act of June 6, 1941 (Public Law 101, Seventy-seventh Congress), as amended, is hereby amended to read as follows: "*Provided further*, That such compensation hereunder, or advances on account thereof, shall be deposited with the Treasurer of the United States, and the fund so deposited shall be available for the payment of such compensation, and shall be subject to be applied to the payment of the amount of any valid claim by way of mortgage or maritime lien or attachment lien upon such vessel, or of any stipulation therefor in a court of the United States, or of any State, subsisting at the time of such requisition or taking of title or possession; the holder of any such claim may commence prior to June 30, 1943, or within six months after the first such deposit with the Treasurer and publication of notice thereof in the Federal Register, whichever date is later, and maintain in the United States district court from whose custody such vessel has been or may be taken or in whose territorial jurisdiction the vessel was lying at the time of requisition or taking of title or possession, a suit in admiralty according to the principles of libels in rem against the fund, which shall proceed and be heard and determined according to the principles of law and to the rules of practice obtaining in like cases between private parties, and any decree in said suit shall be paid out of the first and all subsequent deposits of compensation; and such suit shall be commenced in the manner provided by section 2 of the Suits in Admiralty Act and service of process shall be made in the manner therein provided by service upon the United States attorney and by mailing by registered mail to the Attorney General and the United States Maritime Commission and due notice shall under order of the court be given to all interested persons, and any decree shall be subject to appeal and revision as now provided in other cases of admiralty and maritime jurisdiction."

(b) The Administrator, War Shipping Administration, may determine at any time prior to the payment in full or deposit in full with the Treasurer of the United States, or the payment or deposit of 75 per centum, of just compensation therefor that the ownership of any vessel (the title to which has been requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended, or the Act of June 6, 1941 (Public Law 101, Seventy-seventh Congress)), is not required by the United States, and after such determination has been made and notice thereof has been published in the Federal Register, the use rather than the title to such vessel shall be deemed

54 Stat. 689.  
46 U. S. C., Supp.  
II, §§ 1128-1128g.  
*Ante*, p. 47; *post*,  
pp. 50, 51.

Limitation.

Application of pay-  
ments.

Finality of actions.

Emergency acquisi-  
tion of vessels.  
55 Stat. 242.  
46 U. S. C., Supp.  
II, note prec. § 1101.  
Manner of pay-  
ment.

Suit in admiralty.

41 Stat. 525.  
46 U. S. C. § 742.

Change of title re-  
quisition to use requisition.

49 Stat. 2015; 55  
Stat. 242.  
46 U. S. C. § 1242;  
Supp. II, note prec.  
§ 1101.  
*Post*, pp. 49, 51.  
*Supra*.

to have been requisitioned for all purposes as of the date of the original taking: *Provided, however,* That no such determination shall be made with respect to any vessel after the expiration of a period of two months after the date of delivery of such vessel pursuant to title requisition except with the consent of the owner. Except as provided by Executive Order Numbered 9001-A, December 27, 1941, such a determination may be made by the Administrator, War Shipping Administration, with respect to any vessel title to which has been requisitioned pursuant to the Act of June 6, 1941 (Public Law 101, Seventy-seventh Congress), and which vessel thereafter has been lost or destroyed or converted to naval or military use by the United States, upon owner's consent and certification by the Secretary of State that understanding had been reached between the United States and the diplomatic representatives of the country of which the owner of such vessel was a national, that such title requisition instead of requisition for use was necessitated by the circumstances existing at the date of requisitioning, but that such vessel should be returned after the termination of the national emergency declared by the President on May 27, 1941.

(c) In the event that a vessel the title or use and possession of which is requisitioned or taken pursuant to section 902 of the Merchant Marine Act, 1936, as amended, or the Act of June 6, 1941 (Public Law 101, Seventy-seventh Congress), is in the custody of any court, State or Federal, it shall be the duty of all agents and officers of the court having possession, custody, or control of said vessel, forthwith upon the filing with the clerk of said court of a certified copy of the order of requisitioning or taking, and without further order of the court, to comply with said requisitioning or taking and to permit the representatives of the United States Maritime Commission or the War Shipping Administration, as the case may be, to take possession, custody, and control of said vessel.

(d) Section 902 of the Merchant Marine Act, 1936, as amended, is hereby amended by adding at the end of subsection (d) thereof a paragraph to read as follows:

"The existence of any valid claim by way of mortgage or maritime claim or attachment lien upon such vessel shall not prevent the taking thereof pursuant to this section: *Provided, however,* That in the event any such claim exists the United States Maritime Commission may in its discretion deposit such portion of the compensation hereunder, or advances on account thereof, as may equal but not exceed the amount of such claims in respect of the vessel, with the Treasurer of the United States, and the fund so deposited shall be available for the payment of such compensation, and shall be subject to be applied to the payment of the amount of any valid claim by way of mortgage or maritime lien or attachment lien upon such vessel, or of any stipulation therefor in a court of the United States, or of any State, subsisting at the time of such requisition or taking of title or possession; the holder of any such claim may commence prior to June 30, 1943, or within six months after the first such deposit with the Treasurer and publication of notice thereof in the Federal Register, whichever date is later, and maintain in the United States district court from whose custody such vessel has been or may be taken or in whose territorial jurisdiction the vessel was lying at the time of requisitioning or taking of title or possession, a suit in admiralty according to the principles of libels in rem against the fund, which shall proceed and be heard and determined according to the principles of law and to the rules of practice obtaining in like cases between private parties, and any decree in said suit shall be paid out of the first and all subsequent deposits of compensation; and such suit shall be commenced

1 CFR, 1941 Supp., p. 332.

55 Stat. 242.  
46 U. S. C., Supp. II, note prec. § 1101.  
*Ante*, p. 48; *post*, p. 51.

55 Stat. 1647.  
60 U. S. C., Supp. II, app., note prec. § 1.  
Requisitioned vessel in custody of court.

49 Stat. 2015; 55 Stat. 242.  
46 U. S. C. § 1242; Supp. II, note prec. § 1101.  
*Infra*, *Ante*, p. 48; *post*, p. 51.

53 Stat. 1256.  
46 U. S. C. § 1242 (d).

Valid claims against requisitioned vessels.

Manner of payment.

Suit in admiralty.

41 Stat. 525.  
46 U. S. C. § 742.

in the manner provided by section 2 of the Suits in Admiralty Act and service of process shall be made in the manner therein provided by service upon the United States attorney and by mailing by registered mail to the Attorney General and the United States Maritime Commission and due notice shall under order of the court be given to all interested persons, and any decree shall be subject to appeal and revision as now provided in other cases of admiralty and maritime jurisdiction."

56 Stat. 215.  
46 U. S. C., Supp.  
II, § 1128b.

Compensation for  
servicing insurance.

(e) (1) The second sentence of section 223 of Subtitle—Insurance of Title II of the Merchant Marine Act, 1936, as amended (Public Law 523, Seventy-seventh Congress), is amended by inserting before the period at the end thereof a comma and the following: "but the Commission may allow fair and reasonable compensation to any company authorized to do an insurance business in any State of the United States for servicing insurance written by such company as an underwriting agent for the Commission, and such compensation may include an allowance for expenses reasonably incurred by such agent but such expenses shall not include any commission paid by such agent in excess of 5 per centum of the premiums in respect of such insurance".

Commissions.

(2) The last sentence of such section 223 is amended by striking out the clause in parentheses, and by inserting before the period at the end of such sentence a comma and the following: "but in no case shall such allowance to the carrier provide for payment by the carrier of commissions in excess of 5 per centum of the premiums paid for that portion of the direct insurance so reinsured".

56 Stat. 215.  
46 U. S. C., Supp.  
II, § 1128c (a).

*Ante*, p. 47; *post*,  
p. 51.

(f) Section 224 (a) of Subtitle—Insurance of Title II of the Merchant Marine Act, 1936, as amended (Public Law 523, Seventy-seventh Congress), is amended by striking out the words "section 222" and inserting in lieu thereof the words "sections 222 and 229" and by inserting after the word "subtitle" and before the comma following such word the words "or in section 10 of the Merchant Marine Act, 1920, as amended".

41 Stat. 992.  
46 U. S. C. § 869.

56 Stat. 215.  
46 U. S. C., Supp.  
II, § 1128d.

Interpleader in  
insurance suits against  
U. S.

(g) Section 225 of Subtitle—Insurance of Title II of the Merchant Marine Act, 1936, as amended (Public Law 523, Seventy-seventh Congress), is amended by adding at the end thereof the following: "All persons having or claiming to have an interest in such insurance, or who it is believed might assert such an interest, may be made parties to such suit, either initially or upon the motion of either party. In any case where the Commission acknowledges the indebtedness of the United States on account of such insurance, and there may be a dispute as to the person or persons entitled to receive payment, the United States may bring an action in the nature of a bill of interpleader against the persons having or claiming to have an interest in such insurance, or who it is believed might assert such an interest, in the District Court of the United States for the District of Columbia, or in the district court in and for the district in which any such person resides. In either of such actions any person claiming to have an interest in such insurance, or who it is believed might assert such an interest, if not an inhabitant of or found within the district within which either of such actions is brought, may be brought in by order of the court to be served personally or by publication or in such other reasonable manner as the court may direct, and if it be shown to the satisfaction of the court that persons unknown might assert a claim on account of such insurance, the court may direct service upon such persons unknown by publication in the Federal Register. Judgment in any such action shall discharge the United States from further liability to any parties to such action, and to all persons where service by publication upon persons unknown is directed by the court. The procedure herein provided shall apply

Service upon per-  
sons in interest.

Discharge of lia-  
bility.

to all actions now pending against the United States under the provisions of this subtitle, as amended.”

(h) Section 226 (f) of Subtitle—Insurance of Title II of the Merchant Marine Act, 1936, as amended (Public Law 523, Seventy-seventh Congress), is amended by adding at the end thereof a new paragraph to read as follows:

56 Stat. 216.  
46 U. S. C., Supp.  
II, § 1128e (f).

“(3) The term ‘risks of war’ shall include those losses which, in accordance with commercial practice prevailing from time to time, are excluded from marine insurance coverage under ‘free of capture and seizure’ clauses or clauses analogous thereto.”

“Risks of war.”

(i) Subtitle—Insurance of Title II of the Merchant Marine Act, 1936, as amended (Public Law 523, Seventy-seventh Congress), is amended by adding at the end thereof a section to read as follows:

54 Stat. 689.  
46 U. S. C., Supp.  
II, §§ 1128-1128g.  
*Ante*, pp. 47, 50:  
*supra*.  
Insurance against  
certain legal liabilities.

“Sec. 229. In addition to the insurance functions authorized by the other sections of this subtitle, the War Shipping Administration may insure directly, or may reinsure in whole or in part any company authorized to do business in any State in the United States and which shall insure directly, any person who shall perform services or provide facilities for or with respect to any American or foreign flag vessel, public or private, or any naval vessel of a foreign government against legal liabilities (except liability to employees in respect of employer’s liability and workmen’s compensation) that may be incurred by such person in connection with the performance of such services or the providing of such facilities, whenever in the opinion of the Administrator, War Shipping Administration, such insurance or reinsurance is required in the prosecution of the war effort and cannot be obtained at reasonable rates or upon reasonable conditions from approved companies authorized to do an insurance business in any State of the United States.”

(j) The clause in parentheses in the first sentence of section 3 (b) of the Act of June 6, 1941, as amended (Public Law 101, Seventy-seventh Congress), is amended to read as follows: “(including any interest or liability of the owner, charterer, or agent)”.

55 Stat. 244.  
46 U. S. C., Supp.  
II, note prec. § 1101.

(k) The second sentence of section 4 of such Act of June 6, 1941, is amended by inserting after the words “national defense” and before the semicolon a comma and the following: “and when so chartered or operated may be insured as provided in said section 3”.

55 Stat. 244.  
46 U. S. C., Supp.  
II, note prec. § 1101.

SEC. 4. The United States shall, with respect to vessels owned by or chartered to the War Shipping Administrator under bareboat charter or time charter or operated directly by such Administrator or for his account, be entitled to the benefits of all exemptions and of all limitations of liability accorded by law to the owners of vessels. With respect to any such vessel, the term “the United States” shall include agents or other persons acting for or on behalf of the Administrator in connection with the operation thereof.

Right of U. S. to  
exemptions, etc.

“The United  
States.”

SEC. 5. The provisions of section 1 (a) of this Act shall remain in force until the termination of title 1 of the First War Powers Act, 1941. The termination of the provisions of such section shall not affect any act done or any right accruing or accrued, or any suit or proceeding had or commenced in any cause before such termination, but all rights and liabilities under law as modified by such provisions shall continue, and may be enforced in the same manner as if such provisions had not terminated. The authority conferred upon the United States Maritime Commission by any provision of this Act shall be vested in and exercised by the Administrator of the War Shipping Administration in conformity with the Executive order of February 7, 1942 (Numbered 9054; 7 F. R. 837), as heretofore or hereafter amended.

Duration of § 1 (a).  
*Ante*, p. 45.  
55 Stat. 838, 841.  
50 U. S. C., Supp.  
II, app. §§ 601-605, 621.

Exercise of authority.

Approved March 24, 1943.

## [CHAPTER 28]

## JOINT RESOLUTION

To permit additional sales of wheat for feed.

March 25, 1943  
[H. J. Res. 83]  
[Public Law 18]

Sale of wheat for feed.

56 Stat. 694.  
Post, p. 152.

Sale price.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the limitation contained in the Department of Agriculture Appropriation Act, fiscal year 1943, on the quantity of wheat which Commodity Credit Corporation can sell for feed is hereby increased from one hundred and twenty-five million to two hundred and twenty-five million bushels: *Provided, however*, That no such wheat shall be sold at a price less than the parity price of corn at the time such sale is made: *Provided further*, That in making regional adjustments in the sale price of wheat, the minimum price shall not be higher in any area than the United States average parity price of corn.

Approved March 25, 1943.

## [CHAPTER 29]

## AN ACT

To authorize the Secretary of the Navy to proceed with the construction of certain public works, and for other purposes.

March 26, 1943  
[H. R. 1692]  
[Public Law 19]

Navy, public works.

Construction authorized.

Cost variance and limitation.

Report of prospective acquisitions.

Appropriation authorized.  
Post, pp. 54, 206.

*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 establish or develop the following naval shore activities by the construction of such temporary or permanent public works as he may consider necessary, including buildings, facilities, accessories, and services, with which shall be included the authority to acquire the necessary land, and to continue or complete the construction of any project heretofore authorized or undertaken, which projects have been specifically approved by the Secretary of the Navy, with approximate costs as indicated: Fleet facilities, \$67,900,000; aviation facilities, \$223,000,000; storage facilities, \$5,350,000; liquid-fuel storage, \$10,350,000; Marine Corps training facilities, \$28,632,000; ordnance storage facilities, \$50,000,000; personnel training and housing facilities, \$33,120,000; hospital facilities, \$66,005,000; shore radio facilities, \$3,500,000; Naval Research Laboratory, \$750,000; miscellaneous structures, \$33,000,000; passive defense, \$15,000,000; advance bases, \$720,000,000: *Provided*, That the approximate cost indicated for each of the classes of projects enumerated above may, in the discretion of the Secretary of the Navy, be varied upward or downward but the total cost shall not exceed \$1,256,607,000: *Provided further*, That prior to the acquisition, by lease or otherwise, of any land under authority of this Act, the Secretary of the Navy shall report to the Senate and House Naval Affairs Committees all such prospective acquisitions.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary to effectuate the purpose of this Act.

Approved March 26, 1943.

## [CHAPTER 30]

## AN ACT

Making additional appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1943, and for other purposes.

March 31, 1943  
[H. R. 2068]  
[Public Law 20]

Supplemental Naval Appropriation Act, 1943.

*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 other-

wise appropriated, for the Navy Department and the naval service for the fiscal year ending June 30, 1943, and for other purposes, namely:

## NAVY DEPARTMENT

For additional amounts for appropriations for the Navy Department and naval service, fiscal year 1943, to be supplemental to the appropriations and funds in the Naval Appropriation Act, 1943, including the objects and subject to the limitations specified under the respective heads and subject to the provisions under the head "General Provisions" contained in said Act, except as otherwise provided herein, as follows:

56 Stat. 53.

56 Stat. 76.

## NAVAL ESTABLISHMENT

### OFFICE OF THE SECRETARY

#### MISCELLANEOUS EXPENSES

Miscellaneous Expenses, Navy, including not to exceed \$300 (total annual expenditure rate) for extension telephones between the telephone switchboards at the official stations of naval officials and the living quarters of such officials, \$6,723,117: *Provided*, That, except as hereinafter provided, no appropriation for the Navy Department or naval service available during the fiscal year 1943 (except funds transferred or made available to other executive agencies for use for naval purposes) shall be used after March 31, 1943, for the employment of persons for the performance of service in other than the Navy Department or elsewhere than under the Navy Department, except (1) employees who had been employed by and performing service under the Navy Department for three months or more immediately prior to their detail for service elsewhere and (2) employees now or hereafter detailed and assigned pursuant to the lawful authority of the Secretary of the Navy, to any committee of the Congress operating under resolution duly authorizing such assignment and the allocation for that purpose of funds now available therefor or appropriated hereunder, is hereby authorized.

Title IV, Naval  
Appropriation Act,  
1943.  
*Post*, p. 218.

56 Stat. 54.

Details outside De-  
partment after March  
31, 1943.

#### NAVAL RESEARCH LABORATORY

Naval Research Laboratory, \$529,270: *Provided*, That the compensation of the senior head physicist, as established in the Naval Appropriation Act, 1943, shall be construed as placing the incumbent of such position in the initial rate of grade 8, Professional and Scientific Service, and subject to the provisions of the Classification Act of 1923, as amended.

56 Stat. 55.

42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

#### NAVAL PRISON FARMS AND PRISON PERSONNEL

56 Stat. 56.

Naval prison farms and prison personnel, \$13,000.

## BUREAU OF NAVAL PERSONNEL

### TRAINING, EDUCATION, AND WELFARE, NAVY

56 Stat. 56.

Naval War College, \$5,000;

Naval training stations:

Newport, Rhode Island, \$600,000;

Great Lakes, Illinois, \$2,000,000;

Norfolk, Virginia, \$100,000;

56 Stat. 388.  
Post, p. 218.

Lake Pend Oreille, Idaho, \$230,000;  
Libraries, \$800,000;  
Welfare and recreation, \$950,000;  
In all, training, education, and welfare, Navy, \$4,685,000.

56 Stat. 58.

#### NAVAL RESERVE

Naval Reserve, \$48,000,000.

56 Stat. 58.

#### NAVAL ACADEMY

Pay of employees, Naval Academy, \$175,192.  
Current and miscellaneous expenses, Naval Academy, \$34,000.  
Maintenance and repairs, Naval Academy, \$330,540.

56 Stat. 59.

#### BUREAU OF SHIPS

Maintenance, Bureau of Ships, \$750,000,000.

56 Stat. 60.

#### BUREAU OF ORDNANCE

Ordnance and Ordnance Stores, \$1,000,000,000.

56 Stat. 61.  
Post, p. 218.

#### BUREAU OF SUPPLIES AND ACCOUNTS

Pay, subsistence, and transportation of naval personnel:  
Pay of naval personnel, \$382,892,000;  
Subsistence of naval personnel, \$68,354,000;  
Transportation and recruiting of naval personnel, \$43,722,000;  
In all, pay, subsistence, and transportation, Navy, including reimbursement to personnel and messes for subsistence and clothing furnished survivors, \$494,968,000: *Provided*, That so much of the Naval Appropriation Act, 1943 (Public Law 441, Seventy-seventh Congress), under the heading "Pay, subsistence, and transportation of naval personnel" as reads "*Provided further*, That no part of this appropriation shall be available for the pay of any midshipman appointed from enlisted men of the Navy who has not served aboard a vessel of the Navy in full commission or performed equivalent service with fleet aircraft for at least nine months prior to admission to the Naval Academy", is amended to read as follows: "*Provided further*, That during the present emergency qualified enlisted men of the Navy, Naval Reserve, and Marine Corps may be appointed to the Naval Academy after nine months of service."

Appointment of  
enlisted men to Naval  
Academy.  
56 Stat. 63.

Post, p. 218.

Maintenance, Bureau of Supplies and Accounts, \$46,000,000.  
Fuel and transportation, Navy, \$47,618,000.  
Clothing and small-stores fund, \$100,000,000.

56 Stat. 65.

#### BUREAU OF MEDICINE AND SURGERY

Medical Department, Navy, \$67,000,000.

56 Stat. 65.

#### BUREAU OF YARDS AND DOCKS

Maintenance, Bureau of Yards and Docks, including not to exceed \$5,000 for the rental of passenger-carrying automobiles outside continental United States, \$22,500,000.

Public works.  
56 Stat. 66, 742.

Public Works, Bureau of Yards and Docks, \$798,300,000, toward contract authorization of \$1,474,634,000 heretofore granted, to remain available until expended, which, together with unexpended balances of appropriations heretofore made under this head, shall be accounted for as one fund, and, in addition to all other amounts heretofore appropriated under this head, the Secretary of the Navy is hereby authorized to enter into contracts for public-works equipment, mate-

Contract authoriza-  
tion.  
Post, p. 206.

rials, and construction, including collateral public-works items, in an amount not to exceed \$239,740,400, subject to authorization thereof by other law.

*Ante*, p. 52.

### BUREAU OF AERONAUTICS

Aviation, Navy: The amount of the appropriation under this head for the fiscal year 1942, continued available until June 30, 1943, is hereby increased from \$1,068,000,000 to \$1,630,000,000, and such portion, as may be certified by the Secretary of the Navy, of the appropriation under this head for the fiscal year 1943 as was provided for new construction and procurement of aircraft and equipment, spare parts and accessories, is hereby continued available until June 30, 1944.

56 Stat. 390.

56 Stat. 67.

### INCREASE AND REPLACEMENT OF NAVAL VESSELS

56 Stat. 70.

Armor, armament, and ammunition, \$417,000,000, toward objects heretofore authorized and appropriated for in part under this head, to remain available until expended.

### REPAIR FACILITIES, NAVY

Repair Facilities, Navy, \$10,000,000, toward contract authorization heretofore granted, to remain available until expended, and this appropriation shall be available for expenses incurred prior to July 1, 1943, pursuant to the contract authorization contained in this Act in consequence of Public Law 1, approved February 19, 1943.

56 Stat. 232.

*Infra*.

*Ante*, p. 3.  
*Post*, p. 210.

### CONSTRUCTION OF FLOATING DRYDOCKS, NAVY

The Secretary of the Navy is authorized to enter into contracts in the amount of not to exceed \$210,000,000 for the construction of mobile floating drydocks and collateral facilities and incidental work, and such other objects, as authorized by the Act approved February 19, 1943 (Public Law 1).

Contract authorization.  
*Post*, p. 210.

*Ante*, p. 3.

### COAST GUARD

56 Stat. 71.

Salaries, office of Commandant, United States Coast Guard, 1943: The number of enlisted men now authorized to be detailed to duty at Coast Guard headquarters is increased to three hundred and fifty.

Details at headquarters.  
56 Stat. 992.

Pay and Allowances, Coast Guard, \$10,600,000, including 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; reimbursements for losses of property as provided by law (34 U. S. C. 981-983); purchase of uniforms, accouterments, and equipment for officers and cadets, and the current appropriation reimbursed, as provided by law (14 U. S. C. 30); and the Secretary of the Navy is hereby authorized to prescribe per diem rates of allowance for Public Health Service officers detailed to the Coast Guard as authorized for Coast Guard officers.

Personal property losses.  
40 Stat. 389; 44 Stat. 1368.  
34 U. S. C., Supp. II, § 981.  
*Post*, p. 583.  
40 Stat. 1054.

General expenses, Coast Guard, \$11,250,000.

Salaries, Office of Director, Bureau of Marine Inspection and Navigation (Coast Guard, Navy), \$50,000.

56 Stat. 496.  
E. O. 9083.  
50 U. S. C., Supp. II, app. § 601 note.

Salaries and Expenses, Bureau of Marine Inspection and Navigation (Coast Guard, Navy), \$400,000, and the appropriations for the fiscal years 1942 and 1943 under the heads "Salaries, Office of Director, Bureau of Marine Inspection and Navigation (Coast Guard, Navy)" and "Salaries and Expenses, Bureau of Marine Inspection and Navigation (Coast Guard, Navy)" shall be available for overtime compensation authorized by law for the Coast Guard.

Overtime pay.  
55 Stat. 285; 56 Stat. 496.

## GENERAL PROVISIONS

Travel expenses of  
civilian inspectors.

SEC. 102. Appropriations available for the fiscal year ending June 30, 1943, for travel expenses of civilian inspectors of the Navy Department shall be available for reimbursement, at not to exceed three cents per mile, for travel performed by such employees in privately owned automobiles within the limits of their official stations.

Selectees.  
54 Stat. 885; 56 Stat.

SEC. 103. The limitations on the number of men inducted into the naval forces and into the Marine Corps under the provisions of the Selective Training and Service Act of 1940, contained in section 107 of the Naval Appropriation Act, 1943, are hereby removed.

77.  
50 U. S. C., app.  
§§ 301-318; Supp. II.  
§§ 302-315.

SEC. 104. During the fiscal year ending June 30, 1943, the appropriations available to either the War Department or the Navy Department shall be available for procurement as provided for in such appropriations by any other executive department or independent establishment of the Government through administrative allotments in such amounts as may be authorized by the Secretary of War or the Secretary of the Navy, respectively, without transfer of funds on the books of the Treasury Department: *Provided*, That orders placed or expenses incurred by the procuring department or establishment in respect to such allotments shall be considered as obligations against the appropriations involved: *Provided further*, That disbursing officers of the allotting department may make disbursements chargeable to such allotments upon vouchers certified by officers of the procuring department or establishment: *Provided further*, That whenever vouchers are certified by an officer of the procuring department or establishment and are paid by a disbursing officer of the allotting department the certifying officer and not the disbursing officer shall be held responsible and accountable for the existence and correctness of the facts certified, including the correctness of computations shown on certified vouchers and on any required supporting documents.

Post, pp. 164, 391,  
506.  
Procurement with-  
out transfer of funds.

SEC. 105. Appropriations in this Act shall constitute and may be cited as "Title IV, Naval Appropriation Act, 1943".

Short title.

SEC. 106. This Act may be cited as the "Supplemental Naval Appropriation Act, 1943".

Approved March 31, 1943.

## [CHAPTER 31]

## JOINT RESOLUTION

Extending the time within which certain acts under the Internal Revenue Code are required to be performed.

March 31, 1943  
[H. J. Res. 100]  
[Public Law 21]

Internal Revenue  
Code, amendments.  
56 Stat. 916.  
26 U. S. C., Supp.  
II, § 722 (d).  
Post, p. 601.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 722 (d) of the Internal Revenue Code (relating to application for relief from excessive and discriminatory excess-profits taxes) is amended by striking out "within six months after the date of the enactment of the Revenue Act of 1942" wherever it appears, and inserting in lieu thereof "prior to September 16, 1943".

56 Stat. 936.  
26 U. S. C., Supp.  
II, § 780 (b).

SEC. 2. Section 780 (b) of the Internal Revenue Code (relating to application of credit to purchase of bonds) is amended by inserting immediately after the word "applies" the following: "(or, if such taxable year begins or ends in 1942, within one year after payment of the excess-profits tax shown on the return for such year)".

Approved March 31, 1943.

## [CHAPTER 32]

## AN ACT

To provide for a temporary increase in compensation for certain employees of the District of Columbia Government and the White House Police Force.

April 1, 1943  
[S. 17]  
[Public Law 22]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That all employees of the District of Columbia Government whose compensation is prescribed by the Act entitled "An Act to fix the salaries of officers and members of the Metropolitan Police Force and the Fire Department of the District of Columbia", approved July 1, 1930 (including the United States Park Police in the District of Columbia), or by the Act entitled "An Act to amend the Act entitled 'An Act to fix and regulate the salaries of teachers, school officers, and other employees of the Board of Education of the District of Columbia'", approved June 4, 1924, all other employees of the District of Columbia Government, except employees whose wages are fixed on a daily or hourly basis and adjusted from time to time in accordance with prevailing rates by wage boards or similar administrative authority serving the same purpose, not covered by the joint resolution entitled "Joint Resolution extending until April 30, 1943, the period for which overtime rates of compensation may be paid under the Acts of June 28, 1940 (54 Stat. 676), October 21, 1940 (54 Stat. 1205), and June 3, 1941 (55 Stat. 241), and for other purposes", approved December 22, 1942, and all individuals whose rate of compensation is prescribed by the Act entitled "An Act to create the White House Police Force, and for other purposes", approved September 14, 1922, as amended, shall receive additional compensation at the rate of \$300 per annum, except that—

(1) any such employee shall be paid only such additional compensation as will not cause his aggregate compensation to exceed the rate of \$5,000 per annum; and

(2) employees paid on a per diem basis shall receive an increase of 10 per centum in their compensation otherwise provided for by law, but such percentage increase shall not in any case exceed \$25 per month.

SEC. 2. This Act shall take effect as of December 1, 1942, and shall terminate on June 30, 1944, or such earlier date as the Congress by concurrent resolution may prescribe.

Approved April 1, 1943.

D. C. Government and White House Police Force.

Temporary pay increases for certain employees.

46 Stat. 839.  
D. C. Code §§ 4-108, 4-405, 4-801, 4-802.

43 Stat. 367.  
D. C. Code § 31-610.

56 Stat. 1068.  
5 U. S. C., Supp. II, §§ 29 note, 26a note.

42 Stat. 841.  
3 U. S. C. §§ 61-67; Supp. II, § 62 *et seq.*

Limitation on amount.

Per diem employees.

Effective period.

## [CHAPTER 33]

## AN ACT

Relating to the selective-service deferment, on occupational grounds, of persons employed by the Federal Government.

April 8, 1943  
[S. 886]  
[Public Law 23]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That (a) in the classification, reclassification, or deferment, under section 5 (c) (2) or section 5 (e) of the Selective Training and Service Act of 1940, as amended, of persons employed in or under the Federal Government, no consideration shall be given to the fact that any such person is so employed, unless a request for the deferment of such person shall have been made (1) in accordance with the provisions of Executive Order Numbered 9309, dated March 6, 1943, in the case of persons employed in the executive branch of the Government, or (2) in accordance with the provisions of subsection (b) of this section in the case of persons employed in the judicial or legislative branches of the Government.

Employees of Federal Government.  
Requests for occupational deferment.

54 Stat. 888.  
50 U. S. C. app. § 305 (c) (2); Supp. II, § 305 (e).

8 F. R. 2911.

Establishment of committees in legislative and judicial branches.

Powers and duties.

8 F. R. 2911.

Reports to Congress.

54 Stat. 888.  
50 U. S. C. app.  
§ 305 (c) (2); Supp. II,  
§ 305 (e).

Agencies deemed in executive branch.  
8 F. R. 2911.

(b) There is hereby established (1) a committee in the judicial branch of the Government to consist of such persons in the judicial branch of the Government as may be appointed to such committee by the Chief Justice of the United States, and (2) a committee in the legislative branch of the Government to consist of three Members of the Senate, 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. The committees established under this subsection shall have powers and duties with respect to officers and employees in their respective branches of the Government corresponding to the powers and duties of the committees established pursuant to Executive Order Numbered 9309, and shall make all requests for selective-service occupational deferment of officers or employees in their respective branches of the Government; and no request for the occupational deferment of any such officer or employee shall be considered by any local board unless it has been made by one of such committees. In exercising their functions under this section such committees shall, as far as practicable, follow the procedures and standards set forth in such Executive Order Numbered 9309; and the provisions of such Executive order, insofar as they are not inconsistent with this subsection, shall be deemed to apply with respect to persons employed in the judicial and legislative branches of the Government, except that this section shall not be deemed to confer upon the Chairman of the War Manpower Commission or the Review Committee on Deferment of Government Employees any jurisdiction with respect to such persons.

(c) Beginning sixty days after the date of enactment of this Act, the Director of Selective Service shall make monthly reports to the Congress showing, as nearly currently as is practicable, the names and positions of the persons who have been deferred or placed in any class or subdivision of a class under such sections 5 (c) (2) or 5 (e) because of their employment in or under the Federal Government, and showing whether or not requests for the deferment of such persons have been made in accordance with such Executive order or subsection (b) of this section; and such Director shall obtain from the selective-service local boards, and from the several departments and agencies of the Federal Government, such information as may be necessary for this purpose.

(d) For the purposes of this section and Executive Order Numbered 9309, the Government Printing Office and the Library of Congress shall each be deemed to be an agency in the executive branch of the Government.

Approved April 8, 1943.

[CHAPTER 36]

AN ACT

To authorize certain officers of the Navy, Marine Corps, and Coast Guard to act as notaries public during the existence of war or a national emergency and six months thereafter.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That during the existence of a war in which the United States is engaged or of a national emergency declared by the President, and for six months after the termination of such war or national emergency, such officers of the Navy, Marine Corps, and Coast Guard, as the Secretary of the Navy may designate, shall have the general powers of a notary public in the administration of oaths; the execution, acknowledgment, and attestation of instruments and papers; and the performance of all*

April 9, 1943

[S. 800]

[Public Law 24]

Navy, Marine  
Corps, and Coast  
Guard.

Notaries public.

other notarial acts: *Provided*, That no fee of any character shall be paid to any officer for the performance of any notarial act herein authorized: *Provided further*, That whenever the Coast Guard shall be under the jurisdiction of the Secretary of the Treasury during a national emergency, the Secretary of the Treasury shall have and may exercise as to the Coast Guard the authority of the Secretary of the Navy under this Act: *And provided further*, That the signature without seal of any officer of the Navy, Marine Corps, or Coast Guard acting as such notary public shall be prima facie evidence of his authority.

Approved April 9, 1943.

[CHAPTER 37]

AN ACT

To provide temporary additional compensation for employees in the Postal Service.

April 9, 1943  
[H. R. 1366]  
[Public Law 25]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That all officers and employees in the Postal Service whose rates of compensation are prescribed by 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, and all other officers and employees paid from appropriations made for the field service of the Post Office Department, shall receive additional compensation at the rate of \$300 per annum, except that employees paid on an hourly, fee, part time, or per diem basis, and fourth-class postmasters and special delivery messengers, shall receive an increase of 15 per centum of their earned basic compensation, and the allowance to third-class postmasters for clerk hire is hereby increased by 15 per centum, but such increase in compensation or allowance shall not in any case exceed an average of \$25 per month for the fiscal year or fractional part thereof: *Provided*, That the additional compensation at the rate of \$300 per annum shall not be considered in computing or fixing earned basic compensation for any purpose under this Act.

Postal Service.  
Additional compensation for employees.

43 Stat. 1053.  
39 U. S. C. § 53 et  
seq.; Supp. II, § 197 et  
seq.  
Post, p. 572.

SEC. 2. There are hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such amounts as may be necessary to carry out the provisions of this Act.

Appropriation authorized.  
Post, pp. 441, 446.

SEC. 3. This Act shall take effect on May 1, 1943, and shall terminate on June 30, 1945, or such earlier date as the Congress by concurrent resolution may prescribe.

Effective date; duration.

Approved April 9, 1943.

[CHAPTER 38]

AN ACT

To amend sections 6 and 11 of the Act approved July 24, 1941, entitled "An Act authorizing the temporary appointment or advancement of certain personnel of the Navy and Marine Corps, and for other purposes", as amended, to provide for the grade of commodore, and for other purposes.

April 9, 1943  
[S. 829]  
[Public Law 26]

*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 approved July 24, 1941, entitled "An Act authorizing the temporary appointment or advancement of certain personnel of the Navy and Marine Corps, and for other purposes" (55 Stat. 604), as

Navy and Marine Corps.  
Temporary appointments.

34 U. S. C., Supp.  
II, § 350e.

amended by the Act approved June 30, 1942 (56 Stat. 465; 34 U. S. C. 350), be, and it is hereby, amended to read as follows:

Commodore.

"SEC. 6. The rank and grade of commodore are hereby established for the purposes of this Act: *Provided*, That all officers appointed to the rank of commodore pursuant to the authority of this Act, while serving in such rank, shall be entitled to the pay and allowances provided for an officer of the sixth pay period. Temporary appointments under the authority of this Act shall, if they are to a grade above that of captain in the Navy or colonel in the Marine Corps, be made by and with the advice and consent of the Senate; if to other ranks or grades, they shall be made by the President alone."

Approval.

55 Stat. 605.  
34 U. S. C., Supp.  
II, § 350j (b).

SEC. 2. Paragraph (b) of section 11 of the aforesaid Act is hereby amended by striking out the proviso thereto, so that said paragraph shall read as follows:

Coast Guard.

"(b) Personnel of the Coast Guard in relationship to the Coast Guard in the same manner and to the same extent as they apply to personnel of the Navy in relationship to the Navy."

Approved April 9, 1943.

[CHAPTER 39]

AN ACT

April 9, 1943  
[S. 853]

[Public Law 27]

To amend the Act of March 3, 1909, as amended by the Act of January 23, 1942, providing for the sale of naval stores, in order to authorize the Secretary of the Navy to permit the sale of naval stores in the continental United States during the war and six months thereafter to civilian officers and employees of the United States, and to other persons at stations where purchase from private agencies is found to be impracticable.

Navy, Marine  
Corps, and Coast  
Guard.  
Procurement and  
sale of stores.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That such part of the Act approved March 3, 1909 (35 Stat. 753), as was amended by the Act approved January 23, 1942, entitled "An Act to amend the Act entitled 'An Act making appropriations for the naval service for the fiscal year ending June 30, 1910, and for other purposes', approved March 3, 1909, as amended, so as to extend commissary privileges to such other persons as may be specifically authorized by the Secretary of the Navy" (56 Stat. 13; 34 U. S. C. 533), is hereby amended to read as follows: "That 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, and to the widows of such officers and enlisted men. Such designated stores may also be procured and sold to civilian officers and employees of the United States, and to such other persons as may be specifically authorized by the Secretary of the Navy—

34 U. S. C., Supp.  
II, § 533.

"(1) At naval stations and post exchanges beyond the continental United States or in Alaska; and

"(2) At naval stations and post exchanges within the continental United States, in time of war and not exceeding six months thereafter, when the Secretary of the Navy finds that it is impracticable for the said civilian officers and employees and other persons to procure such stores from private agencies without impairing the efficient operation of the stations. The Secretary of the Navy may prescribe regulations governing sales under this Act."

Approved April 9, 1943.

## [CHAPTER 40]

## AN ACT

To authorize the Secretary of the Navy to pay the costs of transportation of certain civilian employees, and for other purposes.

April 9, 1943  
[H. R. 1691]  
[Public Law 28]

*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 pay the costs of transportation of civilian employees to places of duty in the Naval Establishment outside the continental United States, or in Alaska, and return, upon relief therefrom, to the places at which they were engaged or from which they were transferred for such duty: *Provided,* That nothing herein shall be construed as authorizing the Secretary of the Navy to transfer such employees from one station to another without their consent.

Naval Establishment.  
Transportation costs of civilian employees.

Consent to transfers.

Duration of Act.

SEC. 2. The provisions of this Act shall remain in force during the present war and until six months thereafter, or until such earlier time as the President by proclamation or the Congress by concurrent resolution may designate.

Approved April 9, 1943.

## [CHAPTER 41]

## AN ACT

To effectuate the intent of the Congress as expressed in section 1, paragraph (k) of Public Law 846, Seventy-seventh Congress, approved December 24, 1942, by adding to the list of institutions named in said paragraph the name of the American Tree Association, an institution similar to the institutions so named.

April 9, 1943  
[H. R. 2070]  
[Public Law 29]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the American Tree Association being an institution similar to the institutions named in section 1, paragraph (k), of the Act entitled "An Act to define the real property exempt from taxation in the District of Columbia", approved December 24, 1942, and therefore an institution the real property of which, located in the District of Columbia, may in accordance with such section be exempted from taxation by a special Act of Congress, such section 1, paragraph (k), is amended by inserting therein, after the words "the American Forestry Association", a comma and the words "the American Tree Association".

American Tree Association.  
Exemption of buildings from D. C. tax.

56 Stat. 1090.  
D. C. Code, Supp.  
II, § 47-801a (k).

Effective date.

SEC. 2. The amendment made by this Act shall take effect as of December 24, 1942.

Approved April 9, 1943.

## [CHAPTER 44]

## AN ACT

To authorize the Secretary of War to convey to the people of Puerto Rico certain real estate now under the jurisdiction of the United States.

April 10, 1943  
[S. 222]  
[Public Law 30]

*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, in his discretion, to convey to the people of Puerto Rico a strip of land containing one and twenty-six one-hundredths acres, more or less, located at Ward Puerta de Tierra of the municipality of San Juan, Puerto Rico, adjoining Salvador Brau Boulevard on the north, and comprising a portion of the San Juan Military Reservation, San Juan, Puerto Rico.

Puerto Rico.  
Conveyance of land.

Approved April 10, 1943.

## [CHAPTER 45]

## AN ACT

April 10, 1943

[S. 224]

[Public Law 31]

Philadelphia, Pa.  
Exchange of lands.

To authorize the exchange of lands in the city of Philadelphia, Pennsylvania, between the War Department and the city of Philadelphia, trustee under the will of Stephen Girard, deceased.

*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 city of Philadelphia, trustee under the will of Stephen Girard, deceased, all right, title, and interest of the United States in and to a triangular parcel of land containing thirteen thousand seven hundred and fifteen and eighty-four one-hundredths square feet, more or less, situated at the northeast corner of and comprising a portion of the Philadelphia Quartermaster Depot, Pennsylvania, and fronting on Oregon Avenue east of Twenty-first Street in the city of Philadelphia, Pennsylvania, and to accept in exchange therefor the fee-simple title to a strip of land containing nine thousand eight hundred and nineteen and seventy-five one-hundredths square feet, more or less, and being the northern portion of what was formerly Johnston Street west of Twentieth Street in the city of Philadelphia, Pennsylvania, the exchange herein authorized to be made under such terms and conditions as the Secretary of War may prescribe.

Approved April 10, 1943.

## [CHAPTER 46]

## AN ACT

April 10, 1943

[S. 319]

[Public Law 32]

National Gallery of  
Art.  
Permanent loan of  
cash sums to U. S.

To authorize the acceptance of a permanent loan to the United States by the Board of Trustees of the National Gallery of Art, 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 is hereby authorized and directed to receive into the Treasury from time to time as a permanent loan by the Board of Trustees of the National Gallery of Art to the United States sums in cash of not to exceed \$5,000,000 in the aggregate, and to pay interest on the principal amount of such loan at the rate of 4 per centum per annum, payable semiannually. Such interest is hereby permanently appropriated for payment to the Board of Trustees of the National Gallery of Art.

Approved April 10, 1943.

## [CHAPTER 47]

## AN ACT

April 10, 1943

[S. 427]

[Public Law 33]

Army of the U. S.  
Additional pay for  
diving duty.

To provide additional pay for personnel of the Army of the United States assigned to diving duty.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That enlisted men of the Army of the United States assigned to the duty of diving shall receive additional pay, under such regulations as may be prescribed by the Secretary of War, at the rate of not less than \$5 per month and not exceeding \$30 per month: *Provided,* That officers and enlisted men employed as divers in actual salvage or repair operations in depths of over ninety feet, or in depths of less than ninety feet when the officer in charge of the salvage or repair operation shall find in accordance with instructions prescribed by the Secretary of War that extraordinary hazardous conditions exist, shall receive, in addition to the foregoing, the sum of \$5 per hour for each hour or fraction thereof so employed.

Approved April 10, 1943.

Salvage and repair  
operations.

## [CHAPTER 52]

## AN ACT

To increase the debt limit of the United States, and for other purposes.

April 11, 1943  
[H. R. 1780]  
[Public Law 34]

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 Public Debt Act of 1943.

SEC. 2. Section 21 of the Second Liberty Bond Act, as amended, is further amended to read as follows:

"SEC. 21. The face amount of obligations issued under the authority of this Act shall not exceed in the aggregate \$210,000,000,000 outstanding at any one time."

SEC. 3. Section 22 of the Second Liberty Bond Act, as amended, is further amended by adding at the end thereof the following subsections:

"(h) The Secretary of the Treasury, under such regulations as he may prescribe, may authorize or permit payments in connection with the redemption of savings bonds to be made by incorporated banks and trust companies.

"(i) Any losses resulting from payments made in connection with the redemption of savings bonds shall be replaced out of the fund established by the Government Losses in Shipment Act, as amended, under such regulations as may be prescribed by the Secretary of the Treasury. The Treasurer of the United States, any Federal Reserve bank, or any incorporated bank or trust company authorized or permitted to make payments in connection with the redemption of such bonds, shall be relieved from liability to the United States for such losses, upon a determination by the Secretary of the Treasury that such losses resulted from no fault or negligence on the part of the Treasurer, the Federal Reserve bank, or the incorporated bank or trust company. The Post Office Department or the Postal Service shall be relieved from such liability upon a joint determination by the Postmaster General and the Secretary of the Treasury that such losses resulted from no fault or negligence on the part of the Post Office Department or the Postal Service. The provisions of section 3 of the Government Losses in Shipment Act, as amended, with respect to the finality of decisions by the Secretary of the Treasury shall apply to the determinations made pursuant to this subsection. All recoveries and repayments on account of such losses, as to which replacement shall have been made out of the fund, shall be credited to it and shall be available for the purposes thereof. The Secretary of the Treasury shall include in his annual report to the Congress a statement of all payments made from the fund pursuant to this subsection."

SEC. 4. (a) Section 4 of the Act approved October 2, 1942, entitled "An Act to amend the Emergency Price Control Act of 1942, to aid in preventing inflation, and for other purposes" (Public Law 729 of the Seventy-seventh Congress), is hereby amended, effective as of October 2, 1942, to read as follows:

"SEC. 4. No action shall be taken under authority of this Act with respect to wages or salaries, (1) which is inconsistent with the provisions of the Fair Labor Standards Act of 1938, as amended, or the National Labor Relations Act, or (2) for the purpose of reducing wages or salaries for any particular work below the highest wages or salaries paid therefor between January 1, 1942, and September 15, 1942."

(b) (1) Section 7 of title II, and all other provisions of Executive Order Numbered 9250, "Providing for the stabilization of the national economy" issued October 3, 1942, and all provisions of Regulation Numbered 4001.9, promulgated by the Economic Stabilization

Public Debt Act of 1943.

49 Stat. 21.  
31 U. S. C., Supp. II, § 757b.  
Limitation on obligations.

49 Stat. 21.  
31 U. S. C., Supp. II, § 757c.

Redemption of savings bonds.

Replacement of losses.

50 Stat. 479.  
5 U. S. C. § 134a.

Release from liability.

Decisions of Secretary of Treasury.  
50 Stat. 479.  
5 U. S. C. § 134b.

Annual statement.

Wages and salaries. Limitations on control.  
56 Stat. 766.  
50 U. S. C., Supp. II, app. § 964.

52 Stat. 1060.  
29 U. S. C. §§ 201-219; Supp. II, ch. 8.  
49 Stat. 449.  
29 U. S. C. §§ 151-166.

7 F. R. 7873.  
50 U. S. C., Supp. II, app. § 901 note.  
7 F. R. 8750.

Director on October 27, 1942, which are in conflict with this section are hereby rescinded; and (2) all orders, regulations, and other directives, and all decisions, promulgated or made by virtue of the said Executive order or regulation which are in conflict with this section are hereby rescinded.

[Received by the President, Tuesday, March 30, 1943.]

[NOTE BY THE DEPARTMENT OF STATE.—The foregoing act, having been presented to the President of the United States for his approval and not having been returned by him to the House of Congress in which it originated within the time prescribed by the Constitution of the United States, has become a law without his approval.]

[CHAPTER 53]

AN ACT

To authorize the exchange of lands between the War Department and the Department of the Interior.

April 12, 1943

[S. 223]

[Public Law 35]

Fort Sill, Okla.  
Exchange of lands.

*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 transfer to the control and jurisdiction of the Secretary of the Interior that portion of the Fort Sill Military Reservation, Oklahoma, now occupied by the Department of the Interior under revocable permit from the Secretary of War dated January 23, 1942, and in exchange therefor the Secretary of the Interior is hereby authorized to transfer to the control and jurisdiction of the Secretary of War that portion of the Wichita Mountains Wildlife Refuge, Oklahoma, now occupied by the War Department under permit from the Secretary of the Interior dated October 2, 1941.

Approved April 12, 1943.

[CHAPTER 56]

AN ACT

To amend section 602 (d) (1) of the National Service Life Insurance Act of 1940, as amended.

April 12, 1943

[S. 903]

[Public Law 36]

National Service  
Life Insurance Act of  
1940, amendment.  
55 Stat. 846.  
38 U. S. C., Supp.  
II, § 802 (d) (1).

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 602 (d) (1) of the National Service Life Insurance Act of 1940, as amended by section 10 of Public Law 360, Seventy-seventh Congress, December 20, 1941, is amended to read as follows:

“(d) (1) Any person in the active service and while in such service shall be granted such insurance without medical examination and without medical-history statement upon application therefor in writing (made within one hundred and twenty days after the date of enactment of this amendatory Act) upon payment of the premiums: *Provided,* That after the expiration of such one-hundred-and-twenty-day period any such person may be granted national service life insurance at any time upon application, payment of premiums, and evidence satisfactory to the Administrator showing him to be in good health.”

Approved April 12, 1943.

## [CHAPTER 62]

## AN ACT

Suspending certain provisions of sections 12B and 19 of the Federal Reserve Act until six months after the cessation of hostilities in the present war as determined by proclamation of the President or concurrent resolution of the Congress.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the second sentence of paragraph (1) of subsection (h) of section 12B of the Federal Reserve Act (U. S. C., title 12, sec. 264 (h) (1)), as amended, is hereby further amended by substituting a colon for the period at the end thereof and adding the following: "*And provided further,* That until six months after the cessation of hostilities in the present war as determined by proclamation of the President or concurrent resolution of the Congress any balance payable to the United States by any insured bank, whether represented by a deposit account or otherwise, arising solely as a result of subscriptions made by or through such insured bank for United States Government securities issued under authority of the Second Liberty Bond Act, as amended, shall be excluded from the definition of 'deposit' for the purpose of determining the assessment base."

SEC. 2. The last sentence of section 19 of the Federal Reserve Act (U. S. C., title 12, sec. 462a-1) be amended by substituting a colon for the period at the end thereof and by adding the following: "*Provided,* That until six months after the cessation of hostilities in the present war as determined by proclamation of the President or concurrent resolution of the Congress no deposit payable to the United States by any member bank arising solely as the result of subscriptions made by or through such member bank for United States Government securities issued under authority of the Second Liberty Bond Act, as amended, shall be subject to the reserve requirements of this section."

Approved April 13, 1943.

April 13, 1943

[S. 700]

[Public Law 37]

Federal Reserve Act, amendments.

49 Stat. 688.

Suspension of assessments on certain deposits.

40 Stat. 288.  
31 U. S. C. § 774  
(2); Supp. II, §§ 754a,  
754b, 757c.  
Ante, p. 63.

49 Stat. 715.

Reserve requirements.

## [CHAPTER 63]

## AN ACT

To provide for the appointment of female physicians and surgeons in the Medical Corps of the Army and Navy.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That hereafter during the present war and six months thereafter there shall be included in the Medical Departments of the Army and Navy such licensed female physicians and surgeons as the Secretary of War and the Secretary of the Navy may consider necessary, whose qualifications, duties, and assignments shall be in accordance with regulations to be prescribed by the Secretary and who shall be appointed and at his discretion removed by the Surgeon General of the Army or Navy, subject to the approval of the Secretary of War or the Secretary of the Navy. Those appointed shall be commissioned in the Army of the United States or the Naval Reserve, and shall receive the same pay and allowances and be entitled to the same rights, privileges, and benefits as members of the Officers' Reserve Corps of the Army and the Naval Reserve of the Navy with the same grade and length of service.

Approved April 16, 1943.

April 16, 1943

[H. R. 1857]

[Public Law 38]

Army and Navy.  
Female physicians  
and surgeons.  
Post, p. 587.

Commissions.

[CHAPTER 67]

AN ACT

April 22, 1943

[S. 899]

[Public Law 39]

To amend the Act approved January 2, 1942, entitled "An Act to provide for the prompt settlement of claims for damages occasioned by Army, Navy, and Marine Corps forces in foreign countries."

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of January 2, 1942 (55 Stat. 880; 31 U. S. C. 224d) be, and hereby is, amended to read as follows:

31 U. S. C., Supp. II, § 224d.

Damages by American forces abroad. Settlement of certain claims.

Appointment of Commissions.

"That, for the purpose of promoting and maintaining friendly relations by the prompt settlement of meritorious claims, the Secretary of War and the Secretary of the Navy, and such other officer or officers as the Secretary of War or the Secretary of the Navy, as the case may be, may designate for such purposes and under such regulations as he may prescribe, are hereby authorized to appoint a Claims Commission or Commissions, each composed of one or more officers of the Army, Navy, or Marine Corps, as the case may be, to consider, ascertain, adjust, determine, and make payments, where accepted by the claimant in full satisfaction and in final settlement, of claims, including claims of insured but excluding claims of subrogees, on account of damage to or loss or destruction of public property both real and personal, or on account of damage to or loss or destruction of private property both real and personal or personal injury or death of inhabitants of a foreign country, including places located therein which are under the temporary or permanent jurisdiction of the United States, arising in such foreign country, including claims for damage to or loss or destruction of personal property bailed to the Government and claims for damages incident to the use and occupancy of real property, whether under a lease, express or implied, or otherwise, when such damage, loss, destruction, or injury is caused by Army, Navy, or Marine Corps forces, or individual members thereof, including military personnel and civilian employees thereof, or otherwise incident to noncombat activities of such forces, where the amount of such claim does not exceed \$5,000: *Provided*, That no claim shall be considered by such Commissions unless presented within one year after the occurrence of the accident or incident out of which such claim arises except that claims arising out of accidents or incidents occurring after December 6, 1941, but prior to May 1, 1943, may be presented at any time prior to May 1, 1944: *Provided further*, That any such settlements made by such Commissions shall be subject to such regulations as the Secretary of War or the Secretary of the Navy may prescribe and may, in cases where the amount exceeds \$2,500 but does not exceed \$5,000, be subject to the approval of such commanding or other officer of Army, Navy, or Marine Corps forces, as the case may be, as the Secretary of War or the Secretary of the Navy may prescribe; and the Secretary of War and the Secretary of the Navy, respectively, shall have authority, if he deems any claim in excess of \$5,000 to be meritorious, to certify such amount as may be found to be just and reasonable thereon to Congress as a legal claim for payment out of appropriations that may be made by Congress therefor, together with a brief statement of the character of such claim, the amount claimed, and the amount allowed: *Provided further*, That no claim of any national of any country at war with the United States, or of any ally of such enemy country, except as the Commission or the local military commander shall determine that the claimant is friendly to the United States, and no claim resulting from action by the enemy or resulting directly or indirectly from any act by our armed forces engaged in combat,

Time limitation.

Regulations.

Specified settlements subject to approval.

Claims in excess of \$5,000.

Claims not allowed.

shall be allowed under this Act: *Provided further*, That any such settlements made by such Commissions under the authority of this Act shall be final and conclusive for all purposes, notwithstanding any other provision of law to the contrary.

Settlements to be final.

"SEC. 2. All payments in settlement of claims under section 1 of this Act shall be made out of the appropriation, current at the time of settlement, for 'Pay, subsistence, and transportation of naval personnel', as to claims settled by Commissions composed of officers of the Navy or Marine Corps, and out of the appropriation, current at the time of settlement, for 'Finance Service, Army', as to claims settled by Commissions composed of officers of the Army.

Funds available.

"SEC. 3. This Act shall be supplementary to, and not in lieu of, all other provisions of law authorizing consideration, ascertainment, adjustment, determination, or payment of claims by the Secretary of War and the Secretary of the Navy, respectively.

Act deemed supplementary.

"SEC. 4. This Act shall be applicable to claims not heretofore satisfied arising on or after May 27, 1941: *Provided*, That as to any claim in excess of \$1,000 this Act shall be applicable for the purpose of payment thereof, or the purpose of the certification thereof to Congress for payment, only if the accident or incident out of which such claim arises has occurred, or shall occur, subsequent to December 6, 1941.

Applicability.

"SEC. 5. The Act of April 18, 1918 (40 Stat. 532), relating to indemnity for damages caused by American forces abroad, is hereby repealed.

Act repealed.  
31 U. S. C., Supp.  
II, § 223a.

"SEC. 6. Claims of the type described in section 1 hereof on account of damage to or loss or destruction of property both real and personal, or personal injury or death of any person, caused by Coast Guard forces, or individual members, including military personnel and civilian employees thereof, or otherwise incident to activities of such forces, arising at any time while the Coast Guard shall be operating as a part of the Navy may be considered, ascertained, adjusted, determined, and paid in the manner in this Act provided for the settlement of Navy and Marine Corps claims, except that in such cases one or more officers of the Coast Guard may be appointed by the Secretary of the Navy to a Claims Commission or Commissions or as officers to approve settlements of claims made by such Commission or Commissions, and all payments in settlement of such claims shall be made out of the appropriation 'General expenses, Coast Guard': *Provided*, That no claims on account of damage to or loss or destruction of property, or personal injury or death, caused by Coast Guard forces, or individual members thereof, or otherwise incident to the activities of such forces, shall be considered, ascertained, adjusted, determined, or paid under the provisions of this Act at any time when the Coast Guard shall be operating under the Treasury Department.

Coast Guard.

"SEC. 7. In time of war, any claims, whether Army, Navy, Marine Corps, or Coast Guard, which may be settled under this Act may, at the request of the service concerned, be settled by any Commission or Commissions appointed under this Act even though not composed of officers of the service concerned, subject to reimbursement by the service for whom the claims were settled pursuant to the provisions of this Act."

Settlements in time of war.

Approved April 22, 1943.

## [CHAPTER 68]

## JOINT RESOLUTION

April 24, 1943  
[H. J. Res. 113]  
[Public Law 40]

To extend the provisions of the Bituminous Coal Act of 1937 for a period of thirty days.

Bituminous Coal Act of 1937.  
Time extension.  
55 Stat. 134.  
15 U. S. C., Supp. II, § 849.  
*Post*, p. 82.  
55 Stat. 134.  
26 U. S. C., Supp. II, § 3527.  
*Post*, p. 82.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That (a) section 19 of the Bituminous Coal Act of 1937 (relating to termination of the Act) is amended by striking out "April 26, 1943" and inserting in lieu thereof "May 24, 1943".

(b) Section 3527 of the Internal Revenue Code (relating to termination of the bituminous coal taxes) is amended by striking out "April 25, 1943" and inserting in lieu thereof "May 23, 1943".

Approved April 24, 1943.

## [CHAPTER 71]

## JOINT RESOLUTION

April 26, 1943  
[H. J. Res. 92]  
[Public Law 41]

To authorize the refund by the War Shipping Administrator of certain freights for transportation on frustrated voyages.

Frustrated voyages.  
Refund of sums collected as freight.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Administrator, War Shipping Administration, is authorized to refund to shippers or their authorized representatives sums collected by or for account of the United States as freight for transportation which was not completed by reason of frustration of the voyage on or about December 1, 1941, and before February 16, 1942: *Provided*, That when the United States has incurred any expense in connection with such frustrated voyages the refund shall be prorated upon such basis as the Administrator shall deem appropriate.

Approved April 26, 1943.

## [CHAPTER 76]

## AN ACT

April 29, 1943  
[S. 991]  
[Public Law 42]

To extend the time within which the powers relating to the stabilization fund may be exercised.

Gold Reserve Act of 1934, amendments.

48 Stat. 341.  
31 U. S. C., § 822a (b).

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That subsection (b) of section 10 of the Gold Reserve Act of 1934, approved January 30, 1934, as amended, is amended by inserting after the second sentence thereof the following new sentence: "Such fund shall not be used in any manner whereby direct control and custody thereof pass from the President and the Secretary of the Treasury."

48 Stat. 342.  
31 U. S. C., Supp. II, § 822a (c).

SEC. 2. Subsection (c) of section 10 of the Gold Reserve Act of 1934, approved January 30, 1934, as amended, is amended to read as follows:

"(c) All the powers conferred by this section shall expire June 30, 1945, unless the President shall sooner declare the existing emergency ended and the operation of the stabilization fund terminated."

Approved April 29, 1943.

## [CHAPTER 80]

## AN ACT

To amend the Agricultural Adjustment Act of 1938, as amended, for the purpose of further regulating interstate and foreign commerce in tobacco, and for other purposes.

April 29, 1943  
[H. R. 2020]  
[Public Law 43]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 313 (a) of subtitle B of title III of the Agricultural Adjustment Act of 1938, as amended, is amended by striking out the period at the end of said subsection and inserting in lieu thereof a colon and the following new proviso: "*And provided further,* That the Burley tobacco acreage allotment which would otherwise be established for any farm having a Burley acreage allotment in 1942 shall not be less than one-half acre, and the acreage required for apportionment under this proviso shall be in addition to the National and State acreage allotments."

Agricultural Ad-  
justment Act of 1938,  
amendment.  
52 Stat. 47.  
7 U. S. C. § 1313 (a).  
Post, p. 387.

Burley tobacco  
acreage allotment.

Approved April 29, 1943.

## [CHAPTER 81]

## AN ACT

To authorize the return to private ownership of certain vessels formerly used or suitable for use in the fisheries or industries related thereto.

April 29, 1943  
[H. R. 2238]  
[Public Law 44]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That any vessel formerly used or suitable for use in the fisheries or industries related thereto the title to which has been or may hereafter be acquired by the United States through purchase or requisition may be returned to private ownership in accordance with the provisions of this Act.

Return of certain  
fishing vessels to  
owners.

SEC. 2. Every such vessel shall, upon determination by the department or agency having possession thereof that the vessel is no longer needed or can be spared by such department or agency without detriment to its service, be made available to the Administrator of the War Shipping Administration (hereinafter referred to as the Administrator), who shall notify the owner from whom such vessel was purchased or requisitioned that the vessel may be returned to such owner upon repayment to the United States of the compensation paid therefor less such allowances as the Administrator may deem reasonable (1) to cover the cost of such reconditioning as the Administrator and the owner may find necessary to make the vessel suitable for use in the fisheries or industries related thereto (ordinary wear and tear excepted), and (2) to compensate such owner for the use of the vessel by the United States, and upon compliance with such other terms and conditions as the Administrator may prescribe. The determination of such allowances by the Administrator shall be final notwithstanding any other provision of law.

Notification by War  
Shipping Adminis-  
trator.

Repayment to U. S.

SEC. 3. If any such owner shall fail, within a reasonable time after notice (which time shall be specified in the notice but may be extended by the Administrator), to make arrangements satisfactory to the Administrator for such return of the vessel or shall expressly waive the right thereto, the Administrator may advertise the vessel for sale upon competitive sealed bids subject to such terms and conditions as the Administrator may prescribe, including a requirement of assurance that the vessel will not be used, for the period of one year from the date of sale, other than in the fisheries or industries related thereto, without the approval of the Administrator: *Provided, however,* That the Administrator may reject any bid which does not equal the purchase price or compensation paid or payable by the United States for such vessel less a reasonable allowance to cover the cost of reconditioning as hereinabove defined.

Disposition if owner  
fails to redeem.

Deduction for expenses.

SEC. 4. The Administrator may withhold from the funds received for the return or sale of any such vessel the expenses incurred by him in such return or sale, and shall pay over the balance of such receipts to the department or agency by which such vessel was made available.

Approved April 29, 1943.

[CHAPTER 82]

JOINT RESOLUTION

April 29, 1943  
[H. J. Res. 96]  
[Public Law 45]

Making an appropriation to assist in providing a supply and distribution of farm labor for the calendar year 1943.

Supply and distribution of farm labor for 1943.  
Appropriation.  
Post, p. 643.

*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 \$26,100,000, to remain available until December 31, 1943, to be expended by the Administrator of Food Production and Distribution (hereinafter referred to as the "Administrator"), appointed pursuant to Executive Order Numbered 9322, dated March 26, 1943, for assisting in providing an adequate supply of workers for the production and harvesting of agricultural commodities essential to the prosecution of the war, as follows.

8 F. R. 3807, 5423.

PAYMENTS TO STATES

Apportionment on basis of need.

Expenditure by extension services.

Purposes.

SEC. 2. (a) For the purpose of assisting in providing an adequate supply of workers for the production and harvesting of agricultural commodities within the several States, the Administrator shall apportion among the several States, on the basis of need, not less than \$9,000,000 and not more than \$13,050,000 of the sum appropriated by section 1 and the sums so apportioned shall be available for payment to such States for expenditure by the agricultural extension services of the land-grant colleges in such States in accordance with such agreements as may be entered into by the Administrator and such extension services and subject to the supervision of the Administrator. The purposes for which such funds may be expended by such extension services shall include, among other things, (1) the recruiting, placement (including the placement of workers as tenants or sharecroppers), and training of such workers; (2) transportation, supervision, subsistence, protection, health and medical and burial services, and shelter for such workers and their families and necessary personal property; (3) lease, repair, alteration, and operation of labor supply centers and other necessary facilities and services, including former Civilian Conservation Corps camps; (4) advancing to workers of sums due from employers within the United States who are under contractual obligation to reimburse such extension services for such advances; (5) employment of personnel and other administrative expenses; and (6) payment to or reimbursement of other public or private agencies or individuals for furnishing services or facilities for such purposes. Such extension services may enter into agreements with other public and private agencies and individuals and utilize the facilities and services of such agencies and individuals in carrying out the purposes of this section.

Certification and payment.

(b) The Administrator shall certify to the Secretary of the Treasury, from time to time, the amounts to be paid to each State under this section and the time or times such amounts are to be paid; and the Secretary of the Treasury shall pay to the State, at the time or times fixed by the Administrator, the amounts so certified.

## EXPENDITURE OF OTHER FUNDS

SEC. 3. (a) Not more than \$13,050,000 of the funds appropriated by section 1 and not apportioned by the Administrator among the several States pursuant to section 2 shall be available for expenditure by the Administrator. The purposes for which such funds may be expended shall include, among other things, (1) the recruiting and transportation of workers and their families and necessary personal property, within the United States and elsewhere; (2) furnishing, by loans or otherwise, of health and medical and burial services, training, subsistence, allowances, protection, and shelter for such workers and their families; (3) advancing to workers of sums due from employers within the United States who are under contractual obligation to reimburse the United States for such advances; (4) lease, repair, alteration, and operation of labor supply centers and other necessary facilities and services; and (5) operating personnel and expenses to carry out the above purposes.

(b) Not more than 2 per centum of the funds appropriated by section 1 hereof shall be available for administrative expenses of the Administrator, including (1) the employment of persons and organizations, by contract or otherwise, at the seat of government and elsewhere; (2) purchase, exchange, operation, and maintenance of passenger-carrying vehicles; (3) printing and binding; (4) travel expenses of persons employed in administrative, supervisory, or facilitating capacities within a foreign country or from a foreign country to the United States and return, including such expenses to first-duty stations; and (5) payment to or reimbursement of other agencies or individuals for administrative expenses incurred by them.

(c) For the purpose of this joint resolution, the Administrator is authorized—

(1) to utilize the facilities, services, and personnel of units and agencies within the Department of Agriculture; to enter into agreements with other public or private agencies or individuals; to utilize (pursuant to such agreements) the facilities and services of such agencies and individuals and to delegate to them functions under this joint resolution; and to allocate or transfer funds to (in addition to the transfers authorized by the Department of Agriculture Appropriation Acts for the fiscal years 1943 and 1944), or otherwise to pay or reimburse such units, agencies, and individuals for expenses in connection therewith;

(2) to accept and utilize voluntary and uncompensated services; and

(3) to cooperate with the Secretary of State in the negotiation or renegotiation of agreements with foreign governments relating to the importation of workers into the United States.

## LIMITATIONS

SEC. 4. (a) No part of the funds herein appropriated shall be expended for the transportation of any worker from the county where he resides or is working to a place of employment outside of such county without the prior consent in writing of the county extension agent of such county, if such worker has resided in such county for a period of one year or more immediately prior thereto and has been engaged in agricultural labor as his principal occupation during such period.

(b) No part of the funds herein appropriated, or heretofore appropriated or made available to any department or agency of the Gov-

Expenditure by Administrator.

Purposes.

Limitation on use of funds.

Use of public or private facilities.

56 Stat. 664.  
Post, p. 392.

Acceptance of voluntary services.

Agreements for importation of workers.

Transportation of workers.

Regulation of wages, housing, or hours.

ernment for the recruiting, transportation, or placement of agricultural workers, shall be used directly or indirectly to fix, regulate, or impose minimum wages or housing standards, to regulate hours of work, or to impose or enforce collective-bargaining requirements or union membership, with respect to any agricultural labor, except with respect to workers imported into the United States from a foreign country and then only to the extent required to comply with agreements with the government of such foreign country: *Provided*, That nothing herein contained shall prevent the expenditure of such funds in connection with the negotiation of agreements with employers of agricultural workers which may provide that prevailing wage rates shall be paid for particular crops and areas involved and that shelter shall be provided for such workers.

#### MISCELLANEOUS PROVISIONS

SEC. 5. (a) Funds appropriated by this joint resolution may be expended without regard to section 3709 of the Revised Statutes.

(b) Any payments made by the United States or other public or private agencies or employers to aliens brought into the United States under this joint resolution shall not be subject to deduction or withholding under section 143 (b) of the Internal Revenue Code.

(c) For the purpose of this joint resolution—

(1) the term "State" includes Alaska, Hawaii, and Puerto Rico;

(2) the term "worker" includes nationals of the United States and aliens;

(3) the term "agricultural labor" includes any services or activities included within the provisions of section 3 (f) of the Fair Labor Standards Act of 1938 or section 1426 (h) of the Internal Revenue Code.

(d) Effective July 1, 1943, notwithstanding section 3 of the Act of June 29, 1936 (U. S. C., title 40, sec. 433), receipts derived for the account of the United States from the use and occupancy of agricultural labor supply centers, including camps and facilities heretofore used by or under the control of the Farm Security Administration, shall be deposited in the Treasury as miscellaneous receipts.

(e) The former Civilian Conservation Corps camps shall be transferred without charge to the Administrator, to the extent that he deems necessary to carry out the purposes of this joint resolution: *Provided*, That no such camp which is being utilized by any other agency of the Government, or which has been transferred to any State, county, municipality, or nonprofit organization, shall be transferred to the Administrator under this subsection without the consent of such agency, State, county, municipality, or organization.

(f) Notwithstanding provisions of title I of the Social Security Act, as amended (relating to grants to States for old-age assistance), and of appropriations for payments thereunder, in any case in which any State pays old-age assistance to any individual at a rate not in excess of the rate of old-age assistance paid to such individual during the month of April 1943, any failure to take into consideration any income and resources of such individual arising from agricultural labor performed by him as an employee, or from labor otherwise performed by him in connection with the raising or harvesting of agricultural commodities, after the date of enactment of this joint resolution and prior to the seventh calendar month occurring after the termination of hostilities in the present war, as proclaimed by the President, shall not be a basis of excluding payments made to such individual in computing payments made to States under section 3

Collective bargain-  
ing, etc.

Permissible agree-  
ments with employ-  
ers.

41 U. S. C. § 5.  
Payments to aliens,  
tax.

53 Stat. 61.  
26 U. S. C., Supp.  
II, § 143 (b).  
"State."

"Worker."

"Agricultural labor."  
52 Stat. 1090.  
29 U. S. C. § 203 (f).  
53 Stat. 1386.  
26 U. S. C. § 1426  
(h).

49 Stat. 2036.  
Receipts from use of  
supply centers.

Transfer of former  
CCC camps.

Old-age assistance.  
49 Stat. 620.  
42 U. S. C. §§ 301-  
306.  
Post, p. 125.

of such title, of refusing to approve a State plan under section 2 of such title, or of withholding certification pursuant to section 4 of such title.

(g) In order to facilitate the employment by agricultural employers in the United States of native-born residents of North America, South America, and Central America, and the islands adjacent thereto, desiring to perform agricultural labor in the United States, during continuation of hostilities in the present war, any such resident desiring to enter the United States for that purpose shall be exempt from the payment of head tax required by Section 2 of the Immigration Act of February 5, 1917, and from other admission charges, and shall be exempt from those excluding provisions of Section 3 of such Act which relate to contract laborers, the requirements of literacy, and the payment of passage by corporations, foreign government, or others; and any such resident shall be admitted to perform agricultural labor in the United States for such time and under such conditions (but not including the exaction of bond to insure ultimate departure from the United States) as may be required by regulations prescribed by the Commissioner of Immigration and Naturalization with the approval of the Attorney General; and in the event such regulations require documentary evidence of the country of birth of any such resident which he is unable to furnish, such requirement may be waived by the admitting officer of the United States at the point where such resident seeks entry into the United States if such official has other proof satisfactory to him that such resident is a native of the country claimed as his birthplace. Each such resident shall be provided with an identification card (with his photograph and fingerprints) to be prescribed under such regulations which shall be in lieu of all other documentary requirements, including the registration at time of entry or after entry required by the Alien Registration Act of 1940. Any such resident admitted under the foregoing provisions who fails to maintain the status for which he was admitted or to depart from the United States in accordance with the terms of his admission shall be taken into custody under a warrant issued by the Attorney General at any time after entry and deported in accordance with Section 20 of the Immigration Act of February 5, 1917. Sections 5 and 6 of such Act shall not apply to the importation of aliens under this joint resolution. No provision of this joint resolution shall authorize the admission into the United States of any enemy alien.

Approved April 29, 1943.

[CHAPTER 90]

AN ACT

To revive and reenact an Act approved June 13, 1934 (48 Stat. 947), as amended, authorizing construction of a toll bridge across the Columbia River, at or near Astoria, Oregon.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Act approved June 13, 1934, as amended, and heretofore extended by Acts of Congress approved August 30, 1935, January 27, 1936, August 5, 1937, May 26, 1938, August 5, 1939, December 16, 1940, and July 14, 1941, authorizing the Oregon-Washington Bridge Board of Trustees to construct, maintain, and operate a toll bridge across the Columbia River at Astoria, Clatsop County, Oregon, be, and is hereby, revived and reenacted: *Provided*, That this Act shall be null and void unless the actual construction of the bridge referred to be commenced within two years and completed within four years from the date of approval hereof.

Importation of workers from North, South, and Central America.

Exemptions.

39 Stat. 875.  
8 U. S. C. § 132.

8 U. S. C. § 136.

Regulations.

Proof of birthplace.

Identification card.

54 Stat. 673.  
8 U. S. C. § 451  
note; Supp. II, §§ 155,  
457.  
Failure to maintain  
status, etc.

39 Stat. 890.  
8 U. S. C. § 156.  
Post, p. 553.  
39 Stat. 879.  
8 U. S. C. §§ 139,  
142.  
Enemy aliens.

May 3, 1943  
[H. R. 1114]

[Public Law 46]

Columbia River.  
Construction of  
bridge at Astoria,  
Oreg.  
48 Stat. 949; 49 Stat.  
1066, 1104; 50 Stat. 563;  
52 Stat. 445; 53 Stat.  
1206; 54 Stat. 1222; 55  
Stat. 590.

Time limitation.

## Amendments.

SEC. 2. The first section of such Act of June 13, 1934, as amended (48 Stat. 949), is amended—

(1) By inserting after the words “chairman of the Board of County Commissioners of Pacific County, Washington, and his successors in office” the words “or the chairman of the Board of County Commissioners of Wahkiakum County, Washington, and his successors in office”.

(2) By striking out the words “at a point suitable to the interests of navigation, at Astoria, Clatsop County, Oregon” and inserting in lieu thereof the words “at a point in Clatsop County, Oregon, suitable to the interests of navigation”.

(3) By striking out the words “in trust for Clatsop County, Oregon, Pacific County, Washington, and the city of Astoria, Oregon” and inserting in lieu thereof the words “in trust for Clatsop County, Oregon, Pacific County or Wahkiakum County, Washington, and the city of Astoria, Oregon”.

SEC. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved May 3, 1943.

## [CHAPTER 91]

## AN ACT

Providing for the suspension of annual assessment work on mining claims held by location in the United States, including the Territory of Alaska.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the provision of section 2324 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, including the Territory of Alaska, until the hour of 12 o'clock meridian on the 1st day of July after the cessation of hostilities in the present war as determined by proclamation of the President or concurrent resolution of the Congress: *Provided,* 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 of July 1 for each year that this Act remains in effect, a notice of his desire to hold said mining claim under this Act.

Approved May 3, 1943.

## [CHAPTER 92]

## JOINT RESOLUTION

Authorizing the execution of certain obligations under the treaties of 1903 and 1936 with Panama, and other commitments.

*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 is hereby, authorized to transfer to the Republic of Panama all of the right, title, and interest of the United States in and to water and sewerage systems installed by the United States in the cities of Panama and Colon: *Provided, however,* That pending the establishment of an independent water-supply system, and so long as the Republic of Panama desires to utilize a supply of water from the Canal Zone, it shall pay quarterly to the appropriate Canal Zone authorities the rate of B/0.09 per one thousand

May 3, 1943

[H. R. 2370]

[Public Law 47]

Mining claims.  
Suspension of an-  
nual assessment work.  
30 U. S. C. § 28;  
Supp. II, § 28a.

Duration.

Condition.

May 3, 1943

[H. J. Res. 14]

[Public Law 48]

Republic of Pan-  
ama.  
Transfer of certain  
utilities.

Water rates.

gallons or such other reasonable rate as may be agreed upon by both Governments: *And provided further*, That the turning over to the Government of the Republic of Panama of the physical properties of the water and sewerage systems and the administration thereof, including the collection of the water rates, does not in any way modify the existing arrangement in respect to responsibility for the public health services of the cities of Panama and Colon as specified in the second paragraph of article VII of the Convention between the United States of America and Panama, signed at Washington, November 18, 1903.

SEC. 2. The Panama Railroad Company is hereby authorized to convey to the Republic of Panama, in whole or in part, all of its right, title, and interest in and to so much of the lands of the Panama Railroad Company located in the cities of Panama and Colon as, in the opinion of the Secretary of War, are no longer needed for the operation of the Panama Railroad or for the operation, maintenance, sanitation, or defense of the Panama Canal: *Provided*, That any such instruments of conveyance shall contain a provision under which the Panama Railroad Company and any of its successors in interest agrees to fully protect the Government of the United States against any claims for damages or losses heretofore or hereafter incurred by any lessee of any of the lands covered by such conveyance. The authority conferred by this section shall not be exercised after June 30, 1944.

(a) Any conveyance of any land in pursuance of the authority contained herein shall be deemed to release any and all reversionary rights of the United States in said property.

(b) The provisions of the joint resolution entitled "Joint resolution authorizing the disposal of certain lands held by the Panama Railroad Company on Manzanillo Island, Republic of Panama," approved July 10, 1937, so far as they may conflict with the provisions of this joint resolution, are hereby modified accordingly.

SEC. 3. There is hereby authorized to be appropriated out of any moneys in the Treasury, not otherwise appropriated, a sum not to exceed \$2,700,000, to enable the Secretary of the Treasury to pay to the Republic of Panama an amount equivalent to the principal and interest paid by that government on account of the credit of \$2,500,000 made available to it by the Export-Import Bank for the construction of Panama's share of the Chorrera-Rio Hato Highway, and to pay to the Export-Import Bank an amount sufficient to liquidate the remaining obligation of the Republic of Panama to that bank on account of the aforesaid credit.

Approved May 3, 1943.

[CHAPTER 93]

AN ACT

To provide for the payment of overtime compensation to Government employees, and for other purposes.

May 7, 1943

[H. R. 1860]

[Public Law 49]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That this Act shall apply to all civilian officers and employees (including officers and employees whose wages are fixed on a monthly or yearly basis and adjusted from time to time in accordance with prevailing rates by wage boards or similar administrative authority serving the same purpose, except those in or under the Government Printing Office or the Tennessee Valley Authority) in or under the United States Government, including Government-owned or controlled corporations,

Public health services.

33 Stat. 2236.

Conveyance by Panama Railroad Company.

Protection of U. S. against damage claims.

Termination of authority.

Release of reversionary rights.

Modification of conflicting provisions.

50 Stat. 511.

Appropriation authorized.  
Post, p. 544.

War Overtime Pay Act of 1943.  
Personnel included.  
Post, p. 440.

42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*  
Persons not in-  
cluded.

*Ante*, p. 45.

"Elected officials."

Basis of payment.

56 Stat. 1068.  
5 U. S. C., Supp. II,  
§§ 29 note, 26a note.  
Limitation.

Aggregate compen-  
sation.

Compensatory  
time.

Additional pay in  
lieu of overtime pay.  
Designated employ-  
ees.

and to those employees of the District of Columbia municipal government who occupy positions subject to the Classification Act of 1923, as amended, except that this Act shall not apply to (a) elected officials; (b) judges; (c) heads of departments, independent establishments, and agencies; (d) officers and employees in the field service of the Post Office Department; (e) employees whose wages are fixed on a daily or hourly basis and adjusted from time to time in accordance with prevailing rates by wage boards or similar administrative authority serving the same purpose; (f) employees outside the continental limits of the United States, including Alaska, who are paid in accordance with local prevailing native wage rates for the area in which employed; (g) officers and employees of the Inland Waterways Corporation; and (h) individuals to whom the provisions of section 1 (a) of the Act entitled "An Act to amend and clarify certain provisions of law relating to functions of the War Shipping Administration, and for other purposes", approved March 24, 1943 (Public Law Numbered 17, Seventy-eighth Congress), are applicable. As used in this section the term "elected officials" shall not include officers elected by the Senate or House of Representatives who are not members of either body.

SEC. 2. Officers and employees to whom this Act applies and who are not entitled to additional compensation under section 3 shall be paid overtime compensation computed on the same basis as the overtime compensation which was authorized to be paid under Public Law Numbered 821, Seventy-seventh Congress: *Provided*, That such overtime compensation shall be paid only on the portion of an officer's or employee's basic rate of compensation not in excess of \$2,900 per annum: *Provided further*, That such overtime compensation shall be paid on such portion of an officer's or employee's basic rate of compensation notwithstanding the fact that such payment will cause his aggregate compensation to exceed a rate of \$5,000 per annum: *And provided further*, That in lieu of overtime compensation for work in excess of forty-eight hours in any administrative workweek, the heads of departments, establishments, and agencies may in their discretion grant per annum employees compensatory time off from duty.

SEC. 3. (a) Except as provided in subsection (c), officers and employees to whom this Act applies and whose hours of duty are intermittent or irregular, officers and employees in or under the legislative and judicial branches (except those in the Library of Congress, or the Botanic Garden, and per annum employees in or under the Office of the Architect of the Capitol who are regularly required to work not less than forty-eight hours per week) to whom this Act applies, and, subject to the approval of the Civil Service Commission, officers and employees whose hours of work are governed by those of private establishments which they serve and for whom on this account overtime work schedules are not feasible, shall be paid, in lieu of the overtime compensation authorized under section 2 of this Act, additional compensation at the rate of (1) \$300 per annum if their earned basic compensation is at a rate of less than \$2,000 per annum, or (2) 15 per centum of so much of their earned basic compensation as is not in excess of a rate of \$2,900 per annum if their earned basic compensation is at a rate of \$2,000 per annum or more.

(b) Any officer or employee to whom this Act applies and who is entitled to no additional compensation under subsection (a) or subsection (c) for a pay period, shall be paid for such pay period, in lieu of overtime compensation under section 2, additional compensation at the rate of \$300 per annum, unless his overtime compensation under section 2 for such pay period is at least equal to such additional compensation.

(c) Any officer or employee to whom this Act applies and whose hours of duty are less than full time, or whose compensation is based upon other than a time period basis shall be paid, in lieu of overtime compensation or additional compensation under the foregoing provisions of this Act, additional compensation at a rate of 15 per centum of so much of their earned basic compensation as is not in excess of a rate of \$2,900 per annum.

(d) In no case shall any officer or employee be paid additional compensation under this section for any pay period amounting to more than 25 per centum of his earned basic compensation for such pay period.

SEC. 4. The provisions of section 3 of this Act shall apply to the official reporters of proceedings and debates of the Senate and their employees.

SEC. 5. The Act approved February 10, 1942 (Public Law Numbered 450, Seventy-seventh Congress), and section 4 of the Act approved May 2, 1941 (Public Law Numbered 46, Seventy-seventh Congress), as amended, are hereby repealed.

SEC. 6. The provisions of the Saturday half-holiday law of March 3, 1931 (46 Stat. 1482; U. S. C., title 5, sec. 26 (a)), are hereby suspended for the period during which this Act is in effect.

SEC. 7. The provisions of this Act shall not operate to prevent payment for overtime services in accordance with any of the following statutes: Act of February 13, 1911, as amended (U. S. C., title 19, secs. 261 and 267); Act of July 24, 1919 (41 Stat. 241; U. S. C., title 7, sec. 394); Act of June 17, 1930, as amended (U. S. C., title 19, secs. 1450, 1451, and 1452); Act of March 2, 1931 (46 Stat. 1467; U. S. C., title 8, secs. 109a and 109b); Act of May 27, 1936, as amended (52 Stat. 345; U. S. C., title 46, sec. 382b); Act of March 23, 1941 (Public Law Numbered 20, Seventy-seventh Congress): *Provided*, That the overtime services covered by such payment shall not also form a basis for overtime compensation under this Act.

SEC. 8. Whenever the Civil Service Commission shall find that within the same Government organization and at the same location gross inequities exist, to such extent as to interfere with the prosecution of the war, between basic per annum rates of pay fixed for any class of positions under the Classification Act of 1923, as amended, and the compensation of employees whose basic rates of pay are fixed by wage boards or similar administrative authority serving the same purpose, the Commission is hereby empowered, in order to correct or reduce such inequities, to establish as the minimum rate of pay for such class of positions any rate within the range of pay fixed by the Classification Act of 1923, as amended, for the grade to which such class of positions is allocated under such Act.

SEC. 9. The Civil Service Commission is authorized and directed to promulgate such rules and regulations as may be necessary and proper for the purpose of coordinating and supervising the administration of the provisions of the foregoing sections of this Act insofar as such provisions affect employees in or under the executive branch of the Government.

SEC. 10. Representatives, Delegates, the Resident Commissioner from Puerto Rico, and chairmen of standing committees may rearrange or change the schedule of salaries and the number of employees in their respective offices or committees: *Provided*, That such changes shall not increase the aggregate of the salaries provided for such offices or committees by law: *Provided further*, That no salary shall be fixed hereunder at a rate in excess of \$4,500 per annum and no action shall be taken to reduce any salary which is specifically fixed by law at a rate higher than \$4,500: *Provided further*, That Representatives, Delegates, the Resident Commissioner from Puerto Rico,

Limitation.

Senate official reporters, etc.

56 Stat. 88; 55 Stat. 150.  
49 U. S. C., Supp. II, § 241 note; 46 U. S. C., Supp. II, note prec. § 1251.

Saturday half holidays, suspension.  
5 U. S. C., Supp. II, § 26a note.

Payment under certain prior laws.

36 Stat. 901.  
7 U. S. C., Supp. II, § 394 note.  
46 Stat. 715.

55 Stat. 46.  
47 U. S. C., Supp. II, § 154.

Adjustment of inequities.

42 Stat. 1488.  
5 U. S. C., § 661; Supp. II, § 661 *et seq.*

Rules and regulations.

Employees of Representatives, etc.  
Rearrangement of salary schedules.

and committee chairmen, on or before the tenth day of the month in which such changes are to become effective, shall certify in writing such changes or rearrangements to the disbursing office which shall thereafter pay such employees in accord with such changed schedule.

Employees re-  
quired.  
Determination of  
number.

SEC. 11. The heads of departments and agencies in the executive branch, whose employees are affected by the provisions of this Act, shall present to the Director of the Bureau of the Budget and to the Congress such information as the Director shall from time to time, but not less frequently than the first day of each quarter, require for the purpose of determining the number of employees required for the proper and efficient exercise of the functions of their respective departments and agencies. The Director shall, from time to time, but not less frequently than the thirtieth day after the beginning of each quarter, determine the number of employees so required, and any personnel of any such department or agency in excess thereof shall be released at such times as the Director shall order. Such determination shall be reported to the Congress each quarter. Sections 2 and 3 of this Act shall cease to be applicable to the employees of such department or agency unless the head thereof shall certify within thirty days from the effective date so prescribed by the Director that the number of employees of his agency does not exceed the number determined by the Director to be required for the proper and efficient exercise of its functions. Any determinations and directions made by the Director under the authority of Public Law 821, Seventy-seventh Congress, are hereby continued in effect until modified by him. The Civil Service Commission is authorized to transfer to other departments and agencies any employees released pursuant to this section whose services are needed in and can be effectively utilized by such other departments or agencies, and the services of these employees are to be utilized by the departments and agencies before additional employees are recruited.

Effect of noncom-  
pliance.

56 Stat. 1068.  
5 U. S. C., Supp. II,  
§§ 29 note, 26a note.  
Transfer of released  
employees.

SEC. 12. Amounts received as overtime compensation or additional compensation under this Act shall not be considered in determining the amount of a person's annual income or annual rate of compensation for the purposes of paragraph II (a) of part III of Veterans Regulation Numbered 1 (a), as amended, or section 212 of title II of the Act entitled "An Act making appropriations for the Legislative Branch of the Government for the fiscal year ending June 30, 1933, and for other purposes", approved June 30, 1932, as amended.

Pensions and re-  
tired pay.

38 U. S. C. note  
fol. § 724.

47 Stat. 406.  
5 U. S. C. § 59a.

Nonapplicability.

SEC. 13. This Act shall not apply to civilian employees of the Transportation Corps of the Army of the United States on vessels operated by the United States or to vessel employees of the Coast and Geodetic Survey, and such employees may be compensated in accordance with the wage practices of the maritime industry.

Effective date; du-  
ration.

SEC. 14. This Act shall take effect on May 1, 1943, and shall terminate on June 30, 1945, or such earlier date as the Congress by concurrent resolution may prescribe.

Short title.

SEC. 15. This Act may be cited as the "War Overtime Pay Act of 1943".

Approved May 7, 1943.

[CHAPTER 94]

JOINT RESOLUTION

Making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1943, 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 appropriated, out of any money in the Treasury not otherwise appropriated, for the following respective purposes, namely:*

May 7, 1943  
[H. J. Res. 115]  
[Public Law 50]

Urgent deficiency  
appropriations, 1943.

## LEGISLATIVE

## SENATE

Senate Restaurants: For payment to the Architect of the Capitol in accordance with the Act approved September 9, 1942 (Public, 709, Seventy-seventh Congress), fiscal year 1943, \$10,000.

56 Stat. 750.  
40 U. S. C., Supp.  
II, §§ 174f-174j.  
Post, p. 431.

## EXECUTIVE OFFICE OF THE PRESIDENT

## OFFICE OF CENSORSHIP

Notwithstanding section 203 of the First Supplemental National Defense Appropriation Act, 1943, the appropriation to the Office of Censorship contained in such Act shall be available in an amount not to exceed \$165,000 for printing and binding, and not to exceed \$14,000 additional or a limit of \$175,000 for traveling expenses; and in addition such appropriation shall be available for the payment of living and quarters allowances (including heat, fuel, and light) to personnel stationed outside the continental limits of the United States in accordance with standardized regulations dated December 30, 1942.

56 Stat. 721.  
Availability for designated expenses.

## INDEPENDENT EXECUTIVE AGENCIES

## FEDERAL SECURITY AGENCY

## PUBLIC HEALTH SERVICE

Pay of personnel and maintenance of hospitals: For an additional amount, fiscal year 1943, for pay of personnel and maintenance of hospitals, including the objects specified under this head in the Federal Security Agency Appropriation Act, 1943, \$2,900,000.

Post, p. 443.

56 Stat. 581.

## INTERSTATE COMMERCE COMMISSION

Locomotive inspection: For an additional amount for locomotive inspection, Interstate Commerce Commission, fiscal year 1943, including the objects specified under this head in the Independent Offices Appropriation Act, 1943, \$11,700.

Post, p. 442.

56 Stat. 412.

## THE TAX COURT OF THE UNITED STATES

Salaries and expenses: Notwithstanding the provisions of section 5 of the Independent Offices Appropriation Act, 1943, there may be expended not to exceed \$2,000 additional or a limit of \$18,000 for travel expenses from the appropriation "Salaries and expenses, Board of Tax Appeals, 1943".

Travel expenses.

56 Stat. 422.

56 Stat. 396.

## DISTRICT OF COLUMBIA

## COLLECTION AND DISPOSAL OF REFUSE

For an additional amount for dust prevention, sweeping and cleaning streets, avenues, alleys, and suburban streets, fiscal year 1943, including the objects specified under this head in the District of Columbia Appropriation Act, 1943, \$57,000.

Post, p. 448.

56 Stat. 431.

For an additional amount to enable the Commissioners to carry out the provisions of existing law governing the collection and disposal of garbage, and so forth, fiscal year 1943, including the objects specified under this head in the District of Columbia Appropriation Act, 1943, \$190,000.

56 Stat. 431.

## DIVISION OF EXPENSES

The foregoing sums for the District of Columbia, unless otherwise therein specifically provided, 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 ADMINISTRATOR OF CIVIL AERONAUTICS

Training pay.

War Training Service: Pay at a rate of \$50 per month from and after December 15, 1942, to persons subject to service in the Army of the United States but not on active duty therein, while undergoing training under supervision of the Civil Aeronautics Administration War Training Service and during one or more periods while awaiting assignment between courses (not exceeding two months between any two courses), fiscal year 1943, \$3,500,000.

## DEPARTMENT OF STATE

### FOREIGN INTERCOURSE

56 Stat. 469.

Salaries, Ambassadors and Ministers: Effective March 25, 1943, the appropriation "Salaries, Ambassadors and Ministers", contained in the Department of State Appropriation Act, 1943, shall be available for salaries of Ambassadors Extraordinary and Plenipotentiary to Costa Rica, Dominican Republic, El Salvador, Guatemala, Haiti, Honduras, and Nicaragua, at the rate of \$10,000 per annum each.

## TREASURY DEPARTMENT

### BUREAU OF ACCOUNTS

Post, p. 448.

Division of Disbursements, salaries and expenses: For an additional amount for "Division of Disbursement, salaries and expenses", fiscal year 1943, including the objects specified under this head in the Treasury Department Appropriation Act, 1943, \$550,000.

56 Stat. 152.

### SECRET SERVICE DIVISION

Post, p. 448.

Suppressing counterfeiting and other crimes: For an additional amount for "Suppressing counterfeiting and other crimes", fiscal year 1943, including the objects specified under this head in the Treasury Department Appropriation Act, 1943, \$28,000.

56 Stat. 159.

Approved May 7, 1943.

### [CHAPTER 95]

### AN ACT

To provide for the expansion of facilities for hospitalization of dependents of naval and Marine Corps personnel, 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 expanding facilities for the hospitalization of dependents of personnel of the Navy and Marine Corps, and others as herein provided, there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$2,000,000.

SEC. 2. The hospitalization of dependents of naval and Marine Corps personnel at any naval hospital shall be at such per diem or other rate as may be prescribed from time to time by the President, and all sums received in payment of such hospital charges shall be deposited to the credit of the appropriation or fund for the maintenance and operation of naval hospitals.

May 10, 1943

[H. R. 1936]

[Public Law 51]

Navy and Marine  
Corps.  
Hospitalization of  
dependents.

Appropriation au-  
thorized.

Rates.

Accounting.

SEC. 3. The term "dependents" shall include a lawful wife, unmarried dependent child (or children) under twenty-one years of age, and the mother and father of a member of the Navy or Marine Corps if in fact such mother or father is dependent on such member. The term "child (or children)" shall include a natural or adopted child or stepchild. The widows of deceased naval and Marine Corps personnel shall be entitled to hospital care in like manner as dependents.

"Dependents."

"Child."

Widows.

Civilian employees, etc., outside U. S.

SEC. 4. In addition to those persons, including the dependents of naval and Marine Corps personnel, now authorized to receive hospitalization at naval hospitals, hospitalization and dispensary service may be provided at naval hospitals and dispensaries outside of the continental limits of the United States and in Alaska, to the officers and employees of any department or agency of the Federal Government, to employees of a contractor with the United States or his subcontractor, to the dependents of such persons, and in emergencies to such other persons as the Secretary of the Navy may prescribe: *Provided*, That such hospitalization and dispensary service to other than the dependents of naval and Marine Corps personnel shall be permitted only where facilities are not otherwise available in reasonably accessible and appropriate non-Federal hospitals. The charge for hospitalization or dispensary service for persons other than dependents of naval and Marine Corps personnel as specified in this section shall be at such rates as the President shall from time to time prescribe, and shall be deposited as provided in section 2.

Rates.

Treatment, restrictions.

SEC. 5. Hospitalization of the dependents of naval and Marine Corps personnel and of the persons outside the naval service mentioned in section 4 of this Act shall be furnished only for acute medical and surgical conditions, exclusive of nervous, mental, or contagious diseases or those requiring domiciliary care. Dental treatment shall be administered only as an adjunct to in-patient hospital care and shall not include dental prosthesis or orthodontia.

Coast Guard.

SEC. 6. During such periods as the Coast Guard may operate as a part of the Navy, the provisions of this Act shall apply to dependents of personnel of the Coast Guard in like manner and to the same extent as to dependents of personnel of the Navy and Marine Corps.

Approved May 10, 1943.

[CHAPTER 96]

AN ACT

To provide for the issuance of devices in recognition of the services of merchant sailors.

May 10, 1943  
[H. R. 2281]  
[Public Law 52]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator, War Shipping Administration, is hereby authorized to provide and issue (a) a seamen's service insignia of appropriate design to any person who, at any time during the period (hereinafter referred to as the war period) beginning December 7, 1941, and ending with the termination of the present war, serves on any vessel in the American merchant marine, and (b) a seamen's war zone insignia or device of appropriate design to any person who, at any time during the war period, serves on any vessel in the American merchant marine while sailing in any war or combat zone.*

Merchant seamen's service insignia.

War zone insignia.

SEC. 2. The Administrator is authorized to provide and issue a seamen's honor bar to any person who, at any time during the war period, serves on any vessel in the American merchant marine which, at the time of such service, is attacked or damaged by an instrumentality of war. The Administrator is further authorized to provide and issue a star (to be attached to such bar) to any such

Honor bar.

Star attachment.

person who is forced to abandon such vessel when so attacked or damaged, with an additional star for each such abandonment.

Medal and ribbon,  
etc.

SEC. 3. The Administrator is authorized to provide and award a medal of appropriate design and a ribbon, together with a rosette or other device to be worn in lieu thereof, to any person who, while serving on any vessel in the American merchant marine during the war period, is wounded, suffers physical injury, or suffers through dangerous exposure as a result of an act of an enemy of the United States.

Conditions of eligi-  
bility.

SEC. 4. The Administrator shall prescribe appropriate conditions of eligibility for the issuance or award of insignia or medals under this Act. Not more than one insignia or medal of each type provided herein shall be issued or awarded to any one person, but for each succeeding service of any person sufficient to justify the award of a medal under section 3 of this Act, the Administrator may award a suitable bar, emblem, or insignia to be worn with the medal. In case any person who performs service sufficient to justify the award of a medal under section 3 dies before the award can be made to him, the award may be made and the medal presented to such representative of the deceased as the Administrator deems proper. No award of any insignia, medal, or device shall be made hereunder after two years after the termination of the present war.

Posthumous  
awards.

Time limitation.

Service flag and  
lapel button.

SEC. 5. The Administrator is authorized to approve a design for a seamen's service flag which may be displayed, and a design for a service lapel button which may be worn, by members of the immediate family of a person serving in the American merchant marine during the war period. In approving any design under this section, the Administrator may approve the design approved by the Secretary of War under the provisions of the Act of Congress approved October 17, 1942 (Public Law 750, Seventy-seventh Congress), but only if the Secretary of War shall consent thereto and the Administrator shall approve for use in connection therewith a distinctive insignia or other device designating service in the American merchant marine. The Administrator, upon approval of the design for such service flag and service lapel button, shall cause notice of such approval and a description of the flag and button to be published in the Federal Register.

56 Stat. 796,  
36 U. S. C., Supp.  
II, §§ 179-182.

Notice in Federal  
Register.  
8 F. R. 13069.

Rules and regula-  
tions.

SEC. 6. (a) The Administrator is authorized to prescribe such rules and regulations as may be appropriate to carry out the provisions of this Act.

Expenditures.

(b) The Administrator is authorized to expend out of any funds available for expenditure by the War Shipping Administration such sums as may be necessary to carry out the provisions of this Act.

Approved May 10, 1943.

[CHAPTER 97]

JOINT RESOLUTION

To extend the provisions of the Bituminous Coal Act of 1937 for a period of ninety days.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) section 19 of the Bituminous Coal Act of 1937 (relating to termination of the Act) is amended by striking out "May 24, 1943" and inserting in lieu thereof "August 24, 1943".*

(b) Section 3527 of the Internal Revenue Code (relating to termination of the bituminous coal taxes) is amended by striking out "May 23, 1943" and inserting in lieu thereof "August 23, 1943".

Approved May 21, 1943.

May 21, 1943  
[H. J. Res. 122]  
[Public Law 53]

Bituminous Coal  
Act of 1937.  
Time extension.  
*Ante*, p. 68.

*Ante*, p. 68.

## [CHAPTER 98]

## AN ACT

To provide for special assessments for the laying of curbs and gutters.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That hereafter, when any curb or gutter is laid, or any curb and gutter are laid, on any street, avenue, or road in the District of Columbia which said curb shall be constructed of concrete, stone, or other permanent type of construction, or which said gutter shall be constructed of concrete, brick, granite block, asphalt on a concrete base, or other permanent type of construction, one-half of the total cost thereof shall be charged against and become a lien upon the property abutting the side of the street, avenue, or road, or portion thereof, so improved, and assessments therefor shall be levied pro rata according to the linear frontage of said property on the side of the street, avenue, or road, or portion thereof, so improved: *Provided, however,* That no assessments shall be levied hereunder on account of the replacement of any curb or gutter or curb and gutter of a permanent type of construction. When any gutter shall be constructed, in whole or in part, as an integral portion of a permanent type of roadway of any street, avenue, or road, so much of said roadway as lies within two feet of the curb line shall be considered as a gutter for the purposes of this Act.

SEC. 2. The total assessment levied hereunder against any abutting property shall not exceed the number of square feet of area of said property multiplied by 1 per centum of the linear front-foot assessment and shall not exceed 10 per centum of the value of the said abutting property, exclusive of improvements thereon, as assessed for the purpose of taxation at the time of the laying of the curb or gutter or curb and gutter for which said assessment is levied. In computing assessments hereunder against unsubdivided land according to the assessed valuation, there shall be excluded from the computation land lying back more than one hundred feet from the street, avenue, or road being improved where the depth is even, and where the depth is uneven the average depth shall be taken in computation but not to exceed more than one hundred feet.

SEC. 3. When any property abuts two or more streets, avenues, or roads, the assessments against said property levied hereunder shall not exceed in the aggregate, together with any legal assessments heretofore levied and paid for paving, curbing, and guttering of or on said streets, avenues, or roads, under the authority of the Acts of July 21, 1914 (38 Stat. 524), and September 1, 1916 (39 Stat. 716), relating to assessments for the paving of streets, avenues, and roads, or under the Act of August 7, 1894 (28 Stat. 250), relating to assessments for laying curbs, or under the Act of February 20, 1931 (46 Stat. 1197), entitled "An Act to provide for special assessments for the paving of roadways and the laying of curbs and gutters", 3½ cents per square foot of area of said property, or 20 per centum of the value of said property, exclusive of improvements thereon, as assessed for the purpose of taxation at the time of the laying of the curb or gutter or curb and gutter for which said assessment is levied.

SEC. 4. No assessments shall be levied under said Act of Congress approved February 20, 1931, for any roadway improvement completed subsequent to the approval of this Act, but for curbs or gutters, or curbs and gutters, completed subsequent to the approval of this Act, assessments shall be levied against the abutting property in accordance with the provisions of this Act.

Approved May 25, 1943.

May 25, 1943  
[H. R. 2159]  
[Public Law 54]

District of Colum-  
bia.  
Assessment for lay-  
ing curbs and gutters.

Replacements.

Total assessment,  
computation.

Property abutting  
two or more streets.

D. C. Code §§ 7-611,  
7-612.

D. C. Code § 7-606.

D. C. Code §§ 7-622  
to 7-633.

Improvements sub-  
sequently completed.

## [CHAPTER 99]

## AN ACT

May 25, 1943

[H. R. 2486]

[Public Law 55]

To authorize the appointment as ensigns in the Coast Guard of all graduates of the Coast Guard Academy in 1945 and thereafter, and for other purposes.

Coast Guard Academy.  
Graduates, appointment as ensigns.

Maximum number of cadets.

*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 as ensigns in the line of the Coast Guard all cadets who in 1945 and thereafter graduate from the Coast Guard Academy: *Provided*, That the number of cadets appointed annually to the Coast Guard Academy in 1943 and each year thereafter shall not exceed three hundred.

Approved May 25, 1943.

## [CHAPTER 100]

## AN ACT

May 25, 1943

[H. R. 2583]

[Public Law 56]

To provide for the reorganization of the Marine Corps, and for other purposes.

Marine Corps.  
Reorganization.

Offices abolished.

Functions transferred.

Director of Personnel.

Authority of Commandant.

Funds transferred.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following changes are hereby made in the organization of the Marine Corps:

(a) The Adjutant and Inspector's Department and the Office of the Adjutant and Inspector are hereby abolished.

(b) The administration and functions of the Adjutant and Inspector's Department are hereby transferred to the cognizance of a Director of Personnel, Marine Corps.

(c) The Director of Personnel, Marine Corps, shall be a line officer on active duty in the Marine Corps, detailed by the Commandant of the Marine Corps.

(d) In effectuating the transfer of administration and functions herein provided, the Commandant of the Marine Corps is authorized to make such distribution, changes, and reorganization in the functions and duties of the departments and offices of the Marine Corps as he deems necessary for the more efficient administration of the Marine Corps.

SEC. 2. The unexpended balances of appropriations, allocations, or other funds available for use in connection with the exercise of any function herein transferred to the Director of Personnel, Marine Corps, are hereby transferred to the office of such Director for use in connection with the exercise of the functions so transferred.

SEC. 3. All laws or parts of laws so far as they are inconsistent with or in conflict with the provisions of this Act are hereby repealed.

Approved May 25, 1943.

## [CHAPTER 101]

## AN ACT

May 25, 1943

[H. R. 2587]

[Public Law 57]

To amend sections 2 and 4 of the Act approved June 27, 1942, entitled "An Act to authorize the appointment of commissioned warrant and warrant officers to commissioned rank in the line and staff corps of the Navy, Marine Corps, and Coast Guard, and for other purposes".

Regular Navy, warrant officers.  
Appointment to commissioned grade.

56 Stat. 423.  
34 U. S. C., Supp. II, § 338a.  
Eligibility, time extension.

*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 appointment of commissioned warrant and warrant officers to commissioned rank in the line and staff corps of the Navy, Marine Corps, and Coast Guard, and for other purposes", approved June 27, 1942 (56 Stat. 621), is hereby amended by adding thereto the following: "*Provided further*, That with respect to those officers who, because of service conditions, (a) are unable

to apply for appointment or examination prior to June 27, 1943, or (b) who make such application but are not examined prior to said date, the foregoing limitation shall not apply until June 30 of the fiscal year following that in which the present war shall terminate".

SEC. 2. That section 4 of said Act of June 27, 1942, is hereby amended by adding the following proviso: "Provided, That any officer described in the second proviso of section 2 of this Act shall, upon appointment, take rank with other officers in the order of seniority that would have been assigned had he been appointed prior to June 27, 1943."

Approved May 25, 1943.

34 U. S. C., Supp.  
II, § 338c.  
Rank.

[CHAPTER 102]

AN ACT

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

May 25, 1943  
[S. 1041]  
[Public Law 58]

*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 hereby amended by striking therefrom the words "until June 30, 1943" and by inserting in lieu thereof the words "until June 30, 1945".

Approved May 25, 1943.

Federal Reserve  
notes.  
Use of direct obligations  
as collateral security.  
55 Stat. 395.  
12 U. S. C., Supp.  
II, § 412.

[CHAPTER 103]

AN ACT

To amend sections 1 and 2 of the Act approved June 11, 1940 (54 Stat. 262), relating to the establishment of the Cumberland Gap National Historical Park in Tennessee, Kentucky, and Virginia, and to grant the consent of Congress to such States to enter into a compact providing for the acquisition of property for such park.

May 26, 1943  
[H. R. 1896]  
[Public Law 59]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That sections 1 and 2 of the Act approved June 11, 1940 (54 Stat. 262; 16 U. S. C., 1940 edition, title 16, secs. 261, 262), relating to the establishment of the Cumberland Gap National Historical Park, are hereby amended to read as follows:

Cumberland Gap  
National Historical  
Park, Tenn., Ky.,  
and Va.

"That when title to such lands, structures, and other property in the Cumberland Gap-Cumberland Ford areas, being portions of the Warriors Path of the Indians and Wilderness Road of Daniel Boone, within Bell and Harlan Counties, Kentucky; Lee County, Virginia; and Claiborne County, Tennessee; as may be determined by the Secretary of the Interior as necessary or desirable for national historical park purposes, shall have been vested in the United States, such area or areas shall be, and they are hereby, established, dedicated, and set apart as a public park for the benefit and inspiration of the people and shall be known as the Cumberland Gap National Historical Park: *Provided*, That the United States shall not purchase by appropriation of public moneys any lands within the aforesaid areas.

Establishment provisions.

"SEC. 2. The total area of the Cumberland Gap National Historical Park, as determined pursuant to this Act, shall comprise not less than six thousand acres and shall not exceed fifty thousand acres, and lands may be added to the park following its establishment within the aforesaid limitations. The park shall not include any land within the city limits of Middlesboro and Pineville, Kentucky; Cumberland Gap, Tennessee; which the proper officials thereof shall indicate to the Secretary of the Interior prior to the establishment of said park are required for expansion of said cities.

Total area.

Lands excluded.

Interstate compact.

“(a) The consent of Congress is hereby given to the States of Tennessee, Kentucky, and Virginia to enter into a compact providing for (1) the acquisition of the lands, structures, and other property in the Cumberland Gap-Cumberland Ford areas referred to in section 1 of such Act of June 11, 1940, as amended by this Act, and (2) the transfer of title to such lands, structures, and other property to the United States.

“(b) The right to alter, amend, or repeal this section is hereby expressly reserved.”

Approved May 26, 1943.

[CHAPTER 104]

AN ACT

To grant the consent of Congress to a compact entered into by the States of Colorado, Kansas, and Nebraska relating to the waters of the Republican River Basin, to make provisions concerning the exercise of Federal jurisdiction as to those waters, to promote flood control in the Basin, 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 consent of Congress is hereby given to the compact authorized by the Act entitled “An Act granting the consent of Congress to the States of Colorado, Kansas, and Nebraska to negotiate and enter into a compact for the division of the waters of the Republican River”, approved August 4, 1942 (Public Law 696, Seventy-seventh Congress; 56 Stat. 736), signed by the commissioners for the States of Colorado, Kansas, and Nebraska at Lincoln, Nebraska, on December 31, 1942, and thereafter ratified by the Legislatures of the States of Colorado, Kansas, and Nebraska, which compact reads as follows:

“REPUBLICAN RIVER COMPACT

“The States of Colorado, Kansas, and Nebraska, parties signatory to this compact (hereinafter referred to as Colorado, Kansas, and Nebraska, respectively, or individually as a State, or collectively as the States), having resolved to conclude a compact with respect to the waters of the Republican River Basin, and being duly authorized therefor by the Act of the Congress of the United States of America, approved August 4, 1942, (Public No. 696, 77th Congress, Chapter 545, 2nd Session) and pursuant to Acts of their respective Legislatures have, through their respective Governors, appointed as their Commissioners:

M. C. Hinderlider, for Colorado

George S. Knapp, for Kansas

Wardner G. Scott, for Nebraska

who, after negotiations participated in by Glenn L. Parker, appointed by the President as the Representative of the United States of America, have agreed upon the following articles:

“ARTICLE I

“The major purposes of this compact are to provide for the most efficient use of the waters of the Republican River Basin (hereinafter referred to as the ‘Basin’) for multiple purposes; to provide for an equitable division of such waters; to remove all causes, present and future, which might lead to controversies; to promote interstate comity; to recognize that the most efficient utilization of the waters within the Basin is for beneficial consumptive use; and to promote joint action by the States and the United States in the efficient use of water and the control of destructive floods.

May 26, 1943

[S. 649]

[Public Law 60]

Republican River.  
Interstate compact  
for division of waters.  
Consent of Con-  
gress.

56 Stat. 736.

"The physical and other conditions peculiar to the Basin constitute the basis for this compact, and none of the States hereby, nor the Congress of the United States by its consent, concedes that this compact establishes any general principle or precedent with respect to any other interstate stream.

#### "ARTICLE II

"The Basin is all the area in Colorado, Kansas, and Nebraska, which is naturally drained by the Republican River, and its tributaries, to its junction with the Smoky Hill River in Kansas. The main stem of the Republican River extends from the junction near Haigler, Nebraska, of its North Fork and the Arikaree River, to its junction with Smoky Hill River near Junction City, Kansas. Frenchman Creek (River) in Nebraska is a continuation of Frenchman Creek (River) in Colorado. Red Willow Creek in Colorado is not identical with the stream having the same name in Nebraska. A map of the Basin approved by the Commissioners is attached and made a part hereof.

"The term 'Acre-foot', as herein used, is the quantity of water required to cover an acre to the depth of one foot and is equivalent to forty-three thousand, five hundred sixty (43,560) cubic feet.

"The term 'Virgin Water Supply', as herein used, is defined to be the water supply within the Basin undepleted by the activities of man.

"The term 'Beneficial Consumptive Use' is herein defined to be that use by which the water supply of the Basin is consumed through the activities of man, and shall include water consumed by evaporation from any reservoir, canal, ditch, or irrigated area.

"Beneficial consumptive use is the basis and principle upon which the allocations of water hereinafter made are predicated.

#### "ARTICLE III

"The specific allocations in acre-feet hereinafter made to each State are derived from the computed average annual virgin water supply originating in the following designated drainage basins, or parts thereof, in the amounts shown:

"North Fork of the Republican River drainage basin in Colorado, 44,700 acre-feet;

"Arikaree River drainage basin, 19,610 acre-feet;

"Buffalo Creek drainage basin, 7,890 acre-feet;

"Rock Creek drainage basin, 11,000 acre-feet;

"South Fork of the Republican River drainage basin, 57,200 acre-feet;

"Frenchman Creek (River) drainage basin in Nebraska, 98,500 acre-feet;

"Blackwood Creek drainage basin, 6,800 acre-feet;

"Driftwood Creek drainage basin, 7,300 acre-feet;

"Red Willow Creek drainage basin in Nebraska, 21,900 acre-feet;

"Medicine Creek drainage basin, 50,800 acre-feet;

"Beaver Creek drainage basin, 16,500 acre-feet;

"Sappa Creek drainage basin, 21,400 acre-feet;

"Prairie Dog Creek drainage basin, 27,600 acre-feet;

"The North Fork of the Republican River in Nebraska and the main stem of the Republican River between the junction of the North Fork and the Arikaree River and the lowest crossing of the river at the Nebraska-Kansas state line and the small tributaries thereof, 87,700 acre-feet.

"Should the future computed virgin water supply of any source vary more than ten (10) per cent from the virgin water supply as hereinabove set forth, the allocations hereinafter made from such source shall be increased or decreased in the relative proportion that the future computed virgin water supply of such source bears to the computed virgin water supply used herein.

#### "ARTICLE IV

"There is hereby allocated for beneficial consumptive use in Colorado, annually, a total of fifty-four thousand, one hundred (54,100) acre-feet of water. This total is to be derived from the sources and in the amounts hereinafter specified and is subject to such quantities being physically available from those sources:

"North Fork of the Republican River drainage basin, 10,000 acre-feet;

"Arikaree River drainage basin, 15,400 acre-feet;

"South Fork of the Republican River drainage basin, 25,400 acre-feet;

"Beaver Creek drainage basin, 3,300 acre-feet; and

"In addition, for beneficial consumptive use in Colorado, annually, the entire water supply of the Frenchman Creek (River) drainage basin in Colorado and of the Red Willow Creek drainage basin in Colorado.

"There is hereby allocated for beneficial consumptive use in Kansas, annually, a total of one hundred ninety thousand, three hundred (190,300) acre-feet of water. This total is to be derived from the sources and in the amounts hereinafter specified and is subject to such quantities being physically available from those sources:

"Arikaree River drainage basin, 1,000 acre-feet;

"South Fork of the Republican River drainage basin, 23,000 acre-feet;

"Driftwood Creek drainage basin, 500 acre-feet;

"Beaver Creek drainage basin, 6,400 acre-feet;

"Sappa Creek drainage basin, 8,800 acre-feet;

"Prairie Dog Creek drainage basin, 12,600 acre-feet;

"From the main stem of the Republican River upstream from the lowest crossing of the river at the Nebraska-Kansas state line and from water supplies of upstream basins otherwise unallocated herein, 138,000 acre-feet; provided, that Kansas shall have the right to divert all or any portion thereof at or near Guide Rock, Nebraska; and

"In addition there is hereby allocated for beneficial consumptive use in Kansas, annually, the entire water supply originating in the Basin downstream from the lowest crossing of the river at the Nebraska-Kansas state line.

"There is hereby allocated for beneficial consumptive use in Nebraska, annually, a total of two hundred thirty-four thousand, five hundred (234,500) acre-feet of water. This total is to be derived from the sources and in the amounts hereinafter specified and is subject to such quantities being physically available from those sources:

"North Fork of the Republican River drainage basin in Colorado, 11,000 acre-feet;

"Frenchman Creek (River) drainage basin in Nebraska, 52,800 acre-feet;

"Rock Creek drainage basin, 4,400 acre-feet;

"Arikaree River drainage basin, 3,300 acre-feet;

"Buffalo Creek drainage basin, 2,600 acre-feet;

"South Fork of the Republican River drainage basin, 800 acre-feet;

"Driftwood Creek drainage basin, 1,200 acre-feet;

"Red Willow Creek drainage basin in Nebraska, 4,200 acre-feet;

“Medicine Creek drainage basin, 4,600 acre-feet;

“Beaver Creek drainage basin, 6,700 acre-feet;

“Sappa Creek drainage basin, 8,800 acre-feet;

“Prairie Dog Creek drainage basin, 2,100 acre-feet;

“From the North Fork of the Republican River in Nebraska, the main stem of the Republican River between the junction of the North Fork and Arikaree River and the lowest crossing of the river at the Nebraska-Kansas state line, from the small tributaries thereof, and from water supplies of upstream basins otherwise unallocated herein, 132,000 acre-feet.

“The use of the waters hereinabove allocated shall be subject to the laws of the State, for use in which the allocations are made.

#### “ARTICLE V

“The judgment and all provisions thereof in the case of Adelbert A. Weiland, as State Engineer of Colorado, et al, v. The Pioneer Irrigation Company, decided June 5, 1922, and reported in 259 U. S. 498, affecting the Pioneer Irrigation ditch or canal, are hereby recognized as binding upon the States; and Colorado, through its duly authorized officials, shall have the perpetual and exclusive right to control and regulate diversions of water at all times by said canal in conformity with said judgment.

“The water heretofore adjudicated to said Pioneer Canal by the District Court of Colorado, in the amount of fifty (50) cubic feet per second of time is included in and is a part of the total amounts of water hereinbefore allocated for beneficial consumptive use in Colorado and Nebraska.

#### “ARTICLE VI

“The right of any person, entity, or lower State to construct, or participate in the future construction and use of any storage reservoir or diversion works in an upper State for the purpose of regulating water herein allocated for beneficial consumptive use in such lower State, shall never be denied by an upper State; provided, that such right is subject to the rights of the upper State.

#### “ARTICLE VII

“Any person, entity, or lower State shall have the right to acquire necessary property rights in an upper State by purchase, or through the exercise of the power of eminent domain, for the construction, operation and maintenance of storage reservoirs, and of appurtenant works, canals and conduits, required for the enjoyment of the privileges granted by Article VI; provided, however, that the grantees of such rights shall pay to the political subdivisions of the State in which such works are located, each and every year during which such rights are enjoyed for such purposes, a sum of money equivalent to the average annual amount of taxes assessed against the lands and improvements during the ten years preceding the use of such lands, in reimbursement for the loss of taxes to said political subdivisions of the State.

#### “ARTICLE VIII

“Should any facility be constructed in an upper State under the provisions of Article VI, such construction and the operation of such facility shall be subject to the laws of such upper State.

“Any repairs to or replacements of such facility shall also be made in accordance with the laws of such upper State.

## "ARTICLE IX

"It shall be the duty of the three States to administer this compact through the official in each State who is now or may hereafter be charged with the duty of administering the public water supplies, and to collect and correlate through such officials the data necessary for the proper administration of the provisions of this compact. Such officials may, by unanimous action, adopt rules and regulations consistent with the provisions of this compact.

"The United States Geological Survey, or whatever federal agency may succeed to the functions and duties of that agency, in so far as this compact is concerned, shall collaborate with the officials of the States charged with the administration of this compact in the execution of the duty of such officials in the collection, correlation, and publication of water facts necessary for the proper administration of this compact.

## "ARTICLE X

"Nothing in this compact shall be deemed:

"(a) To impair or affect any rights, powers or jurisdiction of the United States, or those acting by or under its authority, in, over, and to the waters of the Basin; nor to impair or affect the capacity of the United States, or those acting by or under its authority, to acquire rights in and to the use of waters of the Basin;

"(b) To subject any property of the United States, its agencies or instrumentalities, to taxation by any State, or subdivision thereof, nor to create an obligation on the part of the United States, its agencies or instrumentalities, by reason of the acquisition, construction, or operation of any property or works of whatsoever kind, to make any payments to any State or political subdivision thereof, state agency, municipality, or entity whatsoever in reimbursement for the loss of taxes;

"(c) To subject any property of the United States, its agencies or instrumentalities, to the laws of any State to any extent other than the extent these laws would apply without regard to this compact.

## "ARTICLE XI

"This compact shall become operative when ratified by the Legislature of each of the States, and when consented to by the Congress of the United States by legislation providing, among other things, that:

"(a) Any beneficial consumptive uses by the United States, or those acting by or under its authority, within a State, of the waters allocated by this compact, shall be made within the allocations hereinabove made for use in that State and shall be taken into account in determining the extent of use within that State.

"(b) The United States, or those acting by or under its authority, in the exercise of rights or powers arising from whatever jurisdiction the United States has in, over, and to the waters of the Basin shall recognize, to the extent consistent with the best utilization of the waters for multiple purposes, that beneficial consumptive use of the waters within the Basin is of paramount importance to the development of the Basin; and no exercise of such power or right thereby that would interfere with the full beneficial consumptive use of the waters within the Basin shall be made except upon a determination, giving due consideration to the objectives of this compact and after consultation with all interested federal agencies and the state officials charged with the administration of this compact, that such exercise is in the interest of the best utilization of such waters for multiple purposes.

“(c) The United States, or those acting by or under its authority, will recognize any established use, for domestic and irrigation purposes, of the waters allocated by this compact which may be impaired by the exercise of federal jurisdiction in, over, and to such waters; provided, that such use is being exercised beneficially, is valid under the laws of the appropriate State and in conformity with this compact at the time of the impairment thereof, and was validly initiated under state law prior to the initiation or authorization of the federal program or project which causes such impairment.

“IN WITNESS WHEREOF, the Commissioners have signed this compact in quadruplicate original, one of which shall be deposited in the archives of the Department of State of the United States of America and shall be deemed the authoritative original, and of which a duly certified copy shall be forwarded to the Governor of each of the States.

“Done in the City of Lincoln, in the State of Nebraska, on the 31st day of December, in the year of our Lord, one thousand nine hundred forty-two.

“M. C. HINDERLIDER

“Commissioner for Colorado

“GEORGE S. KNAPP

“Commissioner for Kansas

“WARDNER G. SCOTT

“Commissioner for Nebraska

“I have participated in the negotiations leading to this proposed compact and propose to report to the Congress of the United States favorably thereon.

“GLENN L. PARKER

“Representative of the United States”

SEC. 2. (a) In order that the conditions stated in article XI of the compact hereby consented to shall be met and that the compact shall be and continue to be operative, the following provisions are enacted—

Enactment of certain provisions of compact.

(1) any beneficial consumptive uses by the United States, or those acting by or under its authority, within a State, of the waters allocated by such compact, shall be made within the allocations made by such compact for use in that State and shall be taken into account in determining the extent of use within that State;

(2) the United States, or those acting by or under its authority, in the exercise of rights or powers arising from whatever jurisdiction the United States has in, over, and to the waters of the Basin shall recognize, to the extent consistent with the best utilization of the waters for multiple purposes, that beneficial consumptive use of the waters within the Basin is of paramount importance to the development of the Basin; and no exercise of such power or right thereby that would interfere with the full beneficial consumptive use of the waters within the Basin shall be made except upon a determination, giving due consideration to the objectives of such compact and after consultation with all interested Federal agencies and the State officials charged with the administration of such compact, that such exercise is in the interest of the best utilization of such waters for multiple purposes.

(3) the United States, or those acting by or under its authority, will recognize any established use, for domestic and irrigation purposes, of the waters allocated by such compact which may be impaired by the exercise of Federal jurisdiction in, over, and to such waters: *Provided*, That such use is being exercised beneficially, is valid under the laws of the appropriate State and in conformity with such compact at the time of the impairment

thereof, and was validly initiated under State law prior to the initiation or authorization of the Federal program or project which causes such impairment.

(b) As used in this section—

(1) "beneficial consumptive uses" has the same meaning as when used in the compact consented to by Congress by this Act; and

(2) "Basin" refers to the Republican River Basin as shown on the map attached to and made a part of the original of such compact deposited in the archives of the Department of State.

Approved May 26, 1943.

"Beneficial consumptive uses."  
*Ante*, p. 87.

"Basin."

[CHAPTER 105]

AN ACT

May 26, 1943  
[H. R. 2581]  
[Public Law 61]

Authorizing the acquisition and conversion or construction of certain landing craft and district craft for the United States Navy, and for other purposes.

Navy.  
Landing craft and district craft.  
*Post*, p. 604.

*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 acquire and convert or to undertake the construction of one million tons of landing craft and district craft of such size, type, and design as he may consider necessary and best suited for the conduct of amphibious operations, for service to the fleet and shore-based forces, and for naval districts, stations, bases, and operating areas at home and abroad, such craft to be in addition to all auxiliary vessels or craft heretofore authorized.

Appropriation authorized.  
*Post*, p. 209.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary to effectuate the purposes of this Act.

Approved May 26, 1943.

[CHAPTER 107]

AN ACT

May 29, 1943  
[H. R. 328]  
[Public Law 62]

To authorize the Secretary of the Interior, because of military operations, to defer or waive payments under nonmineral leases of public lands in Alaska.

Alaska, public lands.  
Waiver of payments under nonmineral 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, in his discretion, may defer or waive all or part of any payment, due or to become due to the United States, under any nonmineral lease of public lands in the Territory of Alaska for any period occurring prior to the end of six months after the termination of hostilities in the present war as proclaimed by the President, or such earlier date as the Congress by concurrent resolution may prescribe, upon a proper showing by the lessee that normal activities on the leasehold have not been or are not possible during such period and that he has sustained loss because of orders issued by the armed services of the United States or because the leased land is in or adjacent to a zone of military operations.

Refunds.

SEC. 2. Upon application by a lessee under such a lease who has made a payment prior to the date of the approval of this Act, and upon a proper showing by him as required in section 1 of this Act, the Secretary of the Interior, in his discretion, may refund all or part of such payment or allow it to be set off against future payments under the lease.

Approved May 29, 1943.

## [CHAPTER 109]

## AN ACT

To amend an Act entitled "An Act to regulate the hours of employment and safeguard the health of females employed in the District of Columbia", approved February 24, 1914.

June 1, 1943  
[H. R. 777]  
[Public Law 63]

*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 regulate the hours of employment and safeguard the health of females employed in the District of Columbia", approved February 24, 1914, be amended as follows: By changing the period at the end of section 1 to a colon and inserting the following: "*Provided*, That the Minimum Wage and Industrial Safety Board of the District of Columbia, during the period ending June 30, 1945, or such earlier date as the Congress by concurrent resolution may determine, may issue to employers engaged in businesses or occupations specified in this section of this Act, upon satisfactory showing to the said Board that such action is essential to the war effort, a temporary permit, for such period of time and in such form as it may deem advisable, to employ females for more than eight hours in any one day, or more than forty-eight hours, but not to exceed fifty-four hours, in any one week: *Provided further*, That in cases where said Board has issued permits under this section the employer shall pay employees working under such permits an additional sum at the rate of time and one-half for the time they are employed in excess of the limitations under existing law. A true and correct copy of all permits issued pursuant to the authority granted herein shall be displayed by the employer in a prominent place, and in such case the employer shall not be required to post the notice required in section 4 of this Act."

District of Columbia.  
Employment of females.

38 Stat. 291.  
D. C. Code § 36-301.

Temporary permit to extend hours.

Additional pay.

Display of copy of permit.

38 Stat. 291.  
D. C. Code § 36-304.

Approved June 1, 1943.

## [CHAPTER 115]

## AN ACT

Making appropriations for the fiscal year ending June 30, 1944, for civil functions administered by the War Department, and for other purposes.

June 2, 1943  
[H. R. 2346]  
[Public Law 64]

*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, 1944, for civil functions administered by the War Department, and for other purposes, namely:

War Department  
Civil Appropriation  
Act, 1944.  
Post, pp. 544, 631.

## QUARTERMASTER CORPS

## CEMETERIAL 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 grave sites; purchase of tools and materials; repair, maintenance, and operation of passenger-carrying 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 Confederate graves, and 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; for headstones or markers for

Maintenance, etc.

Headstones.

17 Stat. 545; 20 Stat. 281; 45 Stat. 1307; 54 Stat. 142.

Confederate cemeteries.

Commercial cemeteries.

Encroachment by railroad.

Roadway repairs.

unmarked graves of soldiers, sailors, and marines under the Acts approved March 3, 1873, February 3, 1879, February 26, 1929, and April 18, 1940 (24 U. S. C. 279-280b), and civilians interred in post cemeteries; 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; and for care and maintenance of graves used by the Army for burials in commercial cemeteries, \$1,230,058: *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

Report to Congress.

For operation, maintenance, and improvement of the Alaska Communication System, including travel allowances and travel in kind as authorized by law, and operation and maintenance of passenger-carrying vehicles, \$227,840, 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 1945: *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.

## CORPS OF ENGINEERS

### RIVERS AND HARBORS AND FLOOD CONTROL

Contracts without advertising.

41 U. S. C. § 5.  
25 Stat. 423.  
33 U. S. C. §§ 622, 623.

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: *Provided*, That any appropriation for civil functions under the Corps of Engineers for the fiscal year 1944 shall be available for contracting in such manner as the Secretary of War may determine to be in the public interest without regard to the provisions of section 3709 of the Revised Statutes or section 3 of the River and Harbor Act of August 11, 1888.

Post, pp. 544, 631.

### RIVERS AND HARBORS

Maintenance, etc.

For the preservation and maintenance of existing river and harbor works, and for the prosecution of such projects heretofore 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 Débris Commission in carrying on the work authorized by the Act approved March 1, 1893, as amended

California Débris Commission.  
27 Stat. 507.

(33 U. S. C. 661, 678, and 683); 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, including maintenance of the Hennepin Canal in Illinois; for payment annually of tuition fees of not to exceed fifty student officers of the Corps of Engineers at civil technical institutions under the provisions of section 127a of the National Defense Act, as amended (10 U. S. C. 535); for examinations, surveys, and contingencies of rivers and harbors; for printing and binding, newspapers, lawbooks, books of reference, periodicals, and office supplies and equipment required in the Office of the Chief of Engineers to carry out the purposes of this appropriation, including such printing 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 two hundred motor-propelled passenger-carrying vehicles and five motorboats: *Provided*, That no part of this appropriation shall be expended for any preliminary examination, survey, project, or estimate not authorized by law, \$35,700,000, and, in addition, \$3,000,000 of the unobligated balance on June 30, 1943, of the appropriation "Maintenance and improvement of existing river and harbor works", is hereby made available for the execution of detailed investigations and the preparation of plans and specifications for projects heretofore or hereafter authorized: *Provided*, 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 of 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 1944 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 \$1,000 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, general: For the construction and maintenance 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, as amended and supplemented, including printing and binding, newspapers, lawbooks, books of reference, periodicals, and office supplies and equipment required in the Office of the Chief of Engineers to carry out the purposes of this appropriation, and for the purchase of forty motor-propelled passenger-carrying vehicles and one motorboat, and for preliminary examinations, surveys, and contingencies in connection with flood control, \$100, and, in addition, \$3,000,000 of the unobligated balance

Student officers.

41 Stat. 785.  
10 U. S. C., Supp.  
II, § 535.  
Printing and binding.

Unauthorized surveys, etc.

Investigations, etc.

Harbor channels.

Power-driven boats.

Permanent International Commission of Congresses of Navigation.

Post, pp. 521, 544.

Construction and maintenance.

49 Stat. 1570.  
33 U. S. C. §§ 701a-701f, 701h; Supp. II, § 701b to 701f-1.

Plans and specifications.

55 Stat. 650.  
33 U. S. C., Supp.  
II, § 701n.  
Hartford, Conn., re-  
imbursement.  
55 Stat. 639.

Salmon River, Alas-  
ka.

Surveys, options,  
etc.

52 Stat. 1216; 55  
Stat. 639.  
33 U. S. C. § 701j;  
Supp. II, § 701f note.  
Expenditures con-  
structed.

Preliminary exam-  
inations, etc.  
Use of funds to ac-  
cord with priorities.

Mississippi River  
and tributaries.  
45 Stat. 534.

Post, p. 631.

Post, p. 631.

33 U. S. C. § 702g-1.  
Sacramento River,  
Calif.

39 Stat. 949; 45 Stat.  
539.

33 U. S. C., Supp.  
II, ch. 15.

56 Stat. 221.

on June 30, 1943, of the appropriation "Flood control, general", is hereby made available for the preparation of detailed plans and specifications of authorized flood-control projects, and for rescue work or the repair or maintenance of any flood-control work threatened or destroyed by flood, pursuant to section 5 of the Flood Control Act, approved August 18, 1941, for reimbursement to the city of Hartford, Connecticut, as authorized by the Flood Control Act approved August 18, 1941, and for construction of the flood-control projects heretofore authorized for the Mermentau River, Bayou Teche, and Vermilion River, Louisiana: *Provided*, That funds appropriated herein may be used for flood-control work on the Salmon River, Alaska, as authorized by law: *Provided further*, That funds appropriated herein may be used to execute detailed surveys, prepare plans and specifications, and to procure options on land and property necessary for the construction of authorized flood-control projects or for flood-control projects considered for selection in accordance with the provisions of section 4 of the Flood Control Act approved June 28, 1938, and section 3 of the Flood Control Act approved August 18, 1941 (55 Stat. 638): *Provided further*, That the expenditure of funds for completing the necessary surveys and securing options shall not be construed as a commitment of the Government to the construction of any project: *Provided further*, That no part of appropriations made available to the Secretary of Agriculture for preliminary examinations and surveys, as authorized by law, for run-off and water-flow retardation and soil-erosion prevention on the watersheds of flood-control projects, shall be obligated for initiating work upon new projects or for prosecuting work upon projects heretofore commenced, unless they accord with priorities specifically approved by the Secretary of War and the Secretary of Agriculture.

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, as amended (33 U. S. C. 702a), including printing and binding, newspapers, lawbooks, books of reference, periodicals, and office supplies and equipment required in the Office of the Chief of Engineers to carry out the purposes of this appropriation, and for the purchase of fifty motor-propelled passenger-carrying vehicles, \$14,000,000.

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 Control Act, approved June 15, 1936 (49 Stat. 1508), \$100.

Flood control, Sacramento River, California: For prosecuting work of flood control, Sacramento River, California, in accordance with the provisions of Acts approved March 1, 1917, May 15, 1928, and August 26, 1937, as modified by the Act of August 18, 1941 (33 U. S. C. 703, 704; 50 Stat. 849; 55 Stat. 638-651), \$2,300,000, and, in addition, \$500,000 is hereby reappropriated of the unobligated balance on June 30, 1943, of the appropriation "Flood control, general".

#### HYDROELECTRIC POWER

Power plant, Bonneville Dam, Columbia River, Oregon: For completing the construction of the hydroelectric power plant at Bonneville Dam, Columbia River, Oregon, as authorized by the Acts approved August 30, 1935 (49 Stat. 1038), and August 20, 1937 (16 U. S. C. 832), to remain available until expended, \$500,000.

50 Stat. 731.

## UNITED STATES SOLDIERS' HOME

Post, p. 545.

For maintenance and operation of the United States Soldiers' Home, to be paid from the Soldiers' Home Permanent Fund, \$975,000.

## 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, and construction of additional facilities, including the following: Compensation of all officials and employees; foreign and domestic newspapers and periodicals; lawbooks; textbooks and books of reference; printing and binding, including printing of annual report; personal services in the District of Columbia; maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles; claims for damages to vessels, cargo, crew, or passengers, as authorized by section 10 of title 2, Canal Zone Code, as amended (54 Stat. 387); 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, and construction of additional facilities; 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; travel expenses when prescribed by the Governor of the Panama Canal to persons engaged in field work or traveling on official business; transportation of household goods of civilian officers and employees when transferred from one official station to another for permanent duty in accordance with the Act of October 10, 1940 (5 U. S. C. 73c-1); not to exceed \$2,000 for travel and subsistence expenses of members of the police and fire forces of the Panama Canal incident to their special training in the United States; transportation, including insurance, of public funds and securities between the United States and the Canal Zone; purchase, construction, repair, replacement, alteration, or enlargement of buildings, structures, equipment, and other improvements; 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, and construction of additional facilities, 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; contingencies of the Governor, to be expended in his discretion, not exceeding \$3,000; 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 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 (5 U. S. C. 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; and relief payments authorized

Maintenance, etc.

Damage claims.

48 U. S. C. § 1319.

37 Stat. 560.  
48 U. S. C. § 1301;  
Supp. II, §§ 1314f-1371k.

Emergencies.

54 Stat. 1105.  
5 U. S. C., Supp. II,  
§ 73c-1 note.Buildings and im-  
provements.Maintenance and  
operation.39 Stat. 750.  
5 U. S. C., Supp. II,  
§ 733.

48 U. S. C. § 1372.

by the Act approved July 8, 1937 (50 Stat. 478), \$4,016,000; for continuing the construction of special protective works, \$2,000,000; in all, \$6,016,000, together with all moneys arising from the conduct of business operations authorized by the Panama Canal Act.

37 Stat. 560.  
48 U. S. C. § 1301;  
Supp. II, §§ 1314f-  
1371k.  
Sanitation.

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, 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, additional compensation to any officer of the United States Public Health Service detailed with the Panama Canal as chief quarantine officer, and payments of not to exceed \$50 in any one case to persons within the Government service who shall furnish blood from their veins for transfusion to the veins of patients in Panama Canal Hospitals, \$1,546,000.

Blood transfusions.

For civil government of the Panama Canal and Canal Zone, including gratuities and necessary clothing for indigent discharged prisoners, \$1,162,000.

Additional sums ap-  
propriated.

Total, Panama Canal, \$8,724,000, to be available until expended. In addition to the foregoing sums there is appropriated for the fiscal year 1944 for expenditures and reinvestment under the several heads of appropriation aforesaid, without being covered into the Treasury of the United States, and to remain available until expended, all moneys received by the Panama Canal during the fiscal year 1944 and prior fiscal years (exclusive of net profits for such prior fiscal years) 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.

Waterworks, etc.,  
Panama and Colon.

There is also appropriated for the fiscal year 1944 for the operation, maintenance, and extension of waterworks, sewers, and pavements in the cities of Panama and Colon, to remain available until expended, the necessary portions of such sums as shall be paid during that fiscal year as water rentals or directly by the Government of Panama for such expenses.

Canal Zone.  
Citizenship require-  
ment.

SEC. 2. No part of any appropriation contained in this Act shall be used directly or indirectly, except for temporary employment in case of emergency, for the payment of any civilian for services rendered by him on the Canal Zone while occupying a skilled, technical, clerical, administrative, executive, or supervisory position unless such person is a citizen of the United States of America or of the Republic of Panama: *Provided, however*, (1) That, notwithstanding the provision in the Act approved August 11, 1939 (53 Stat. 1409), limiting employment in the above-mentioned positions to citizens of the United States from and after the date of the approval of said Act, citizens of Panama may be employed in such positions; (2) that at no time shall the number of Panamanian citizens em-

Employment of  
Panamanian citizens.  
48 U. S. C. § 1307  
note.

ployed in the above-mentioned positions exceed the number of citizens of the United States so employed, if United States citizens are available in continental United States or on the Canal Zone; (3) that nothing in this Act shall prohibit the continued employment of any person who shall have rendered fifteen or more years of faithful and honorable service on the Canal Zone; (4) that in the selection of personnel for skilled, technical, administrative, clerical, supervisory, or executive positions, the controlling factors in filling these positions shall be efficiency, experience, training, and education; (5) that all citizens of Panama and the United States rendering skilled, technical, clerical, administrative, executive, or supervisory service on the Canal Zone under the terms of this Act (a) shall normally be employed not more than forty hours per week, (b) may receive as compensation equal rates of pay based upon rates paid for similar employment in continental United States plus 25 per centum; (6) this entire section shall apply only to persons employed in skilled, technical, clerical, administrative, executive, or supervisory positions on the Canal Zone directly or indirectly by any branch of the United States Government or by any corporation or company whose stock is owned wholly or in part by the United States Government: *Provided further*, That the President may suspend from time to time in whole or in part compliance with this section in time of war or national emergency if he should deem such course to be in the public interest.

SEC. 3. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

SEC. 4. The Governor of the Panama Canal is hereby authorized to employ by contract or otherwise without regard to section 3709, Revised Statutes, and at such rates (not to exceed \$50 per day for individuals exclusive of necessary travel expenses) as he may determine, the services of architects, engineers, and other technical and professional personnel, or firms or corporations thereof, as may be necessary.

SEC. 5. This Act may be cited as the "War Department Civil Appropriation Act, 1944".

Approved June 2, 1943.

Employees with 15 years of service.

Selection of personnel.

Hours of employment; pay rates.

Applicability.

Wartime or emergency suspension.  
8 F. R. 9175.

Persons advocating overthrow of U. S. Government.

Affidavit.

Penalty.

Technical and professional personnel.  
41 U. S. C. § 5.

Short title.

## [CHAPTER 117]

## AN ACT

To amend the District of Columbia Unemployment Compensation Act to provide for unemployment compensation in 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 District of Columbia Unemployment Compensation Act, approved August 28, 1935, as amended, is further amended to read as follows:*

## “DEFINITIONS

“SECTION 1. As used in this Act, unless the context indicates otherwise—

“Employer.”

“(a) The term ‘employer’ means every individual and type of organization for whom services are performed in employment;

“Employment.”

“(b) (1) ‘Employment’ means any service performed prior to the effective date of this Act which was employment as defined in this Act prior to such date, and subject to the other provisions of this subsection, service performed on and after the effective date of this Act, including service in interstate commerce, performed for wages or under any contract of hire, written or oral, express or implied;

Service included.

“(2) The term ‘employment’ shall include an individual’s entire service, performed within or both within and without the District if—

“(A) the service is localized in the District; or

“(B) the service is not localized in any State but some of the service is performed in the District and (i) the individual’s base of operations, or, if there is no base of operations, then the place from which such service is directed or controlled, is in the District; or (ii) the individual’s base of operations or place from which such service is directed or controlled is not in any State in which some part of the service is performed but the individual’s residence is in the District.

Services covered by reciprocal arrangement.

*Post*, p. 121.

“(3) Services covered by an arrangement pursuant to section 16 of this Act between the Board and the agency charged with the administration of any other State or Federal unemployment compensation law, pursuant to which all services performed by an individual for an employer are deemed to be performed entirely within the District, shall be deemed to be employment if the Board has approved an election of the employer for whom such services are performed, pursuant to which the entire service of such individual during the period covered by such election is deemed to be employment for an employer.

When deemed localized within state.

“(4) Service shall be deemed to be localized within a State if—

“(A) the service is performed entirely within such State; or

“(B) the service is performed both within and without such State, but the service performed without such State is incidental to the individual’s service within the State, for example, is temporary or transitory in nature or consists of isolated transactions.

Services not included.

“(5) The term ‘employment’ shall not include—

“(A) domestic service in a private home, local college club, or local chapter of a college fraternity or sorority;

“(B) casual labor not in the course of the employer’s trade or business;

“(C) service performed by an individual in the employ of his son, daughter, or spouse, and service performed by a child under the age of twenty-one in the employ of his father or mother;

“(D) service performed in the employ of the United States Government or of an instrumentality of the United States which

Service in employ of U. S., etc.

is (a) wholly owned by the United States, or (b) exempt from the tax imposed by section 1600 of the Internal Revenue Code of the United States or by virtue of any other provision of law: *Provided*, That, in the event that the Congress of the United States, on or before the date of the enactment of the Act, has permitted or in the event that the Congress of the United States shall permit States to require any instrumentalities of the United States to make contributions to an unemployment fund under a State unemployment compensation law, then, to the extent so permitted by Congress, and from and after the date as of which such permission becomes effective, or January 1, 1940, whichever is the later, all of the provisions of this Act shall be applicable to such instrumentalities in the same manner, to the same extent, and on the same terms as to all other employees, individuals, and services: *Provided further*, That if the District of Columbia should not be certified by the Social Security Board under section 1603 of the Internal Revenue Code for any year, the payments required of any instrumentality of the United States or its employees with respect to such year shall be refunded by the District Unemployment Compensation Board in accordance with the provisions of section 4 (i) of this Act: *Provided, however*, That any employer required to make retroactive payment of any contributions shall be given thirty days from October 17, 1940, within which to make such retroactive payments without incurring any penalty for the late payment of such contributions and all interest charges shall commence one month from October 17, 1940;

“(E) service performed in the employ of the District, or of any other State, or of any political subdivision thereof, or any instrumentality of any one or more of the foregoing which is wholly owned by the District or by one or more States or political subdivisions; and any service performed in the employ of any instrumentality of the District or of one or more States or political subdivisions to the extent that the instrumentality is, with respect to such service, exempt under the Constitution of the United States from the tax imposed by section 1600 of the Federal Internal Revenue Code;

“(F) service performed in the employ of a Senator, Representative, Delegate, or Resident Commissioner, insofar as such service directly assists him in carrying out his legislative duties;

“(G) service performed in the employ of a corporation, community chest, fund, or foundation, organized and operated exclusively for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private shareholder or individual;

“(H) service with respect to which unemployment compensation is payable under any other unemployment compensation system established by an Act of Congress;

“(I) (1) service performed in any calendar quarter in the employ of any organization exempt from income tax under section 101 of the Internal Revenue Code of the United States, if—

“(a) the remuneration for such service does not exceed \$45; or

“(b) such service is in connection with the collection of dues or premiums for a fraternal beneficiary society, order, or association, and is performed away from the home office, or is ritualistic service in connection with any such society, order, or association; or

53 Stat. 183.  
26 U. S. C. § 1600;  
Supp. II, § 1600.

Contributions to  
State unemployment  
funds.

Refunds if certifica-  
tion lacking.

53 Stat. 185.  
26 U. S. C. § 1603.

Post, p. 111.  
Retroactive pay-  
ment of contributions.

D. C., State, etc.,  
employment, tax ex-  
emption.

53 Stat. 183.  
26 U. S. C. § 1600;  
Supp. II, § 1600.

Service in employ  
of Senator, etc.

Religious, etc., or-  
ganizations.

Other compensation  
systems.

Organizations ex-  
empt from income  
tax.

53 Stat. 33.  
26 U. S. C. § 101;  
Supp. II, § 101.

“(c) such service is performed by a student who is enrolled and is regularly attending classes at a school, college, or university;

“(2) service performed in the employ of an agricultural or horticultural organization exempt from income tax under section 101 (1) of the Internal Revenue Code of the United States;

“(3) service performed in the employ of a voluntary employees' beneficiary association providing for the payment of life, sick, accident, or other benefits to the members of such association or their dependents, if (i) no part of its net earnings inures (other than through such payments) to the benefit of any private shareholder or individual, and (ii) 85 per centum or more of the income consists of amounts collected from members for the sole purpose of making such payments and meeting expenses;

“(4) service performed in the employ of a voluntary employees' beneficiary association providing for the payment of life, sick, accident, or other benefits to the members of such association or their dependents or their designated beneficiaries, if (i) admission to membership in such association is limited to individuals who are officers or employees of the United States Government, and (ii) no part of the net earnings of such association inures (other than through such payments) to the benefit of any private shareholder or individual;

“(5) service performed in any calendar quarter in the employ of a school, college, or university, not exempt from income tax under section 101 of the Internal Revenue Code of the United States, if such service is performed by a student who is enrolled and is regularly attending classes at such school, college, or university, and the remuneration for such service does not exceed \$45 (exclusive of room, board, and tuition);

“(J) service performed in the employ of a foreign government (including service as a consular or other officer or employee or a nondiplomatic representative);

“(K) service performed in the employ of an instrumentality wholly owned by a foreign government—

“(1) if the service is of a character similar to that performed in foreign countries by employees of the United States Government or of an instrumentality thereof; and

“(2) if the Secretary of State shall certify to the Secretary of the Treasury that the foreign government, with respect to whose instrumentality exemption is claimed, grants an equivalent exemption with respect to similar service performed in the foreign country by employees of the United States Government and of instrumentalities thereof;

“(L) service performed as a student nurse in the employ of a hospital or nurses' training school by an individual who is enrolled and is regularly attending classes in a nurses' training school chartered or approved pursuant to State law; and service performed as an interne in the employ of a hospital by an individual who has completed a four years' course in a medical school chartered or approved pursuant to State law;

“(M) service performed by an individual for a person as an insurance agent or as an insurance solicitor, if all such service performed by such individual for such person is performed for remuneration solely by way of commission;

“(N) service performed by an individual under the age of eighteen in the delivery or distribution of newspapers or shopping news, not including delivery or distribution to any point for subsequent delivery or distribution;

Agricultural, etc.,  
organizations.  
53 Stat. 33.  
26 U. S. C. § 101 (1).

Voluntary employ-  
ees' beneficiary asso-  
ciations.

Schools, colleges,  
etc.

53 Stat. 33.  
26 U. S. C. § 101;  
Supp. II, § 101.

Foreign government  
employees.

Student nurses; in-  
ternes.

Insurance agents.

Newspaper distrib-  
utors under 18.

“(O) service covered by an arrangement between the Board and the agency charged with the administration of any other State or Federal unemployment compensation law pursuant to which all services performed by an individual for an employer during the period covered by such employer’s duly approved election are deemed to be performed entirely within such agency’s State;

Service deemed entirely within agency’s State.

“(P) service performed by an individual for a person as a real-estate salesman, real-estate solicitor, or real-estate agent, if all of such service performed by such individual for such person is performed for remuneration solely by way of commission.

Real estate salesman, etc.

“(6) INCLUDED AND EXCLUDED SERVICE.—If the services performed during one-half or more of any pay period by an individual in employment for the person employing him constitute employment, all the services of such individual in employment for such period shall be deemed to be employment; but if the services performed during more than one-half of any such pay period by an individual in employment for the person employing him do not constitute employment, then none of the services of such individual in employment for such period shall be deemed to be employment. As used in this subsection the term ‘pay period’ means a period (of not more than thirty-one consecutive days) for which a payment of remuneration is ordinarily made to the individual in employment by the person employing him. This subsection shall not be applicable with respect to services performed in a pay period by an individual in employment for the person employing him, where any of such service is excepted by paragraph 5 (H) of subsection (b).

“Pay period.”

“(c) ‘Wages’ means all remuneration for personal services, including commissions and bonuses and the cash value of all remuneration in any medium other than cash. Gratuities customarily received by an individual in the course of his employment from persons other than his employer shall be treated as wages received from his employer. The reasonable cash value of remuneration in any medium other than cash, and the reasonable amount of gratuities, shall be estimated and determined in accordance with the regulations prescribed by the Board, except that such term ‘wages’ shall not include—

Ante, p. 101.

“Wages.”

Exceptions.

“(1) that part of the remuneration which, after remuneration equal to \$3,000 has been paid to any individual by an employer with respect to employment during any calendar year, is paid to such individual by such employer with respect to employment during such calendar year and after December 31, 1939;

“(2) the amount of any payment with respect to services performed on and after the effective date of this Act, made to, or on behalf of, an individual in its employ under a plan or system established by an employer which makes provision for such individuals generally or for a class or classes of such individuals (including any amount paid by an employer for insurance or annuities, or into a fund, to provide for any such payment), on account of (A) retirement, or (B) sickness or accident disability, or (C) medical and hospitalization, expenses in connection with sickness or accident disability, or (D) death, provided such individual (i) has not the option to receive, instead of provision for such death benefit, any part of such payment or, if such death benefit is insured, any part of the premiums (or contribution to premiums) paid by his employer, and (ii) has not the right, under the provisions of the plan or system or policy of insurance providing for such death benefit, to assign such benefit, or to receive a cash consideration in lieu

of such benefit either upon his withdrawal from the plan or system providing for such benefit or upon termination of such plan or system or policy of insurance or of his employment with such employer;

“(3) the payment by an employer (without deduction from the remuneration of the individual in employment) (A) of the tax imposed upon an individual in its employ under section 1400 of the Internal Revenue Code; or

“(4) dismissal payments on and after the effective date of this Act, which the employer is not legally required to make.

“Earnings.”

“(d) ‘Earnings’ means all remuneration payable for personal services, including wages, commissions, and bonuses, and the cash value of all remuneration payable in any medium other than cash whether received from employment, self-employment, or any other work. Gratuities received by an individual in the course of his work shall be treated as earnings. The reasonable cash value of any remuneration payable in any medium other than cash, and a reasonable amount of gratuities shall be estimated and determined in accordance with the regulations prescribed by the Board.

“Unemployed.”

“(e) An individual shall be deemed ‘unemployed’ with respect to any week during which he performs no services and with respect to which no earnings are payable to him, or with respect to any week of less than full-time work if the earnings payable to him with respect to such week are less than his weekly benefit amount.

“Base period.”

“(f) ‘Base period’ means the first four out of the last five completed calendar quarters immediately preceding the first day of the individual’s benefit year.

“Benefits.”

“(g) The term ‘benefits’ means the money payments to an individual, as provided in this Act, with respect to his unemployment.

“Benefit year.”

“(h) ‘Benefit year’ with respect to any individual means the fifty-two-consecutive-week period beginning with the first day of the first week with respect to which the individual first files a valid claim for benefits, and thereafter the fifty-two-consecutive-week period beginning with the first day of the first week with respect to which the individual next files a valid claim for benefits after the termination of his last preceding benefit year. Any claim for benefits made in accordance with section 11 (b) of this Act shall be deemed to be a ‘valid claim’ for the purposes of this subsection if the individual has during his base period been paid wages for employment by employers equal to not less than whichever is the lesser of (1) twenty-five times his weekly benefit amount, and (2) \$250.

Post, p. 116.

“Valid claim.”

“Computation date.”

“(i) The term ‘computation date’ means the 30th day of June of each year as of which rates of contributions are determined for the next following calendar year, except that the first computation date under the provisions of this Act shall be the last day of the third calendar quarter immediately preceding the effective date of this Act, as of which rates of contribution, commencing with the effective date of this Act, are determined for the remainder of that calendar year.

“Board.”

Post, p. 121.

“Calendar quarter.”

“(j) The term ‘Board’ means the District Unemployment Compensation Board established by section 15 of this Act.

“(k) ‘Calendar quarter’ means the period of three consecutive months ending on March 31, June 30, September 30, or December 31, or the equivalent thereof as the Board may by regulation prescribe.

“District.”

“Employment office.”

“(l) The term ‘District’ means the District of Columbia.

“(m) The phrase ‘employment office’ means a free public employment office or branch thereof, operated by the Social Security Board or by any department or agency of the United States or by any

department or agency of the District of Columbia or any free public employment office maintained as a part of a State-controlled system of public employment offices.

“(n) The term ‘month’ means calendar month; except as the Board may otherwise prescribe.

“Month.”

“(o) The term ‘week’ means the calendar week or such period of seven consecutive days as the Board may by regulation prescribe.

“Week.”

“(p) ‘Fund’ means the District unemployment fund established by section 2 of this Act, to which all contributions required and from which all benefits provided under this Act shall be paid.

“Fund.”

“(q) ‘State’ includes, in addition to the States of the United States of America, Alaska, Hawaii, and the District of Columbia (herein referred to as the ‘District’).

“State.”

“(r) ‘Employing unit’ means any individual or type of organization, including any partnership, association, trust, estate, joint-stock company, insurance company, or corporation, whether domestic or foreign, or the receiver, trustee in bankruptcy, trustee or successor thereof, or the legal representative of a deceased person, which has, or subsequent to January 1, 1936, had, in its employ one or more individuals performing services for it within the District.

“Employing unit.”

“(s) The phrase ‘dependent relative’ means a spouse, mother, father, stepmother, stepfather, brother, or sister, who, because of age or physical disability, is unable to work, or a child under sixteen years of age, or a child who is unable to work because of physical disability, who is wholly or mainly supported by the individual receiving the benefit. For the purposes of this subsection the term ‘child’ shall mean any son, daughter, stepson, or stepdaughter, regardless of age, whom the claimant is morally obligated to support.

“Dependent relative.”

“Child.”

#### “DISTRICT UNEMPLOYMENT FUND

“SEC. 2. (a) There is hereby established the District unemployment fund, as a special deposit in the Treasury of the United States, into which shall be paid all contributions received or collected pursuant to this Act and from which shall be paid all benefits and refunds provided for under this Act. The fund shall consist of three separate accounts: (1) A clearing account, (2) an unemployment-trust-fund account, and (3) a benefit account, and be managed and controlled by the Board in the manner provided in this Act; and the Board shall keep complete and accurate accounts of the status of the fund and shall include a statement of such status in its yearly report to Congress.

Establishment.

#### “EMPLOYER CONTRIBUTIONS

“SEC. 3. (a) Each employer who employs one or more individuals in any employment shall for each month, beginning with the month of January 1936 and ending December 31, 1939, pay contributions equal to the following percentages of the total wages payable (regardless of the time of payment) with respect to such employment by him during such month:

Years 1936-1939.

“(1) With respect to employment during the calendar year 1936, the rate shall be 1 per centum;

“(2) With respect to employment during the calendar year 1937, the rate shall be 2 per centum;

“(3) With respect to employment during the calendar years 1938 and 1939, the rate shall be 3 per centum.

“(b) Each employer shall pay contributions equal to 2.7 per centum of wages paid by him during the calendar year 1940 and thereafter, until the effective date of this Act, with respect to employment after December 31, 1939.

1940 until effective date of Act.

“(c) FUTURE RATES BASED ON BENEFIT EXPERIENCE.—

- Employer accounts. “(1) The Board shall maintain a separate account for each employer, and shall credit his account with all of the contributions paid by him after June 30, 1939, with respect to employment subsequent to May 31, 1939.
- Chargeability of benefit payments. “(2) Benefits paid to an individual with respect to any week of unemployment which was based on an initial claim filed after June 30, 1939, and before July 1, 1940, shall be charged against the account of his most recent employer. Benefits paid to an individual on an initial claim for benefits filed after June 30, 1940, shall be charged against the accounts of his base period employers. The amount of benefits so chargeable against each base period employer's account shall bear the same ratio to the total benefits paid to an individual as the base period wages paid to the individual by such employer bear to the total amount of the base period wages paid to the individual by all of his base period employers.
- Standard rate. “(3) The standard rate of contributions payable by each employer shall be 2.7 per centum.
- Restriction on reduction. “(4) (i) No employer's rate of contribution for any calendar year or part thereof shall be reduced below the standard rate unless and until his account could have been charged with benefits paid throughout the thirty-six-consecutive-calendar-month period ending on the computation date applicable to such year or part thereof.
- Percentage differential. “(ii) If the amount in the fund as of the computation date is less than 5 per centum of the total pay rolls subject to contributions under this Act for the twelve-consecutive-month period ending on said computation date, the contribution rate for each employer shall be increased by the percentage differential between said 5 per centum of such total pay rolls and said fund's percentage of such total pay rolls, but in no event shall the contribution rate for any employer be more than 2.7 per centum. Said percentage differential for each employer shall be computed to the next highest one-tenth of 1 per centum.
- If fund is less than 2.4% on Dec. 20 of any year. “(iii) If, on December 20 of any calendar year, the amount in the fund becomes less than 2.4 per centum of the total annual pay rolls subject to contribution under this Act for the twelve-consecutive-month period ending on the preceding June 30, the Board shall make a declaration to that effect. Effective the quarter following such announcement, each employer's rate of contribution shall be the standard rate.
- Rate, etc., for uncompleted portion of year. “(5) The Board shall for any uncompleted portion of the calendar year beginning with the effective date of this Act and for each calendar year thereafter classify employers in accordance with their actual experience in the payment of contributions and with respect to benefits charged against their accounts. Each employer's rate for such uncompleted year and each subsequent calendar year shall be determined on the basis of his record through the applicable computation date.
- Failure to file report, etc. “(6) If, as of the date such classification of employers is made, the Board finds that an employing unit has failed to file any report in connection therewith, or has filed a report which the Board finds incorrect or insufficient, the Board shall make an estimate of the information required from such employing unit on the basis of the best evidence reasonably available to it at the time, and notify the employing unit thereof by registered mail addressed to its last-known address. Unless such employing unit shall file the report or a correct or sufficient report, as the case may be, within fifteen days after the mailing of such notice, the Board shall compute such employing unit's rate of contribution on the basis of such estimates, and the rates so determined shall

be subject to increase, but not to reduction, on the basis of subsequently ascertained information.

“(7) For the purpose of this subsection, two or more employing units which are parties to or the subject of a merger, consolidation, or other form of reorganization effecting a change in legal identity or form, shall be deemed to be a single employing unit if (a) the successor unit requests a transfer of the predecessor’s experience within six months from date such change in legal identity or form occurred, or within six months from the effective date of this Act; (b) immediately after such change the employing enterprises of the predecessor’s employing unit or units are continued solely through a single employing unit as successor thereto; and (c) immediately after such change such successor is owned or controlled by substantially the same interests as the predecessor employing unit or units. If the Board shall deem two or more employing units to have become a single employer, it shall combine their experience, if any, with pay rolls, contributions and benefit charges (as shown on their experience rating accounts) as of the applicable computation date for the calendar year or part thereof in which the change in identity or form occurred. If this combination of experience indicates that, under section 3 (c) (8) of this Act, the successor employer should pay contributions at a new rate, such new rate shall be effective from the date of such change.

Single employing units.

Combination of experience.

“(8) Variations from the standard rates of contributions for each calendar year or part thereof shall be determined as of the applicable computation date in accordance with the following requirements:

Variations from standard rates.

“i. If as of the computation date the total of all contributions credited to any employer’s account, with respect to employment since May 31, 1939, is in excess of the total benefits paid after June 30, 1939, then chargeable or charged to his account, such excess shall be known as the employer’s reserve, and his contribution rate for the ensuing calendar year or part thereof shall be—

Employer’s reserve.

“(A) 2.7 per centum if such reserve is less than 1 per centum of his average annual pay roll;

“(B) 2 per centum if such reserve equals or exceeds 1 per centum but is less than 1.5 per centum of his average annual pay roll;

“(C) 1.5 per centum if such reserve equals or exceeds 1.5 per centum but is less than 2 per centum of his average annual pay roll;

“(D) 1 per centum if such reserve equals or exceeds 2 per centum but is less than 3 per centum of his average annual pay roll;

“(E) 0.5 per centum if such reserve equals or exceeds 3 per centum but is less than 3.5 per centum of his average annual pay roll;

“(F) 0.1 per centum if such reserve equals or exceeds 3.5 per centum of his average annual pay roll.

Contribution rates.

“ii. If as of the computation date the total amount of benefits paid and chargeable to an employer’s account for the periods after June 30, 1939, is more than the total contributions credited to his account with respect to employment since May 31, 1939, then his contribution rate for the ensuing calendar year or part thereof shall be 2.7 per centum.

“(9) As used in this subsection—

“(a) The term ‘annual pay roll’ means the total amount of wages for employment paid by an employer during a twelve-month period ending ninety days prior to the computation date;

“Annual pay roll.”

“Average annual pay roll.”

“Base period wages.”

“Base period employers.”

“Most recent employer.”

“(b) The term ‘average annual pay roll’ means the average of the annual pay rolls of any employer for the three consecutive twelve-month periods ending ninety days prior to the computation date;

“(c) The term ‘base period wages’ means the wages paid to an individual during his base period for employment;

“(d) The term ‘base period employers’ means the employers by whom an individual was paid his base period wages;

“(e) The term ‘most recent employer’ means that employer who last employed such individual immediately prior to such individual’s filing an initial claim for benefits.

Notice to employer.

Determination binding.  
Application for review.

“(10) At least one month prior to the final date upon which the first contributions for any calendar year or part thereof become due from any employer at a contribution rate determined under this subsection, the Board shall notify such employer of his rate of contributions and of the benefit charges upon which such rate was based. Such determination shall become conclusive and binding upon the employer unless, within fifteen days after the mailing of notice thereof to his last-known address, or in the absence of mailing, within fifteen days after the delivery of such notice, the employer files an application for review and a redetermination, setting forth his reasons therefor. Upon receipt of such application, the Board shall voluntarily adjust such matter or shall grant an opportunity for a fair hearing and promptly notify the employer thereof. No employer shall have standing, in any proceeding involving his rate of contributions or contribution liability, to contest the chargeability of his account of any benefits paid in accordance with a determination, redetermination, or decision pursuant to section 11 of this Act, except on the ground that the services on the basis of which such benefits were found to be chargeable do not constitute services performed in employment for him and only in the event that he was not a party to such determination, redetermination, or decision or to any other proceedings under this Act in which the character of such services was determined. The employer shall be promptly notified of the Board’s denial of his application or of the Board’s redetermination, both of which shall become final unless, within fifteen days after the mailing of such notice thereof to his last-known address, or in the absence of mailing, within fifteen days after the delivery of such notice, a petition for judicial review is filed in the District Court of the United States for the District of Columbia. In any proceedings under this subsection the findings of the Board as to the facts, if supported by evidence and in the absence of fraud, shall be conclusive and the jurisdiction of said court shall be confined to question of law. Such proceedings shall be given precedence over all other civil cases except cases arising under section 12 of this Act and under the District of Columbia Workmen’s Compensation Act. An appeal may be taken from the decision of the District Court of the United States for the District of Columbia to the United States Court of Appeals for the District of Columbia in the same manner as is provided in other civil cases.

Post, p. 116.

Notice of denial, etc.

Findings as to facts conclusive.

Precedence of proceedings.  
Post, p. 118.  
45 Stat. 600.  
D. C. Code §§ 36-501, 36-502.  
Appeal.

Contributions payable.

“(d) The contributions payable pursuant to subsections (b) and (c) of this section shall become due and be paid by each employer to the Board in accordance with such regulations as the Board may prescribe, and shall not be deducted in whole or in part from the wages of individuals in such employer’s employ.

#### “METHOD OF PAYING EMPLOYER CONTRIBUTIONS

Payment and collection.

“SEC. 4. (a) The contributions required by section 3 shall be paid to and collected by the Board, and shall, immediately upon collection,

be deposited in the clearing account of the fund. All moneys so required to be paid to and collected by the Board shall be subject to audit by the District auditor.

“(b) Not later than the last day of the following month after the close of each calendar quarter, or at such other time as the Board may by regulations prescribe, every employer shall make a return of, and shall pay the contributions which shall have accrued with respect to, wages paid during such quarter with respect to employment. Each such return shall be filed with the Board, and shall contain such information and be made in such manner as the Board may by regulation prescribe. No extension of time for filing the return or for payment of the contributions shall be allowed to any employer, except as herein provided.

“(c) If the contributions are not paid when due, there shall be added, as part of the contributions, interest at the rate of 1 per centum per month from the date the contributions became due until paid.

“(d) In the event of the dissolution, insolvency, receivership, bankruptcy, composition, or assignment for benefit of creditors of any employer, contributions then or thereafter due from such employer under this section shall have priority over all other claims, except taxes due the United States or the District, and wages (not exceeding \$600 with respect to any individual) due for services performed within the three months preceding such event.

“(e) If any employer liable to pay the contribution or tax imposed by section 3 of this Act neglects and refuses to pay the same after demand, the amount (including any interest) shall be a lien upon all of the property and rights to property, whether real or personal belonging to such person. Such lien shall not be valid as against any mortgagee, pledgee, purchaser, or judgment creditor until notice thereof has been filed by the Board with the clerk of the District Court of the United States for the District of Columbia. The Board may cause a civil action to be filed in the District Court of the United States for the District of Columbia to enforce the aforesaid lien by sale of any property or rights to property, whether real or personal, of the delinquent employer affected by said lien. All persons having liens upon or claiming any interest in the property or rights to property sought to be sold, as aforesaid, shall be made parties to the proceedings and brought into court. The court shall proceed to adjudicate all matters involved therein and finally determine the merits of all claims to a lien upon the property and rights to the property in question, and in all cases where a claim or interest of the Board therein is established, may decree a sale of such property and rights of property by the proper officer of the court, and any sale made pursuant to such proceedings shall be made subject to any and all valid liens existing against said property or rights to property, at the date of filing of the notice of lien. Such action shall be heard by the court at the earliest possible date, and shall be entitled to preference on the calendar of the court over all other civil actions except petitions for judicial review of this Act. In any suit to enforce a lien hereunder the owner of the property or rights of property affected by said lien may be allowed to file with the clerk of the District Court of the United States for the District of Columbia a written undertaking with two or more sureties to be approved by the court, or with corporate surety approved by the court, to the effect that he and they will pay the judgment that may be recovered and costs which judgment shall be rendered against all the persons so undertaking. Upon the approval of said undertaking the property or rights of property shall be released from such lien. No such undertaking shall be approved by the court until the owner of the property or rights of

Returns and payments.

Filing; contents.

Interest on unpaid contributions.

Priority in event of bankruptcy, etc.

Liens.  
*Ante*, p. 106.

Enforcement.

Adjudication.

Sale of property.

Hearings.

Filing of undertaking.

Notice to Board.

property in question shall have given at least two days' notice to the Board of his intention to apply to the courts therefor. Each notice shall give the names and residences of the persons intended to be offered as sureties and the time when the motion for such approval will be made, and such sureties shall make oath if required that they are worth over and above all debts and liabilities double the amount of said lien. The Board may appear and object to such approval.

**Exception.** When corporate surety is offered and the undertaking bears a certificate of the clerk of the District Court of the United States for the District of Columbia that said corporation holds authority from the Secretary of the Treasury to do business in the District of Columbia and has a process agent therein, no notice shall be required. Such an undertaking as above mentioned may be offered before any suit is brought in order to discharge the property from such lien, in which case notice shall be given as aforesaid to the Board and the same proceedings shall be had as above directed in relation to the undertaking to be given after the commencement of the suit, except that when the surety is a corporation and the undertaking bears a certificate of the clerk of said District Court of the United States for the District of Columbia that said corporation holds authority from the Secretary of the Treasury to do business in the District of Columbia, and has a process agent therein, no notice shall be required; and said undertaking shall be to the effect that the owner of said property or rights of property and his said sureties will pay any judgment that may be rendered in any suit that may thereafter be brought for the enforcement of said lien. If such undertaking be approved before any suit is brought, the surety or sureties may be made parties to such suit; if the undertaking be approved after suit is brought, the surety or sureties shall ipso facto become parties to the suit, and in either case the decree of the court shall be against the surety or sureties as well as the owner. Subject to such regulations as the Board may prescribe, the Board shall issue a certificate of release of the lien if the Board finds that the liability for the amount of the contribution or tax imposed, together with all interest in respect thereof, has been satisfied or for any other reason deemed proper by the Board. Such lien shall continue to be valid for a period of ten years from the date of filing of the notice thereof with the clerk of the District Court of the United States for the District of Columbia, unless the same shall have been released of record, as hereinbefore provided. The foregoing remedy of the Board shall be cumulative and no action taken by the Board shall be or be construed to be an election on the part of the Board to pursue any remedy hereunder to the exclusion of any other remedy for which provision is made in this Act.

**Offering before suit.**

**Approval.**

**Certificate of release of lien.**

**Validity of lien.**

**Remedy to be cumulative.**

**Employment of contractors.**

“(f) Whenever any employing unit contracts with or has under it any contractor or subcontractor for any employment which is a part of its usual trade, occupation, profession, or business, said employing unit shall report to the Board, in accordance with applicable regulations, the name and address of each and every such contractor or subcontractor so employed. Unless such report is made the employing unit shall for all purposes of the Act be deemed to employ each individual in the employ of each such contractor or subcontractor for each day during which such individual is engaged solely in performing such employment. Any employing unit who thus becomes liable for and pays contributions with respect to individuals in the employ of any such contractor or subcontractor, however, may recover same from such contractor or subcontractor.

**Fraction of cent.**

“(g) In payment of any contribution, 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.

“(h) **COLLECTION.**—If, after due notice, any employer defaults in any payment of contributions or interest thereon, the amount due may be collected by civil action in the name of the Board, and the employer adjudged in default shall pay the costs of such action. Civil actions brought under this section to collect contributions or interest thereon from an employer shall be heard by the court at the earliest possible date and shall be entitled to preference upon the calendar of the court over all other civil actions except petitions for judicial review of this Act. This subsection shall not be construed to mean that the Board shall be required to use only this means of collecting delinquent contributions but it may use any other legal method which it deems advisable.

Collection by civil action.

Other means of collection.

“(i) **REFUNDS.**—If not later than three years after the date on which any contributions or interest thereon were paid, an employing unit which has paid such contributions or interest thereon shall make application for an adjustment thereof in connection with subsequent contribution payments, or for a refund thereof because such adjustment cannot be made, and the Board shall determine that such contributions or interest or any portion thereof was erroneously collected, the Board shall allow such employing unit to make an adjustment thereof, without interest, in connection with subsequent contribution payments by it, or if such adjustment cannot be made the Board shall refund said amount, without interest, from the clearing account or benefit account upon checks issued by the Board or its duly authorized agent. For like cause and within the same period, adjustment or refund may be so made on the Board's own initiative. Should benefits have been paid based upon work records filed by the employing unit, claiming an adjustment or refund, such benefit should be disregarded for purposes of figuring such adjustment or refund, and any such benefit payments already having been made at the time of the adjustment or refund, based upon records filed with this Board by such employing unit, shall to that extent be allowed and shall not be deemed to have been paid erroneously. All refunds paid pursuant to this subsection shall be subject to a prior audit by the District auditor.

Adjustments or refunds.

Action on Board's initiative.

“(j) Upon application by an employer, filed pursuant to suitable regulation by the Board, the Board shall determine the extent to which the employer's contributions paid for the first six months of the calendar year 1940 were in excess of his contributions due for said period under Public, Numbered 719, Seventy-sixth Congress, and shall make an adjustment for that amount, without interest, solely in connection with subsequent contributions by him.

Adjustment of employer's contributions.

54 Stat. 730.  
D. C. Code § 46-301  
et seq.; Supp. II, § 303.

“(k) The Board, or the executive officer provided for under section 15 (b) of this Act, with the consent of the Board, may prescribe the extent, if any, to which any ruling, regulation, or decision relating to this Act shall be applied without retroactive effect.

Board rulings, etc.  
Post, p. 121.

“(l) The Board, with the approval of the corporation counsel and the District auditor, may compromise any civil case arising under this Act. Whenever a compromise is made by the Board in each such case, there shall be placed in the minutes of the Board the opinion of an attorney of the Board with the reasons therefor, including a statement of (1) the amount of the contributions due, (2) the amount of interest due on such contributions, and (3) the amount actually paid in accordance with the terms of the compromise.

Compromises.

#### “SERVICE ON NONRESIDENT EMPLOYERS

“SEC. 5. Any nonresident employer, for whom services constituting employment subject to this Act are performed, shall be deemed to have

Director of Vehicles and Traffic, D. C., as process agent.

appointed the Director of Vehicles and Traffic of the District of Columbia as his true and lawful attorney upon whom may be served all processes in any action or proceedings against such nonresident arising out of, or incident to, this Act, and said employment shall be a signification that any such process against him served, as herein provided, shall have the same effect and validity as if served on him personally in the District of Columbia. Service of such process shall be made by leaving a copy thereof (with a fee of \$2) in the hands of the Director of Vehicles and Traffic of the District of Columbia, or other persons in charge of his office, and such service shall be sufficient service upon such nonresident: *Provided*, That notice of such service and a copy of the process are forthwith sent, by registered mail, by the plaintiff to the defendant and the defendant's return receipt attached to the writ and entered with the initial pleading. The court in which the action is pending may order such extensions as may be necessary to afford the defendant a reasonable opportunity to defend the action, and no judgment by default in any such action shall be granted until at least twenty days shall have elapsed after the notice of such service has been sent to the defendant as hereinabove prescribed.

Method of service.

Notice to defendant.

Extensions.

“DEPOSIT IN UNEMPLOYMENT TRUST FUND

“SEC. 6. All moneys received in the District unemployment fund from sources other than the unemployment trust fund, except as provided in section 4 (i) and section 1 (b) (5) (D), shall be immediately paid over to the Secretary of the Treasury to the credit of the unemployment trust fund, to be held in trust for the District upon the terms and conditions provided in section 904 of the Social Security Act.

*Ante*, pp. 111, 100.

49 Stat. 640.  
42 U. S. C. § 1104.

“AMOUNT AND DURATION OF BENEFITS

“SEC. 7. (a) On and after January 1, 1938, benefits shall become payable from the benefit account of the District unemployment fund. All benefits shall be paid through employment offices, in accordance with such regulations as the Board may prescribe.

“(b) An individual's weekly benefit amount shall be the amount appearing in column B in the table set forth in this subsection on the line on which in column A of such table appears the total wages for employment paid to such individual by employers during that quarter of his base period in which such wages were the highest.

Payment.

Individual's weekly benefit amount.

“UNEMPLOYMENT BENEFIT TABLE

“COLUMN A “Wages paid in highest quarter of base period	“COLUMN B “Weekly benefit amount	“COLUMN C “Qualifying amount
\$37.50 to \$138	\$6	\$150
\$138.01 to \$161	7	175
\$161.01 to \$184	8	200
\$184.01 to \$207	9	225
\$207.01 to \$230	10	250
\$230.01 to \$253	11	250
\$253.01 to \$276	12	250
\$276.01 to \$299	13	250
\$299.01 to \$322	14	250
\$322.01 to \$345	15	250
\$345.01 to \$368	16	250
\$368.01 to \$391	17	250
\$391.01 to \$414	18	250
\$414.01 to \$437	19	250
\$437.01 and over	20	250

“(c) Each eligible individual who is unemployed in any week shall be paid with respect to such week a benefit in an amount equal to his weekly benefit amount less the earnings (if any) payable to him with respect to such week. For the purpose of this subsection, the term ‘earnings’ shall include only that part of the remuneration payable to him for such week which is in excess of 40 per centum of his weekly benefit amount for any week. Such benefit, if not a multiple of \$1, shall be computed to the next higher multiple of \$1.

Computation.

“Earnings.”

Total amount during year.

“(d) Any otherwise eligible individual shall be entitled during any benefit year to a total amount of benefits equal to twenty times his weekly benefit amount or one-half of the wages for employment paid to such individual by employers during his base period, whichever is the lesser: *Provided*, That such total amount of benefits, if not a multiple of \$1, shall be computed to the next higher multiple of \$1.

“(e) DEPENDENT’S ALLOWANCE.—In addition to the benefits payable under subsections (b) and (c) of this section, each eligible individual who is unemployed in any week shall be paid with respect to such week \$1 for each dependent relative, but not more than \$3 shall be paid to an individual as dependent’s allowance with respect to any one week of unemployment, nor shall any weekly benefit which includes a dependent’s allowance be paid in the amount of more than \$20. The dependent’s allowance is not to be taken into consideration in calculating the claimant’s total amount of benefits in subsection (d) of this section.

“(f) (1) BENEFITS AFTER TERMINATION OF MILITARY SERVICE.—Notwithstanding any inconsistent provisions of this Act the benefit rights of trainees shall be determined in accordance with the following provisions of this subsection for the periods and with respect to the matters specified herein. Except as herein otherwise provided, all other provisions of this Act shall continue to be applicable in connection with such benefits.

“(2) The term ‘military service’ as used in this subsection means active service in the land or naval forces of the United States, but the service of an individual in any reserve component of the land or naval forces of the United States who is ordered to active duty in any such force for a period of thirty days or less shall not be deemed to be active service in such force during such period.

“Military service.”

“(3) The term ‘trainee’ as used in this subsection means an individual who entered military service after March 31, 1940, who continued such service for not less than ninety consecutive days and whose military service was terminated on or before the six months after the war in which the United States is now engaged has been terminated by a treaty of peace proclaimed by the President of the United States.

“Trainee.”

“(4) In determining a trainee’s ‘benefit year’ (as defined by section 1 (h) of this Act) the weeks and parts of weeks between the date of his entrance into military service and the date of termination of such service shall be excluded.

“Benefit year.”  
*Ante*, p. 104.

“(5) In determining a trainee’s ‘base period’ (as defined in section 1 (f) of this Act) the completed and uncompleted calendar quarters between the date of his entrance into military service and the termination of such service shall be excluded.

“Base period.”  
*Ante*, p. 104.

“(6) If under an Act of Congress, payments with respect to the unemployment of individuals who have completed a period of military service are payable by the United States, a trainee shall be disqualified for benefits with respect to any week beginning within a benefit year as defined in paragraph (4) of this subsection until he has exhausted all his rights to such payments from the United States.

### “METHOD OF PAYING BENEFITS

Requisitioning from Board's account.

*Ante*, pp. 111, 100.

Deposit to benefit of fund.

“SEC. 8. Moneys shall be requisitioned from the Board's account in the unemployment trust fund solely for the payment of benefits and refunds as provided under section 4 (i) and section 1 (b) (5) (D) in accordance with regulations prescribed by the Board. The Board shall from time to time requisition from the unemployment trust fund such amounts not exceeding the amounts standing to the Board's account therein as it deems necessary for the payment of benefits and refunds for a reasonable future period. Upon receipt of the amount requisitioned, the Board shall deposit it in the benefit account of the District unemployment fund in the Treasury of the United States as a special deposit to be used solely to pay the benefits and refunds provided in this Act. All payments of benefits shall be made by checks drawn by the Board, or its duly authorized agent, shall be made through the employment offices designated by the Board, and shall be subject to a post, but not a prior, audit by the District auditor.

### “ELIGIBILITY FOR BENEFITS

Requirements.

“SEC. 9. An unemployed individual shall be eligible to receive benefits with respect to any week only if it has been found by the Board—

“(a) that he has made a claim for benefits with respect to such week in accordance with such regulations as the Board may prescribe;

“(b) that he has during his base period been paid wages for employment by employers equal to not less than the amount appearing in column ‘C’ of the table in section 7 (b), on the line on which in column ‘B’ his weekly benefit amount appears;

“(c) that he is physically able to work;

“(d) that he is available for work and has registered and inquired for work at the employment office designated by the Board, with such frequency and in such manner as the Board may by regulation prescribe: *Provided*, That failure to comply with this condition may be excused by the Board upon a showing of good cause for such failure; and the Board may by regulation waive or alter the requirements of this subsection as to such types of cases or situations with respect to which it finds that compliance with such requirements would be oppressive or would be inconsistent with the purposes of this Act;

“(e) that he has been unemployed for a waiting period of one week. No week shall be counted as a week of unemployment for the purposes of this subsection—

“(1) unless it occurs within the benefit year which includes the week with respect to which he claims payment of benefits;

“(2) if benefits have been paid with respect thereto; and

“(3) unless the individual was eligible for benefits with respect thereto as provided in sections 9 and 10 of this Act, except for the requirements of this subsection and of subsection (f) of section 10.

### “DISQUALIFICATION FOR BENEFITS

Voluntarily leaving work without good cause.

“SEC. 10. (a) An individual who has left his most recent work voluntarily without good cause, as determined by the Board under regulations prescribed by it, shall not be eligible for benefits with respect to the week in which he so left nor with respect to the three weeks of consecutive unemployment immediately following.

“(b) An individual who has been discharged for misconduct occurring in the course of his most recent work, proved to the satisfaction of the Board, shall not be eligible for benefits with respect to the week in which such discharge occurred nor with respect to such additional number of consecutive weeks of unemployment immediately following (not less than one nor more than four) as the Board may determine, under regulations prescribed by it, in proportion to the degree of such misconduct.

Misconduct.

“(c) If an individual otherwise eligible for benefits fails, without good cause as determined by the Board under regulations prescribed by it either to apply for new work found by the Board to be suitable when notified by any employment office, or to accept any such work when offered to him, he shall not be eligible for benefits with respect to the week in which such failure occurred nor with respect to the three weeks of continuous unemployment immediately following. In determining whether or not work is suitable within the meaning of this subsection the Board shall consider (1) the physical fitness and prior training and experience of the individual, (2) the distance of the place of work from the individual's place of residence, and (3) the risk involved as to health, safety, or morals.

Failure to apply for or accept suitable work.

Suitability of work.

“(d) Benefits shall not be denied to any otherwise eligible individual for refusing to accept new work under any of the following conditions: (1) If the position offered is vacant due directly to a strike, lock-out, or other labor dispute; (2) if the wages, earnings, hours, or other conditions of the work offered are less favorable to the individual than those prevailing for similar work in the locality; (3) if as a condition of being employed the individual would be required to join a company union or to resign from or refrain from joining any bona fide labor organization.

No denial under specified conditions.

“(e) If an individual under twenty-one years of age otherwise eligible for benefits fails, without good cause as determined by the Board under regulations prescribed by it, to attend courses at a vocational or other school when recommended by the manager of the employment office or by the Board and such courses are available at public expense, he shall not be eligible for benefits with respect to any week in which such failure occurred.

Failure to attend vocational courses.

“(f) An individual shall not be eligible for benefits with respect to any week if it has been found by the Board that such individual is unemployed in such week as a direct result of a labor dispute, such as a strike, lock-out, or jurisdictional labor dispute still in active progress in the establishment where he is or was last employed: *Provided*, That this subsection shall not apply if it is shown to the satisfaction of the Board that—

Unemployment due to labor dispute.

Nonapplicability.

“(1) he is not participating in or directly interested in the labor dispute which caused his unemployment; and

“(2) he does not belong to a grade or class of workers of which, immediately before the commencement of the dispute, there were members employed at the premises at which the dispute occurs, any of whom are participating in or directly interested in the dispute: *Provided*, That if in any case separate branches of work which are commonly conducted as separate businesses in separate premises are conducted in separate departments of the same premises, each such department shall, for the purposes of this subsection, be deemed to be a separate factory, establishment, or other premises.

“(g) An individual shall not be eligible for benefits for any week with respect to which he has received or is seeking unemployment compensation under any other unemployment compensation law of

Compensation from another State, etc.

another State or of the United States: *Provided*, That if the appropriate agency of such other State or of the United States finally determines that he is not entitled to such unemployment benefits, this disqualification shall not apply.

#### “DETERMINATION OF CLAIMS

- Regulations.** “SEC. 11. (a) Claims for benefits shall be made in accordance with such regulations as the Board may prescribe. Each employer shall post and maintain in places readily accessible to individuals in his service printed statements concerning such regulations or such other matters as the Board may by regulation prescribe. Each employer shall supply such individuals with copies of such printed statements or materials relating to claims for benefits as the Board may by regulation prescribe. Such printed statements or materials shall be supplied by the Board to each employer without cost to him.
- Initial determinations.** “(b) Promptly after an individual has filed a claim for benefits, an agent of the Board designated by it for such purpose shall make an initial determination with respect thereto which shall include a determination with respect to whether or not such benefit may be payable, and if payable, the week with respect to which payments will commence, the maximum duration thereof, and the weekly benefit amount, except that in any case in which the payment or denial of benefits will be determined by the provisions of section 10 (e) of this Act, the agent shall promptly transmit such claim to an appeal tribunal which shall make a decision thereon after such investigation as it deems necessary, and after affording the parties opportunity for fair hearing in accordance with subsection (e) of this section, and the claimant and interested parties shall be given notice thereof and permitted to appeal therefrom to the Board and the courts as is provided in this Act for notice of, and appeals from, decisions of appeal tribunals. An initial determination may, for good cause, be reconsidered. The claimant and other parties to the proceedings shall be promptly notified of the initial determination or any amended determination and the reasons therefor. Benefits shall be denied or, if the claimant is otherwise eligible, paid promptly in accordance with such initial determination except as hereinafter otherwise provided. The claimant or any party to the determination may file an appeal from such initial determination or from a reconsideration of such determination within ten days after notification thereof, or after the date such notification was mailed to his last-known address. If upon such initial determination benefits are allowed but the record of the case indicates that a disqualification has been alleged or may exist, benefits shall not be paid prior to the expiration of the period for appeal as hereinbefore provided. If an appeal is duly filed with respect to a matter other than the weekly benefit amount or maximum duration of benefits payable, benefits with respect to the period prior to the final decision of the Board shall be paid only after such decision: *Provided*, That if an appeal tribunal affirms an initial determination allowing benefits, such benefits shall be paid regardless of any appeal which may thereafter be taken. If, subsequent to such initial determination, benefits with respect to any week for which a claim has been filed are denied for reasons other than matters included in the initial determination, the claimant shall be promptly notified of the denial and the reasons therefor, and may appeal therefrom in accordance with the procedure herein described for appeals from initial determinations.
- Transmittal to appeal tribunal.**
- Reconsideration.**
- Appeal from initial determination.**
- Payment restrictions.**
- Hearings.** “(c) To hear and decide appealed claims, the Board shall appoint one or more appeal tribunals to hold hearings in accordance with

regulations prescribed by the Board at which all parties shall be given opportunity to present evidence and to be heard. In the conduct of such hearings, the parties shall not be bound by common law or statutory rules of evidence or other technical rules of procedure, but the appeal tribunal shall use due diligence to ascertain the true facts of the case.

“(d) Each appeal tribunal shall consist of either an examiner regularly employed by the Board on a salaried basis or a body composed of an examiner who shall act as chairman, and, without regard to the civil-service laws otherwise applicable, of one representative of employees and one representative of employers, each designated by the Board. No representative shall be regularly employed by the Board, nor shall any person acting in any case on behalf of the Board have any interest, direct or indirect, in the case. In no case shall the hearings proceed unless the examiner designated as a member of an appeal tribunal is present; and if either or both of such representatives fail to appear for any such hearings or are disqualified from participating in any such hearings, the examiner shall proceed to hear the case: *Provided*, That the Board may designate alternates to serve in the absence or disqualification of any member of an appeal tribunal. Each such representative shall be paid for each day on which he actively engaged or was present and prepared to engage in the conduct of any such hearings, such sums, not in excess of \$10, as the Board shall by regulation prescribe.

Composition of appeal tribunal.

Attendance requirements.

Alternates.

Compensation.

Decision.

Further appeal, etc.

Effect of decision if uncontested.

“(e) An appeal tribunal, after affording the parties reasonable opportunity for fair hearing, shall, unless such appeal is withdrawn, affirm or modify the finding of facts and the initial determination. The parties shall be duly notified of the decision of such appeal tribunal, together with the reasons therefor. The Board, under regulations prescribed by it, may permit further appeal by any party or may, upon its own motion, affirm, reverse, or modify the decision of the appeal tribunal or may set it aside and order a rehearing or the taking of additional evidence before the same or a different appeal tribunal. Unless a petition for such appeal is filed within ten days after the date of notification or mailing of the decision of an appeal tribunal, or within such ten-day period the Board has taken action on its own motion in accordance with the provisions of this subsection, the decision of the appeal tribunal shall constitute the decision of the Board and shall be effective as such. Any decision of an appeal tribunal which is not so modified or so appealed within such ten-day period is final for all purposes, except as provided in section 12 (a) of this Act, and is not subject to review by the District auditor. All decisions rendered by the Board affirming, reversing, or modifying any decision of an appeal tribunal shall become effective immediately, unless the Board shall otherwise order, and are not subject to review by the District auditor.

Record of proceedings.

“(f) A full and complete record shall be kept of all proceedings in connection with an appealed claim. All testimony at every hearing on any such claim shall be taken down by a stenographer, but shall not be transcribed except upon order of the Board or in the event of an appeal pursuant to section 12. Upon any such appeal, a copy of all the testimony and of the findings of fact upon which the Board’s decision was based shall be filed with the court, and the facts so found shall, if supported by evidence, be binding on the court.

Witness fees.

“(g) Witnesses subpoenaed pursuant to this section shall be allowed fees at a rate fixed by the Board. Such fees shall be deemed part of the expense of administering this Act.

## "COURT REVIEW

"SEC. 12. (a) Within thirty days after the decision of the Board has become final, any party to the proceeding may appeal from the decision to the District Court of the United States for the District of Columbia. Upon the filing of any such appeal notice thereof shall be served upon the Board by the appellant and upon any other party to the proceeding. Such appeal shall be heard by the court at the earliest possible date and shall be given precedence over all other civil cases. It shall not be necessary on any such appeal to enter exceptions to the rulings of the Board and no bond shall be required for entering such appeal. In no event shall any appeal act as a supersedeas. In any appeal under this section the findings of the Board, or of the examiner or appeal tribunal, as the case may be, as to the facts, if supported by evidence and in the absence of fraud, shall be conclusive, and the jurisdiction of said court shall be confined to questions of law: *Provided*, That no appeal shall be permitted under this section by any party who has not first exhausted his administrative remedies as provided by this Act.

Appeal.

"(b) An appeal may be taken from a decision of such court to the United States Court of Appeals for the District of Columbia.

## "ADMINISTRATION

Authority of Board.

"SEC. 13. (a) The Board is hereby authorized and directed to administer the provisions of this Act. Subject to the Civil Service Act the Board is further authorized to employ such officers, examiners, accountants, attorneys, experts, agents, and other persons, and to make such expenditures, as may be necessary to administer this Act, and to authorize any such person to do any act or acts which could lawfully be done by the Board. The Civil Service Commission is hereby authorized and directed to confer a competitive classified civil-service status upon those employees performing services for the Board on July 1, 1940: *Provided*, (1) That such employees are certified by the Board as having rendered satisfactory service for not less than six months; (2) that they qualify in such appropriate noncompetitive examination as may be prescribed by the Civil Service Commission; however, all employees certified by the Board in accordance with condition (1) hereof shall automatically be eligible to take such non-competitive examination; (3) that they are citizens of the United States; and (4) that they are not disqualified by any provision of section 3 of Civil Service Rule V. The Board may, in its discretion, require bond from any of its employees engaged in carrying out the provisions of this Act.

Civil-service status of certain employees.

Bond.

Regulations.

"(b) The Board is further authorized to make and enforce all reasonable regulations which may be necessary to carry out the provisions of this Act. Such regulations shall become effective five days after they have been published in a newspaper of general circulation in the District.

Annual report.

"(c) The Board shall each year, not later than March 1, submit to Congress a report covering the administration and operation of this Act during the preceding calendar year, and containing such recommendations as the Board wishes to make.

Change in rates.

"(d) The Board shall, whenever it believes that a change in the contribution or benefit rates is necessary to protect the solvency of the fund, at once recommend such change to Congress if in session.

Cooperation with Social Security Board.

"(e) **FEDERAL-STATE COOPERATION.**—In the administration of this Act the Board shall cooperate to the fullest extent consistent with the provisions of this Act, with the Social Security Board, created

by the Act of Congress, entitled 'The Social Security Act, as amended', and is authorized and directed to take such action, through the adoption of appropriate rules, regulations, administrative methods, and standards, as may be necessary to secure to the District and its citizens all advantages available under the provisions of such Act, under the provisions of sections 1602 and 1603 of the Federal Unemployment Tax Act, and under the provisions of the Act of Congress entitled 'An Act to provide for the establishment of a national employment system and for cooperation with States in the promotion of such system, and for other purposes', approved June 6, 1933, as amended. The Board shall comply with the regulations of the Social Security Board relating to the receipt or expenditure by the States of moneys granted under any of such Acts and shall make such reports, in such form and containing such information as the Social Security Board may from time to time require, and shall comply with such provisions as the Social Security Board may from time to time find necessary to assure the correctness and verification of such reports.

"The Board may afford reasonable cooperation with every agency of the United States charged with the administration of any unemployment-insurance law.

"(f) DISCLOSURE OF INFORMATION.—Except as hereinafter otherwise provided, information obtained from any employing unit or individual pursuant to the administration of this Act and determinations as to the benefit rights of any individual shall be held confidential and shall not be disclosed or be open to public inspection in any manner, whether by subpoena or otherwise, revealing the individual's or employing unit's identity. Any claimant (or his legal representative) shall be supplied with information from the records of the division, to the extent necessary for the proper presentation of his claim in any proceeding under this Act with respect thereto. Subject to such restrictions as the Board may by regulation prescribe, such information may be made available to any agency of this or any other State, or any Federal agency, charged with the administration of an unemployment compensation law or the maintenance of a system of public employment offices, or the Bureau of Internal Revenue of the United States Department of the Treasury, and information obtained in connection with the administration of the employment service may be made available to persons or agencies for purposes appropriate to the operation of a public employment service. Upon request therefor the Board shall furnish to any agency of the United States charged with the administration of public works or assistance through public employment, and may furnish to any State agency similarly charged, the name, address, ordinary occupation, and employment status of each recipient of benefits and such recipient's rights to further benefits under this Act. The Board may request the Comptroller of the Currency of the United States to cause an examination of the correctness of any return or report of any national banking association rendered pursuant to the provisions of this Act, and may in connection with such request transmit any such report or return to the Comptroller of the Currency of the United States as provided in section 1606 (c) of the Federal Internal Revenue Code.

"(g) In the discharge of the duties imposed by this Act, any member of the Board and any duly authorized representative thereof shall have power to administer oaths and affirmations, take depositions, certify to official acts, and issue subpoenas to compel attendance of witnesses and the production of books, papers, correspondence, memoranda, and other records deemed necessary as evidence in connection with a disputed claim or the administration of this Act.

49 Stat. 635.  
42 U. S. C. § 901.  
*Ante*, p. 47.

53 Stat. 184, 185.  
26 U. S. C. §§ 1602,  
1603.

48 Stat. 113.  
29 U. S. C. § 49 *et*  
*seq.*

Cooperation with  
Federal agencies.

Disclosure of infor-  
mation.  
*Post*, p. 123.

Examination of re-  
turns of banking asso-  
ciations.

53 Stat. 1392.  
26 U. S. C. § 1606 (c).

Powers of Board  
members, etc.

## Contumacy.

“(h) In the case of contumacy by, or refusal to obey a subpoena issued to, any person, the Board may invoke the aid of the District Court of the United States for the District of Columbia in requiring the attendance and testimony of witnesses and the production of books, papers, correspondence, memoranda, and other records. Such court may issue an order requiring such person to appear before the Board or officer designated by the Board, there to produce records, if so ordered, or to give testimony touching the matter in question; and any failure to obey such order of the court may be punished by such court as a contempt thereof. Any person who shall, without just cause, fail or refuse to attend and testify or to answer any lawful inquiry or to produce books, papers, correspondence, memoranda, and other records, if in his power so to do, in obedience to the subpoena of the Board, shall be guilty of a misdemeanor, and upon conviction shall be subject to a fine of not more than \$1,000 or to imprisonment for a term of not more than one year, or both.

## Penalty.

## Testimony.

“(i) No person shall be excused from attending and testifying or from producing books, papers, correspondence, memoranda, and other records before the Board or in obedience to the subpoena of the Board or any member thereof or any officer designated by it, or in any cause or proceeding instituted by the Board, on the ground that the testimony or evidence, documentary 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 subjected to any penalty or forfeiture for or on account of any transaction, matter, or thing concerning which he is compelled, 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.

## Immunity from self-incrimination.

## “METHOD OF PAYING ADMINISTRATIVE EXPENSES

Deposit of receipts.  
49 Stat. 626.  
42 U. S. C. §§ 501-503.

## Payments; audit.

49 Stat. 626.  
42 U. S. C. § 502.

53 Stat. 1379.  
42 U. S. C. § 503 (a)  
(9).

*Anne*, p. 118.

49 Stat. 626.  
42 U. S. C. §§ 501-503.

“SEC. 14. All moneys received by the Board from the United States under title III of the Social Security Act or from other sources for administering this Act shall, immediately upon such receipt, be deposited in the Treasury of the United States as a special deposit to be used solely to pay such administrative expenses (including expenditures for rent, for suitable office space in the District of Columbia, and for lawbooks, books of reference, and periodicals), traveling expenses when authorized by the Board, and allowances to field men for furnishing privately owned motor vehicles in the performance of official duties at rates not to exceed \$24 per month. All such payments of expenses shall be made by checks drawn by the Board and shall be subject to audit by the District auditor in the same manner as are payments of other expenses of the District. All moneys received by the Board pursuant to section 302 of the Social Security Act shall be expended solely for the purposes and in the amounts found necessary by the Social Security Board for the proper and efficient administration of this Act. In lieu of incorporation in this Act of the provision described in section 303 (a) (9) of the Social Security Act, the Board shall include in its annual report to the Congress, provided in section 13 (c) of this Act, a report of any moneys received after July 1, 1941, from the Social Security Board under title III of the Social Security Act, and any unencumbered balances in the unemployment compensation administration fund as of that date, which the Social Security Board finds have, because of any action or contingency, been lost or have been expended for purposes other than, or in amounts in excess of, those found necessary

by the Social Security Board for the proper administration of this Act.

#### “DISTRICT UNEMPLOYMENT COMPENSATION BOARD

“SEC. 15. (a) There is hereby established the District Unemployment Compensation Board, to be composed of the Commissioners of the District as members *ex officio*, and one representative of employees and one representative of employers to be appointed by the Commissioners. Each such representative shall be a resident of the District and shall hold office for a term of three years from the date of his appointment; except that any representative appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed only for the remainder of such term. The president of the Board of Commissioners of the District shall be chairman of the Board.

“(b) The Board shall administer this Act through an executive officer to be appointed and employed by the Board, subject to section 13 (a) of this Act. Such executive officer shall act as secretary of the Board and is hereby authorized to act in the name of the Board in all matters specifically delegated to him by the Board.

“(c) The Commissioners of the District shall serve on the Board without additional compensation, but the representatives of employees and employers, respectively, shall be paid \$10 for each day of active service.

“(d) The Board, as herein established, shall be and constitute a body corporate with an official seal which shall be judicially noticed, and shall be capable of suing and being sued as such.

#### “RECIPROCAL ARRANGEMENTS

“SEC. 16. (a) The Board is hereby authorized to enter into reciprocal arrangements with appropriate and duly authorized agencies of other States or of the Federal Government, or both, whereby—

“(1) services performed by an individual for a single employing unit for which services are customarily performed by such individual in more than one State shall be deemed to be services performed entirely within any one of the States (i) in which any part of such individual's service is performed or (ii) in which such individual has his residence or (iii) in which the employing unit maintains a place of business, provided there is in effect, as to such services, an election, approved by the agency charged with the administration of such State's unemployment-compensation law, pursuant to which all the services performed by such individual for such employing unit are deemed to be performed entirely within such State;

“(2) potential rights to benefits accumulated under the unemployment-compensation laws of one or more States or under one or more such laws of the Federal Government, or both, may constitute the basis for the payment of benefits through a single appropriate agency under terms which the Board finds will be fair and reasonable as to all affected interests and will not result in any substantial loss to the fund;

“(3) wages or services, upon the basis of which an individual may become entitled to benefits under an unemployment-compensation law of another State or of the Federal Government, shall be deemed to be wages for employment for the purpose of determining his rights to benefits under this Act, and wages for employment, on the basis of which an individual may become entitled to benefits under this Act shall be deemed to be wages

Establishment;  
composition.

Residence; terms of  
office.

Vacancies.

Chairman.

Administration of  
Act.

*Ante*, p. 118.

Compensation.

Constitution as  
body corporate.

Services in more  
than one State.

Rights under laws  
of one or more States,  
etc.

Entitlement.

or services on the basis of which unemployment compensation under such law of another State or of the Federal Government is payable, but no such arrangement shall be entered into unless it contains provisions for reimbursements to the fund for such of the benefits paid under this Act upon the basis of such wages or services, and provisions for reimbursements from the fund for such of the compensation paid under such other law upon the basis of wages for employment, as the Board finds will be fair and reasonable as to all affected interests; and

Date of payment to fund.  
*Ante*, p. 108.

“(4) contributions due under this Act with respect to wages for employment shall for the purposes of section 4 of this Act be deemed to have been paid to the fund as of the date payment was made as contributions therefor under another State or Federal unemployment-compensation law, but no such arrangement shall be entered into unless it contains provisions for such reimbursement to the fund of such contributions and the actual earnings thereon as the Board finds will be fair and reasonable as to all affected interests.

Reimbursements deemed benefits.

*Ante*, pp. 112, 114.

“(b) Reimbursements paid from the fund pursuant to paragraph 3 of subsection (a) of this section shall be deemed to be benefits for the purpose of sections 6, 7, and 8 of this Act. The Board is authorized to make to other State or Federal agencies and to receive from such other State or Federal agencies reimbursements from or to the fund, in accordance with arrangements entered into pursuant to subsection (a) of this section.

Cooperation with other agencies.

“(c) The administration of this Act and of other State and Federal unemployment-compensation and public-employment-service laws will be promoted by cooperation between the District and such other States and the appropriate Federal agencies in exchanging services and making available facilities and information. The Board is therefore authorized to make such investigations, secure and transmit such information, make available such services and facilities, and exercise such of the other powers provided herein with respect to the administration of this Act as it deems necessary or appropriate to facilitate the administration of any such unemployment-compensation or public-employment-service law, and in like manner to accept and utilize information, services, and facilities made available to the District by the agency charged with the administration of any such other unemployment-compensation or public-employment-service law.

Arrangements with foreign governments.

“(d) To the extent permissible under the laws and Constitution of the United States, the Board is authorized to enter into or cooperate in arrangements whereby facilities and services provided under this Act and facilities and services provided under the unemployment-compensation law of any foreign government may be utilized for the taking of claims and the payment of benefits under the employment-security law of the District or under a similar law of such government.

#### “RECORDS AND REPORTS

Work records.

*Ante*, p. 105.

“SEC. 17. (a) Every employing unit, whether or not liable to pay contributions under section 3 hereof, shall keep such true and accurate work records with respect to all individuals employed by it as the Board may prescribe. Such records shall be open to inspection by the Board and shall be subject to being copied by the Board or their authorized representative at any reasonable time and as often as may be necessary.

“(b) The Board may require from any employing unit any sworn or unsworn reports in connection with its business, covering employment, employees, wages, earnings, unemployment and related matters, as the Board deems necessary to the effective administration of this Act. Except as hereinbefore provided in section 13 (f) of this Act, information thus obtained may not be divulged. Any person who violates any provision of this section or section 13 (f) of this Act shall be fined not less than \$20 nor more than \$200 or imprisoned not longer than ninety days, or both.

Employer reports.

Inviolability.  
*Ante*, p. 119.  
Penalty.

#### “PROTECTION OF RIGHTS AND BENEFITS

“SEC. 18. (a) No agreement by any individual to waive any of his rights under this Act, or to pay any part of the contribution payable by his employer with respect to his or any other individual's employment, shall be valid; nor shall any employer make, require, or permit any deduction from the wages payable to his employees for the purpose of paying any part of the contributions required of the employer under this Act, or require or attempt to induce any individual to waive any right he may acquire under this Act. Any employer who violates any provision of this subsection shall, for each such offense, be fined not less than \$100 nor more than \$1,000 or be imprisoned not more than six months, or both.

Invalidity of waiver.

Penalty.

“(b) No assignment, pledge, or encumbrance of any right to benefits which are or may become due or payable under this Act shall be valid or enforceable; and the right to any such benefits shall be exempt from levy, execution, attachment, or any other remedy whatsoever provided for the collection of debt; and the benefits received by any individual so long as they are not mingled with other funds of the recipient shall be exempt from any remedy whatsoever for the collection of all debts except debts accrued for necessities furnished to such individual, his spouse, or his dependents during the time when such individual was unemployed.

Assignments.

Exemption of benefits from levy, etc.

“(c) No individual seeking to establish a claim for benefits shall be charged any fee whatsoever by the Board or its representatives, or by the court or any officer thereof. Any individual claiming benefits in any proceeding before the Board or its representative or the court may be represented by counsel or other duly authorized agent; but no such counsel or agent shall either charge or receive for such services more than an amount approved by the Board. Any person who violates any provision of this subsection shall, for each such offense, be fined not more than \$500 or imprisoned not more than one year, or both.

Fees.

Penalty.

#### “PENALTIES

“SEC. 19. (a) Whoever makes a false statement or representation knowing it to be false, or knowingly fails to disclose a material fact, to obtain or increase any benefit or other payment provided for in this Act for himself or any other individual, shall, for each such offense, be fined not more than \$100 or imprisoned not more than sixty days, or both.

False statement.

“(b) Any employing unit, and any officer or agent of any employing unit or any other person, who furnishes a false record or makes a false statement or representation, knowing it to be false, or who knowingly fails to disclose a material fact to avoid the payment of any or all of the contributions required of such employing unit under this Act, or to prevent or reduce the payment of benefits to any individual entitled thereto, or who fails or refuses to pay the contributions

False employer record.

or other payment or to furnish any reports required of him under this Act, shall for each such offense be fined not more than \$1,000 or imprisoned not more than six months, or both. For purposes of this subsection an officer of a corporation charged with any duty required by this Act shall be personally liable to prosecution under this section.

“(c) Any person who shall willfully violate any provision of this Act or any rule or regulation thereunder, the violation of which is made unlawful or the observance of which is required under the terms of this Act, and for which a penalty is neither prescribed herein nor provided by any other applicable statute, shall be punished by a fine of not more than \$200 or by imprisonment for not longer than sixty days, or by both such fine and imprisonment, and each day such violation continues shall be deemed to be a separate offense.

“(d) Any person who, by reason of his fraud, has received any sum as benefits under this Act to which he is not entitled shall, in the discretion of the Board, be liable to repay such sum to the Board, to be deposited in the fund; be liable to have such sum deducted from any future benefits payable to him under this Act; or may have such sum waived in the discretion of the Board. If any person, other than by reason of his fraud, is paid any sum as benefits under this Act, to which he was not entitled, he shall not be liable to repay such sum, but in the discretion of the Board be liable to have such sum deducted from any future benefits payable to him with respect to the benefit year current at the time of such receipt: *Provided, however,* That no such recoupment from future benefits shall be had if such sum is received by such person without fault on his part and such recoupment would defeat the purpose of this Act or would be against equity and good conscience; or in the discretion of the Board such recoupment has been waived. In any case in which, under this subsection, a claimant is liable to repay to the Board any sum, such sum may be collected without interest, by civil action in the name of the Board. The disbursing officer and certifying officer of the Board shall not be held liable for any amounts certified or paid by them, in good faith, prior to the effective date of this Act, or subsequent thereto, to any person where the refund, recoupment, adjustment, or recovery of such amount is waived under this subsection or where such refund, recoupment, adjustment, or recovery under this subsection is not completed prior to the death of the person against whom such refund, recoupment, adjustment, or recovery has been authorized.

Benefits wrongfully received.

#### “DISPOSITION OF FINES

“SEC. 20. The amount of all fines collected pursuant to the provisions of this Act shall be turned over to the Board and by it paid into the District unemployment fund.

#### “REPRESENTATION IN COURT

“SEC. 21. (a) On the request of the Board the United States attorney for the District of Columbia shall represent the Board in any action in court arising under this Act, or in connection with the administration and enforcement of its provisions, or the rules and regulations authorized thereunder, including actions for the collection of contributions due hereunder; but in any civil action the Board may be represented by its own counsel.

“(b) Violations of any provision of this Act shall be prosecuted by the United States attorney for the District of Columbia.

“ALL AUDITS BY DISTRICT AUDITOR

“SEC. 22. All audits herein prescribed shall be made by the District auditor in the same manner as are all other audits of the District.

“RIGHT TO AMEND OR REPEAL

“SEC. 23. All rights, privileges, or immunities conferred by this Act or by acts done pursuant thereto shall exist subject to the power of Congress to amend or repeal this Act at any time.

“SEPARABILITY OF PROVISIONS

“SEC. 24. If any provisions 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.

“EFFECTIVE DATE

“SEC. 25. This Act shall take effect as of 12:01 antemeridian on the first day of the next succeeding calendar quarter following the enactment of this Act.

“SHORT TITLE

“SEC. 26. This Act may be cited as the ‘District of Columbia Unemployment Compensation Act.’”

Approved June 4, 1943.

[CHAPTER 118]

JOINT RESOLUTION

To extend the authority of the President under section 350 of the Tariff Act of 1930, as amended.

June 7, 1943  
[H. J. Res. 111]  
[Public Law 66]

*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 two years from June 12, 1943.*

Foreign-trade agreements.  
Authority of President.

48 Stat. 943.  
19 U. S. C. §§ 1351-1354; Supp. II, § 1351 note.

International cartels.

SEC. 2. Section 350 (a) (2) of the Tariff Act of 1930 (U. S. C., 1940 edition, title 19, sec. 1351 (a) (2)) is amended by inserting after “because of its discriminatory treatment of American commerce or because of other acts” the following: “(including the operations of international cartels)”.

Approved June 7, 1943.

[CHAPTER 119]

AN ACT

Amending the “Joint resolution making an appropriation to assist in providing a supply and distribution of farm labor for the calendar year 1943”, approved April 29, 1943.

June 9, 1943  
[H. R. 2848]  
[Public Law 67]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 (f) of the joint resolution entitled “Joint resolution making an appropriation to assist in providing a supply and distribution of farm*

Supply and distribution of farm labor for 1943.

*Ante*, p. 72.

labor for the calendar year 1943", approved April 29, 1943 (Public Law Numbered 45, Seventy-eighth Congress), is amended by striking out "April" and inserting in lieu thereof "July".

Approved June 9, 1943.

[CHAPTER 120]

AN ACT

To provide for the current payment of the individual income tax, 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) this Act may be cited as the "Current Tax Payment Act of 1943".

(b) MEANING OF TERMS USED.—Except as otherwise expressly provided, terms used in this Act shall have the same meaning as when used in the Internal Revenue Code.

SEC. 2. COLLECTION OF TAX AT SOURCE ON WAGES.

(a) IN GENERAL.—Chapter 9 of the Internal Revenue Code (relating to employment taxes) is amended by inserting at the end thereof the following new subchapters:

"SUBCHAPTER D—COLLECTION OF INCOME TAX AT SOURCE ON WAGES

"SEC. 1621. DEFINITIONS.

"As used in this subchapter—

"(a) WAGES.—The term 'wages' means all remuneration (other than fees paid to a public official) for services performed by an employee for his employer, including the cash value of all remuneration paid in any medium other than cash; except that such term shall not include remuneration paid—

"(1) for services performed as a member of the military or naval forces of the United States, other than pensions and retired pay includible in gross income under Chapter 1, or

"(2) for agricultural labor (as defined in section 1426 (h)), or

"(3) for domestic service in a private home, local college club, or local chapter of a college fraternity or sorority, or

"(4) for casual labor not in the course of the employer's trade or business, or

"(5) for services by a citizen or resident of the United States for a foreign government or for the government of the Commonwealth of the Philippines, or

"(6) for services performed by a nonresident alien individual, other than a resident of a contiguous country who enters and leaves the United States at frequent intervals, or

"(7) for such services, performed by a nonresident alien individual who is a resident of a contiguous country and who enters and leaves the United States at frequent intervals, as may be designated by regulations prescribed by the Commissioner with the approval of the Secretary, or

"(8) for services for an employer performed by a citizen or resident of the United States while outside the United States (as defined in section 3797 (a) (9)) if the major part of the services for such employer during the calendar year is to be performed outside the United States, or

"(9). for services performed as a minister of the gospel.

June 9, 1943

[H. R. 2570]

[Public Law 68]

Current Tax Payment Act of 1943.

53 Stat., Pt. 1.  
26 U. S. C.; 26  
U. S. C., Supp. II.

53 Stat. 175.  
26 U. S. C. §§ 1400-  
1611; Supp. II, §§ 1400-  
1610.  
*Ante*, p. 46; *post*, p.  
607.

53 Stat. 9.  
26 U. S. C. § 22;  
Supp. II, § 22.  
*Post*, p. 149.  
53 Stat. 1386.  
26 U. S. C. § 1426 (h).

53 Stat. 469.  
26 U. S. C. § 3797  
(a) (9).

For the purpose of paragraph (8) services performed on or in connection with an American vessel (as defined in section 1426 (g)) under a contract of service which is entered into within the United States or during the performance of which the vessel touches at a port in the United States, or on or in connection with any vessel as an employee of the United States employed through the War Shipping Administration, shall not constitute services performed outside the United States.

“(b) **PAYROLL PERIOD.**—The term ‘payroll period’ means a period for which a payment of wages is ordinarily made to the employee by his employer, and the term ‘miscellaneous payroll period’ means a payroll period other than a daily, weekly, biweekly, semimonthly, monthly, quarterly, semiannual, or annual payroll period.

“(c) **EMPLOYEE.**—The term ‘employee’ includes an officer, employee, or elected official of the United States, a State, Territory, or any political subdivision thereof, or the District of Columbia, or any agency or instrumentality of any one or more of the foregoing. The term ‘employee’ also includes an officer of a corporation.

“(d) **EMPLOYER.**—The term ‘employer’ means the person for whom an individual performs or performed any service, of whatever nature, as the employee of such person, except that—

“(1) if the person for whom the individual performs or performed the services does not have control of the payment of the wages for such services, the term ‘employer’ (except for the purposes of subsection (a)) means the person having control of the payment of such wages; and

“(2) in the case of a person paying wages on behalf of a non-resident alien individual, foreign partnership, or foreign corporation, not engaged in trade or business within the United States, the term ‘employer’ (except for the purposes of subsection (a)) means such person.

“(e) **SINGLE PERSON.**—The term ‘single person’ means a person with respect to whom a withholding exemption certificate is in effect under section 1622 (h) stating that such person is single, or is married and not living with husband or wife, and is not the head of a family.

Post, p. 135.

“(f) **MARRIED PERSON.**—The term ‘married person’ means a person with respect to whom a withholding exemption certificate is in effect under section 1622 (h) stating that he is married and living with husband or wife.

Post, p. 135.

“(g) **MARRIED PERSON CLAIMING ALL OF PERSONAL EXEMPTION FOR WITHHOLDING.**—The term ‘married person claiming all of personal exemption for withholding’ means a married person with respect to whom a withholding exemption certificate is in effect under section 1622 (h) stating that for the purposes of this subchapter such person claims all of the personal exemption and that for the purposes of this subchapter his spouse is claiming none of the personal exemption.

Post, p. 135.

“(h) **MARRIED PERSON CLAIMING HALF OF PERSONAL EXEMPTION FOR WITHHOLDING.**—The term ‘married person claiming half of the personal exemption for withholding’ means a married person with respect to whom a withholding exemption certificate is in effect under section 1622 (h) stating that for the purposes of this subchapter such person claims half of the personal exemption and that for the purposes of this subchapter his spouse is claiming not more than half of such exemption.

Post, p. 135.

“(i) **MARRIED PERSON CLAIMING NONE OF PERSONAL EXEMPTION FOR WITHHOLDING.**—The term ‘married person claiming none of the personal exemption for withholding’ means a married person with respect to whom a withholding exemption certificate is in effect under section

Post, p. 135.

1622 (h) making no claim with respect to the personal exemption for the purposes of this subchapter.

Post, p. 135.

“(j) **HEAD OF FAMILY.**—The term ‘head of a family’ means a person with respect to whom a withholding exemption certificate is in effect under section 1622 (h) stating that he is the head of a family.

Post, p. 135.

“(k) **DEPENDENT.**—The term ‘dependent’ means a person included in a withholding exemption certificate in effect under section 1622 (h) as a person dependent upon and receiving his chief support from the employee and either under eighteen years of age or incapable of self-support because mentally or physically defective.

**“SEC. 1622. INCOME TAX COLLECTED AT SOURCE.**

“(a) **REQUIREMENT OF WITHHOLDING.**—Every employer making payment of wages shall deduct and withhold upon such wages a tax equal to the greater of the following:

“(1) 20 per centum of the excess of each payment of such wages over the family status withholding exemption allowable under subsection (b) (1) (A), or

“(2) 3 per centum of the excess of each payment of such wages over the Victory tax withholding exemption allowable under subsection (b) (1) (B).

“(b) **WITHHOLDING EXEMPTION.**—

“(1) In computing the tax required to be deducted and withheld under subsection (a), there shall be allowed as a withholding exemption with respect to the wages paid for each payroll period—

“(A) in computing the tax required to be deducted and withheld under subsection (a) (1), a family status withholding exemption determined in accordance with the following schedule:

**“Family Status Withholding Exemption**

“Payroll period	Single person	Married person claiming whole of personal exemption for withholding or head of family	Married person claiming half of personal exemption for withholding	Married person claiming none of personal exemption for withholding	Each dependent, other than the first dependent in the case of the head of a family
Weekly -----	\$12	\$24	\$12	0	\$6
Biweekly -----	\$24	\$48	\$24	0	\$12
Semimonthly -----	\$26	\$52	\$26	0	\$13
Monthly -----	\$52	\$104	\$52	0	\$26
Quarterly -----	\$156	\$312	\$156	0	\$78
Semiannual -----	\$312	\$624	\$312	0	\$156
Annual -----	\$624	\$1, 248	\$624	0	\$312
Daily or miscellaneous (per day of such period) -----	\$1. 70	\$3. 40	\$1. 70	0	\$. 85

“(B) in computing the tax required to be deducted and withheld under subsection (a) (2), a Victory tax withholding exemption determined in accordance with the following schedule:

“Payroll Period	Victory Tax Withholding Exemption
Weekly -----	\$12. 00
Biweekly -----	24. 00
Semimonthly -----	26. 00
Monthly -----	52. 00
Quarterly -----	156. 00
Semiannual -----	312. 00
Annual -----	624. 00
Daily or Miscellaneous (per day of such period) -----	1. 70

“(2) If wages are paid with respect to a period which is not a payroll period, the withholding exemption allowable with respect to each payment of such wages shall be the exemption allowed for a miscellaneous payroll period containing a number of days (including Sundays and holidays) equal to the number of days in the period with respect to which such wages are paid.

“(3) In any case in which wages are paid by an employer without regard to any payroll period or other period, the withholding exemption allowable with respect to each payment of such wages shall be the exemption allowed for a miscellaneous payroll period containing a number of days equal to the number of days (including Sundays and holidays) which have elapsed since the date of the last payment of such wages by such employer during the calendar year, or the date of commencement of employment with such employer during such year, or January 1 of such year, whichever is the later.

“(4) In any case in which the period, or the time described in paragraph (3), in respect of any wages is less than one week, the Commissioner, under regulations prescribed by him with the approval of the Secretary, may authorize an employer, in computing the tax required to be deducted and withheld, to use the excess of the aggregate of the wages paid to the employee during the calendar week over the withholding exemption allowed by this subsection for a weekly payroll period.

“(5) In determining the amount to be deducted and withheld under this subsection, the wages may, at the election of the employer, be computed to the nearest dollar.

“(c) WAGE BRACKET WITHHOLDING.—

“(1) At the election of the employer with respect to any employee, the employer shall deduct and withhold upon the wages paid to such employee a tax determined in accordance with the following tables, which shall be in lieu of the tax required to be deducted and withheld under subsection (a).

**If the payroll period with respect to an employee is weekly**

And the wages are		And, (1) such person is a married person claiming none of personal exemption for withholding and has—									
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents	Seven dependents	Eight dependents	Nine dependents
At least	But less than	Or, (2) such person is a married person claiming half of personal exemption for withholding and has—									
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents	Seven dependents		
		Or, (3) such person is a single person and has—									
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents	Seven dependents		
		Or, (4) such person is a married person claiming all of personal exemption for withholding and has—									
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents			
		Or, (5) such person is head of a family and has—									
		No dependents or one dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents				
The amount of tax to be withheld shall be—											
\$0	\$10	\$1.00									
10	15	2.50	\$1.30	\$0.10							
15	20	3.50	2.30	1.10	\$0.20						
20	25	4.50	3.30	2.10	.90	\$0.20	\$0.20	\$0.20	\$0.20	\$0.20	\$0.20
25	30	5.50	4.30	3.10	1.90	.30	.30	.30	.30	.30	.30
30	40	7.00	5.80	4.60	3.40	.70	.50	.50	.50	.50	.50
40	50	9.00	7.80	6.60	5.40	2.20	1.00	.70	.70	.70	.70
50	60	11.00	9.80	8.60	7.40	4.20	3.00	1.80	1.00	1.00	1.00
60	70	13.00	11.80	10.60	9.40	6.20	5.00	3.80	2.60	1.40	1.30
70	80	15.00	13.80	12.60	11.40	8.20	7.00	5.80	4.60	3.40	2.20
80	90	17.00	15.80	14.60	13.40	10.20	9.00	7.80	6.60	5.40	4.20
90	100	19.00	17.80	16.60	15.40	12.20	11.00	9.80	8.60	7.40	6.20
100	110	21.00	19.80	18.60	17.40	14.20	13.00	11.80	10.60	9.40	8.20
110	120	23.00	21.80	20.60	19.40	16.20	15.00	13.80	12.60	11.40	10.20
120	130	25.00	23.80	22.60	21.40	18.20	17.00	15.80	14.60	13.40	12.20
130	140	27.00	25.80	24.60	23.40	20.20	19.00	17.80	16.60	15.40	14.20
140	150	29.00	27.80	26.60	25.40	22.20	21.00	19.80	18.60	17.40	16.20
150	160	31.00	29.80	28.60	27.40	24.20	23.00	21.80	20.60	19.40	18.20
160	170	33.00	31.80	30.60	29.40	26.20	25.00	23.80	22.60	21.40	20.20
170	180	35.00	33.80	32.60	31.40	28.20	27.00	25.80	24.60	23.40	22.20
180	190	37.00	35.80	34.60	33.40	30.20	29.00	27.80	26.60	25.40	24.20
190	200	39.00	37.80	36.60	35.40	32.20	31.00	29.80	28.60	27.40	26.20
\$200 or over		20% of the excess over \$200 plus									
		\$40.00	\$38.80	\$37.60	\$36.40	\$35.20	\$34.00	\$32.80	\$31.60	\$30.40	\$29.20

If the number of dependents is in excess of the largest number of dependents shown, the amount of tax to be withheld shall be that applicable in the case of the largest number of dependents shown reduced by \$1.20 for each dependent over the largest number shown, except that in no event shall the amount to be withheld be less than 3 per centum of the excess of the median wage in the bracket in which the wages fall (or if the wages paid are \$200 or over, of the excess of the wages) over \$12, computed, in case such amount is not a multiple of \$0.10, to the nearest multiple of \$0.10.

If the payroll period with respect to an employee is biweekly

And the wages are		And, (1) such person is a married person claiming none of personal exemption for withholding and has—											
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents	Seven dependents	Eight dependents	Nine dependents		
At least	But less than	Or, (2) such person is a married person claiming half of personal exemption for withholding and has—											
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents	Seven dependents				
		Or, (3) such person is a single person and has—											
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents	Seven dependents				
		Or, (4) such person is a married person claiming all of personal exemption for withholding and has—											
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents						
		Or, (5) such person is head of a family and has—											
		No dependents or one dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents						
		The amount of tax to be withheld shall be—											
		\$0	\$20	\$2.00									
20	30	5.00	\$2.60	\$0.20									
30	40	7.00	4.60	2.20	\$0.30	\$0.30	\$0.30	\$0.30	\$0.30	\$0.30	\$0.30		
40	50	9.00	6.60	4.20	1.80	.60	.60	.60	.60	.60	.60		
50	60	11.00	8.60	6.20	3.80	1.40	.90	.90	.90	.90	.90		
60	80	14.00	11.60	9.20	6.80	4.40	2.00	1.40	1.40	1.40	1.40		
80	100	18.00	15.60	13.20	10.80	8.40	6.00	3.60	2.00	2.00	2.00		
100	120	22.00	19.60	17.20	14.80	12.40	10.00	7.60	5.20	2.80	2.60		
120	140	26.00	23.60	21.20	18.80	16.40	14.00	11.60	9.20	6.80	4.40		
140	160	30.00	27.60	25.20	22.80	20.40	18.00	15.60	13.20	10.80	8.40		
160	180	34.00	31.60	29.20	26.80	24.40	22.00	19.60	17.20	14.80	12.40		
180	200	38.00	35.60	33.20	30.80	28.40	26.00	23.60	21.20	18.80	16.40		
200	220	42.00	39.60	37.20	34.80	32.40	30.00	27.60	25.20	22.80	20.40		
220	240	46.00	43.60	41.20	38.80	36.40	34.00	31.60	29.20	26.80	24.40		
240	260	50.00	47.60	45.20	42.80	40.40	38.00	35.60	33.20	30.80	28.40		
260	280	54.00	51.60	49.20	46.80	44.40	42.00	39.60	37.20	34.80	32.40		
280	300	58.00	55.60	53.20	50.80	48.40	46.00	43.60	41.20	38.80	36.40		
300	320	62.00	59.60	57.20	54.80	52.40	50.00	47.60	45.20	42.80	40.40		
320	340	66.00	63.60	61.20	58.80	56.40	54.00	51.60	49.20	46.80	44.40		
340	360	70.00	67.60	65.20	62.80	60.40	58.00	55.60	53.20	50.80	48.40		
360	380	74.00	71.60	69.20	66.80	64.40	62.00	59.60	57.20	54.80	52.40		
380	400	78.00	75.60	73.20	70.80	68.40	66.00	63.60	61.20	58.80	56.40		
\$400 or over		20% of the excess over \$400 plus											
		\$80.00	\$77.60	\$75.20	\$72.80	\$70.40	\$68.00	\$65.60	\$63.20	\$60.80	\$58.40		

If the number of dependents is in excess of the largest number of dependents shown, the amount of tax to be withheld shall be that applicable in the case of the largest number of dependents shown reduced by \$2.40 for each dependent over the largest number shown, except that in no event shall the amount to be withheld be less than 3 per centum of the excess of the median wage in the bracket in which the wages fall (or if the wages paid are \$400 or over, of the excess of the wages) over \$24, computed, in case such amount is not a multiple of \$0.10, to the nearest multiple of \$0.10.

If the payroll period with respect to an employee is semimonthly

And the wages are		And, (1) such person is a married person claiming none of personal exemption for withholding and has—									
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents	Seven dependents	Eight dependents	Nine dependents
At least	But less than	Or, (2) such person is a married person claiming half of personal exemption for withholding and has—									
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents	Seven dependents		
		Or, (3) such person is a single person and has—									
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents	Seven dependents		
		Or, (4) such person is a married person claiming all of personal exemption for withholding and has—									
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents			
		Or, (5) such person is head of a family and has—									
		No dependents or one dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents				
The amount of tax to be withheld shall be—											
\$0	\$20	\$2.00									
30	40	5.00	\$2.40								
40	50	7.00	4.40	\$1.80	\$0.30	\$0.30	\$0.30	\$0.30	\$0.30	\$0.30	\$0.30
50	60	9.00	6.40	3.80	1.20	.60	.60	.60	.60	.60	.60
60	80	11.00	8.40	5.80	3.20	.90	.90	.90	.90	.90	.90
80	100	14.00	11.40	8.80	6.20	3.60	1.30	1.30	1.30	1.30	1.30
100	120	18.00	15.40	12.80	10.20	7.60	5.00	2.40	1.90	1.90	1.90
120	140	22.00	19.40	16.80	14.20	11.60	9.00	6.40	3.80	2.60	2.50
140	160	26.00	23.40	20.80	18.20	15.60	13.00	10.40	7.80	5.20	3.10
160	180	30.00	27.40	24.80	22.20	19.60	17.00	14.40	11.80	9.20	6.60
180	200	34.00	31.40	28.80	26.20	23.60	21.00	18.40	15.80	13.20	10.00
200	220	38.00	35.40	32.80	30.20	27.60	25.00	22.40	19.80	17.20	14.00
220	240	42.00	39.40	36.80	34.20	31.60	29.00	26.40	23.80	21.20	18.00
240	260	46.00	43.40	40.80	38.20	35.60	33.00	30.40	27.80	25.20	22.00
260	280	50.00	47.40	44.80	42.20	39.60	37.00	34.40	31.80	29.20	26.00
280	300	54.00	51.40	48.80	46.20	43.60	41.00	38.40	35.80	33.20	30.00
300	320	58.00	55.40	52.80	50.20	47.60	45.00	42.40	39.80	37.20	34.00
320	340	62.00	59.40	56.80	54.20	51.60	49.00	46.40	43.80	41.20	38.00
340	360	66.00	63.40	60.80	58.20	55.60	53.00	50.40	47.80	45.20	42.00
360	380	70.00	67.40	64.80	62.20	59.60	57.00	54.40	51.80	49.20	46.00
380	400	74.00	71.40	68.80	66.20	63.60	61.00	58.40	55.80	53.20	50.00
		78.00	75.40	72.80	70.20	67.60	65.00	62.40	59.80	57.20	54.00
\$400 or over		20% of the excess over \$400 plus									
		\$80.00	\$77.40	\$74.80	\$72.20	\$69.60	\$67.00	\$64.40	\$61.80	\$59.20	\$56.60

If the number of dependents is in excess of the largest number of dependents shown, the amount of tax to be withheld shall be that applicable in the case of the largest number of dependents shown reduced by \$2.60 for each dependent over the largest number shown, except that in no event shall the amount to be withheld be less than 3 per centum of the excess of the median wage in the bracket in which the wages fall (or if the wages paid are \$400 or over, of the excess of the wages) over \$26, computed, in case such amount is not a multiple of \$0.10, to the nearest multiple of \$0.10.

**If the payroll period with respect to an employee is monthly**

And the wages are		And, (1) such person is a married person claiming none of personal exemption for withholding and has—										
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents	Seven dependents	Eight dependents	Nine dependents	
At least	But less than	Or, (2) such person is a married person claiming half of personal exemption for withholding and has—										
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents	Seven dependents			
		Or, (3) such person is a single person and has—										
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents	Seven dependents			
		Or, (4) such person is a married person claiming all of personal exemption for withholding and has—										
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents					
		Or, (5) such person is head of a family and has—										
		No dependents or one dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents					
		The amount of the tax to be withheld shall be—										
		\$0	\$40	\$4.00								
40	50	9.00	\$3.80									
50	60	11.00	5.80	\$0.60	\$0.10	\$0.10	\$0.10	\$0.10	\$0.10	\$0.10	\$0.10	
60	70	13.00	7.80	2.60	.40	.40	.40	.40	.40	.40	.40	
70	80	15.00	9.80	4.60	.70	.70	.70	.70	.70	.70	.70	
80	100	18.00	12.80	7.60	1.10	1.10	1.10	1.10	1.10	1.10	1.10	
100	120	22.00	16.80	11.60	1.40	1.40	1.40	1.40	1.40	1.40	1.40	
120	140	26.00	20.80	15.60	1.70	1.70	1.70	1.70	1.70	1.70	1.70	
140	160	30.00	24.80	19.60	2.00	2.00	2.00	2.00	2.00	2.00	2.00	
160	200	36.00	30.80	25.60	2.40	2.40	2.40	2.40	2.40	2.40	2.40	
200	240	44.00	38.80	33.60	2.80	2.80	2.80	2.80	2.80	2.80	2.80	
240	280	52.00	46.80	41.60	3.20	3.20	3.20	3.20	3.20	3.20	3.20	
280	320	60.00	54.80	49.60	3.60	3.60	3.60	3.60	3.60	3.60	3.60	
320	360	68.00	62.80	57.60	4.00	4.00	4.00	4.00	4.00	4.00	4.00	
360	400	76.00	70.80	65.60	4.40	4.40	4.40	4.40	4.40	4.40	4.40	
400	440	84.00	78.80	73.60	4.80	4.80	4.80	4.80	4.80	4.80	4.80	
440	480	92.00	86.80	81.60	5.20	5.20	5.20	5.20	5.20	5.20	5.20	
480	520	100.00	94.80	89.60	5.60	5.60	5.60	5.60	5.60	5.60	5.60	
520	560	108.00	102.80	97.60	6.00	6.00	6.00	6.00	6.00	6.00	6.00	
560	600	116.00	110.80	105.60	6.40	6.40	6.40	6.40	6.40	6.40	6.40	
600	640	124.00	118.80	113.60	6.80	6.80	6.80	6.80	6.80	6.80	6.80	
640	680	132.00	126.80	121.60	7.20	7.20	7.20	7.20	7.20	7.20	7.20	
680	720	140.00	134.80	129.60	7.60	7.60	7.60	7.60	7.60	7.60	7.60	
720	760	148.00	142.80	137.60	8.00	8.00	8.00	8.00	8.00	8.00	8.00	
760	800	156.00	150.80	145.60	8.40	8.40	8.40	8.40	8.40	8.40	8.40	
20% of the excess over \$800 plus												
\$800 or over.....		\$160.00	\$154.80	\$149.60	\$144.40	\$139.20	\$134.00	\$128.80	\$123.60	\$118.40	\$113.20	

If the number of dependents is in excess of the largest number of dependents shown, the amount of tax to be withheld shall be that applicable in the case of the largest number of dependents shown reduced by \$5.20 for each dependent over the largest number shown, except that in no event shall the amount to be withheld be less than 3 per centum of the excess of the median wage in the bracket in which the wages paid fall (or if the wages paid are \$800 or over, of the excess of the wages) over \$52, computed, in case such amount is not a multiple of \$0.10, to the nearest multiple of \$0.10.

**If the payroll period with respect to an employee is a daily payroll period or a miscellaneous payroll period**

And the wages divided by the number of days in such period are—		And, (1) such person is a married person claiming none of personal exemption for withholding and has—										
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents	Seven dependents	Eight dependents	Nine dependents	
At least	But less than	Or, (2) such person is a married person claiming half of personal exemption for withholding and has—										
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents	Seven dependents	Seven dependents		
		Or, (3) such person is a single person and has—										
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents	Seven dependents	Seven dependents		
		Or, (4) such person is a married person claiming all of personal exemption for withholding and has—										
		No dependents	One dependent	Two dependents	Three dependents	Four dependents	Five dependents	Five dependents	Five dependents	Five dependents		
		Or, (5) such person is head of a family and has—										
		No dependents or one dependent	Two dependents	Three dependents	Four dependents	Five dependents	Six dependents	Six dependents	Six dependents	Six dependents		
		The amount of tax to be withheld shall be the following amount multiplied by the number of days in such period										
		\$0	\$1	\$0.10	\$0.15	\$0.15	\$0.20	\$0.05	\$0.05	\$0.05	\$0.05	\$0.05
1	2	.30	.35	.35	.40	.20	.10	.10	.10	.10	.10	
2	3	.50	.55	.55	.60	.40	.25	.15	.15	.15	.15	
3	4	.70	.75	.75	.80	.60	.45	.30	.30	.30	.30	
4	5	.90	.95	.95	1.00	.80	.65	.50	.50	.50	.50	
5	6	1.10	1.15	1.15	1.20	1.00	.85	.70	.70	.70	.70	
6	7	1.30	1.35	1.35	1.40	1.20	1.05	.90	.90	.90	.90	
7	8	1.60	1.65	1.65	1.70	1.50	1.35	1.20	1.20	1.20	1.20	
8	9	1.70	1.75	1.75	1.80	1.60	1.45	1.30	1.30	1.30	1.30	
9	10	1.90	1.95	1.95	2.00	1.80	1.65	1.50	1.50	1.50	1.50	
10	12	2.20	2.25	2.25	2.30	2.10	1.95	1.80	1.80	1.80	1.80	
12	14	2.60	2.65	2.65	2.70	2.50	2.35	2.20	2.20	2.20	2.20	
14	16	3.00	3.05	3.05	3.10	2.90	2.75	2.60	2.60	2.60	2.60	
16	18	3.40	3.45	3.45	3.50	3.30	3.15	3.00	3.00	3.00	3.00	
18	20	3.80	3.85	3.85	3.90	3.70	3.55	3.40	3.40	3.40	3.40	
20	22	4.20	4.25	4.25	4.30	4.10	3.95	3.80	3.80	3.80	3.80	
22	24	4.60	4.65	4.65	4.70	4.50	4.35	4.20	4.20	4.20	4.20	
24	26	5.00	5.05	5.05	5.10	4.90	4.75	4.60	4.60	4.60	4.60	
26	28	5.40	5.45	5.45	5.50	5.30	5.15	5.00	5.00	5.00	5.00	
28	30	5.80	5.85	5.85	5.90	5.70	5.55	5.40	5.40	5.40	5.40	
\$30 or over		20% of the excess over \$30 plus										
		\$6.00	\$5.85	\$5.65	\$5.50	\$5.30	\$5.15	\$5.00	\$4.80	\$4.65	\$4.45	

If the number of dependents is in excess of the largest number of dependents shown, the amount of tax to be withheld shall be that applicable in the case of the largest number of dependents shown reduced by \$0.15 for each dependent over the largest number shown, except that in no event shall the amount to be withheld be less than 3 per centum of the excess of the product of the median wage in the bracket in which the wages fall and the number of days in the period (or if the wages paid are \$30 or over, of the excess of the wages) over the product of \$1.70 and the number of days in the period, computed, in case such amount is not a multiple of \$0.05, to the nearest multiple of \$0.05.

“(2) If wages are paid with respect to a period which is not a payroll period, the amount to be deducted and withheld shall be that applicable in the case of a miscellaneous payroll period containing a number of days (including Sundays and holidays)

equal to the number of days in the period with respect to which such wages are paid.

“(3) In any case in which wages are paid by an employer without regard to any payroll period or other period, the amount to be deducted and withheld shall be that applicable in the case of a miscellaneous payroll period containing a number of days equal to the number of days (including Sundays and holidays) which have elapsed since the date of the last payment of such wages by such employer during the calendar year, or the date of commencement of employment with such employer during such year, or January 1 of such year, whichever is the later.

“(4) In any case in which the period, or the time described in paragraph (3), in respect of any wages is less than one week, the Commissioner, under regulations prescribed by him with the approval of the Secretary, may authorize an employer to determine the amount to be deducted and withheld under the tables applicable in the case of a weekly payroll period, in which case the aggregate of the wages paid to the employee during the calendar week shall be considered the weekly wages.

“(5) If the wages exceed the highest wage bracket, in determining the amount to be deducted and withheld under this subsection, the wages may, at the election of the employer, be computed to the nearest dollar.

“(d) **TAX PAID BY RECIPIENT.**—If the employer, in violation of the provisions of this subchapter, fails to deduct and withhold the tax under this subchapter, and thereafter the tax against which such tax may be credited is paid, the tax so required to be deducted and withheld shall not be collected from the employer; but this subsection shall in no case relieve the employer from liability for any penalties or additions to the tax otherwise applicable in respect of such failure to deduct and withhold.

“(e) **NONDEDUCTIBILITY OF TAX IN COMPUTING NET INCOME.**—The tax deducted and withheld under this subchapter shall not be allowed as a deduction either to the employer or to the recipient of the income in computing net income for the purpose of any tax on income imposed by Act of Congress.

“(f) **REFUNDS OR CREDITS.**—

“(1) **EMPLOYERS.**—Where there has been an overpayment of tax under this subchapter, refund or credit shall be made to the employer only to the extent that the amount of such overpayment was not deducted and withheld under this subchapter by the employer.

“(2) **EMPLOYEES.**—For refund or credit in cases of excessive withholding, see section 322 (a).

“(g) **INCLUDED AND EXCLUDED WAGES.**—If the remuneration paid by an employer to an employee for services performed during one-half or more of any payroll period of not more than thirty-one consecutive days constitutes wages, all the remuneration paid by such employer to such employee for such period shall be deemed to be wages; but if the remuneration paid by an employer to an employee for services performed during more than one-half of any such payroll period does not constitute wages, then none of the remuneration paid by such employer to such employee for such period shall be deemed to be wages.

“(h) **WITHHOLDING EXEMPTION CERTIFICATES.**—Every employee receiving wages shall furnish his employer a signed withholding exemption certificate relating to his status for the purpose of computing the withholding exemption, or if the employer exercises his elec-

53 Stat. 91.  
26 U. S. C., Supp.  
II, § 322 (a).  
Post, p. 140.

*Ante*, p. 129.

tion under section 1622 (c) (relating to wage bracket withholding), for the purpose of computing the amount to be deducted and withheld under such subsection. In case of a change of status, a new certificate shall be furnished not later than ten days after such change occurs. The certificate shall be in such form and contain such information as the Commissioner may, with the approval of the Secretary, by regulations prescribe. Such certificate—

“(1) If furnished after the date of commencement of employment with the employer by reason of a change of status, shall take effect with respect to the first payment of wages made on or after the first status determination date which occurs at least thirty days from the date on which such certificate is furnished to the employer, except that at the election of the employer such certificate may be made effective with respect to any previous payment of wages made on or after the date of the furnishing of such certificate. For the purposes of this paragraph the term ‘status determination date’ means January 1 and July 1 of each year.

“(2) If furnished otherwise than by reason of a change of status, shall take effect as of the beginning of the first payroll period ending, or the first payment of wages made without regard to a payroll period, on or after the date on which such certificate is furnished to the employer.

A certificate which takes effect under this subsection shall continue in effect with respect to the employer until another such certificate furnished by the employee takes effect under this subsection. If no certificate is in effect under this subsection with respect to an employee, such employee shall be treated, for the purposes of the withholding exemption, or in case the employer exercises his election under section 1622 (c) (relating to wage bracket withholding), for the purpose of computing the amount to be deducted and withheld under such subsection, as a married person claiming none of the personal exemption for withholding and having no dependents.

*Ante*, p. 129.

“(i) **OVERLAPPING PAY PERIODS, AND SO FORTH.**—If a payment of wages is made to an employee by an employer—

“(1) with respect to a payroll period or other period, any part of which is included in a payroll period or other period with respect to which wages are also paid to such employee by such employer, or

“(2) without regard to any payroll period or other period, but on or prior to the expiration of a payroll period or other period with respect to which wages are also paid to such employee by such employer, or

“(3) with respect to a period beginning in one and ending in another calendar year, or

“(4) through an agent, fiduciary, or other person who also has the control, receipt, custody, or disposal of, or pays, the wages payable by another employer to such employee,

the manner of withholding and the amount to be deducted and withheld under this subchapter shall be determined in accordance with regulations prescribed by the Commissioner with the approval of the Secretary under which the withholding exemption allowed to the employee in any calendar year shall approximate the withholding exemption allowable with respect to an annual payroll period.

“(j) **WITHHOLDING ON BASIS OF AVERAGE WAGES.**—The Commissioner may, under regulations prescribed by him with the approval of the Secretary, authorize employers (1) to estimate the wages which

will be paid to any employee in any quarter of the calendar year, (2) to determine the amount to be deducted and withheld upon each payment of wages to such employee during such quarter as if the appropriate average of the wages so estimated constituted the actual wages paid, and (3) to deduct and withhold upon any payment of wages to such employee during such quarter such amount as may be necessary to adjust the amount actually deducted and withheld upon the wages of such employee during such quarter to the amount required to be deducted and withheld during such quarter without regard to this subsection.

**“SEC. 1623. LIABILITY FOR TAX.**

“The employer shall be liable for the payment of the tax required to be deducted and withheld under this subchapter, and shall not be liable to any person for the amount of any such payment.

**“SEC. 1624. RETURN AND PAYMENT BY GOVERNMENTAL EMPLOYER.**

“If the employer is the United States, or a State, Territory, or political subdivision thereof, or the District of Columbia, or any agency or instrumentality of any one or more of the foregoing, the return of the amount deducted and withheld upon any wages may be made by any officer or employee of the United States, or of such State, Territory, or political subdivision, or of the District of Columbia, or of such agency or instrumentality, as the case may be, having control of the payment of such wages, or appropriately designated for that purpose.

**“SEC. 1625. RECEIPTS.**

“(a) **REQUIREMENT.**—Every employer required to deduct and withhold a tax in respect of the wages of an employee shall furnish to each such employee in respect of his employment during the calendar year, on or before January 31 of the succeeding year, or, if his employment is terminated before the close of such calendar year, on the day on which the last payment of wages is made, a written statement showing the wages paid by the employer to such employee during such calendar year, and the amount of the tax deducted and withheld under this subchapter in respect of such wages.

“(b) **STATEMENTS TO CONSTITUTE INFORMATION RETURNS.**—The statements required to be furnished by this section in respect of any wages shall be furnished at such other times, shall contain such other information, and shall be in such form as the Commissioner, with the approval of the Secretary, may by regulations prescribe. A duplicate of such statement if made and filed in accordance with regulations prescribed by the Commissioner with the approval of the Secretary shall constitute the return required to be made in respect of such wages under section 147.

“(c) **EXTENSION OF TIME.**—The Commissioner, under such regulations as he may prescribe with the approval of the Secretary, may grant to any employer a reasonable extension of time (not in excess of thirty days) with respect to the statements required to be furnished under this section.

**“SEC. 1626. PENALTIES.**

“(a) **PENALTIES FOR FRAUDULENT RECEIPT OR FAILURE TO FURNISH RECEIPT.**—In lieu of any other penalty provided by law (except the penalty provided by subsection (b) of this section), any person required under the provisions of section 1625 to furnish a receipt in

53 Stat. 64.  
26 U. S. C. § 147;  
Supp. II, § 147.

*Supra.*

respect of tax withheld pursuant to this subchapter who willfully furnishes a false or fraudulent receipt, or who willfully fails to furnish a receipt in the manner, at the time, and showing the information required under section 1625, or regulations prescribed thereunder, shall for each such failure, upon conviction thereof be fined not more than \$1,000, or imprisoned for not more than one year, or both.

*Ante*, p. 137.

“(b) **ADDITIONAL PENALTY.**—In addition to the penalty provided by subsection (a) of this section, any person required under the provisions of section 1625 to furnish a receipt in respect of tax withheld pursuant to this subchapter who willfully furnishes a false or fraudulent receipt, or who willfully fails to furnish a receipt in the manner, at the time, and showing the information required under section 1625, or regulations prescribed thereunder, shall for each such failure be subject to a civil penalty of not more than \$50.

*Ante*, p. 137.

“(c) **FAILURE OF EMPLOYER TO FILE RETURN OR PAY TAX.**—In case of any failure to make and file return or pay the tax required by this subchapter, within the time prescribed by law or prescribed by the Commissioner in pursuance of law, unless it is shown that such failure is due to reasonable cause and not due to willful neglect, the addition to the tax shall not be less than \$10.

“(d) **PENALTIES IN RESPECT OF WITHHOLDING EXEMPTION CERTIFICATES.**—Any individual required to supply information to his employer under section 1622 (h) who willfully supplies false or fraudulent information, or who willfully fails to supply information thereunder which would require an increase in the tax to be withheld under section 1622, shall, in lieu of any penalty otherwise provided, upon conviction thereof, be fined not more than \$500, or imprisoned for not more than one year, or both.

*Ante*, p. 135.

*Ante*, p. 128.

#### “SEC. 1627. OTHER LAWS APPLICABLE.

“All provisions of law, including penalties, applicable with respect to the tax imposed by section 1400 shall, insofar as applicable and not inconsistent with the provisions of this subchapter, be applicable with respect to the tax under this subchapter.

53 Stat. 175.  
26 U. S. C. § 1400;  
Supp. II, § 1400.  
*Post*, p. 607.

### “SUBCHAPTER E—GENERAL PROVISIONS

#### “SEC. 1630. VERIFICATION OF RETURNS, ETC.

“(a) **POWER OF COMMISSIONER TO REQUIRE.**—The Commissioner, under regulations prescribed by him with the approval of the Secretary, may require that any return, statement, or other document required to be filed under this chapter shall contain or be verified by a written declaration that it is made under the penalties of perjury, and such declaration shall be in lieu of any oath otherwise required.

“(b) **PENALTIES.**—Every person who willfully makes and subscribes any return, statement, or other document, which contains or is verified by a written declaration that it is made under the penalties of perjury, and which he does not believe to be true and correct as to every material matter, shall be guilty of a felony, and, upon conviction thereof, shall be subject to the penalties prescribed for perjury in section 125 of the Criminal Code.

35 Stat. 1111.  
18 U. S. C. § 231.

*Post*, p. 544.

#### “SEC. 1631. USE OF GOVERNMENT DEPOSITARIES IN CONNECTION WITH PAYMENT OF TAXES.

“The Secretary may authorize incorporated banks or trust companies which are depositaries or financial agents of the United States to receive any taxes under this chapter in such manner, at such times,

and under such conditions as he may prescribe; and he shall prescribe the manner, times, and conditions under which the receipt of such taxes by such depositaries and financial agents is to be treated as payment of such taxes to the collectors.

**“SEC. 1632. ACTS TO BE PERFORMED BY AGENTS.**

“In case a fiduciary, agent or other person has the control, receipt, custody, or disposal of, or pays the wages of an employee or group of employees, employed by one or more employers, the Commissioner, under regulations prescribed by him with the approval of the Secretary, is authorized to designate such fiduciary, agent or other person to perform such acts as are required of employers under this chapter and as the Commissioner may specify. Except as may be otherwise prescribed by the Commissioner with the approval of the Secretary, all provisions of law (including penalties) applicable in respect of an employer shall be applicable to a fiduciary, agent or other person so designated but, except as so provided, the employer for whom such fiduciary, agent or other person acts shall remain subject to the provisions of law (including penalties) applicable in respect of employers.”

**(b) TECHNICAL AMENDMENTS.—**

(1) **AMENDMENT TO SECTION 34.**—Section 34 of the Internal Revenue Code (cross reference) is amended by striking out “453, 454, and 466 (e)” and inserting in lieu thereof “453 and 454”.

56 Stat. 893.  
26 U. S. C., Supp.  
II, § 34.  
Post, p. 584.

(2) **AMENDMENT TO SECTION 322.**—Section 322 (f) of the Internal Revenue Code (cross reference) is amended to read as follows:

56 Stat. 893.  
26 U. S. C., Supp.  
II, § 322 (f).

“(f) **TAX WITHHELD AT SOURCE.**—For refund or credit in case of withholding agent, see section 143 (f). For refund or credit in case of employer required to deduct and withhold tax on wages, see section 1622 (f).”

53 Stat. 62.  
26 U. S. C. § 143 (f).  
Ante, p. 135.

(c) **EXPIRATION DATE FOR WITHHOLDING AT SOURCE ON WAGES UNDER SUBCHAPTER D OF CHAPTER 1.**—Section 476 of the Internal Revenue Code (prescribing the expiration date for the taxes imposed by Subchapter D) is amended to read as follows:

56 Stat. 892.  
26 U. S. C., Supp.  
II, § 476.

**“SEC. 476. EXPIRATION DATE.**

“The tax imposed by Part I of this subchapter shall not apply with respect to any taxable year commencing after the date of cessation of hostilities in the present war. The tax imposed by Part II of such subchapter shall not apply with respect to any wages paid after June 30, 1943, unless paid during the calendar year 1943 with respect to a payroll period beginning on or before such date.”

56 Stat. 884.  
26 U. S. C., Supp.  
II, §§ 460-466.  
Post, p. 584.  
56 Stat. 887.  
26 U. S. C., Supp.  
II, §§ 465-470.

(d) **EFFECTIVE DATE.**—The amendments made by subsections (a) and (b) shall take effect July 1, 1943, and shall be applicable to all wages paid on or after such date, except that such amendments shall not be applicable to wages paid during the calendar year 1943 with respect to a payroll period beginning before such date.

Ante, p. 126.  
Supra.

**SEC. 3. CREDIT FOR TAX WITHHELD AT SOURCE.**

Section 35 of the Internal Revenue Code (relating to the credit for tax withheld on wages) is amended to read as follows:

56 Stat. 893.  
26 U. S. C., Supp.  
II, § 35.

**“SEC. 35. CREDIT FOR TAX WITHHELD ON WAGES.**

“The amount deducted and withheld as tax under Subchapter D of Chapter 9 during any calendar year upon the wages of any individual shall be allowed as a credit to the recipient of the income against the

Ante, p. 126.

tax imposed by this chapter for the taxable year beginning in such calendar year. If more than one taxable year begins in any such calendar year such amount shall be allowed as a credit against the tax for the last taxable year so beginning."

#### SEC. 4. REFUNDS.

56 Stat. 893.  
26 U. S. C., Supp.  
II, § 322 (a) (2).

(a) **EXCESSIVE WITHHOLDING, ETC.**—Section 322 (a) (2) of the Internal Revenue Code (relating to excessive withholding) is amended to read as follows:

56 Stat. 887.  
26 U. S. C., Supp.  
II, §§ 465-470.  
*Ante*, p. 126.

"(2) **EXCESSIVE WITHHOLDING.**—Where the amount of the tax withheld at the source under Part II of Subchapter D or Subchapter D of Chapter 9 exceeds the taxes imposed by this chapter against which the tax so withheld may be credited under section 35 or 466 (e), the amount of such excess shall be considered an overpayment.

*Ante*, p. 139.  
56 Stat. 890.  
26 U. S. C., Supp.  
II, § 466 (e).

"(3) **CREDITS AGAINST ESTIMATED TAX.**—The Commissioner is authorized to prescribe, with the approval of the Secretary, regulations providing for the crediting against the estimated tax for any taxable year of the amount determined by the taxpayer or the Commissioner to be an overpayment of the tax for a preceding taxable year."

56 Stat. 893.  
26 U. S. C., Supp.  
II, § 322 (e).

(b) **PRESUMPTION AS TO DATE OF PAYMENT.**—Section 322 (e) of the Internal Revenue Code (relating to presumption as to date of payment) is amended to read as follows:

56 Stat. 887.  
26 U. S. C., Supp.  
II, §§ 465-470.  
*Ante*, p. 126.

"(e) **PRESUMPTION AS TO DATE OF PAYMENT.**—For the purposes of this section, any tax actually deducted and withheld at the source during any calendar year under Part II of Subchapter D or under Subchapter D of Chapter 9 shall, in respect of the recipient of the income, be deemed to have been paid by him not earlier than the fifteenth day of the third month following the close of his taxable year with respect to which such tax is allowable as a credit under section 35 or section 466 (e). For the purposes of this section, any amount paid as estimated tax for any taxable year shall be deemed to have been paid not earlier than the fifteenth day of the third month following the close of such taxable year."

*Ante*, p. 139.  
56 Stat. 890.  
26 U. S. C., Supp.  
II, § 466 (e).

53 Stat. 464.  
26 U. S. C. § 3770  
(a).

(c) **DELEGATION OF AUTHORITY TO COLLECTORS TO MAKE REFUNDS.**—Section 3770 (a) of the Internal Revenue Code (relating to authority to make refunds) is amended (1) by striking out "(4)" at the beginning of paragraph (4) and inserting in lieu thereof "(5)"; and (2) by inserting after paragraph (3) the following:

53 Stat. 91, 156.  
26 U. S. C. §§ 322,  
1027; Supp. II, §§ 322,  
1027.  
*Supra*; *ante*, p. 139.

"(4) **DELEGATION OF AUTHORITY TO COLLECTORS TO MAKE REFUNDS.**—The Commissioner is authorized to delegate, with the approval of the Secretary, to collectors any authority, duty, or function which the Commissioner is authorized or required to exercise or perform under paragraph (1), (2), or (3) of this subsection, or under section 322 or 1027, where the amount involved (exclusive of interest, penalties, additions to the tax, and additional amounts) does not exceed \$1,000."

53 Stat. 464.  
26 U. S. C. § 3770.  
*Supra*.

(d) **OVERPAYMENTS.**—Section 3770 of the Internal Revenue Code (relating to authority to make credits and refunds) is amended by inserting at the end thereof the following:

"(c) **RULE WHERE NO TAX LIABILITY.**—An amount paid as tax shall not be considered not to constitute an overpayment solely by reason of the fact that there was no tax liability in respect of which such amount was paid."

(e) **CROSS-REFERENCE.**—The last subsection of section 3771 of the Internal Revenue Code (relating to interest on overpayments) is amended to read as follows:

56 Stat. 894.  
26 U. S. C., Supp. II, § 3771 (e) set out second.

“(f) **ESTIMATED TAX AND TAX WITHHELD AT SOURCE.**—For date of payment in respect of estimated tax and of tax withheld at source on wages, see section 322 (e).”

*Ante*, p. 140.

(f) **REVIEW OF ALLOWANCE OF INTEREST.**—Section 3790 of the Internal Revenue Code (prohibiting administrative review of Commissioner's decisions) is amended by inserting at the end thereof the following: “In the absence of fraud or mistake in mathematical calculation, the allowance or nonallowance by the Commissioner, of interest on any credit or refund under the internal revenue laws shall not, except as provided in Chapter 5, be subject to review by any other administrative or accounting officer, employee, or agent of the United States.”

53 Stat. 467.  
26 U. S. C. § 3790.

53 Stat. 158.  
26 U. S. C. §§ 1100-1146; Supp. II, ch. 5.

## SEC. 5. CURRENT PAYMENT OF TAX NOT WITHHELD AT SOURCE.

(a) **IN GENERAL.**—The Internal Revenue Code is amended by striking out sections 58, 59, and 60 and inserting in lieu thereof the following:

53 Stat. 32.  
26 U. S. C. §§ 58-60.

### “SEC. 58. DECLARATION OF ESTIMATED TAX BY INDIVIDUALS.

“(a) **REQUIREMENT OF DECLARATION.**—Every individual (other than an estate or trust and other than a nonresident alien with respect to whose wages, as defined in section 1621 (a), withholding under Subchapter D of Chapter 9 is not made applicable) shall, at the time during the taxable year prescribed in subsection (d), make a declaration of his estimated tax for the taxable year if—

*Ante*, p. 126.

*Post*, p. 142.

“(1) his gross income from wages (as defined in section 1621)

*Ante*, p. 126.

“(A) in case such individual is single or married but not living with husband or wife: can reasonably be expected to exceed \$2,700 for the taxable year; or did exceed \$2,700 for the preceding taxable year; or

“(B) in case such individual is married and living with husband or wife: can, when added to the gross income which can reasonably be expected to be received by such husband or wife from wages (as so defined), reasonably be expected to exceed \$3,500 for the taxable year; or did when added to the gross income of such husband or wife from wages (as so defined) for the preceding taxable year, exceed \$3,500 for such preceding taxable year; or

“(2) his gross income from sources other than wages (as defined in section 1621)

*Ante*, p. 126.

“(A) in case such individual is single or married but not living with husband or wife: can reasonably be expected to exceed \$100 for the taxable year and his gross income to be such as will require the making of a return for the taxable year under section 51; or did exceed \$100 for the preceding taxable year and such individual either was required to make a return under section 51 or 455 for such preceding taxable year or would have been so required if he had been single during the whole of such preceding taxable year; or

53 Stat. 27.  
26 U. S. C. § 51;  
Supp. II, § 51.  
56 Stat. 887.  
26 U. S. C., Supp. II, § 455.

“(B) in case such individual is married and living with husband or wife: can, when added to the gross income which can reasonably be expected to be received by husband or wife from such sources, reasonably be expected to exceed \$100 for

53 Stat. 27; 56 Stat.  
887.  
26 U. S. C. § 51;  
Supp. II, §§ 51, 455.

the taxable year and the aggregate gross income of such husband and wife can reasonably be expected to be such as will require the making of a return under section 51 or 455; or did, when added to the gross income of such husband or wife from such sources for the preceding taxable year, exceed \$100 for such preceding taxable year and such individual would have been required to make a return under section 51 or 455 for such preceding taxable year if he had been married and living with husband or wife during the whole of such preceding taxable year; or

53 Stat. 27.  
26 U. S. C. § 51;  
Supp. II, § 51.  
*Ante*, p. 126.

“(3) in case such taxable year is the taxable year beginning in 1943, such individual was required to make a return under section 51 for the taxable year beginning in 1942, and his gross income from wages (as defined in section 1621) for such taxable year is greater than the gross income which can reasonably be expected to be received from wages for the taxable year beginning in 1943.

“(b) CONTENTS OF DECLARATION.—In the declaration required under subsection (a) the individual shall state—

53 Stat. 24; 56 Stat.  
890.  
26 U. S. C. § 32;  
Supp. II, § 466 (e).  
*Ante*, p. 130.

“(1) the amount which he estimates as the amount of tax under this chapter for the taxable year, without regard to any credits under sections 32, 35, and 466 (e);

“(2) the amount which he estimates as the credits for the taxable year under sections 32, 35, and 466 (e); and

“(3) the excess of the amount estimated under paragraph (1) over the amount estimated under paragraph (2), which excess for the purposes of this chapter shall be held and considered the estimated tax for the taxable year.

The declaration shall also contain such other information for the purposes of carrying out the provisions of this chapter as the Commissioner, with the approval of the Secretary, may by regulations prescribe, and shall contain or be verified by a written statement that it is made under the penalties of perjury.

“(c) JOINT DECLARATION BY HUSBAND AND WIFE.—In the case of a husband and wife living together, a single declaration under this section may be made by them jointly, in which case the liability with respect to the estimated tax shall be joint and several. No joint declaration may be made if either the husband or wife is a nonresident alien. If a joint declaration is made but a joint return is not made for the taxable year, the estimated tax for such year may be treated as the estimated tax of either the husband or the wife, or may be divided between them.

“(d) TIME AND PLACE FOR FILING.—The declaration required under subsection (a) shall be filed on or before the fifteenth day of the third month of the taxable year, except that if the requirements of subsection (a) are first met after such date, the declaration shall be filed on or before the fifteenth day of the last month of the quarter of the taxable year in which such requirements are first met. An individual may make amendments or revisions of a declaration filed under this subsection, under regulations prescribed by the Commissioner with the approval of the Secretary. If so made, such amendments or revisions shall be filed on or before the fifteenth day of the last month of any quarter of the taxable year subsequent to that in which the declaration was filed and in which no previous amendments or revisions have been made or filed. Declarations and amendments and revisions thereof shall be filed with the Collector specified in section 53 (b) (1).

53 Stat. 28.  
26 U. S. C. § 53 (b)  
(1).

“(e) EXTENSION OF TIME.—The Commissioner may grant a reasonable extension of time for filing declarations and paying the estimated

tax, under such rules and regulations as he shall prescribe with the approval of the Secretary. Except in the case of taxpayers who are abroad, no such extension shall be for more than six months.

“(f) **PERSONS UNDER DISABILITY.**—If the taxpayer is unable to make his own declaration, the declaration shall be made by a duly authorized agent or by the guardian or other person charged with the care of the person or property of such taxpayer.

“(g) **SIGNATURE PRESUMED CORRECT.**—The fact that an individual's name is signed to a filed declaration shall be prima facie evidence for all purposes that the declaration was actually signed by him.

“(h) **PUBLICITY OF DECLARATION.**—For the purposes of section 55 (relating to publicity of returns), a declaration of estimated tax shall be held and considered a return under this chapter.

53 Stat. 29.  
26 U. S. C. § 55;  
Supp. II, § 55.

#### “SEC. 59. PAYMENT OF ESTIMATED TAX.

“(a) **IN GENERAL.**—The estimated tax shall be paid in four equal installments except that—

“(1) if the declaration is filed (otherwise than pursuant to an extension of time) after the fifteenth day of the third month of the taxable year, the estimated tax shall be paid in equal installments the number of which is equal to the number of quarters remaining in the taxable year (including the quarter in which the declaration is filed); and

“(2) if any amendment or revision of a declaration is filed, the remaining installments shall be ratably increased or decreased, as the case may be, to reflect the increase or decrease, as the case may be, in the estimated tax by reason of such amendment or revision; and

“(3) at the election of the individual, any installment of the estimated tax may be paid prior to the date prescribed for its payment.

One installment of the estimated tax shall be paid at the time of making the declaration, and an installment thereof shall be paid on the fifteenth day of the last month of each succeeding quarter of the taxable year. Payment of any installment of the estimated tax shall be considered payment on account of the tax for the taxable year.

“(b) **ASSESSMENT.**—The estimated tax shall be assessed only to the extent paid.

#### “SEC. 60. SPECIAL RULES FOR APPLICATION OF SECTIONS 58 AND 59.

*Ante*, p. 141; *supra*.

“(a) **FARMERS.**—In the case of an individual whose estimated gross income from farming for the taxable year is at least 80 per centum of the total estimated gross income from all sources for the taxable year, in lieu of the time prescribed in section 58 (d), the declaration for the taxable year may be made at any time on or before the fifteenth day of the last month of the taxable year.

*Ante*, p. 142.

“(b) **APPLICATION TO SHORT TAXABLE YEARS.**—The application of sections 58, 59, and 294 (a) (3), (4), and (5) to taxable years of less than twelve months shall be as prescribed in regulations prescribed by the Commissioner with the approval of the Secretary.

*Ante*, p. 141.  
*Supra*.  
*Post*, p. 144.

“(c) **APPLICATION TO TAXABLE YEARS BEGINNING IN 1943.**—If the taxable year is the calendar year 1943, the fifteenth day of September, 1943, shall be substituted for the fifteenth day of March for the purposes of section 58 (d). If the taxable year begins in 1943 after January 1, the date which shall be substituted for the fifteenth day

*Ante*, p. 142.

of the third month of the taxable year for the purposes of section 58 (d) shall be prescribed by regulations prescribed by the Commissioner with the approval of the Secretary. In either case installments of the estimated tax for such taxable year payable after September 1, 1943, shall be ratably decreased to reflect the payments on account of a taxable year beginning in 1942 which are treated as payments on account of the estimated tax for a taxable year beginning in 1943."

53 Stat. 88.  
26 U. S. C. § 294 (a).

(b) **ADDITIONS TO TAX.**—Section 294 (a) of the Internal Revenue Code (relating to additions to tax in case of nonpayment) is amended by inserting at the end thereof the following:

"(3) **FAILURE TO FILE DECLARATION OF ESTIMATED TAX.**—In the case of a failure to make and file a declaration of estimated tax within the time prescribed, there shall be added to the tax an amount equal to 10 per centum of the tax.

"(4) **FAILURE TO PAY INSTALLMENT OF ESTIMATED TAX.**—In the case of the failure to pay an installment of the estimated tax within the time prescribed, there shall be added to the tax \$2.50 or 2½ per centum of the tax, whichever is the greater, for each installment with respect to which such failure occurs.

"(5) **SUBSTANTIAL UNDERESTIMATE OF ESTIMATED TAX.**—If 80 per centum of the tax (determined without regard to the credits under sections 32, 35, and 466 (e)), in the case of individuals other than farmers exercising an election under section 60 (a), or 66⅔ per centum of such tax so determined in the case of such farmers, exceeds the estimated tax (increased by such credits), there shall be added to the tax an amount equal to such excess, or equal to 6 per centum of the amount by which such tax so determined exceeds the estimated tax so increased, whichever is the lesser. This paragraph shall not apply to the taxable year in which falls the death of the taxpayer."

53 Stat. 24; 56 Stat.  
890.  
26 U. S. C. § 32;  
Supp. II, § 466 (e).  
*Ante*, pp. 139, 143.

(c) **PENALTIES.**—Section 145 (a) of the Internal Revenue Code (relating to criminal penalties) is amended (1) by inserting after "return" wherever appearing therein the words "or declaration", and (2) by inserting before "tax" wherever appearing therein the words "estimated tax or".

53 Stat. 62.  
26 U. S. C. § 145 (a).

(d) **PAYMENT BY INSTALLMENTS.**—Section 56 (b) of the Internal Revenue Code (relating to installment payments) is amended by striking out "The" at the beginning thereof and inserting in lieu thereof "Except in the case of an individual (other than an estate or trust and other than a nonresident alien with respect to whose wages, as defined in section 1621 (a), withholding under Subchapter D of Chapter 9 is not made applicable), the".

53 Stat. 31.  
26 U. S. C. § 56 (b).

*Ante*, p. 126.

(e) **DATE FOR MAKING RETURN BY CERTAIN NONRESIDENT ALIENS.**—

(1) Section 217 (a) of the Internal Revenue Code (relating to returns by nonresident aliens) is amended by inserting after "In the case of a nonresident alien individual" the following: "with respect to whose wages, as defined in section 1621 (a), withholding under Subchapter D of Chapter 9 is not made applicable,".

53 Stat. 77.  
26 U. S. C. § 217 (a).

*Ante*, p. 126.

(2) Section 218 (a) of the Internal Revenue Code (relating to payment of tax by nonresident aliens) is amended by inserting after "In the case of a nonresident alien individual" the following: "with respect to whose wages, as defined in section 1621 (a), withholding under Subchapter D of Chapter 9 is not made applicable,".

53 Stat. 77.  
26 U. S. C. § 218 (a).

*Ante*, p. 126.

(f) **TAXABLE YEARS TO WHICH APPLICABLE.**—The amendments made by this section shall be effective with respect to taxable years

beginning after December 31, 1942, except that section 294 (a) (5) of the Internal Revenue Code shall not be applicable to a taxable year beginning in 1943 in the case of an individual not required to make a declaration under section 58 of the Internal Revenue Code for such year.

*Ante*, p. 144.

*Ante*, p. 141.

#### SEC. 6. RELIEF FROM DOUBLE PAYMENTS IN 1943.

(a) TAX FOR 1942 NOT GREATER THAN TAX FOR 1943.—In case the tax imposed by Chapter 1 of the Internal Revenue Code upon any individual (other than an estate or trust and other than a nonresident alien not subject to the provisions of sections 58, 59, and 60 of such chapter) for the taxable year 1942 (determined without regard to this section, without regard to interest or additions to the tax, and without regard to credits against the tax for amounts withheld at source) is not greater than the tax for the taxable year 1943 (similarly determined), the liability of such individual for the tax imposed by such chapter for the taxable year 1942 shall be discharged as of September 1, 1943, except that interest and additions to such tax shall be collected at the same time and in the same manner as, and as a part of, the tax under such chapter for the taxable year 1943. In such case if the tax for the taxable year 1942 (determined without regard to this section and without regard to interest or additions to the tax) is more than \$50, the tax under such chapter for the taxable year 1943 shall be increased by an amount equal to 25 per centum of the tax for the taxable year 1942 (so determined) or the excess of such tax (so determined) over \$50, whichever is the lesser. This subsection shall not apply in any case in which the taxpayer is convicted of any criminal offense with respect to the tax for the taxable year 1942 or in which additions to the tax for such taxable year are applicable by reason of fraud.

53 Stat. 4.  
26 U. S. C. §§ 1-396;  
Supp. II, §§ 3-476.  
*Ante*, pp. 139-144;  
*post*, p. 149, 584, 602.  
*Ante*, pp. 141, 143.

(b) TAX FOR 1942 GREATER THAN TAX FOR 1943.—In case the tax imposed by Chapter 1 of the Internal Revenue Code upon any individual (other than an estate or trust and other than a nonresident alien not subject to the provisions of sections 58, 59, and 60 of such chapter) for the taxable year 1942 (determined without regard to this section, without regard to interest or additions to the tax, and without regard to credits against the tax for amounts withheld at source) is greater than the tax for the taxable year 1943 (similarly determined), the liability of such individual for the tax imposed by such chapter for the taxable year 1942 shall be discharged as of September 1, 1943, except that interest and additions to such tax shall be collected at the same time and in the same manner as, and as a part of, the tax under such chapter for the taxable year 1943. In such case the tax under such chapter for the taxable year 1943 shall be increased by—

53 Stat. 4.  
26 U. S. C. §§ 1-396;  
Supp. II, §§ 3-476.  
*Ante*, pp. 139-144;  
*post*, p. 149, 584, 602.  
*Ante*, pp. 141, 143.

(1) the amount by which the tax imposed by such chapter for the taxable year 1942 (determined without regard to this section and without regard to interest and additions to such tax) exceeds the tax imposed by such chapter for the taxable year 1943 (determined without regard to this section, without regard to interest and additions to such tax, and without regard to credits against such tax under section 466 (e) or under section 35 of such chapter), plus

56 Stat. 890.  
26 U. S. C., Supp.  
II, § 466 (e).  
*Ante*, p. 139.

(2) if the tax for the taxable year 1943 (determined without regard to this section, without regard to interest or additions to the tax, and without regard to credits against such tax under section 466 (e) or under section 35 of such chapter) is more than \$50, an amount equal to 25 per centum of the tax for the taxable

56 Stat. 890.  
26 U. S. C., Supp.  
II, § 466 (e).  
*Ante*, p. 139.

year 1943 (so determined) or the excess of such tax (so determined) over \$50, whichever is the lesser. Such amount shall in no case exceed 25 per centum of the tax for the taxable year 1942 (determined without regard to this section and without regard to interest and additions to such tax) or the excess of such tax (so determined) over \$50, whichever is the lesser.

This subsection shall not apply in any case in which the taxpayer is convicted of any criminal offense with respect to the tax for the taxable year 1942 or in which additions to the tax for such taxable year are applicable by reason of fraud. An individual who becomes subject to tax for the taxable year 1943 under this subsection shall be an individual required to make a return for the taxable year 1943 under section 51 of the Internal Revenue Code.

53 Stat. 27.  
26 U. S. C. § 51;  
Supp. II, § 51.

(c) ADDITIONAL INCREASE IN 1943 TAX WHERE INCREASED INCOME.—

(1) TAX FOR 1942 NOT GREATER THAN THAT FOR 1943.—In the case of a taxpayer whose liability for the tax for the taxable year 1942 is discharged under subsection (a), and whose surtax net income for the base year plus \$20,000 is less than that for the taxable year 1942, the tax imposed by Chapter 1 of the Internal Revenue Code for the taxable year 1943 shall be increased by the excess of 75 per centum of the tax imposed by such chapter for the taxable year 1942 (determined without regard to this section and without regard to interest and additions to the tax) over a tentative tax computed as if the portion of the surtax net income for the taxable year 1942 which is not greater than the sum of the surtax net income for the base year plus \$20,000 constituted both the surtax net income for the taxable year 1942, and the net income for such taxable year after allowance of all credits against net income;

53 Stat. 4.  
26 U. S. C. §§ 1-396;  
Supp. II, §§ 3-476.  
*Ante*, pp. 139-144;  
*post*, pp. 149, 584, 602.

(2) TAX FOR 1942 GREATER THAN THAT FOR 1943.—In the case of a taxpayer whose liability for the tax for the taxable year 1942 is discharged under subsection (b) and whose surtax net income for the base year plus \$20,000 is less than that for the taxable year 1943, the tax imposed by Chapter 1 of the Internal Revenue Code for the taxable year 1943 shall be increased by the excess of 75 per centum of the tax imposed by such chapter for the taxable year 1943 (determined without regard to this section and without regard to interest and additions to the tax) over a tentative tax for the taxable year 1943 computed as if the portion of the surtax net income for such taxable year which is not greater than the sum of the surtax net income for the base year plus \$20,000 constituted both the surtax net income for the taxable year 1943, and the net income for such taxable year after allowance of all credits against net income.

53 Stat. 4.  
26 U. S. C. §§ 1-396;  
Supp. II, §§ 3-476.  
*Ante*, pp. 139-144;  
*post*, pp. 149, 584, 602.

For the purposes of this subsection "base year" means any one of the taxable years 1937, 1938, 1939, or 1940, to be selected by the taxpayer.

(d) RULES FOR APPLICATION OF SUBSECTIONS (A), (B), AND (C).—

(1) APPLICATION OF SUBSECTION (B) TO MEMBERS OF ARMED FORCES.—If the taxpayer is in active service in the military or naval forces of the United States or any of the other United Nations at any time during the taxable year 1942 or 1943, the increase in the tax for the taxable year 1943 under subsection (b)

(1) shall be reduced by an amount equal to the amount by which the tax for the taxable year 1942 (determined without regard to this section) is increased by reason of the inclusion in the net income for the taxable year 1942 of the amount of the earned net income (as defined in section 25 (a) (4)).

53 Stat. 18.  
26 U. S. C. § 25 (a)  
(4).

(2) **JOINT RETURNS.**—If the taxpayer either for the taxable year 1942 or for the taxable year 1943 makes a joint return with his spouse, the taxes of the spouses for the taxable year for which a joint return is not made shall be aggregated for the purposes of subsections (a), (b), and (c), and in case the taxable year for which a joint return is not made is the taxable year 1943, the liability for the increase in the tax for the taxable year 1943 under subsections (b) and (c), shall be joint and several.

(3) **FOREIGN TAX CREDIT AND APPLICATION OF SECTIONS 105, 106, AND 107.**—The credit against the tax imposed by Chapter 1 of the Internal Revenue Code for the taxable year 1943 allowed by section 31 of such chapter (relating to taxes of foreign countries and of possessions of the United States), shall be determined without regard to subsections (a), (b), and (c). Sections 105, 106, and 107 of such chapter (relating to limitations on tax) shall be applied without regard to subsections (a), (b), and (c).

53 Stat. 24  
26 U. S. C. § 31.

53 Stat. 36, 878.  
26 U. S. C. §§ 105,  
106; Supp. II, § 107.

(4) **SECTION 107 INCOME ATTRIBUTED TO BASE YEAR.**—That portion of the compensation which is received or accrued in the taxable year 1942 (if the tax for such year is not greater than that for the taxable year 1943), or in the taxable year 1943 (if the tax for such year is less than that for the taxable year 1942), and which under section 107 of the Internal Revenue Code is attributed to the base year, shall for the purposes of subsection (c) be excluded in computing the surtax net income for the taxable year 1942 or 1943, as the case may be, and be included in computing the surtax net income for the base year.

53 Stat. 878.  
26 U. S. C., Supp  
II, § 107.

(5) **PARTNERSHIP BUSINESS FORMERLY OPERATED AS CORPORATION.**—If, during the base year of any individual, such individual was a shareholder in a corporation and if substantially all of the assets of such corporation were at any time prior to May 1, 1943, acquired by such individual or a partnership of which he is a partner pursuant to the complete liquidation of such corporation, and if at all times after such liquidation up to and including the taxable year 1942 (if subsection (a) is applicable) or the taxable year 1943 (if subsection (b) is applicable) the trade or business of such corporation was carried on by such individual or partnership, for the purposes of subsection (c) such individual may compute his surtax net income for the base year as if the earnings and profits of the corporation for the taxable year ending with or within the base year had all been distributed as dividends at the end of such taxable year. If the interest of such individual in the partnership is proportionately less than his interest in the corporation, his distributive share of such dividends shall for the purposes of this paragraph be adjusted to reflect such difference.

(6) **CERTAIN PORTIONS OF INCREASE IN 1943 TAX NOT PART OF ESTIMATED TAX.**—The amount by which the tax for the taxable year 1943 is increased under subsection (a), (b) (2), or (c) shall not be considered to be a part of the tax for such taxable year for the purposes of sections 58, 59, 60, and 294 (a) (3), (4), and (5) of the Internal Revenue Code.

*Ante*, pp. 141-144.

(7) **TAXPAYER DYING IN TAXABLE YEAR 1942.**—If the individual dies during the taxable year 1942, subsections (a), (b), and (c) shall not apply.

(e) **EXTENSION OF TIME FOR PAYMENT OF PORTIONS OF INCREASE IN 1943 TAX.**—

(1) **TWENTY-FIVE PER CENTUM INCREASE UNDER SUBSECTION (A) OR (B).**—At the election of the taxpayer, made under regulations

prescribed by the Commissioner with the approval of the Secretary, the Commissioner shall, except as hereinafter provided, extend the time for the payment of the portion of the tax for the taxable year 1943 equal to one-half of the amount of the 25 per centum increase therein under subsection (a) or (b) (2) for the taxable year 1943, in which case such portion shall be paid on or before the fifteenth day of the fifteenth month following the close of the taxable year. The Commissioner may condition the extension upon the furnishing by the taxpayer of a bond in such amount, not exceeding the amount with respect to which the extension applies, with such surety or sureties, as the Commissioner deems necessary, conditioned upon the payment of such amount in accordance with the terms of the extension. If such amount is not paid on or before the date on which it is payable, it shall be paid upon notice and demand from the Collector. If such amount is not paid on or before the date on which it is payable, there shall be collected, as a part of the tax, interest on such amount at the rate of 6 per centum per annum for the period beginning with the date on which such amount is payable and ending with the date on which it is paid.

(2) INCREASE UNDER SUBSECTION (C).—At the election of the taxpayer, made under regulations prescribed by the Commissioner with the approval of the Secretary, the Commissioner shall, except as hereinafter provided, extend the time for the payment of the portion of the tax for the taxable year 1943 equal to the increase therein under subsection (c), in which case such portion shall be paid in four equal annual installments, the first of which shall be paid on the fifteenth day of the fifteenth month following the close of the taxable year, and of the remaining installments one of which shall be paid on the last day of each succeeding twelve-month period, except that any installment may be paid prior to the date prescribed for its payment. The Commissioner may condition the extension upon the furnishing by the taxpayer of a bond in such amount, not exceeding the amount of such increase, with such surety or sureties, as the Commissioner deems necessary, conditioned upon the payment of such amount in accordance with the terms of the extension. If the time for the payment of such portion is extended, there shall be collected, as a part of the tax, interest on each installment at the rate of 4 per centum per annum for the period beginning with the date prescribed for the payment of the tax for such taxable year and ending with the date on which such installment is paid or the date on which it is payable, whichever is the earlier. If any installment is not paid on or before the date on which it is payable, it and the remaining installments shall be paid upon notice and demand from the Collector. If any installment is not paid on or before the date on which it is payable, there shall be collected, as part of the tax, interest on such installment at the rate of 6 per centum per annum for the period beginning with the date on which such installment is payable and ending with the date on which it is paid.

(f) TREATMENT OF PAYMENTS ON ACCOUNT OF 1942 TAX.—Any payment (other than interest and additions to the tax) made on account of the tax imposed by Chapter 1 of the Internal Revenue Code for the taxable year 1942 upon a taxpayer whose liability for such tax is discharged under subsection (a) or (b) shall be considered as payment on account of the estimated tax for the taxable year 1943. In the case of any extension of time for the payment of such tax

53 Stat. 4.  
26 U. S. C. §§ 1-396;  
Supp. II, §§ 3-476.  
*Ante*, pp. 139-144;  
*post*, p. 149, 584, 602.

granted by the Commissioner prior to September 1, 1943, payment of the portion thereof which if such extension had not been granted would have been payable under section 56 (b) prior to such date shall be made notwithstanding subsection (a) or (b), but the foregoing provisions of this subsection shall apply to any such payment. In case the taxpayer becomes delinquent, prior to September 1, 1943, in the payment of such tax or any installment thereof, subsection (a) or (b) shall not relieve the taxpayer of his liability for the tax, but the foregoing provisions of this subsection shall be applicable to payment of such liability. If any payment on account of the tax imposed by such chapter for the taxable year 1942 is made pursuant to a joint return made by husband and wife for such taxable year, and such payment is considered as a payment on account of the estimated tax for the taxable year 1943, such payment may be treated as a payment on account of the estimated tax of either the husband or the wife for such taxable year or may be divided between them.

53 Stat. 31.  
26 U. S. C. § 56 (b).  
*Ante*, p. 144.

(g) **USE OF TERM "TAXABLE YEAR".**—For the purposes of this section the terms "taxable year 1937", "taxable year 1938", "taxable year 1939", "taxable year 1940", "taxable year 1942", and "taxable year 1943" mean, respectively, the taxable year beginning in 1937, 1938, 1939, 1940, 1942, and 1943, respectively; and "taxable year" as applied to the taxable year 1942 or 1943 shall not include any period of less than twelve months unless occasioned by the death of the taxpayer or unless there is no taxable year of twelve months beginning in such calendar year.

(h) **REGULATIONS.**—This section shall be applied in accordance with regulations prescribed by the Commissioner with the approval of the Secretary.

#### SEC. 7. ADDITIONAL ALLOWANCE FOR MEMBERS OF ARMED FORCES.

(a) **IN GENERAL.**—Section 22 (b) (13) of the Internal Revenue Code (relating to additional allowance for military and naval personnel in computing net income) is amended to read as follows:

56 Stat. 814.  
26 U. S. C., Supp.  
II, § 22 (b) (13).

"(13) **ADDITIONAL ALLOWANCE FOR MILITARY AND NAVAL PERSONNEL.**—In the case of compensation received during any taxable year and before the termination of the present war as proclaimed by the President, by a member of the military or naval forces of the United States for active service in such forces during such war, or by a citizen or resident of the United States who is a member of the military or naval forces of any of the other United Nations for active service in such forces during such war, so much of such compensation as does not exceed \$1,500."

(b) **EFFECTIVE DATE.**—The amendment made by subsection (a) shall apply with respect to taxable years beginning after December 31, 1942.

#### SEC. 8. ABATEMENT OF TAX FOR MEMBERS OF ARMED FORCES UPON DEATH.

Chapter 1 of the Internal Revenue Code is amended by inserting after section 404 the following new supplement:

##### "Supplement U—Abatement of Tax for Members of Armed Forces Upon Death

55 Stat. 692.  
26 U. S. C., Supp.  
II, § 404.

#### "SEC. 421. ABATEMENT OF TAX FOR MEMBERS OF ARMED FORCES UPON DEATH.

"In the case of any individual who dies on or after December 7, 1941, while in active service as a member of the military or naval

forces of the United States or of any of the other United Nations and prior to the termination of the present war as proclaimed by the President, the tax imposed by this chapter shall not apply with respect to the taxable year in which falls the date of his death, and the tax under this chapter and under the corresponding title of each prior revenue law for preceding taxable years which is unpaid at the date of his death (including interest, additions to the tax, and additional amounts) shall not be assessed, and if assessed the assessment shall be abated, and if collected shall be credited or refunded as an overpayment."

**SEC. 9. ASSISTANT COMMISSIONERS.**

Subchapter B of Chapter 39 of the Internal Revenue Code is amended to read as follows:

**"SUBCHAPTER B—ASSISTANT COMMISSIONERS**

**"SEC. 3905. APPOINTMENT.**

"There shall be in the Bureau of Internal Revenue two Assistant Commissioners, who shall be appointed by the President, by and with the advice and consent of the Senate.

**"SEC. 3906. DUTIES.**

"The Assistant Commissioners shall perform such duties as may be prescribed by the Commissioner or required by law."

**SEC. 10. EXTENSION OF TIME IN CONNECTION WITH RELEASE OF POWERS OF APPOINTMENT.**

Section 403 (d) (3) of the Revenue Act of 1942 is amended by striking out "July 1, 1943" wherever it appears and inserting in lieu thereof "March 1, 1944"; and section 452 (c) of the Revenue Act of 1942 is amended to read as follows:

"(c) **RELEASE BEFORE MARCH 1, 1944.—**

"(1) A release of a power to appoint before March 1, 1944, shall not be deemed a transfer of property by the individual possessing such power.

"(2) This subsection shall apply to all calendar years prior to 1944 and to that part of the calendar year 1944 prior to March 1, 1944."

Approved June 9, 1943, 7 p. m., E. War Time.

[CHAPTER 121]

AN ACT

To amend section 2 of the Civilian Pilot Training Act of 1939, as amended.

*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 the Civilian Pilot Training Act of 1939, as amended, is amended by striking out the word "civilian".

**SEC. 2.** Any appropriations heretofore made and available for obligation during the fiscal year ending June 30, 1943, for carrying out the provisions of the Civilian Pilot Training Act of 1939, shall be available for carrying out the provisions of such Act as amended hereby. Any obligations entered into heretofore under such appropriations for purposes which are brought within the scope of such Act by this amendatory Act shall be deemed to be valid if otherwise properly incurred.

Approved June 10, 1943.

53 Stat. 478.  
26 U. S. C. §§ 3905,  
3906.

56 Stat. 944, 952,  
1054.  
26 U. S. C., Supp.  
II, §§ 811 note, 1000  
note.

June 10, 1943  
[H. R. 1670]  
[Public Law 69]

Civilian Pilot  
Training Act of 1939,  
amendment.  
53 Stat. 855.  
49 U. S. C., Supp.  
II, § 752.  
Funds available.  
Ante. p. 80.

Validity of obliga-  
tions.

## [CHAPTER 122]

## AN ACT

Making supplemental appropriations to carry out the provisions of an Act to promote the defense of the United States, approved March 11, 1941, as amended, and for other purposes.

June 14, 1943  
[H. R. 2753]  
[Public Law 70]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there are hereby appropriated, out of any money in the Treasury not otherwise appropriated, to enable the President, through such departments or agencies of the Government as he may designate, further to carry out the provisions of an Act to promote the defense of the United States, approved March 11, 1941, as amended, and for each and every purpose incident to or necessary therefor, the following sums for the following respective purposes:

Defense Aid Supplemental Appropriation Act, 1943.

55 Stat. 31.  
22 U. S. C., Supp.  
II, §§ 411-419.  
*Ante*, p. 20.

Procurement of defense articles.

(a) For the procurement, by manufacture or otherwise, of defense articles, information, and services, for the government of any country whose defense the President deems vital to the defense of the United States, and the disposition thereof, including all necessary expenses in connection therewith, as follows:

Vessels, ships, boats, and other watercraft, including the hire or other temporary use thereof, and equipage, supplies, materials, spare parts, and accessories, \$1,552,659,000.

Agricultural, industrial, and other commodities and articles, \$4,452,623,000.

(b) For testing, inspecting, proving, repairing, outfitting, reconditioning, or otherwise placing in good working order any defense articles for the government of any country whose defense the President deems vital to the defense of the United States, including services and expenses in connection therewith, \$259,348,000.

Testing, repairing, etc.

(c) For administrative expenses, \$8,999,000: *Provided*, That transfers may be made from this appropriation to the consolidated appropriation for "Necessary services and expenses" to the extent necessary to reimburse such appropriation for transfers made pursuant to the Urgent Deficiency Appropriation Act, 1943.

Administrative expenses.  
Transfers.

Post, p. 432.

Total.

Consolidation of funds.

(d) In all, \$6,273,629,000, to be available until June 30, 1944.

55 Stat. 53, 745; 56 Stat. 130.

(e) Each of the foregoing appropriations shall be additional to, and consolidated with, the appropriations for the same purposes, contained in the same respective categories of appropriation in the Defense Aid Supplemental Appropriation Act, 1941, the Defense Aid Supplemental Appropriation Act, 1942, and the Second Defense Aid Supplemental Appropriation Act, 1942, and the appropriations contained in the foregoing Acts, are hereby continued and shall be available until June 30, 1944: *Provided*, That with the exception of the appropriation for "Administrative expenses", not to exceed 20 per centum of any of such consolidated appropriations may be transferred by the President to any other of such consolidated appropriations, but no such appropriation shall be increased more than 30 per centum thereby: *Provided further*, That notwithstanding the foregoing proviso (1) balances, unobligated as of April 30, 1943, and balances subsequently released from obligation, of appropriations contained in the foregoing Acts for "Ordnance and ordnance stores, supplies, spare parts, and materials, including armor and ammunition and components thereof", may be transferred by the President to and consolidated with the appropriation provided above for "Agricultural, industrial, and other commodities and articles", and (2) balances, unobligated as of April 30, 1943, and balances subsequently released from obligation, of appropriations contained in the foregoing Acts for "Necessary services and expenses" may be transferred by the President to

Transfers.

and consolidated with any of the appropriations provided above, except the appropriation for "Administrative expenses".

Retention of defense article by U. S.

55 Stat. 31,  
22 U. S. C., Supp.  
II, §§ 411-419.  
*Ante*, p. 20.

Agricultural sub-  
sidies.

Short title.

SEC. 2. Any defense article, information, or service procured from funds appropriated by this Act or prior Acts appropriating funds to the President for the purpose of carrying out the provisions of said Act of March 11, 1941, as amended, shall be retained by or transferred to and for the use of such department or agency of the United States as the President may determine, in lieu of being disposed of to a foreign government, whenever in the judgment of the President the defense of the United States will be best served thereby: *Provided further*, That none of the funds appropriated in this Act shall be used for the payment of any subsidy on agricultural products produced in the continental United States.

SEC. 3. This Act may be cited as the "Defense Aid Supplemental Appropriation Act, 1943".

Approved June 14, 1943.

[CHAPTER 123]

JOINT RESOLUTION

To permit additional sales of wheat for feed.

June 14, 1943  
[H. J. Res. 133]  
[Public Law 71]

Sale of wheat for  
feed.  
*Ante*, p. 52.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Act approved March 25, 1943 (Public Law 18, Seventy-eighth Congress), be amended by deleting "two hundred and twenty-five million bushels" and inserting in lieu thereof "two hundred and seventy-five million bushels".

Approved June 14, 1943.

[CHAPTER 124]

AN ACT

To name certain locks in the Saint Marys River at the falls, Michigan.

June 15, 1943  
[H. R. 1258]  
[Public Law 72]

Saint Marys River,  
Mich.  
Designation of cer-  
tain locks.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the new lock now in the course of construction by the War Department in the Saint Marys River at the falls, Michigan, shall be designated "MacArthur lock", and the lock at that point now known as the fourth lock shall be hereafter designated "Sabin lock".

Approved June 15, 1943.

[CHAPTER 125]

AN ACT

To abolish certain naval trust funds and deposits thereto, and to simplify naval accounting procedure, and for other purposes.

June 15, 1943  
[H. R. 2584]  
[Public Law 73]

Navy, abolishment  
of certain trust funds.  
Naval hospital fund.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That effective July 1, 1943, (a) the trust fund, naval hospital fund (48 Stat. 1235 (80) (7s815); 31 U. S. C. 725s (a) (80)), is abolished, and any unobligated balance remaining therein as of that date shall be covered into the surplus fund of the Treasury; (b) moneys theretofore required by law to be paid into such fund from annual appropriations shall remain to the credit of the appropriation concerned; and (c) commencing with the fiscal year 1944, annual appropriations in such amounts as may be necessary are authorized from the general fund of the Treasury for the maintenance, operation, and improvement of naval hospitals.

Annual appropria-  
tions authorized.

SEC. 2. Effective July 1, 1943, (a) the trust fund, Navy fines and forfeitures (48 Stat. 1235 (81) (7s984); 31 U. S. C. 725s (a) (81)), is abolished, and any unobligated balance remaining therein as of that date shall be covered into the surplus fund of the Treasury; (b) moneys theretofore required by law to be paid into such fund from annual appropriations, and all pay forfeited by law or by the terms of a court-martial sentence, shall remain to the credit of the appropriation concerned; and (c) commencing with the fiscal year 1944, annual appropriations for "Pay, subsistence, and transportation, Navy", or "Pay, Marine Corps", as may be appropriate, shall be available for payment of (a) necessary personal allowances of prisoners during confinement, and (b) transportation, gratuity, and civilian clothing of discharged naval prisoners: *Provided*, That savings deposits forfeited by desertion shall be deposited into the Treasury of the United States as miscellaneous receipts.

SEC. 3. (a) Sections 4808, 4809, and 1614 of the Revised Statutes; and (b) so much of the Act approved June 7, 1900 (24 U. S. C. 5), as requires that all forfeitures on account of desertion shall be passed to the credit of the naval hospital fund, are hereby repealed: *Provided*, That pensions of inmates of a naval home or naval hospital, heretofore required by law to be deducted from the account of the pensioner and applied for the benefit of the fund from which such home or hospital is maintained, shall be deposited into the Treasury of the United States as miscellaneous receipts: *Provided further*, That this section shall be effective July 1, 1943: *And provided further*, That all moneys accruing to the trust funds naval hospital fund (7s815) or navy fines and forfeitures (7s984) prior to that date but not credited thereto prior to that date shall be covered into the surplus fund of the Treasury.

Approved June 15, 1943.

[CHAPTER 126]

AN ACT

To provide for the training of nurses for the armed forces, governmental and civilian hospitals, health agencies, and war industries, through grants to institutions providing such training, 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 assuring a supply of nurses for the armed forces, governmental and civilian hospitals, health agencies, and war industries, there are hereby authorized to be appropriated sums sufficient to carry out the purposes of this Act: *Provided*, That there shall be no discrimination in the administration of the benefits and appropriations made under the respective provisions of this Act, on account of race, creed, or color. Such sums shall be used for making payments to schools of nursing or other institutions which have submitted, and had approved by the Surgeon General of the Public Health Service (hereinafter referred to as the Surgeon General), plans for nurses' training, for making payments under section 4, and for all necessary expenses of the Public Health Service in administering the provisions of this Act.

SEC. 2. A plan for training of nurses may be limited to student-nurse training, or to postgraduate or refresher-nursing courses, or may include both. A plan submitted by any institution may be approved only if it provides—

(a) That no student or graduate nurse will be included under the plan unless in the judgment of the head of the institution such nurse will be available for military or other Federal governmental or essen-

Navy fines and forfeitures.

Appropriations available.  
Post, pp. 202, 207.

Forfeitures on account of desertion.  
24 U. S. C. §§ 3-5.  
31 Stat. 697.

Pensions of inmates.

Effective date.  
Accruals.

June 15, 1943  
[H. R. 2664]  
[Public Law 74]

Training of nurses.  
Appropriation authorized.  
Post, pp. 505, 616.

No racial, etc., discrimination.

Grants to institutions.

Training plan.

Conditions for approval.

Availability for war, etc., service.

tial civilian services for the duration of the present war, and such nurse so states in her application for inclusion under the plan;

Standards of instruction.

(b) That nurses under the plan will be provided courses of study and training meeting standards prescribed by the Surgeon General;

Furnishing of items without charge.

(c) That the institution will furnish student nurses under the plan (without charge for tuition, fees, or other expenses) courses of study and training, uniforms, insignia, and maintenance in accordance with regulations of the Surgeon General;

Pay of student nurses.

(d) That the institution will pay student nurses under the plan a stipend at not less than the following monthly rates: \$15 for the first nine months of study; \$20 for the following fifteen to twenty-one months of combined study and practice, depending upon the curriculum of such institution;

Completion of training.

(e) That the institution will either afford student nurses under the plan an opportunity to complete their course of training until graduation at such institution and will pay such student nurse a stipend at a monthly rate not less than \$30 for the period following the period of combined study and practice and prior to graduation, or will transfer such student, after completion of the period of combined study and practice and prior to graduation, for training in some other institution, but only if such training may be credited toward graduation, and the institution to which the nurse is transferred agrees to pay her a stipend at a monthly rate of not less than \$30 until graduation; and

Transfers to Federal hospitals.

(f) That where extramural credit toward graduation can be given under the law of the State in which the institution is located, such institution will make transfers to Federal hospitals, under the conditions specified in subsection (e), in any case where a student nurse desires such transfer and appropriate request for such transfer is made on behalf of such hospital.

Determination of grants.

SEC. 3. From the sums appropriated therefor the Secretary of the Treasury shall pay each institution, with a plan approved under section 2—

For items furnished student nurses.

(1) with respect to items furnished student nurses thereunder, amounts determined by the Surgeon General to compensate such institution for—

(A) reasonable tuition and fees for the courses of study and training;

(B) reasonable maintenance provided pursuant to section 2 for the first nine months of their course of study and training, to the extent that such maintenance is not compensated for by the value of their services during such period;

(C) uniforms and insignia, provided in accordance with section 2; and

(D) the minimum rate of stipend specified in section 2 for periods prior to completion of the course of combined study and training referred to in such section; and

For items furnished graduate nurses.

(2) with respect to items furnished graduate nurses thereunder, amounts determined by the Surgeon General to compensate such institution for reasonable tuition and fees for postgraduate and refresher course of study, and reasonable maintenance for graduate nurses undertaking postgraduate courses, or such portion of such amounts as may be determined in accordance with regulations of the Surgeon General.

Recruitment agreements.

SEC. 4. The Surgeon General is authorized, with the approval of the Federal Security Administrator, to enter into agreements with

nonprofit organizations for the recruitment of student and graduate nurses for training and courses under plans approved pursuant to this Act, and to compensate such organizations therefor, but in no case shall such compensation exceed the necessary cost, as determined by him, of rendering such service.

SEC. 5. Determinations under section 3 or 4 of amounts which any institution or organization shall receive shall be conclusive upon such institution or organization and upon any officer or agency of the Government.

SEC. 6. The method of computing and paying the amounts referred to in sections 3 and 4 shall be as follows:

(a) The Surgeon General shall from time to time, on a prepayment or reimbursement basis, estimate or make determination of the amount for each institution or organization, which amount shall be reduced or increased, as the case may be, by any sum by which he finds that unadjusted payments with respect to any prior period were greater or less than the amount which should have been paid to such institution or organization pursuant to section 3 or 4 for such prior period, and shall certify the amount so estimated or determined and so reduced or increased to the Secretary of the Treasury.

(b) The Secretary of the Treasury shall thereupon through the Division of Disbursement of the Treasury Department and prior to audit or settlement by the General Accounting Office pay the institution or organization at the time or times fixed by the Surgeon General the amount so certified.

SEC. 7. In lieu of payment therefor under section 3 the Surgeon General is authorized to procure and provide insignia for student nurses under a plan approved under section 2.

SEC. 8. There shall be no discrimination against any institution on account of the size thereof or the number of nurses employed or student nurses training therein.

SEC. 9. The Surgeon General with the approval of the Federal Security Administrator is hereby authorized to promulgate such rules and regulations as may be necessary to carry out the purposes of this Act. Such rules and regulations shall be promulgated after conference with an advisory committee of not less than five members consisting of representatives of the nursing profession, hospitals, and accredited nurses training institutions. The members of the committee shall be appointed by the Federal Security Administrator. The members of the committee shall not receive any compensation for their services on the committee, but shall be reimbursed for all necessary travel and subsistence expenses (or receive a per diem in lieu thereof not to exceed \$10 to be fixed by the Federal Security Administrator) while away from their respective places of residence on the business of the committee.

SEC. 10. This Act shall cease to be in effect upon the date of the termination of hostilities in the present war as determined by the President or upon such earlier date as the Congress by concurrent resolution or the President may designate, except for purposes of (a) making computations, payments, and adjustments in payments with respect to recruitment, training, and courses prior to such date, and (b) making computations, payments, and adjustments in payments so as to permit continuance, after such date, of training and courses by graduate or student nurses who were receiving training or courses ninety days prior to such date.

Approved June 15, 1943.

Determinations to be conclusive.

Computation and payment.

Insignia for student nurses.

Size of institution.

Rules and regulations.

Advisory committee.

Termination of Act.

## [CHAPTER 127]

## AN ACT

To authorize the acquisition, improvement, and maintenance of the Gulf County Canal, Florida.

June 17, 1943

[H. R. 1403]

[Public Law 75]

Gulf County Canal,  
Fla.

56 Stat. 703.

Adoption as Federal  
project.

Dredging.

Appropriation au-  
thorized.

Availability of other  
funds.  
56 Stat. 1005.

*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 promote the national defense and to promptly facilitate and protect the transport of materials and supplies needful to the Military Establishment by authorizing the construction and operation of a pipe line and a navigable barge channel across Florida, and by deepening and enlarging the Intracoastal Waterway from its present eastern terminus to the vicinity of the Mexican border", approved July 23, 1942, is amended by striking out section 2 thereof and adding at the end thereof the following:*

"SEC. 2. The Gulf County Canal and its right-of-way which connects the channel extending from the Apalachicola River to Saint Andrews Bay, Florida, with Saint Josephs Bay, Florida, is hereby adopted as a Federal project and authorized to be prosecuted as speedily as may be consistent with budgetary requirements, under the direction of the Secretary of War and supervision of the Chief of Engineers, in accordance with the plans and subject to the conditions recommended in the report submitted in House Document Numbered 257, Seventy-sixth Congress: *Provided*, That, with the consent of the Board of County Commissioners of Gulf County, Florida, and pending fulfillment of the condition specified in said document that the existing canal and its right-of-way be conveyed to the United States free of cost, the said canal may be dredged to provide at an estimated cost of \$112,000, the dimensions of nine feet deep and one hundred feet wide, as recommended in said document.

"SEC. 3. There is hereby authorized to be appropriated the sum of \$93,112,000 to carry out the provisions of this Act."

SEC. 2. The balance of any sums appropriated prior to the enactment of this Act for purposes of carrying out the provisions of section 1 of such Act approved July 23, 1942, which are not needed for such purposes, shall be available for expenditure for the purpose of carrying out the provisions of section 2 of such Act, as amended by this Act.

Approved June 17, 1943.

## [CHAPTER 128]

## AN ACT

Authorizing the acquisition and conversion or construction of certain auxiliary vessels for the United States Navy, and for other purposes.

June 17, 1943

[H. R. 1563]

[Public Law 76]

Navy.  
Acquisition of aux-  
iliary vessels.  
*Post*, p. 604.

Naval vessels au-  
thorized for other  
agencies.  
Approval and trans-  
fer.

*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 hereby authorized to acquire and convert or to undertake the construction of one million tons of auxiliary vessels of such size, type, and design as he may consider best suited for the purposes of the prosecution of the war, such vessels to be in addition to those heretofore authorized.*

SEC. 2. Notwithstanding the provisions of any other law any vessel intended for operation by the United States Navy, the construction or acquisition and conversion of which was heretofore or is hereafter authorized for the Maritime Commission, the War Shipping Administration, or any other agency of the Government, shall be subject to the approval of the Navy Department in all

matters of design and construction or conversion, and the control, custody, and sole right to possession of such vessel shall be transferred to the Navy Department upon the completion of such construction or conversion: *Provided*, That the authority contained in this section shall be limited to the tonnage authorization contained in section one hereof and to similar authorizations heretofore or hereafter enacted.

SEC. 3. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary to effectuate the purposes of this Act.

Approved June 17, 1943.

Appropriation au-  
thorized.  
Post, p. 209.

[CHAPTER 129]

JOINT RESOLUTION

To continue the temporary increases in postal rates on first-class matter, and for other purposes.

June 17, 1943  
[H. J. Res. 134]  
[Public Law 77]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 1001 (a), as amended (relating to temporary increase in first-class postage rate), of the Revenue Act of 1932, and section 2, as amended (authorizing the President to modify certain postage rates), 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 16, 1933, are further amended by striking out "July 1, 1943" wherever appearing therein and inserting in lieu thereof "July 1, 1945", and by striking out "June 30, 1943" wherever appearing therein and inserting in lieu thereof "June 30, 1945".

Postage rates on  
first-class matter.  
47 Stat. 285; 48 Stat.  
254; 65 Stat. 210.  
39 U. S. C., Supp.  
II, § 280 note.

Approved June 17, 1943.

[CHAPTER 130]

AN ACT

To amend section 511 of the Merchant Marine Act, 1936, as amended, relating to ship construction reserve funds, and for other purposes.

June 17, 1943  
[S. 163]  
[Public Law 78]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 511 of the Merchant Marine Act, 1936, as amended, is hereby amended as follows:

(a) The first sentence of subsection (b) of such section is amended to read as follows: "For the purposes of promoting the construction of vessels necessary to carrying out the policy set forth in title I of this Act, any citizen of the United States who is operating a vessel or vessels in the foreign or domestic commerce of the United States or in the fisheries or owns in whole or in part a vessel or vessels being so operated, or who, at the time of purchase or requisition of the vessel by the Government, was operating a vessel or vessels so engaged or owned in whole or in part a vessel or vessels being so operated or had acquired or was having constructed a vessel or vessels for the purpose of operation in such commerce or in the fisheries, may establish a construction reserve fund, for the construction or acquisition of new vessels, to be composed of deposits of proceeds from sales of vessels, indemnities on account of losses of vessels, earnings from the operation of vessels, and receipts, in the form of interest or otherwise, with respect to amounts previously deposited."

(b) The second sentence of subsection (c) of such section is amended to read as follows: "For the purposes of this subsection

Merchant Marine  
Act, 1936, amend-  
ment.  
54 Stat. 1100.  
46 U. S. C. § 1161.  
Ship construction  
reserve funds.  
Establishment.  
49 Stat. 1985.  
46 U. S. C. § 1101.

Time limitations for  
deposits.

no amount shall be considered as deposited in a construction reserve fund unless it is deposited within sixty days after it is received by the taxpayer except that (1) in the case of amounts received before December 10, 1940, the deposit may be made not later than February 7, 1941, and (2) in the case of amounts received at any time between May 27, 1941, and the date of enactment of this amendatory clause, the deposit of which by the taxpayer is authorized by the amendments to subsection (b), the taxpayer may make such deposit at any time within one hundred and twenty days from such date of enactment, and the Commission may approve any such deposit previously made if, in other respects, it complies with the provisions of this section, as amended."

(c) Subsection (g) of such section is amended to read as follows:

Manner and time of expenditure.

"(g) The provisions of subsections (c) and (f) shall apply to any deposit in the construction reserve fund only to the extent that such deposit is expended or obligated for expenditure, in accordance with rules and regulations to be prescribed jointly by the Commission and the Secretary of the Treasury, under a contract for the construction or acquisition of a new vessel or vessels (or in the discretion of the Commission, for a part interest therein) entered into within two years from the date of such deposit only if under such rules and regulations—

"(1) within such period of two years not less than 12½ per centum of the construction or contract price of the vessel or vessels is paid or irrevocably committed on account thereof and the plans and specifications therefor are approved by the Commission to the extent by it deemed necessary; and

"(2) in case of a vessel or vessels not constructed under the provisions of this title or not purchased from the Commission. (A) said construction is completed, within six months from the date of the construction contract, to the extent of not less than 5 per centum thereof (or in case the contract covers more than one vessel, the construction of the first vessel so contracted for is so completed to the extent of not less than 5 per centum) as estimated by the Commission and certified by it to the Secretary of the Treasury, and (B) all construction under such contract is completed with reasonable dispatch thereafter."

(d) Subsection (h) of such section is amended to read as follows:

Time extensions.

"(h) The Commission is authorized under rules and regulations to be prescribed jointly by the Secretary of the Treasury and the Commission to grant extensions of the period within which the deposits shall be expended or obligated or within which construction shall have progressed to the extent of 5 per centum of completion as provided herein, but such extension shall not be for an aggregate additional period in excess of two years with respect to the expenditure or obligation of such deposits or more than one year with respect to the progress of such construction: *Provided, however,* That until the termination of the present war or until such earlier time as the Congress by concurrent resolution or the President may designate, in addition to the extensions hereinbefore permitted, further extensions may be granted ending not later than six months after such termination of the present war or such earlier date as may be so designated."

Approved June 17, 1943.

## [CHAPTER 131]

## JOINT RESOLUTION

Authorizing the appropriation of such sums as may be necessary to pay the proportionate share of the United States in the annual expenses of the Inter-American Financial and Economic Advisory Committee.

June 19, 1943  
[H. J. Res. 15]  
[Public Law 79]

*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, such sums as may be necessary, but not to exceed \$23,000 per annum, for the payment by the United States of its proportionate share in the annual expenses of the Inter-American Financial and Economic Advisory Committee.

Inter-American Financial and Economic Advisory Committee. Sums authorized. Post, p. 629.

Approved June 19, 1943.

## [CHAPTER 132]

## JOINT RESOLUTION

Providing for participation by the United States in the Emergency Advisory Committee for Political Defense, and authorizing an appropriation therefor.

June 19, 1943  
[H. J. Res. 16]  
[Public Law 80]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to permit the United States to continue participation in the Emergency Advisory Committee for Political Defense, established pursuant to Resolution XVII adopted at the Third Meeting of the Ministers of Foreign Affairs of the American Republics, held at Rio de Janeiro in January 1942, there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be required for such participation by the United States in this Committee for the period of the war emergency or so long as the American republics may deem the continuation of its activities to be essential to the welfare of the hemisphere, but not exceeding the sum of \$105,560 per annum, including all necessary expenses, personal services in the District of Columbia and elsewhere, without regard to the civil-service and classification laws; travel expenses of the member from the United States and his staff, without regard to the Standardized Government Travel Regulations, as amended, and the Subsistence Expense Act of 1926, as amended, and, under such rules and regulations as the Secretary of State may prescribe, travel expenses of their families and transportation of effects in going to and returning from their post of duty, without regard to section 901 of the Act of June 29, 1936 (49 Stat. 2015); allowances for the member from the United States and his staff for living quarters at the seat of the Committee outside the United States, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (5 U. S. C. 118a); communication services; stenographic reporting, translating, and other services, by contract, if deemed necessary without regard to section 3709 of the Revised Statutes (41 U. S. C. 5); local transportation; equipment; transportation of things; rent of offices; printing and binding; official entertainment; official cards; stationery; purchase of newspapers, periodicals, books, and documents; contribution of the United States to the expenses of the general secretariat; and such other expenses as may be authorized by the Secretary of State.

Emergency Advisory Committee for Political Defense. Sums authorized. Post, p. 629.

44 Stat. 688.  
5 U. S. C. § 821;  
Supp. II, § 823.

46 U. S. C. § 1241.

46 Stat. 818.

Approved June 19, 1943.

## [CHAPTER 133]

## JOINT RESOLUTION

June 19, 1943  
[H. J. Res. 136]  
[Public Law 81]

Making appropriations for advances to States for certain Federal grants for the first quarter of the fiscal year 1944.

Appropriations for grants to States.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That there are hereby appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary for making for the first quarter of the fiscal year 1944 (1) grants to States for old-age assistance, (2) grants to States for aid to dependent children, (3) grants to States for aid to the blind, and (4) grants to States for unemployment compensation administration: *Provided,* That the obligations incurred and expenditures made for each of such purposes under the authority of this joint resolution shall be charged to the appropriation therefor in the Labor-Federal Security Appropriation Act, 1944.

Accounting.

Post, pp. 509, 510.

Approved June 19, 1943.

## [CHAPTER 134]

## AN ACT

June 22, 1943  
[H. R. 1731]  
[Public Law 82]

Granting the consent of Congress to the State of Louisiana to construct, maintain, and operate a free highway bridge across the Calcasieu River at or near Lake Charles, Louisiana.

Calcasieu River Bridge authorized across, at Lake Charles, La.

*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 to construct, maintain, and operate a free highway bridge and approaches thereto across the Calcasieu River at a point suitable to the interests of navigation, at or near Lake Charles, Louisiana, 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.

34 Stat. 84.  
33 U. S. C. §§ 491-498.

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

Approved June 22, 1943.

## [CHAPTER 135]

## AN ACT

June 22, 1943  
[H. R. 1947]  
[Public Law 83]

To extend the time within which a suit or suits may be brought under the Act of June 28, 1938 (52 Stat. 1209).

Ute Indians. Time extension for bringing suits.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the time within which a suit or suits may be brought under the Act entitled "An Act conferring jurisdiction upon the United States Court of Claims to hear, examine, adjudicate, and render judgment on any and all claims which the Ute Indians or any tribe or band thereof may have against the United States and for other purposes", approved June 28, 1938 (52 Stat. 1209), be, and the same hereby is, extended until December 31, 1946.

Approved June 22, 1943.

## [CHAPTER 136]

## AN ACT

To extend the times for commencing and completing the construction of a bridge across the Saint Croix River at or near Hudson, Wisconsin.

June 22, 1943  
[H. R. 2077]  
[Public Law 84]

*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 Croix River at or near Hudson, Wisconsin, authorized to be built by the States of Minnesota and Wisconsin, jointly or separately, by an Act of Congress approved July 17, 1942, are hereby extended two and four years, respectively, from July 17, 1943.

Saint Croix River.  
Time extended for  
bridging, at Hudson,  
Wis.

56 Stat. 661.

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

Approved June 22, 1943.

## [CHAPTER 137]

## AN ACT

To amend section 353 (b) of the Communications Act of 1934, as amended.

June 22, 1943  
[H. R. 2750]  
[Public Law 85]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 353 (b) of the Communications Act of 1934 (50 Stat. 193, 55 Stat. 579; U. S. C., 1940 edition, title 47, sec. 353 (b)), as amended, is hereby amended to read as follows:

Communications  
Act of 1934, amend-  
ment.  
47 U. S. C., Supp.  
II, § 353 (b).  
*Post*, p. 244.

Radio operators on  
cargo ships.

“(b) A cargo ship, required by this part to be fitted with a radio installation, which is fitted with an autoalarm 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, but during the emergency proclaimed by the President on September 8, 1939, to exist, but not after the termination of such emergency or such earlier date as Congress by concurrent resolution may designate, the aforesaid requirement of six months' previous service may be suspended or modified by regulation or order of the Commission for successive periods of not more than six months' duration.”

54 Stat. 2643.  
15 U. S. C., app.,  
note prec. § 1.

Approved June 22, 1943.

## [CHAPTER 138]

## JOINT RESOLUTION

To authorize an appropriation for work relief in Puerto Rico and the Virgin Islands.

June 22, 1943  
[H. J. Res. 126]  
[Public Law 86]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Federal Works Administrator is authorized to provide work for employable needy persons on useful public projects in Puerto Rico and the Virgin Islands for the period July 1, 1943, to November 30, 1943, in accordance with the appropriate provisions and for the purposes prescribed in the Emergency Relief Appropriation Act, fiscal year 1943, which provisions are hereby extended and made applicable to the appropriations made to carry out the purposes of this joint resolution. There is hereby authorized to be appropriated a sum not to exceed \$8,000,000 to carry out the provisions of this joint resolution, including administrative expenses in connection therewith.

Puerto Rico and  
Virgin Islands, work  
relief.

56 Stat. 634.  
15 U. S. C., Supp.  
II, §§ 721-728 note.

Appropriation au-  
thorized.  
*Post*, pp. 541, 617.

Approved June 22, 1943.

## [CHAPTER 142]

## AN ACT

June 23, 1943  
[H. R. 131]  
[Public Law 87]

To provide reemployment rights for persons who leave their positions to serve in the merchant marine, and for other purposes.

Merchant marine.  
Reemployment  
rights.

*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 the term "service in the merchant marine" means service as an officer or member of the crew on or in connection with a vessel documented under the laws of the United States or a vessel owned by, chartered to, or operated by or for the account or use of the Administrator, as an enrollee in the United States Maritime Service on active duty, and, to such extent as the Administrator shall prescribe, any period awaiting assignment to such service and any period of education or training for such service in any school or institution under the jurisdiction of the Administrator. Any person entering service in the merchant marine after May 1, 1940, and before the termination of the unlimited national emergency declared by the President on May 27, 1941, who, in accordance with rules and regulations prescribed by the Administrator, War Shipping Administration, completes a period of substantially continuous service in the merchant marine, shall be entitled to a certificate to that effect from the Administrator upon completion of such period, which shall include a record of any special proficiency or merit obtained.

Certificate upon  
completion of service.

55 Stat. 1647.  
50 U. S. C., Supp.  
II, app., note prec. § 1.

Requirements for re-  
employment.

SEC. 2. (a) In the case of any such person who, in order to perform service in the merchant marine, has left or leaves a position, other than a temporary position, in the employ of any employer and who (1) receives such certificate, (2) is still qualified to perform the duties of such position, and (3) makes application for reemployment within forty days after completion of such service—

(A) if such position was in the employ of the United States Government, its Territories or possessions, or the District of Columbia, such person shall be restored to such position or to a position of like seniority, status, and pay;

(B) if such position was in the employ of a private employer, such employer shall restore such person to such position or to a position of like seniority, status, and pay unless the employer's circumstances have so changed as to make it impossible or unreasonable to do so;

(C) if such position was in the employ of any State or political subdivision thereof, it is hereby declared to be the sense of the Congress that such person should be restored to such position or to a position of like seniority, status, and pay.

Status upon restora-  
tion.

(b) Any person who is restored to a position in accordance with the provisions of paragraph (A) or (B) of subsection (a) shall be considered as having been on furlough or leave of absence during his period of service, shall be so restored without loss of seniority, shall be entitled to participate in insurance or other benefits offered by the employer pursuant to established rules and practices relating to employees on furlough or leave of absence in effect with the employer at the time such person entered such service, and shall not be discharged from such position without reasonable cause within one year after such restoration.

Remedy against pri-  
vate employer.

SEC. 3. In case any private employer fails or refuses to comply with the provisions of section 2, the district court of the United States for the district in which such private employer maintains a place of business shall have power, upon the filing of a motion, petition, or other appropriate pleading by the person entitled to the benefits of such provisions, to specifically require such employer to comply with

such provisions, and, as an incident thereto, to compensate such person for any loss of wages or benefits suffered by reason of such employer's unlawful action. The court shall order a speedy hearing in any such case and shall advance it on the calendar. Upon application to the United States district attorney or comparable official for the district in which such private employer maintains a place of business, by any person claiming to be entitled to the benefits of such provisions, such United States district attorney or official, if reasonably satisfied that the person so applying is entitled to such benefits, shall appear and act as attorney for such person in the amicable adjustment of the claim or in the filing of any motion, petition, or other appropriate pleading and the prosecution thereof to specifically require such employer to comply with such provisions: *Provided*, That no fees or court costs shall be taxed against the person so applying for such benefits.

Representation by U. S. district attorney.

Fees or costs.

Sec. 4. Employees of the United States Government, its Territories or possessions, or the District of Columbia (including employers of any corporation created under authority of an Act of Congress which is either wholly controlled or wholly owned by the United States Government, or any corporation, all the stock of which is owned or controlled by the United States Government, or any department, agency, or establishment thereof, whether or not the employees thereof are paid from funds appropriated by Congress), who, subsequent to May 1, 1940, shall have entered upon service in the merchant marine, shall be entitled to receive, in addition to any pay for such service, compensation in their civilian positions covering their accumulated or current accrued leave, or to elect to have such leave remain to their credit until their return from such service.

Government employees. Compensation or credit for leave.

Sec. 5. The Administrator, War Shipping Administration, may make such rules and regulations as he deems necessary or appropriate to carry out the provisions of this Act.

Rules and regulations.

Approved June 23, 1943.

[CHAPTER 143]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Mississippi River at or near Memphis, Tennessee.

June 23, 1943  
[H. R. 1702]  
[Public Law 88]

*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 Memphis, authorized to be built by the Memphis and Arkansas Bridge Commission by an Act of Congress approved August 10, 1939, and heretofore extended by an Act of Congress approved September 27, 1940, are further extended two and four years, respectively, from August 10, 1942.

Mississippi River. Time extended for bridging, at Memphis, Tenn.

53 Stat. 1338; 54 Stat. 962.

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

Approved June 23, 1943.

[CHAPTER 144]

AN ACT

Relating to the use and operation by the United States of certain plants, mines, and facilities in the prosecution of the war, and preventing strikes, lock-outs, and stoppages of production, and for other purposes.

June 25, 1943  
[S. 796]  
[Public Law 89]

*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 "War Labor Disputes Act".

War Labor Disputes Act.

DEFINITIONS

SEC. 2. As used in this Act—

“Person.”

(a) The term “person” means an individual, partnership, association, corporation, business trust, or any organized group of persons.

“War contract.”

(b) The term “war contract” means—

(1) a contract with the United States entered into on behalf of the United States by an officer or employee of the Department of War, the Department of the Navy, or the United States Maritime Commission;

(2) a contract with the United States entered into by the United States pursuant to an Act entitled “An Act to promote the defense of the United States”;

(3) a contract, whether or not with the United States, for the production, manufacture, construction, reconstruction, installation, maintenance, storage, repair, mining, or transportation of—

(A) any weapon, munition, aircraft, vessel, or boat;

(B) any building, structure or facility;

(C) any machinery, tool, material, supply, article, or commodity; or

(D) any component material or part of or equipment for any article described in subparagraph (A), (B), or (C); the production, manufacture, construction, reconstruction, installation, maintenance, storage, repair, mining, or transportation of which by the contractor in question is found by the President as being contracted for in the prosecution of the war.

“War contractor.”

(c) The term “war contractor” means the person producing, manufacturing, constructing, reconstructing, installing, maintaining, storing, repairing, mining, or transporting under a war contract or a person whose plant, mine, or facility is equipped for the manufacture, production, or mining of any articles or materials which may be required in the prosecution of the war or which may be useful in connection therewith; but such term shall not include a carrier, as defined in title I of the Railway Labor Act, or a carrier by air subject to title II of such Act.

(d) The terms “employer”, “employee”, “representative”, “labor organization”, and “labor dispute” shall have the same meaning as in section 2 of the National Labor Relations Act.

44 Stat. 577; 49 Stat. 1189.

45 U. S. C. §§ 151-188.

Meaning of terms.

49 Stat. 450.  
29 U. S. C. § 152.

POWER OF PRESIDENT TO TAKE POSSESSION OF PLANTS

SEC. 3. Section 9 of the Selective Training and Service Act of 1940 is hereby amended by adding at the end thereof the following new paragraph:

“The power of the President under the foregoing provisions of this section to take immediate possession of any plant upon a failure to comply with any such provisions, and the authority granted by this section for the use and operation by the United States or in its interests of any plant of which possession is so taken, shall also apply as hereinafter provided to any plant, mine, or facility equipped for the manufacture, production, or mining of any articles or materials which may be required for the war effort or which may be useful in connection therewith. Such power and authority may be exercised by the President through such department or agency of the Government as he may designate, and may be exercised with respect to any such plant, mine, or facility whenever the President finds, after investigation, and proclaims that there is an interruption of the operation of such plant, mine, or facility as a result of a strike or other labor disturbance, that the war effort will be unduly impeded

54 Stat. 892.  
50 U. S. C. app. § 309.

Authority to take mines, plants, etc., useful in war effort.

Strikes or other labor disturbances.

or delayed by such interruption, and that the exercise of such power and authority is necessary to insure the operation of such plant, mine, or facility in the interest of the war effort: *Provided*, That whenever any such plant, mine, or facility has been or is hereafter so taken by reason of a strike, lock-out, threatened strike, threatened lock-out, work stoppage, or other cause, such plant, mine, or facility shall be returned to the owners thereof as soon as practicable, but in no event more than sixty days after the restoration of the productive efficiency thereof prevailing prior to the taking of possession thereof: *Provided further*, That possession of any plant, mine, or facility shall not be taken under authority of this section after the termination of hostilities in the present war, as proclaimed by the President, or after the termination of the War Labor Disputes Act; and the authority to operate any such plant, mine, or facility under the provisions of this section shall terminate at the end of six months after the termination of such hostilities as so proclaimed."

Return of property to owners.

Termination of authority.

Post, p. 168.

#### TERMS OF EMPLOYMENT AT GOVERNMENT-OPERATED PLANTS

SEC. 4. Except as provided in section 5 hereof, in any case in which possession of any plant, mine, or facility has been or shall be hereafter taken under the authority granted by section 9 of the Selective Training and Service Act of 1940, as amended, such plant, mine, or facility, while so possessed, shall be operated under the terms and conditions of employment which were in effect at the time possession of such plant, mine, or facility was so taken.

54 Stat. 892.  
50 U. S. C. app.  
§ 309.  
*Ante*, p. 164.

#### APPLICATION TO WAR LABOR BOARD FOR CHANGE IN TERMS OF EMPLOYMENT AT GOVERNMENT-OPERATED PLANTS

SEC. 5. When possession of any plant, mine, or facility has been or shall be hereafter taken under authority of section 9 of the Selective Training and Service Act of 1940, as amended, the Government agency operating such plant, mine, or facility, or a majority of the employees of such plant, mine, or facility or their representatives, may apply to the National War Labor Board for a change in wages or other terms or conditions of employment in such plant, mine, or facility. Upon receipt of any such application, and after such hearings and investigations as it deems necessary, such Board may order any changes in such wages, or other terms and conditions, which it deems to be fair and reasonable and not in conflict with any Act of Congress or any Executive order issued thereunder. Any such order of the Board shall, upon approval by the President, be complied with by the Government agency operating such plant, mine, or facility.

54 Stat. 892.  
50 U. S. C. app.  
§ 309.  
*Ante*, p. 164.

#### INTERFERENCE WITH GOVERNMENT OPERATION OF PLANTS

SEC. 6. (a) Whenever any plant, mine, or facility is in the possession of the United States, it shall be unlawful for any person (1) to coerce, instigate, induce, conspire with, or encourage any person, to interfere, by lock-out, strike, slow-down, or other interruption, with the operation of such plant, mine, or facility, or (2) to aid any such lock-out, strike, slow-down, or other interruption interfering with the operation of such plant, mine, or facility by giving direction or guidance in the conduct of such interruption, or by providing funds for the conduct or direction thereof or for the payment of strike, unemployment, or other benefits to those participating therein. No individual shall be deemed to have violated the provisions of this section by reason only of his having ceased work or having refused to continue to work or to accept employment.

Unlawful acts.

Refusal to work not a violation.

## Penalty.

(b) Any person who willfully violates any provision of this section shall be subject to a fine of not more than \$5,000, or to imprisonment for not more than one year, or both.

## FUNCTIONS AND DUTIES OF THE NATIONAL WAR LABOR BOARD

SEC. 7. (a) The National War Labor Board (hereinafter in this section called the "Board"), established by Executive Order Numbered 9017, dated January 12, 1942, in addition to all powers conferred on it by section 1 (a) of the Emergency Price Control Act of 1942, and by any Executive order or regulation issued under the provisions of the Act of October 2, 1942, entitled "An Act to amend the Emergency Price Control Act of 1942, to aid in preventing inflation, and for other purposes", and by any other statute, shall have the following powers and duties:

7 F. R. 237.  
56 Stat. 23, 765.  
50 U. S. C., Supp.  
II, app. §§ 901 (a),  
961-971.  
*Ante*, p. 63.

Labor disputes.  
Public hearing on  
merits.

(1) Whenever the United States Conciliation Service (hereinafter called the "Conciliation Service") certifies that a labor dispute exists which may lead to substantial interference with the war effort, and cannot be settled by collective bargaining or conciliation, to summon both parties to such dispute before it and conduct a public hearing on the merits of the dispute. If in the opinion of the Board a labor dispute has become so serious that it may lead to substantial interference with the war effort, the Board may take such action on its own motion. At such hearing both parties shall be given full notice and opportunity to be heard, but the failure of either party to appear shall not deprive the Board of jurisdiction to proceed to a hearing and order.

Decisions and or-  
ders.

(2) To decide the dispute, and provide by order the wages and hours and all other terms and conditions (customarily included in collective-bargaining agreements) governing the relations between the parties, which shall be in effect until further order of the Board. In making any such decision the Board shall conform to the provisions of the Fair Labor Standards Act of 1938, as amended; the National Labor Relations Act; the Emergency Price Control Act of 1942, as amended; and the Act of October 2, 1942, as amended, and all other applicable provisions of law; and where no other law is applicable the order of the Board shall provide for terms and conditions to govern relations between the parties which shall be fair and equitable to employer and employee under all the circumstances of the case.

52 Stat. 1060; 49  
Stat. 449; 56 Stat. 23,  
765.  
29 U. S. C. §§ 201,  
166; Supp. II, §§ 207,  
211.  
50 U. S. C., Supp.  
II, app. §§ 901-946,  
961-971.  
*Ante*, p. 63.  
*Post*, p. 566.

Attendance of wit-  
nesses; production of  
records.

(3) To require the attendance of witnesses and the production of such papers, documents, and records as may be material to its investigation of facts in any labor dispute, and to issue subpoenas requiring such attendance or production.

Subpenas.

(4) To apply to any Federal district court for an order requiring any person within its jurisdiction to obey a subpoena issued by the Board; and jurisdiction is hereby conferred on any such court to issue such an order.

(b) The Board, by its Chairman, shall have power to issue subpoenas requiring the attendance and testimony of witnesses, and the production of any books, papers, records, or other documents, material to any inquiry or hearing before the Board or any designated member or agent thereof. Such subpoenas shall be enforceable in the same manner, and subject to the same penalties, as subpoenas issued by the President under title III of the Second War Powers Act, approved March 27, 1942.

56 Stat. 177.  
50 U. S. C., Supp.  
II, app. § 633.  
Disqualification.

(c) No member of the Board shall be permitted to participate in any decision in which such member has a direct interest as an officer, employee, or representative of either party to the dispute.

(d) Subsections (a) (1) and (2) shall not apply with respect to any plant, mine, or facility of which possession has been taken by the United States.

(e) The Board shall not have any powers under this section with respect to any matter within the purview of the Railway Labor Act, as amended.

Property taken by U. S., nonapplication.

Railway Labor Act.  
44 Stat. 577.  
45 U. S. C. §§ 151-188.

#### NOTICE OF THREATENED INTERRUPTIONS IN WAR PRODUCTION, ETC.

SEC. 8. (a) In order that the President may be apprised of labor disputes which threaten seriously to interrupt war production, and in order that employees may have an opportunity to express themselves, free from restraint or coercion, as to whether they will permit such interruptions in wartime—

(1) The representative of the employees of a war contractor, shall give to the Secretary of Labor, the National War Labor Board, and the National Labor Relations Board, notice of any such labor dispute involving such contractor and employees, together with a statement of the issues giving rise thereto.

(2) For not less than thirty days after any notice under paragraph (1) is given, the contractor and his employees shall continue production under all the conditions which prevailed when such dispute arose, except as they may be modified by mutual agreement or by decision of the National War Labor Board.

(3) On the thirtieth day after notice under paragraph (1) is given by the representative of the employees, unless such dispute has been settled, the National Labor Relations Board shall forthwith take a secret ballot of the employees in the plant, plants, mine, mines, facility, facilities, bargaining unit, or bargaining units, as the case may be, with respect to which the dispute is applicable on the question whether they will permit any such interruption of war production. The National Labor Relations Board shall include on the ballot a concise statement of the major issues involved in the dispute and of the efforts being made and the facilities being utilized for the settlement of such dispute. The National Labor Relations Board shall by order forthwith certify the results of such balloting, and such results shall be open to public inspection. The National Labor Relations Board may provide for preparing such ballot and distributing it to the employees at any time after such notice has been given.

(b) Subsection (a) shall not apply with respect to any plant, mine, or facility of which possession has been taken by the United States.

(c) Any person who is under a duty to perform any act required under subsection (a) and who willfully fails or refuses to perform such act shall be liable for damages resulting from such failure or refusal to any person injured thereby and to the United States if so injured. The district courts of the United States shall have jurisdiction to hear and determine any proceedings instituted pursuant to this subsection in the same manner and to the same extent as in the case of proceedings instituted under section 24 (14) of the Judicial Code.

Offices to be notified.

Continuance of production.

Secret ballot of employees.

Certification of results.

Property taken by U. S., nonapplication.

Liability for damages.

Jurisdiction.

36 Stat. 1092.  
28 U. S. C. § 41 (14).

#### POLITICAL CONTRIBUTIONS BY LABOR ORGANIZATIONS

SEC. 9. Section 313 of the Federal Corrupt Practices Act, 1925 (U. S. C., 1940 edition, title 2, sec. 251), is amended to read as follows:

“SEC. 313. It is unlawful for any national bank, or any corporation organized by authority of any law of Congress, to make a contribution in connection with any election to any political officer, or for any corporation whatever, or any labor organization to make a contribution

43 Stat. 1074.

Penalty.

in connection with any election at which Presidential and Vice Presidential electors or a Senator or Representative in, or a Delegate or Resident Commissioner to Congress are to be voted for, or for any candidate, political committee, or other person to accept or receive any contribution prohibited by this section. Every corporation or labor organization which makes any contribution in violation of this section shall be fined not more than \$5,000; and every officer or director of any corporation, or officer of any labor organization, who consents to any contribution by the corporation or labor organization, as the case may be, in violation of this section shall be fined not more than \$1,000 or imprisoned for not more than one year, or both. For the purposes of this section 'labor organization' shall have the same meaning as under the National Labor Relations Act."

"Labor organization."

49 Stat. 450.  
29 U. S. C. § 152 (5).

## TERMINATION OF ACT

SEC. 10. Except as to offenses committed prior to such date, the provisions of this Act and the amendments made by this Act shall cease to be effective at the end of six months following the termination of hostilities in the present war, as proclaimed by the President, or upon the date (prior to the date of such proclamation) of the passage of a concurrent resolution of the two Houses of Congress stating that such provisions and amendments shall cease to be effective.

## SEPARABILITY

SEC. 11. If any provision of this Act or of any amendment made by this Act, or the application of such provision to any person or circumstance, is held invalid, the remainder of the Act and of such amendments, and the application of such provision to other persons or circumstances, shall not be affected thereby.

SAM RAYBURN

*Speaker of the House of Representatives.*

H A WALLACE

*Vice President of the United States and  
President of the Senate.*

IN THE HOUSE OF REPRESENTATIVES OF THE UNITED STATES,

*June 25, 1943.*Certificate of House  
of Representatives.

The House of Representatives having proceeded to reconsider the bill (S. 796) entitled "An Act relating to the use and operation by the United States of certain plants, mines, and facilities in the prosecution of the war, and preventing strikes, lock-outs, and stoppages of production, and for other purposes", returned by the President of the United States with his objections, to the Senate, in which it originated, and passed by the Senate on reconsideration of the same, it was

*Resolved*, That the said bill pass, two-thirds of the House of Representatives agreeing to pass the same.

Attest:

SOUTH TRIMBLE

*Clerk.*

Certificate of origin.

I certify that this Act originated in the Senate.

EDWIN A. HALSEY

*Secretary.*

IN THE SENATE OF THE UNITED STATES,  
*June 25 (legislative day, May 24), 1943*

The Senate having proceeded to reconsider the bill (S. 796) entitled "An Act relating to the use and operation by the United States of certain plants, mines, and facilities in the prosecution of the war, and preventing strikes, lock-outs, and stoppages of production, and for other purposes", returned by the President of the United States with his objections, to the Senate of the United States, in which it originated, it was

*Resolved*, That the said bill pass, two-thirds of the Senate having voted in the affirmative.

Attest:

EDWIN A. HALSEY  
*Secretary.*

Certificate of Senate.

[CHAPTER 145]

AN ACT

Making appropriations for the Executive Office and sundry independent executive bureaus, boards, commissions, and offices, for the fiscal year ending June 30, 1944, and for other purposes.

June 26, 1943  
 [H. R. 1762]  
 [Public Law 90]

*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, 1944, namely:

Independent Offices  
 Appropriation Act,  
 1944.

TITLE I

EXECUTIVE OFFICE OF THE PRESIDENT

Post, pp. 522, 538,  
 613.

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.

THE WHITE HOUSE OFFICE

Salaries: For personal services in the office of the President, including the Secretary to the President, two additional secretaries to the President and six administrative assistants to the President at \$10,000 each; \$222,190: *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.

Temporary details.

Contingent expenses: For contingent expenses of The White House 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, \$47,300.

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, \$30,000.

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 and the Executive Mansion grounds, and traveling expenses, to be expended as the President may determine, notwithstanding the provisions of any other Act, \$151,500.

#### BUREAU OF THE BUDGET

*Post*, p. 613.

Salaries and expenses: For all expenses necessary for the work of the Bureau of the Budget, including personal services in the District of Columbia and elsewhere, contract stenographic reporting services, traveling expenses, including expenses of attendance at meetings when necessary in furthering the work of the Bureau of the Budget, lawbooks, books of reference, periodicals, and newspapers, maintenance, repair, and operation of three passenger-carrying automobiles for official use, and not to exceed \$25,000 for temporary employment of persons or organizations by contract or otherwise without regard to section 3709 of the Revised Statutes, or the Classification Act of 1923, as amended, \$1,552,500.

For printing and binding, \$52,000.

National defense activities: For all necessary expenses of the Bureau of the Budget in the performance of activities relating to the national defense, including all the objects for which the appropriation "Salaries and expenses, Bureau of the Budget" is available, and including the temporary employment (not exceeding \$80,000) of persons or organizations by contract or otherwise, without regard to section 3709 of the Revised Statutes and the Classification Act of 1923, as amended; the employment of persons, including State, county, or municipal officers and employees, with or without compensation; and the payment of actual transportation and other necessary expenses and not to exceed \$10 per diem in lieu of subsistence of persons serving, while away from their homes without other compensation from the United States, in an advisory capacity to the Bureau, \$825,000.

#### NATIONAL RESOURCES PLANNING BOARD

Salaries and expenses: For all expenses incident to the discontinuance of the work of the Board, including personal services in the District of Columbia and elsewhere, printing and binding, traveling expenses, and the payment of accumulated and accrued annual leave of employees of the Board due them after June 30, 1943, \$50,000: *Provided*, That the National Resources Planning Board is abolished effective August 31, 1943, and the functions exercised by such Board shall not be transferred to any other agency and shall not be performed after such date except as hereafter provided by law or as authorized in the ensuing proviso of this paragraph with respect to winding up the Board's affairs: *Provided further*, That the Director of the Board is authorized after August 31, 1943, and until January 1, 1944, to perform such duties and to exercise such administrative authority as may be incident to the effectuation of the discontinuance of the Board: *Provided further*, That the records and files of the Board shall be transferred to the National Archives.

The appropriation herein made for the National Resources Planning Board shall constitute the total amount to be available for obligation by such agency during the fiscal year 1944 and shall not be supplemented by funds from any source.

#### INDEPENDENT ESTABLISHMENTS

##### AMERICAN BATTLE MONUMENTS COMMISSION

For all expenses necessary for the work of the American Battle Monuments Commission authorized by the Act of March 4, 1923 (36

Temporary employment.

41 U. S. C. § 5.  
42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

Temporary employment.

41 U. S. C. § 5.  
42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

Persons in advisory capacity, expenses.

Expenses incident to discontinuance.  
*Post*, p. 538.

Abolishment of Board.

Transfer of records.

U. S. C. 121-138), 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 (34 U. S. C. 520; 40 U. S. C. 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 (5 U. S. C. 118a); purchase and repair of uniforms for caretakers of national cemeteries and monuments in Europe at a cost not exceeding \$500; travel expenses; rent of office and garage space in foreign countries which may be paid for in advance; 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; printing, binding, engraving, lithographing, photographing, and typewriting, including the publication of information concerning the American activities, battlefields, memorials, and cemeteries in Europe; transfer of household goods and effects as provided by the Act of October 10, 1940, and regulations promulgated thereunder, and, when ordered or approved by the Commission, expenses of travel of dependents of employees when transferred from one official station to another, and the temporary transfer of employees by the Commission between places in foreign countries or between foreign countries and the United States, including transfers incident thereto, or, in the case of new appointments, transfer from place of appointment, may, if ordered or approved by the Commission, be regarded as a transfer from one official station to another for permanent duty for the purpose of authorizing the payment of travel of dependents and for the purposes of said Act of October 10, 1940, and regulations promulgated thereunder; and the purchase of maps, textbooks, newspapers and periodicals; \$45,530: *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, supplies, materials, and equipment in Europe and engage, by contract or otherwise, the services of architects, firms of architects, and other technical and professional personnel: *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.

42 Stat. 1509.  
5 U. S. C. § 132 note.  
Acquisition of land  
abroad.

46 Stat. 818.

54 Stat. 1105.  
5 U. S. C. § 73c-1.

Temporary transfer  
of employees.

Supplies and technical  
personnel.

Army officers, ex-  
penses.

Delegation of au-  
thority.

## BOARD OF INVESTIGATION AND RESEARCH— TRANSPORTATION

Board of Investigation and Research: For all necessary expenses to enable the Board of Investigation and Research to perform the duties authorized under part 1 of title III of the Transportation Act of 1940, including personal services in the District of Columbia and elsewhere; not to exceed \$500 for periodicals and newspapers; not to exceed \$12,000 for travel, including attendance at meetings or conventions of societies or associations concerned with the problem of the Board; contract stenographic reporting services; lawbooks and books of reference; rents in the District of Columbia; and payment of actual

54 Stat. 952; 56 Stat.  
1962.  
49 U. S. C. note prec.  
§ 1; Supp. II, note prec.  
§ 1.

transportation and other necessary expenses and not to exceed \$10 per diem in lieu of subsistence to persons serving, while away from their homes, without other compensation from the United States, in an advisory capacity to the Board; and including not to exceed \$20,000 for printing and binding; and not to exceed \$10,000 for the temporary employment of persons or organizations, by contract or otherwise, without regard to section 3709, Revised Statutes, or the civil service or classification laws, to remain available until September 18, 1944, \$275,000, which amount shall be added to and merged with the unexpended balance as of June 30, 1943, of the appropriations under this head in the Third Supplemental National Defense Appropriation Act, 1942, and the First Supplemental National Defense Appropriation Act, 1943: *Provided*, That the foregoing total amount shall be so used as to complete the studies, investigations, and reports authorized and required by part I, title III, of the Transportation Act of 1940.

41 U. S. C. § 5.

Merger of funds.

55 Stat. 819.  
56 Stat. 713.  
*Ante*, p. 23.

*Post*, pp. 539, 614

### CIVIL SERVICE COMMISSION

Salaries and expenses: For salaries and other necessary expenses of the Civil Service Commission, including personal services in the District of Columbia and 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; medical examinations; traveling expenses, including those of examiners acting under the direction of the Commission, and expenses of examinations and investigations held in Washington and elsewhere, including not to exceed \$5,000 for expenses incident to attendance at meetings of organizations concerned with the work of the Commission, when specifically directed by the Commission; furniture and other equipment and repairs thereto; rental of equipment; advertising; laundry service; streetcar fares not to exceed \$1,000; purchase and exchange of lawbooks, books of reference, directories, newspapers and periodicals, not to exceed \$10,000; not to exceed \$100 for payment in advance when authorized by the Commission for library membership in societies whose publications are available to members only or to members at a price lower than to the general public; charts; purchase, maintenance, and repair of motortrucks, motorcycles, and bicycles; garage rent; and postage stamps to prepay postage on matter addressed to Postal Union countries; special-delivery stamps; \$4,918,400, of which not to exceed \$100,000 shall be available for reimbursement of the Veterans' Administration for services rendered the Commission in connection with physical examinations of applicants for and the employees in the Federal classified service: *Provided*, That notwithstanding any provisions of law to the contrary, the Civil Service Commission is authorized to expend not to exceed \$3,000 of this amount for actuarial services pertaining to the civil service, Canal Zone, and Alaska Railroad retirement and disability funds, to be obtained by contract, without obtaining competition, at such rates of compensation as the Commission may determine to be reasonable: *Provided further*, That no details from any executive department or independent establishment in the District of Columbia or elsewhere to the Commission's central office in Washington or to any of its regional offices shall be made during the fiscal year ending June 30, 1944, but this shall not affect the making of details for service as members of the boards of examiners outside the immediate offices of the regional directors: *Provided further*, That the Civil

Reimbursement of  
Veterans' Administra-  
tion.

Actuarial services.

Details, restriction.

Emergency trans-  
fers or details.

Service Commission shall have power in case of emergency to transfer or detail any of its employees to or from its office or field force: *Provided further*, That no part of any appropriation in this Act shall be available for the salaries and expenses of the Board of Legal Examiners created in the Civil Service Commission by Executive Order Numbered 8743 of April 23, 1941.

Board of Legal Examiners.

6 F. R. 2117.

Prevention of pernicious political activities: For necessary expenditures of the Civil Service Commission in performing the duties imposed upon it by the Act of July 19, 1940 (54 Stat. 767), including personal services in the District of Columbia and elsewhere; contract stenographic reporting services; advertising; streetcar fares (not to exceed \$100); purchase and exchange of books of reference and periodicals (not to exceed \$500); traveling expenses; and witness fees and mileage, including fees to deponents and persons taking deposition, at rates paid in the courts of the United States, \$50,000.

18 U. S. C. §§ 61a, 61b, 61j, 61l-61t; Supp. II, § 61h.

For all printing and binding for the Civil Service Commission, except as otherwise provided, \$177,500.

Printing and binding.

Salaries and expenses, national defense: For all necessary expenses of the Civil Service Commission in connection with the recruitment and placement of civilian personnel required in connection with emergencies affecting the national security and defense, including personal services in the District of Columbia, traveling expenses not to exceed \$820,818; and other items otherwise properly chargeable to appropriations of the Civil Service Commission for salaries and expenses and printing and binding, \$10,000,000: *Provided*, That upon the expiration of sixty days after the cessation of hostilities between the United States and the principal enemy powers or after the date of an armistice between the United States and the principal enemy powers, this appropriation shall cease to be available for obligations unless Congress shall otherwise provide by law.

National-defense activities.  
Post, pp. 539, 614.

Availability of funds.

#### 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 in the classified civil service, and for other purposes", approved May 22, 1920, and Acts amendatory thereof (38 U. S. C. 11), \$175,104,000, which amount shall be placed to the credit of the "civil-service retirement and disability fund".

41 Stat. 614.  
5 U. S. C. § 601 et seq.; Supp. II, § 601 et seq.

#### 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 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 (48 U. S. C. 1371n), \$1,177,000, which amount shall be placed to the credit of the "Canal Zone retirement and disability fund".

46 Stat. 1470.

#### ALASKA RAILROAD 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. 2017), \$175,000, which amount shall be placed to the credit of the "Alaska Railroad retirement and disability fund".

5 U. S. C. §§ 745-745c; Supp. II, ch. 14-A.

## FEDERAL COMMUNICATIONS COMMISSION

Salaries and expenses: For salaries and expenses of the Federal Communications Commission in performing the duties imposed by the Communications Act of 1934, approved June 19, 1934 (48 Stat. 1064), the Ship Act of 1910, approved June 24, 1910, as amended (46 U. S. C. 484-487), 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 July 7, 1936, including personal services, contract stenographic reporting services, rental of quarters, newspapers, periodicals, reference books, lawbooks, special counsel fees, supplies and equipment, improvement and care of grounds and repairs to buildings, not to exceed \$5,000, purchase and exchange (not to exceed eight), maintenance, operation, and repair of motor-propelled passenger-carrying vehicles for official use in the field, travel expenses, including not exceeding \$1,000 for expenses of attendance at meetings which in the discretion of the Commission are necessary for the efficient discharge of its responsibilities, 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, \$2,000,000, of which amount not to exceed \$1,218,260 may be expended for personal services in the District of Columbia, including compensation of employees of the Interdepartment Radio Advisory Committee.

Printing and binding: For printing and binding for the Federal Communications Commission, \$19,600.

Salaries and expenses, national defense: For all expenses necessary to enable the Federal Communications Commission, without regard to section 3709 of the Revised Statutes, to perform its functions related to national defense, including radio monitoring and foreign broadcast analysis, including all of the items of expenditure for which the appropriation "Salaries and expenses, Federal Communications Commission", is available and not to exceed \$9,000 for salary of Director of the Foreign Broadcast Intelligence Service; not to exceed fifty-six passenger-carrying automobiles; not to exceed \$50,000 for the temporary employment of persons or organizations, by contract or otherwise, without regard to the civil service and classification laws and, in the case of language or other experts, without regard to any requirements of this Act with respect to citizenship, where citizens qualified to perform such work are not available; allowances for living quarters, including heat, fuel, and light (not exceeding \$1,700 for any one person), as authorized by the Act approved June 26, 1930 (5 U. S. C. 118a); and printing and binding, \$5,590,314: *Provided*, That upon the expiration of sixty days after the cessation of hostilities between the United States and the principal enemy powers or after the date of an armistice between the United States and the principal enemy powers, this appropriation shall cease to be available for obligations unless Congress shall otherwise provide by law.

## FEDERAL POWER COMMISSION

## SALARIES AND EXPENSES

For all expenses necessary for the work of the Federal Power Commission as authorized by law except for the work authorized by the Act of June 28, 1938, authorizing the construction of certain

47 U. S. C. §§ 151-609; Supp. II, ch. 5. *Ante*, pp. 5, 11, 161. 36 Stat. 629. 46 U. S. C., Supp. II, §§ 484-487 note.

50 Stat. 1146.

50 Stat. 195. 47 U. S. C. § 357.

Interdepartment Radio Advisory Committee.

National-defense activities.

41 U. S. C. § 5.

46 Stat. 818.

Availability of funds.

public works on rivers and harbors for flood control, and for other purposes (33 U. S. C. 701a), 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; purchase (not to exceed \$3,000), 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; and not exceeding \$6,000 for purchase and exchange of lawbooks, books of reference, newspapers, and periodicals, \$1,800,000; of which amount not to exceed \$1,050,000 shall be available for personal services in the District of Columbia exclusive of not to exceed \$20,000, which may be expended for consultants and special counsel.

Flood-control surveys: For all expenses necessary for the work of the Federal Power Commission as authorized by the provisions of the Act of June 28, 1938 (52 Stat. 1215), including travel expenses; contract stenographic reporting services; \$125,000, of which amount not to exceed \$76,670 shall be available for personal services in the District of Columbia.

National defense activities: For all necessary expenses (except printing and binding) to enable the Federal Power Commission to perform additional activities in connection with the national security and defense, including activities under the provisions of the Federal Power Act, activities under Executive Order Numbered 9165 dated May 19, 1942, and activities for the protection of the electric power supply against hostile acts, such expenses to include all items of expenditure for which the appropriations under the heading "Salaries and expenses, Federal Power Commission", are available, \$519,255: *Provided*, That the Commission may make expenditures in addition to the foregoing, for duties connected with the national security and defense, from other appropriations available to it: *Provided*, That upon the expiration of sixty days after the cessation of hostilities between the United States and the principal enemy powers or after the date of an armistice between the United States and the principal enemy powers, this appropriation shall cease to be available for obligations unless Congress shall otherwise provide by law.

For all printing and binding for the Federal Power Commission, including engraving, lithographing, and photolithographing, \$25,000.

## FEDERAL TRADE COMMISSION

For salaries and expenses of the Federal Trade Commission, including personal services in the District of Columbia; contract stenographic reporting services; supplies and equipment, lawbooks, 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 concerned with the work of the Federal Trade Commission; newspapers not to exceed \$500, foreign postage, and witness fees and mileage in accordance with section 9 of the Federal Trade Commission Act; \$1,900,000, of which not less than \$172,410 shall be available for the enforcement of the Wool Products Labeling Act: *Provided*, That no part of the funds appropriated herein for the Federal Trade Commission shall be expended upon any investigation hereafter provided by concurrent resolution of the Congress until funds are appropriated subsequently to the enactment of such resolution to finance the cost of such investigation.

For all printing and binding for the Federal Trade Commission, \$43,000.

52 Stat. 1215.  
33 U. S. C. § 701b et seq.; Supp. II, § 701b et seq.

33 U. S. C. § 701b et seq.; Supp. II, § 701b et seq.

National-defense activities.

41 Stat. 1063.  
16 U. S. C. §§ 701a-825; Supp. II, § 818.  
7 F. R. 3765.

Additional expenditures.

Availability of funds.

Printing and binding.

Salaries and expenses.

38 Stat. 722.  
15 U. S. C. § 49.

54 Stat. 1128.  
15 U. S. C. §§ 68-69.  
Restriction on use of funds.

Printing and binding.

Post, pp. 540, 617.

## FEDERAL WORKS AGENCY

### OFFICE OF THE ADMINISTRATOR

Salaries and expenses: For salaries and expenses in the Office of the Administrator in the District of Columbia, including the salary of a general counsel at \$10,000 per annum; printing and binding (not to exceed \$4,000); actual transportation and other expenses and not to exceed \$10 per diem in lieu of subsistence to persons serving, while away from their homes without other compensation from the United States, in an advisory capacity to the Administrator; purchase (including exchange) of lawbooks and other books of reference, purchase of newspapers and periodicals (not to exceed \$150); preparation, shipment, and installation of photographic displays, exhibits, and other descriptive materials; travel expenses; not to exceed \$1,500 for expenses of attendance, when specifically authorized by the Administrator, at meetings or conventions relating to the work of the Agency; not to exceed \$6,000 for the employment of persons or organizations by contract or otherwise, for special services determined by the Administrator to be necessary, without regard to section 3709 of the Revised Statutes, and classification laws, \$275,000: *Provided*, That the Federal Works Administrator may, under such rules and regulations as he shall prescribe, authorize the Commissioner of Public Roads and the Commissioner of Public Buildings to make appointments of personnel for such administrations.

Special services.

41 U. S. C. § 5.

Appointments.

### PUBLIC BUILDINGS ADMINISTRATION

For carrying into effect the provisions of the Public Buildings Acts, as provided in section 6 of the Act of May 30, 1908 (31 U. S. C. 683), and for the repair, preservation, and upkeep of all completed public buildings under the control of the Federal Works Agency, the mechanical equipment and the grounds thereof, and sites acquired for buildings, and for the operation of certain completed and occupied buildings under the control of the Federal Works Agency, including furniture and repairs thereof, but exclusive, with respect to operation, of buildings of the United States Coast Guard, of hospitals, quarantine stations, and other Public Health Service buildings, mints, bullion depositories, and assay offices, and buildings operated by the Treasury and Post Office Departments in the District of Columbia.

Maintenance.  
35 Stat. 537.

Administrative ex-  
penses.

General administrative expenses: For architectural, engineering, mechanical, administrative, clerical, and other personal services; traveling expenses, printing and binding (not to exceed \$20,000), advertising, testing instruments, lawbooks, books of reference, periodicals, and such other contingencies, articles, services, equipment, or supplies as the Commissioner of Public Buildings may deem necessary in connection with any of the work of the Public Buildings Administration; ground rent of the Federal buildings at Salamanca, New York, and Columbus, Mississippi, for which payment may be made in advance; \$1,225,000, of which not to exceed \$675,900 may be expended for personal services in the District of Columbia and not to exceed \$386,100 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.

Surveys, models,  
etc.

Buildings, etc., out-  
side D. C.  
Maintenance.

Repair, preservation, and equipment, outside the District of Columbia: For repairs, alterations, improvement, and preservation, including

personal services employed therefor, of completed Federal buildings, 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 tower clocks; vaults and lockbox equipment in all buildings completed and occupied, and for necessary safe equipments in buildings under the administration of the Federal Works Agency, 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. 533), \$2,000,000: *Provided*, 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: *Provided further*, That not to exceed \$500,000 may be utilized for advance studies for Federal building construction, such amount of this appropriation to remain available until expended.

Salaries and expenses, public buildings and grounds in the District of Columbia and adjacent area: For administration, protection, maintenance, and improvement of public buildings and grounds in the District of Columbia and the area adjacent thereto, maintained and operated by the Public Buildings Administration, including the National Archives Building; repair, preservation, and equipment of buildings operated by the Treasury and Post Office Departments 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; furnishings and equipment; arms and ammunition for the guard force; purchase, repair, and cleaning of uniforms for guards and elevator conductors; and the purchase of two motor-propelled passenger-carrying vehicles; \$25,633,000: *Provided*, That where quarters or maintenance or other services are furnished on a reimbursable basis to any governmental activity, such activity shall make payment therefor promptly by check upon the written request of the Commissioner of Public Buildings, either in advance or after the service has been furnished, for deposit to the credit of this appropriation, of all or part of the estimated or actual cost thereof, as the case may be, and proper adjustment upon the basis of the actual cost shall be made for services paid for in advance.

Salaries and expenses, public buildings and grounds outside the District of Columbia: For operation, protection, and maintenance, including cleaning, heating, lighting, rental of buildings and equipment, supplies, materials, furnishings and equipment, personal services, arms, ammunition, leather and rubber articles and gas masks for the protection of public property and employees, the purchase of one motor-propelled passenger-carrying vehicle, and every expenditure requisite for and incidental to such maintenance and operation of public buildings and grounds outside of the District of Columbia maintained and operated by the Public Buildings Administration, \$6,508,600: *Provided*, That all furniture now owned by the United

Pneumatic-tube system, New York City.

Limitation.

Advance studies.

Public buildings and grounds, D. C. Salaries and expenses.

Payment for services.

Public buildings and grounds outside D. C. Salaries and expenses. Post, p. 617.

Use of present furniture.

States in other public buildings or in buildings rented by the United States shall be used, so far as practicable, whether or not it corresponds with the present regulation plan for furniture: *Provided further*, 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 operated by the Public Buildings Administration where it is found that joint service is economical and in the interests of the Government, and any Government activity receiving such service shall pay promptly by check upon the written request of the Commissioner of Public Buildings, either in advance or after the service has been furnished, for deposit to the credit of this appropriation, all or part of the estimated or actual cost thereof, as the case may be, and proper adjustment upon the basis of the actual cost shall be made for service paid for in advance.

Joint telephone service.

Per diem employees.

Under the appropriations for salaries and expenses, public buildings and grounds in and outside the District of Columbia, per diem employees may be paid at rates approved by the Commissioner of Public Buildings, not exceeding current rates for similar services in the place where such services are employed, and such employees in emergencies may be entered on duty subject to confirmation by the Federal Works Administrator.

Transfer of funds.

In the prosecution of construction projects or planning programs assigned to the Public Buildings Administration for which funds are provided by direct appropriation or transferred under authority contained in section 35 of the Act of June 15, 1938 (40 U. S. C. 265), an amount administratively determined as necessary for the payment of salaries and expenses of personnel engaged upon the preparation of plans and specifications, field supervision, and general office expense, may be transferred and consolidated on the books of the Treasury Department into a special account for direct expenditure in the prosecution of said work, such expenditures to be subsequently allocated and reported upon by projects in accordance with procedures prescribed by the General Accounting Office.

52 Stat. 683.

#### PUBLIC ROADS ADMINISTRATION

General administrative expenses: For the employment of persons and means, including rent, advertising (including advertising in the city of Washington for work to be performed in areas adjacent thereto), printing and binding (not to exceed \$27,000), purchase (including exchange) of lawbooks, books of reference and periodicals, and the preparation, distribution, and display of exhibits, in the city of Washington and elsewhere for the purpose of 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; and 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; for maintenance and repairs of experimental highways; 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. 355-359), as amended, or as otherwise provided.

Printing and binding.

Road-making experiments.

23 U. S. C. § 48; 16 U. S. C. § 503.

## FEDERAL-AID HIGHWAY SYSTEM

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. 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 \$1,135,000 for departmental personal services in the District of Columbia, \$40,000,000, to be immediately available and to remain available until expended, which is a part of the amount authorized to be appropriated for the fiscal year 1942 by section 1 of the Act approved September 5, 1940 (54 Stat. 867): *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 \$55,000 of the funds provided for carrying out the provisions of the Federal Highway Act of November 9, 1921 (23 U. S. C. 21, 23), shall be available for the purchase of motor-propelled passenger-carrying vehicles: *Provided further*, That, during the fiscal year 1944, 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 1944 the appropriations for the work of the Public Roads Administration 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 Public Roads Administration, 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 the appropriations available to the Public Roads Administration may be used in emergency for medical supplies and services and other assistance necessary for the immediate relief of employees engaged on hazardous work under that Administration: *Provided further*, That the appropriations for the work of the Public Roads Administration shall be available for necessary expenses (not exceeding \$9,000) of attendance at meetings and conferences of highway departments, associations, organizations, and other agencies concerned, and (not exceeding \$15,000) for the temporary employment, by contract or otherwise, of technical consultants and experts without regard to section 3709 of the Revised Statutes, and classification laws.

Construction of rural post roads.

23 U. S. C. § 48; 16 U. S. C. § 503. *Post*, p. 560.

Convict labor.

Vehicles.

42 Stat. 217, 218. *Post*, p. 560. Depreciation on equipment.

Warehouse maintenance, etc.

Medical supplies, etc., in emergencies.

Attendance at meetings.

Temporary employment.

41 U. S. C. § 5.

## INTER-AMERICAN HIGHWAY

For all necessary expenses to enable the President to utilize the services of the Public Roads Administration in fulfilling the obligations of the United States under the Convention on the Pan-American Highway between the United States and other American Republics, signed at Buenos Aires, December 23, 1936, and proclaimed September 16, 1937 (51 Stat. 152), for the continuation of cooperation with several governments, members of the Pan American Union, in con-

Fulfillment of U. S. obligations.

nection with the survey and construction of the Inter-American Highway as provided in Public Resolution, approved March 4, 1929 (45 Stat. 1697), as amended or supplemented, and for performing engineering service in pan-American countries for and upon the request of any agency or governmental corporation of the United States, \$100,000 to be derived from the administrative funds provided under the Act of July 11, 1916, as amended or supplemented (23 U. S. C. 21), or as otherwise provided.

39 Stat. 355.  
42 Stat. 217.

Surveys and construction.  
*Post*, p. 540.

41 U. S. C. § 5.

For surveys in connection with and the construction of the Inter-American Highway, in accordance with the provisions of the Act approved December 26, 1941 (55 Stat. 860-861), and necessary expenses incident thereto without regard to section 3709, Revised Statutes, including the purchase of motor-propelled passenger-carrying vehicles, \$5,000,000, to be immediately available and to remain available until expended.

#### STRATEGIC HIGHWAY NETWORK

For carrying out projects to correct critical deficiencies in lines of the strategic network of highways and bridges, in accordance with the provisions of section 4 of the Defense Highway Act of 1941 (55 Stat. 765), \$10,000,000, to be immediately available and to remain available during the continuance of the emergency declared by the President on May 27, 1941.

23 U. S. C., Supp.  
II, § 104.

55 Stat. 1647.  
50 U. S. C., Supp.  
II, app., note prec. § 1.

#### ACCESS ROADS

For the construction, maintenance, and improvement of access roads and for replacing existing highways and highway connections as described in, and in accordance with the provisions of, sections 6 and 9 of the Defense Highway Act of 1941 (55 Stat. 766-767), as amended by the Act approved July 2, 1942 (56 Stat. 562), \$75,000,000, to be immediately available and to remain available during the continuance of the emergency declared by the President on May 27, 1941.

23 U. S. C., Supp.  
II, §§ 106, 109.  
*Post*, p. 561.

55 Stat. 1647.  
50 U. S. C., Supp.  
II, app., note prec. § 1.

#### SURVEYS AND PLANS

For advance engineering surveys and plans for future development of the strategic network of highways and bypasses around and extension into and through municipalities and metropolitan areas, in accordance with the provisions of section 9 of the Defense Highway Act of 1941 (55 Stat. 767), \$3,000,000, to be immediately available and to remain available during the continuance of the emergency declared by the President on May 27, 1941.

23 U. S. C., Supp.  
II, § 109.

55 Stat. 1647.  
50 U. S. C., Supp.  
II, app., note prec. § 1.

#### PUBLIC WORKS ADMINISTRATION

Not to exceed \$27,000 of the funds appropriated by the Public Works Administration Appropriation Act of 1938 shall be available for all administrative expenses of said Administration, including personal services and rent in the District of Columbia and elsewhere; and travel expenses.

Title II, cited as the "Public Works Administration Appropriation Act of 1938", of an Act entitled "Work Relief and Public Works Appropriation Act of 1938", approved June 21, 1938, as amended by the "Second Deficiency Appropriation Act, 1940," the "Independent Offices Appropriation Act, 1942," and the "Independent Offices Appropriation Act, 1943," is hereby further amended as follows: Section 201 (a) is amended by changing "June 30, 1943" to "June 30, 1944"; section 201 (b) is amended by changing "June 30, 1943" to "June 30,

Administrative expenses.  
52 Stat. 816.

52 Stat. 816.

54 Stat. 633.

55 Stat. 110.

56 Stat. 410.

1944"; and section 202 is amended by changing "June 30, 1943", therein to "June 30, 1944", and "July 1, 1943", therein to "July 1, 1944".

Any of the foregoing appropriations for general or administrative expenses under the Federal Works Agency shall be available for the maintenance, repair, and operation of motor-propelled passenger-carrying vehicles in the District of Columbia and in the field.

Vehicles.

### FOREIGN-SERVICE PAY ADJUSTMENT

Post, p. 618.

Foreign-service pay adjustment, appreciation of foreign currencies: For 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 (5 U. S. C. 118c), and for each and every object and purpose specified therein, \$340,000.

48 Stat. 466.

### GENERAL ACCOUNTING OFFICE

Salaries: For personal services in the District of Columbia and elsewhere, \$25,531,000: *Provided*, That the salary of the Assistant Comptroller General shall be at the rate of \$9,000 per annum effective on the date of enactment of this Act, so long as the position is held by the present incumbent.

Assistant Comptroller General.

Miscellaneous expenses: For all expenses necessary for the work of the General Accounting Office, including travel expenses; procurement and exchange of lawbooks and books of reference, and not to exceed \$100 for periodicals; the purchase of one motor-propelled passenger-carrying vehicle; and maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, \$724,645.

Post, p. 618.

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, \$158,000.

Printing and binding.  
Post, p. 618.

### INTERSTATE COMMERCE COMMISSION

#### SALARIES AND EXPENSES

General administrative expenses: For salaries and expenses 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, \$2,800,000, of which amount not to exceed \$2,530,000 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 \$5,000 for purchase and exchange of necessary books, reports, newspapers, and periodicals.

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, the Transportation Act, 1920 (49 U. S. C. 20), and the Transportation Act of 1940, including the employment of necessary special accounting agents or examiners, and traveling expenses, \$795,000, of which amount not to exceed \$176,700 may be expended for personal services in the District of Columbia.

24 Stat. 379, 386; 34 Stat. 584; 41 Stat. 474; 54 Stat. 898.  
49 U. S. C. chs. 1, 8, 12; Supp. II, chs. 1, 8, 12, 13.  
Post, p. 590.

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

Reports and investigations.  
Safety appliances.

34 Stat. 838.

35 Stat. 325.

Act requiring common carriers to make reports of accidents and authorizing 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 (45 U. S. C. 35), and the provision of the Sundry Civil Act approved May 27, 1908 (45 U. S. C. 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, \$520,000, of which amount not to exceed \$92,000 may be expended for personal services in the District of Columbia.

41 Stat. 498; 50 Stat. 835; 54 Stat. 919.

Signal safety systems: For all authorized expenditures under section 25 of the Interstate Commerce Act, as amended by the Transportation Act, 1920, the Act of August 26, 1937 (49 U. S. C. 26), and the Transportation Act of 1940, 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 (45 U. S. C. 35), and including the employment of the necessary engineers, and for traveling expenses, \$155,000, of which amount not to exceed \$35,000 may be expended for personal services in the District of Columbia.

34 Stat. 838.

36 Stat. 913; 38 Stat. 1192.

43 Stat. 659.

36 Stat. 914; 46 Stat. 822.

Traveling expenses.

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" (45 U. S. C. 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 locomotive and tender" (45 U. S. C. 30), and amendment of June 7, 1924 (45 U. S. C. 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 (45 U. S. C. 26), and the amendment of June 27, 1930 (45 U. S. C. 24, 26), including such legal, technical, stenographic, and clerical help as the business of the offices of the director of locomotive inspection and his two assistants may require and for traveling expenses, \$493,000, of which amount not to exceed \$72,500 may be expended for personal services in the District of Columbia.

37 Stat. 701; 42 Stat. 624; 48 Stat. 221.

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 (49 U. S. C. 19a), and by the "Emergency Railroad Transportation Act, 1933" (49 U. S. C. 19a), including one director of valuation at \$10,000 per annum, one valuation engineer at \$7,500 per annum, and traveling expenses, \$600,000.

49 Stat. 543; 24 Stat. 380.

49 U. S. C. §§ 301, 5; Supp. II, §§ 301-319, 5. 54 Stat. 919.

Motor transport regulation: For all authorized expenditures necessary to enable the Interstate Commerce Commission to carry out the provisions of part II of the Interstate Commerce Act and section 5, part I, of the Interstate Commerce Act insofar as applicable to common carriers subject to part II (Transportation Act of 1940), including one director at \$10,000 per annum and other personal serv-

ices 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, newspapers, and periodicals; contract stenographic reporting services; purchase (not to exceed eight), maintenance, repair, and operation of motor-propelled passenger-carrying vehicles; not to exceed \$5,000 for the purchase of evidence in connection with investigations of apparent violations of said Act, \$3,100,000: *Provided*, That Joint Board members may use Government transportation requests when traveling in connection with their duties as Joint Board members.

Transportation requests.

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.

Attendance at meetings.

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 \$17,000 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, \$150,000.

Printing and binding.

Salaries and expenses, emergency: For necessary expenses, including traveling expenses, to enable the Interstate Commerce Commission, for the purpose of promoting the national security and defense, to adopt measures for preventing shortages of railroad equipment and congestion of traffic, and expediting the movement of cars by railroads through terminals, and related activities, \$299,000.

#### NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

Post, p. 618.

For necessary salaries and expenses of the National Advisory Committee for Aeronautics, including contracts for personal services in the making of special investigations and reports; traveling expenses of members and employees, including not to exceed \$2,500 for attendance upon meetings of technical and professional societies; periodicals and books of reference; equipment, maintenance, and operation of the Langley Memorial Aeronautical Laboratory, the Ames Aeronautical Laboratory, and the aircraft engine research laboratory at Cleveland, Ohio; purchase and maintenance of cafeteria equipment; maintenance and operation of motor-propelled passenger-carrying vehicles; not to exceed \$319,500 for personal services in the District of Columbia, including one Director of Aeronautical Research at not to exceed \$10,000 per annum; and not to exceed \$2,500 for temporary employment of consultants, at not to exceed \$50 per diem, by contract or otherwise, without regard to the civil-service and classification laws; in all, \$15,672,000.

Salaries and expenses.

Aeronautical laboratories.

Director of Aeronautical Research.

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, \$15,000.

Printing and binding.

Construction and equipment, Langley Field, Virginia: For construction and equipment of additional laboratory buildings and research facilities on the United States military reservation at Langley Field, Virginia, \$60,000, to be available until expended.

Construction and equipment: For completing construction and equipment of the Ames Aeronautical Laboratory at Moffett Field, California, \$3,707,500, to remain available until expended.

#### NATIONAL ARCHIVES

Salaries and expenses: For salaries and expenses of the Archivist and the National Archives; including personal services in the District

of Columbia; scientific, technical, first-aid, protective, and other apparatus and materials for the arrangement, titling, scoring, repair, processing, editing, duplication, reproduction, and authentication of photographic and other records (including motion-picture and other films and sound recordings) in the custody of the Archivist; purchase and exchange of books, including lawbooks, books of reference, maps, and charts; contract stenographic reporting services; purchase of newspapers and periodicals; 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; exchange of scientific and technical apparatus; and maintenance, operation, and repair of one passenger-carrying motor vehicle, \$885,000.

Printing and binding: For all printing and binding, \$7,000.

Post, pp. 541, 618.

## NATIONAL HOUSING AGENCY

### OFFICE OF THE ADMINISTRATOR

Transfer of funds.

Salaries and expenses: In addition to the amounts otherwise available (which amounts shall be transferred to this authorization for expenditure hereunder) for the administrative expenses of the Office of the Administrator, National Housing Agency, in carrying out the provisions of the Act of October 14, 1940, as amended (42 U. S. C. 1521), such amounts, not exceeding \$508,780, as the Administrator determines are required for the expenses of the Office of the Administrator, National Housing Agency, in the performance of administrative and supervisory services relating to the constituent units of said Agency shall be transferred, from the funds available for the administrative expenses of such constituent units for the fiscal year 1944, to this authorization for expenditure hereunder and shall be available until June 30, 1944, for all necessary expenses of said Office of the Administrator, including personal services and rent in the District of Columbia; printing and binding; purchase and exchange of lawbooks, books of reference, periodicals and newspapers (not to exceed \$500); preparation, mounting, shipping, and installation of exhibits (not to exceed \$500); maintenance, repair, and operation of motor-propelled passenger-carrying vehicles; not to exceed \$5,000 for temporary employment of persons or organizations, by contract or otherwise, for legal or other special services without regard to section 3709 of the Revised Statutes, and the Classification Act of 1923, as amended; payment, when specifically authorized by the Administrator, of (1) actual transportation and other necessary expenses and not to exceed \$10 per diem in lieu of subsistence to persons serving, while away from their homes, without other compensation from the United States, in an advisory capacity to the Agency and (2) not to exceed \$1,500 for expenses of attendance at meetings of organizations concerned with the work of the Agency when specifically authorized by the Administrator; reimbursement for the actual cost of ferry fares and bridge, road, and tunnel tolls and an allowance not to exceed 3 cents per mile for all travel performed in privately owned automobiles by employees engaged in the inspection of property within the limits of their official posts of duty when such travel is performed in connection with such inspection: *Provided*, That notwithstanding the consolidation effected by Executive Order 9070, section 7 of the First Deficiency Appropriation Act, 1936, shall continue to apply to administrative expenses of and for the constituent units of the National Housing Agency mentioned in said section 7 and shall also apply to such expenses of said National Housing Agency in connection with the

54 Stat. 1125.  
42 U. S. C., Supp.  
II, §§ 1521-1564.  
Post, pp. 387, 565.

Temporary employ-  
ment.

41 U. S. C. § 5.  
42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

Administrative ex-  
penses.  
50 U. S. C., Supp.  
II, app. § 601 note.  
49 Stat. 1647.  
15 U. S. C. § 712a;  
Supp. II, § 712a note.

functions and purposes of said constituent units, and none of the funds made available by this Act for such administrative expenses shall be obligated or expended unless and until an appropriate appropriation account shall have been established therefor pursuant to an appropriation warrant or a covering warrant, and all such expenditures shall be accounted for and audited in accordance with the Budget and Accounting Act, as amended: *Provided further*, That the Administrator may, with the approval of the President of the United States, transfer to this authorization or to an authorization of a constituent unit from funds available for administrative expenses of the constituent units or the Office of the Administrator of the National Housing Agency such additional sums as represent a consolidation in the Office of the Administrator or in a constituent unit of any of the administrative functions of the National Housing Agency; but no such transfer of funds shall be made unless the consolidation will result in a reduction in manpower and a savings in administrative expenses, which savings shall not be used for administrative expenses but instead shall be returned to or remain in the funds from which administrative expenses are drawn under this authorization: *Provided*, That a report of such transfers and the savings effected thereby shall be submitted to Congress in the annual budget.

42 Stat. 20,  
31 U. S. C. § 1;  
Supp. II, § 16.  
Transfers and sav-  
ings.

Report to Congress.

#### FEDERAL HOME LOAN BANK ADMINISTRATION

Salaries and expenses: Not to exceed a total of \$11,642,200, to be derived from the same sources as the funds made available for administrative expenses of the Federal Home Loan Bank Board, Federal Savings and Loan Insurance Corporation, and Home Owners' Loan Corporation by the Independent Offices Appropriation Act, 1943, and from the special deposit account hereinafter mentioned, shall be available during the fiscal year 1944 for administrative expenses of the Federal Home Loan Bank Administration (Executive Order Numbered 9070 of February 24, 1942), which term and the term Administration, wherever used herein, shall unless otherwise qualified include and apply to said corporations but shall be exclusive of any corporation organized in pursuance of authority contained in the Act of May 16, 1918 (40 Stat. 550), and any amendments thereof, 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 (5 U. S. C. 821-833); expenses (not to exceed \$7,500) of attendance at meetings concerned with the work of said Administration when specifically authorized by the Administration; printing and binding; lawbooks, books of reference, and not to exceed \$1,250 for periodicals and newspapers; rent in the District of Columbia; the immediate purchase of one motor-propelled passenger-carrying vehicle; maintenance, repair, and operation of motor-propelled passenger-carrying vehicles; payment, when specifically authorized by the Administration, of actual transportation and other necessary expenses and not to exceed \$10 per diem in lieu of subsistence of persons serving, while away from their homes, without other compensation from the United States, in an advisory capacity to the Administration; use of the services and facilities of the Federal home-loan banks, Federal Reserve banks, and agencies of the Government, including the use of services and facilities within the Administration; the amounts so derived to be credited upon the books of the Treasurer of the United States in such account or accounts as the Administration may determine, and the Administration in its discretion may utilize the facilities of the Division of Disbursement of the Treasury Department for

56 Stat. 400, 402, 403.

50 U. S. C., Supp.  
II, app. § 601 note.

Travel expenses.

44 Stat. 688,  
5 U. S. C., Supp. II,  
§ 823.

Use of services and  
facilities.

Nonadministrative expenses.

47 Stat. 725.  
12 U. S. C. §§ 1421-1449; Supp. II, ch. 11. Payment, etc., of obligations.

48 Stat. 128, 1255.  
12 U. S. C. §§ 1724-1730; Supp. II, §§ 1463, 1725 note. Deposits.

49 Stat. 295.  
12 U. S. C. § 1439.

49 Stat. 1647.  
15 U. S. C. § 712a; Supp. II, § 712a note. Disposition of H.O.L.C. property.

Liquidation plan; report to Congress.

Semiannual progress reports.

56 Stat. 594.

the disbursement of funds in or derived from such account or accounts relating to said corporations: *Provided*, That (1) all necessary expenses in connection with the liquidation of insured institutions, (2) 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, protection, operation, maintenance, improvement, or disposition of real or personal property belonging to the Home Owners' Loan Corporation or in which it has an interest, and (3) all necessary expenses (including services performed on a contract or fee basis, but not including other personal services) in connection with the handling, including the purchase, sale, and exchange, of securities on behalf of Federal home-loan banks, and the sale, issuance, and retirement of, or payment of interest on, debentures or bonds, under the Federal Home Loan Bank Act, as amended, shall be considered as nonadministrative expenses for the purposes hereof: *Provided further*, That except as herein otherwise provided, the administrative expenses and other obligations of the Administration shall be incurred, allowed, and paid in accordance with the provisions of the Federal Home Loan Bank Act of July 22, 1932, as amended (12 U. S. C. 1421-1449), the Home Owners' Loan Act of 1933, as amended (12 U. S. C. 1461-1468), and title IV of the National Housing Act of June 27, 1934, as amended (12 U. S. C. 1725-1732): *Provided further*, That all moneys and funds heretofore deposited in the Treasury of the United States under the last sentence of section 19 of the Federal Home Loan Bank Act, as amended (including unexpended balances of moneys appropriated therefrom for administrative expenses), and hereafter all moneys and funds which would, except for this provision, be so depositable thereunder, shall be deposited with the Treasurer of the United States in a special deposit account and shall be available, retroactively as well as prospectively, for expenditure for all purposes of the Federal Home Loan Bank Board and the Federal Home Loan Bank Administration, subject to subsections (a) and (b) of section 7 of the First Deficiency Appropriation Act, 1936: *Provided further*, That, notwithstanding any order or regulation issued by the Office of Price Administration, the Home Owners' Loan Corporation is authorized to dispose of any real property to which such corporation has title upon such terms and conditions as the Federal Home Loan Bank Commissioner determines will expedite the orderly liquidation of such real property: *Provided further*, That the Home Owners' Loan Corporation shall prepare a plan for its liquidation at the earliest practicable date and shall, by February 1, 1944, submit a report of such plan to the Congress, setting forth the terms of liquidation and such other information as may be necessary to inform the Congress of the disposition of the property of such Corporation while in the process of liquidation: *Provided further*, That the Federal Home Loan Bank Commissioner, on behalf of the Home Owners' Loan Corporation, shall transmit to the Congress semiannually during the fiscal year ending June 30, 1944, a progress report with respect to liquidation, showing all dispositions of the property of such Corporation by States during the period of liquidation, together with the amounts of Federal funds expended in the process of liquidation, and any losses incurred in the use of such funds during each quarterly period of the fiscal year 1944.

The appropriation under the head "National Housing Agency" contained in the Second Deficiency Appropriation Act, 1942, is hereby continued available until June 30, 1944.

## FEDERAL HOUSING ADMINISTRATION

Salaries and expenses: Not to exceed \$10,199,830 of the various funds of the Federal Housing Administration as follows, (1) the mutual mortgage insurance fund, (2) the housing insurance fund, (3) the account in the Treasury comprised of funds derived from premiums collected under authority of section 2 (f), title I of the National Housing Act, as amended (12 U. S. C. 1701), and (4) the war housing insurance fund shall be available for expenditure, in accordance with the provisions of said Act for the administrative expenses of the Federal Housing 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 (5 U. S. C. 821-833), but there may be allowed, in addition to mileage at a rate not to exceed 4 cents per mile for travel by motor vehicle, reimbursement for the actual cost of ferry fares and bridge, road, and tunnel tolls, and employees engaged in the inspection of property may be paid an allowance not to exceed 4 cents per mile for all travel performed in privately owned automobiles within the limits of their official posts of duty when such travel is performed in connection with such inspection; printing and binding; lawbooks, 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 two motor-propelled passenger-carrying vehicles, to be used only for official purposes; payment, when specifically authorized by the Commissioner, of actual transportation and other necessary expenses and not to exceed \$10 per diem in lieu of subsistence 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 Commissioner, at meetings concerned with the work of the Administration; and rent in the District of Columbia: *Provided*, That all necessary expenses of the Administration (including services performed on a contract or fee basis, but not including other personal services) in connection with the acquisition, protection, completion, operation, maintenance, improvement, or disposition of real or personal property of the Administration acquired under authority of titles I, II, and VI of said National Housing Act, shall be considered as nonadministrative expenses for the purposes hereof: *Provided further*, That, except as herein otherwise provided, the administrative expenses and other obligations, including nonadministrative expenses, of the Administration shall be incurred, allowed, and paid in accordance with the provisions of said Act of June 27, 1934, as amended (12 U. S. C. 1701).

Payment of losses: Not to exceed \$3,000,000 of the funds of the Reconstruction Finance Corporation, advanced or to be advanced to the Federal Housing Administration under authority of the National Housing Act of June 27, 1934, as amended (12 U. S. C. 1701), and not to exceed \$2,000,000 of the funds (after allowance for salaries and expenses as authorized under the heading, Salaries and expenses, Federal Housing Administration) in the account in the Treasury comprised of premiums collected under authority of section 2 (f), title I, of said Act, shall be available for the payment of losses under insurance granted under section 2 and section 6, title I, of said Act.

53 Stat. 805.  
12 U. S. C., Supp.  
II, § 1703 (f).  
*Post*, p. 571.

Travel expenses.

44 Stat. 688.  
5 U. S. C., Supp. II,  
§ 823.

Nonadministrative  
expenses.

48 Stat. 1246, 1247; 55  
Stat. 55.  
12 U. S. C. §§ 1701-  
1715c; Supp. II, §§ 1702-  
1715c, 1736-1743.  
*Ante*, p. 42; *post*, pp.  
570, 571.

48 Stat. 1246.  
12 U. S. C., Supp.  
II, ch. 13.  
*Ante*, p. 42; *post*, pp.  
570, 571.

48 Stat. 1246.  
12 U. S. C., Supp.  
II, ch. 13.  
*Ante*, p. 42; *post*, pp.  
570, 571.

53 Stat. 805.  
12 U. S. C., Supp.  
II, § 1703 (f).  
*Post*, p. 571.  
48 Stat. 1246; 49 Stat.  
1233.  
12 U. S. C. §§ 1703,  
1706a; Supp. II, § 1703.  
*Ante*, p. 43; *post*, p.  
571.

## FEDERAL PUBLIC HOUSING AUTHORITY

Salaries and expenses: In addition to the amounts available (which shall be transferred to this authorization) for the payment of the administrative expenses of the Federal Public Housing Authority in carrying out the provisions of section 201 of the Act of September 9, 1940 (54 Stat. 872), the Act of October 14, 1940, as amended (42 U. S. C. 1521), and the Acts of March 1, 1941 (55 Stat. 14), May 24, 1941 (55 Stat. 197), and December 17, 1941 (55 Stat. 810) relating to war housing, including temporary shelter, and in carrying out the provisions of sections 3 of the Acts of June 29, 1936 (40 U. S. C. 423 and 433), relating, respectively, to the operation and maintenance of the projects transferred pursuant to Executive Order Numbered 7732 of October 27, 1937, and of the projects transferred pursuant to paragraphs 1 (g) and 6 of Executive Order Numbered 9070 of February 24, 1942, not to exceed \$3,400,000 of the funds of said Authority derived from its operations under the Act of September 1, 1937, as amended (42 U. S. C. 1401), shall be available for all necessary administrative expenses of said Authority, including personal services and rent in the District of Columbia; maintenance, repair, and operation of motor-propelled passenger-carrying vehicles; employment of persons or organizations, by contract or otherwise, for legal or other special services, without regard to section 3709 of the Revised Statutes and the Classification Act of 1923, as amended; payment, when specifically authorized by the Commissioner, of (1) the actual transportation and other necessary expenses and not to exceed \$5,000 in connection with payment of \$10 per diem in lieu of subsistence to persons serving, while away from their homes and without other compensation from the United States, in an advisory capacity to the Authority and (2) expenses of attendance (not to exceed \$5,000) at meetings or conventions concerned with the work of the Authority; printing and binding; purchase of lawbooks, books of reference and periodicals; and photographing equipment.

Annual contributions: For the payment of annual contributions to public housing agencies in accordance with section 10 of the United States Housing Act of 1937, as amended (42 U. S. C. 1410), \$5,750,000, together with the unexpended balance of the appropriation for this purpose for the fiscal year 1943: *Provided*, That except for payments required on contracts entered into prior to April 18, 1940, no part of this appropriation shall be available for payment to any public-housing agency for expenditure in connection with any low-rent housing project, unless the public-housing agency shall have adopted regulations prohibiting as a tenant of any such project by rental or occupancy any person other than a citizen of the United States.

## SECURITIES AND EXCHANGE COMMISSION

For salaries and expenses, including personal services in the District of Columbia, 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; purchase and exchange of lawbooks, books of reference, directories, and periodicals; not to exceed \$1,000 for the purchase of newspapers; 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; rental of equipment; operation, maintenance, and repair of one motor-propelled passenger-carrying vehicle; and purchase of rubber gloves; \$4,000,000.

54 Stat. 1125.  
42 U. S. C., Supp.  
II, §§ 1521-1564.  
*Post*, pp. 387, 565.  
42 U. S. C., Supp.  
II, § 1523 note.  
49 Stat. 2026, 2036.

40 U. S. C. § 401 note.  
  
50 U. S. C., Supp.  
II, app. § 601 note.

50 Stat. 888.  
42 U. S. C., Supp.  
II, ch. 8.

41 U. S. C. § 5.  
42 Stat. 1438.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

50 Stat. 891.

Citizenship of tenants.

For all printing and binding for the Securities and Exchange Commission, \$48,000.

### SMITHSONIAN INSTITUTION

Salaries and expenses: For all salaries and expenses necessary for continuing preservation, exhibition, and increase of collections from the surveying and exploring expeditions of the Government and from other sources; for the system of international exchanges between the United States and foreign countries; for continuing ethnological researches among the American Indians and the natives of Hawaii and the excavation and preservation of archeological remains; for maintenance of the Astrophysical Observatory, including assistants, and making necessary observations in high altitudes; and for the administration of the National Collection of Fine Arts; including personal services in the District of Columbia; traveling expenses, including not exceeding \$2,500 for expenses of attendance at meetings concerned with the work of the Institution when specifically authorized by the Secretary of the Smithsonian Institution; printing and binding, not exceeding \$88,500, of which not to exceed \$12,000 shall be available for printing the report of the American Historical Association; purchase, repair, and cleaning of uniforms for guards and elevator conductors; repairs and alterations of buildings and approaches; not exceeding \$5,500 for preparation of manuscripts, drawings, and illustrations for publications; and not exceeding \$6,500 for purchase of books, pamphlets, and periodicals, \$1,129,040.

Salaries and expenses, National Gallery of Art: For the upkeep and operation of the National Gallery of Art, the protection and care of the works of art therein, and all administrative expenses incident thereto, as authorized by the Act of March 24, 1937 (50 Stat. 51), as amended by the Public Resolution of April 13, 1939 (Public Resolution Numbered 9, Seventy-sixth Congress), including personal services in the District of Columbia (except as otherwise provided in sec. 4 (c) of such Act); traveling expenses, including not exceeding \$1,000 for expenses of attendance at meetings concerned with the work of the National Gallery of Art, when specifically authorized by the treasurer of the gallery; periodicals, newspapers, lawbooks (not to exceed \$150), and books of reference; not to exceed \$250 for payment in advance when authorized by the treasurer of the gallery for membership in library, museum, and art associations or societies whose publications or services are available to members only, or to members at a price lower than to the general public; purchase, repair, and cleaning of uniforms for guards and elevator operators; leather and rubber articles and gas masks for the protection of public property and employees; not to exceed \$5,000 for printing and binding; maintenance, repair, and operation of one passenger-carrying automobile; purchase or rental of devices and services for protecting buildings and contents thereof; and maintenance and repair of buildings, approaches, and grounds, \$541,365: *Provided*, That section 3709 of the Revised Statutes, or the Classification Act of 1923, as amended, shall not apply to the restoration and repair of works of art for the National Gallery of Art, the cost of which shall not exceed \$15,000.

### TARIFF COMMISSION

For salaries and expenses of the Tariff Commission, including personal services in the District of Columbia and elsewhere, for traveling expenses not to exceed \$16,200, purchase and exchange of lawbooks, books of reference, gloves and other protective equipment

Astrophysical Observatory.

National Collection of Fine Arts.

Printing and binding.

American Historical Association, report.

National Gallery of Art.

20 U. S. C. §§ 71-75.  
53 Stat. 577.

20 U. S. C. § 74 (e).

41 U. S. C. § 5.  
42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

Salaries and expenses.

for photostat and other machine operators, subscriptions to newspapers and periodicals not to exceed \$2,250, and contract stenographic reporting services, as authorized by sections 330 to 341 of the Tariff Act of 1930, approved June 17, 1930 (19 U. S. C. 1330-1341), \$800,000, of which amount not to exceed \$2,500 may be expended for 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 (5 U. S. C. 118a), but not to exceed \$1,700 for any one person: *Provided*, 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, \$10,000.

### TENNESSEE VALLEY AUTHORITY

For the purpose of carrying out the provisions "The Tennessee Valley Authority Act of 1933", as amended (16 U. S. C., ch. 12A), including the continued construction of Kentucky Dam at Gilbertsville, Kentucky; Watts Bar Dam and Steam Plant; Fort Loudoun Dam (including an extension to bring the waters of the Little Tennessee River within the pool of this project); Cherokee Dam; Apalachia Dam; Ocoee Dam Numbered 3; Fontana Dam; South Holston Dam; Watauga Dam; Douglas Dam; an additional unit at the Sheffield steam plant; a system of public-use navigation terminals on the Tennessee River; and a fertilizer and elemental phosphorus manufacturing plant at or near Mobile, Alabama; 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, lawbooks, 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, the unexpended balance on June 30, 1943, in the "Tennessee Valley Authority fund, 1943", and the receipts of the Tennessee Valley Authority from all sources during the fiscal year 1944 (subject to the provisions of 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 1944", to remain available until June 30, 1944, and to be available for the payment of obligations chargeable against the "Tennessee Valley Authority fund, 1943": *Provided*, That purchases may be made by the Authority during the fiscal year 1944 without regard to the provisions of section 3709 of the Revised Statutes and section 9 (b) of the Tennessee Valley Authority Act, as amended, when in the judgment of the Board of Directors of the Authority such a procedure will expedite the completion of projects determined by the President to be essential for defense purposes: *Provided further*, That funds available for expenditure during the fiscal year ending June 30, 1943, may be expended to defray the necessary expenses of authorized travel, subject to the limitation that the total amount expended for such purpose during said fiscal year shall not exceed \$769,044.

46 Stat. 696.

46 Stat. 818.  
Salary restriction.

46 Stat. 701.  
19 U. S. C. §§ 1336-1338.

48 Stat. 58.  
16 U. S. C., Supp. II, ch. 12A.  
Construction of dams.

Navigation terminals.  
Fertilizer and elemental phosphorus plant.

Salaries and expenses.

56 Stat. 418.  
Accounting.

48 Stat. 71.  
16 U. S. C. § 831y.  
Tennessee Valley Authority fund 1944.

Purchases.

41 U. S. C. § 5.  
48 Stat. 63.  
16 U. S. C. § 831h;  
Supp. II, § 831h.

Travel expenses.

## THE ALLEY DWELLING AUTHORITY

For the maintenance and operation of properties under title I of the District of Columbia Alley Dwelling Authority Act, \$12,000: *Provided*, That all receipts derived from sales, leases, or other sources shall be covered into the Treasury of the United States monthly.

48 Stat. 931.  
D. C. Code § 5-105 (a).

## THE TAX COURT OF THE UNITED STATES

For necessary expenses of the Tax Court of the United States as authorized by chapter 5 of the Internal Revenue Code, and sections 504 and 510 of the Revenue Act of 1942, including personal services and contract stenographic reporting services, traveling expenses, carfare, stationery, purchase and exchange of lawbooks and books of reference, and periodicals, \$555,940.

53 Stat. 158; 56 Stat. 957, 967.  
26 U. S. C. §§ 1100-1146; Supp. II, § 1100 *et seq.*  
7 U. S. C., Supp. II, §§ 644, 648.

For all printing and binding for the Tax Court of the United States, \$32,000.

## UNITED STATES MARITIME COMMISSION

To increase the construction fund established by the Merchant Marine Act, 1936, \$1,289,780,000: *Provided*, That during the fiscal year 1944; (1) not to exceed \$19,350,000 shall be available for administrative expenses of the United States Maritime Commission, including personal services in the District of Columbia; expenses of attendance (not to exceed \$5,900), when specifically authorized by the Chairman of the Commission, at meetings concerned with the work of the Commission; printing and binding; lawbooks and books of reference; periodicals and newspapers (not to exceed \$6,000); teletype services; purchase (not to exceed \$28,725), maintenance, repair, and operation of passenger-carrying automobiles; compensation as authorized by the Act of August 4, 1939, for officers of the Army, Navy, Marine Corps, or Coast Guard, detailed to the Commission; allowances for living quarters, including heat, fuel, and light, as authorized by the Act of June 26, 1930; and not to exceed \$500,000 for the employment by contract or otherwise of persons, firms, or corporations for the performance of legal and other special services, without regard to section 3709 of the Revised Statutes; (2) not to exceed \$3,650,000 shall be available for administrative expenses of such offices, divisions, or sections of the Commission designated from time to time by the War Shipping Administrator as a joint service organization for the Commission and the War Shipping Administration, including the objects hereinabove specified; and (3) transfers between amount limitations above may be made upon approval of the Director of the Bureau of the Budget.

Construction fund.  
49 Stat. 1987.  
46 U. S. C. § 1116.  
Administrative expenses.

53 Stat. 1182.  
46 U. S. C. § 1111.

46 Stat. 818.  
5 U. S. C. § 118a.

41 U. S. C. § 5.

## 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 (38 U. S. C. 11-11f), and any and all laws for which the Veterans' Administration is now or may hereafter be charged with administering, \$117,677,000: *Provided*, That not to exceed \$3,500 of this amount shall be available for

*Post*, p. 618.

Salaries and expenses.

46 Stat. 1016.

Attendance at meetings.

expenses, except membership fees, of employees, detailed by the Administrator of Veterans' Affairs to attend meetings of associations for the promotion of medical science or for the betterment of insurance practices and conventions of organized war veterans: *Provided further*, That this appropriation shall be available also for personal services 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; furnishing and laundering of such wearing apparel as may be prescribed for employees in the performance of their official duties; purchase and exchange of lawbooks, 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 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 Federal Security Agency (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 (24 U. S. C. 134), as amended, for those veterans eligible for admission to Veterans' Administration facilities for hospital or domiciliary care: *Provided further*, That the Administrator is hereby authorized to employ medical consultants for duty on such terms as he may deem advisable and without regard to the Classification Act of 1923, as amended: *Provided further*, That this appropriation shall be available for the purchase directly from sources authorized by the common carriers of printed reduced fare requests for use by veterans when traveling at their own expense from or to Veterans' Administration

Personal services,  
etc.

Transportation of  
school children.

Transfer of funds.

Purchase of tobacco.

Aid to State or Ter-  
ritorial homes.

25 Stat. 450.  
Post, p. 603.

Medical consult-  
ants.

42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*  
Reduced-fare re-  
quests.

facilities: *Provided further*, That notwithstanding the limitation in section 106 of this Act, this appropriation shall be available for the purchase of legal newspapers in an amount not exceeding \$200.

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 \$2,500,000 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, \$200,000.

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 for which this appropriation is made or in prior fiscal years, \$493,000,000, 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, \$21,458,000.

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 (38 U. S. C. 631-632, 661-670), \$125,000, to be immediately available and to remain available until expended.

National Service Life Insurance: For transfer to the National Service Life Insurance Fund, in accordance with the provisions of the National Service Life Insurance Act of 1940, on account of payments of benefits in excess of the reserve of the policy in case of death, or for premiums waived in case of total disability, in cases where the death or total disability of the insured shall have been determined by the Administrator of Veterans' Affairs to be the result of disease or injury traceable to the extra hazards of military or naval service, and to reimburse the National Service Life Insurance Fund for payments made therefrom when recovery of such payments is waived by the Administrator of Veterans' Affairs under the authority of section 609 (a) of said Act, \$250,000,000, to be immediately available.

Hospital and domiciliary facilities: For hospital and domiciliary facilities, \$4,557,000, to remain available until expended: *Provided*, That this amount shall be available for use by the Administrator of Veterans' Affairs, with the approval of the President, for extending any of the facilities under the jurisdiction of the Veterans' Administration or for any of the purposes set forth in sections 1 and 2 of the Act approved March 4, 1931 (38 U. S. C. 438j): *Provided further*, That not to exceed 3 per centum of this amount shall be available for the employment in the District of Columbia and in the field of necessary technical and clerical assistants to aid in the preparation of plans and specifications for the projects as approved hereunder and in the supervision of the execution thereof, and for traveling expenses, field office equipment, and supplies in connection therewith.

Legal newspapers.  
*Post*, p. 194.

Construction and  
repair, restrictions.

Printing and bind-  
ing.  
*Post*, p. 618.

Pensions.

Military and naval  
insurance.

Adjusted service  
and dependent pay.

43 Stat. 125, 128.

National Service  
Life Insurance.

54 Stat. 1008.  
38 U. S. C. §§ 801-  
818; Supp. 11, §§ 801-  
817.  
*Ante*, p. 64.

54 Stat. 1013.  
38 U. S. C. § 809 (a).

Hospital and domi-  
ciliary facilities.  
Extension.  
*Post*, p. 618.

46 Stat. 1550, 1551.  
38 U. S. C. §§ 438j,  
438k.  
Technical and clerical  
assistants.

Payment of claims.  
56 Stat. 773.  
50 U. S. C., Supp.  
II, app. §§ 540-554.

Soldiers' and Sailors' Civil Relief: For payment of claims as authorized by article IV of the Soldiers' and Sailors' Civil Relief Act Amendments of 1942, \$70,000, to be immediately and continuously available until expended: *Provided*, That any moneys received under said article IV shall be credited to this appropriation.

Total.  
Hospitalization,  
etc., restrictions.

Total, Veterans' Administration, \$887,087.000: *Provided*, That no part of this appropriation shall be available for hospitalization or examination of any persons except beneficiaries entitled under the laws bestowing such benefits to veterans, unless reimbursement of cost is made to the appropriation at such rates as may be fixed by the Administrator of Veterans' Affairs.

Salaries of desig-  
nated officials.

SEC. 102. During the fiscal year ending June 30, 1944, the salaries of the Commissioners of the United States Maritime Commission, with the exception of the Chairman so long as the office is held by the present incumbent, and the Commissioners of the United States Tariff Commission shall be at the rate of \$10,000 each per annum.

Persons advocating  
overthrow of U. S.  
Government.

SEC. 103. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penal clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Affidavit.

Penalty.

Payment of certain  
salaries, etc., restric-  
tion.

SEC. 104. No part of any appropriation or authorization in this Act shall be used to pay any part of the salary or expenses of any person whose salary or expenses are prohibited from being paid from any appropriation or authorization in any other Act; but this prohibition shall be effective only during the period for which such prohibition in such other Act is effective.

Travel expenses,  
limitation.

SEC. 105. Where appropriations in this Act are expendable for travel expenses and no specific limitation has been placed thereon, the expenditures for travel expenses may not exceed the amount set forth therefor in the budget estimates submitted for the appropriations.

Expenditures for  
newspapers, etc., lim-  
itation.

SEC. 106. Where appropriations in this Act are expendable for the purchase of newspapers and periodicals and no specific limitation has been placed thereon, the expenditures therefor under each such appropriation may not exceed the amount of \$50: *Provided*, That this limitation shall not apply to the purchase of scientific, technical, trade, or traffic periodicals necessary in connection with the performance of the authorized functions of the agencies for which funds are herein provided.

## TITLE II—GENERAL PROVISIONS

Travel of civilian  
personnel.

SEC. 201. (a) Appropriations for the fiscal year 1944 available for expenses of travel of civilian officers and employees of the executive departments and independent establishments shall be avail-

able 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.

(b) Appropriations of the executive departments and independent establishments for the fiscal year 1944 available for the transportation of things shall be available, in accordance with the Act of October 10, 1940 (5 U. S. C. 73c-1), for expenses incurred in the transfer of household goods and effects of civilian officers and employees of such departments and establishments when transferred from one official station to another for permanent duty.

SEC. 202. Unless otherwise specifically provided, no appropriation available for the executive departments and independent establishments for the fiscal year 1944 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 such amount as the Secretary of War, in the case of the War Department, the Secretary of the Navy, in the case of the Navy Department, the Commissioners, in the case of the government of the District of Columbia, and the Director of the Bureau of the Budget, in the case of other essential governmental needs, may determine necessary to obtain satisfactory motor-propelled passenger-carrying vehicles, but in no event shall the price so paid for any such vehicle exceed the maximum price therefor established by the Office of Price Administration and in no event more than \$1,500, which amount shall be in addition to the amount required for transportation.

(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 case 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, the heads of the executive departments, Ambassadors, Ministers, and *chargés d'affaires*.

SEC. 203. In purchasing motor-propelled or animal-drawn vehicles or tractors, or road, agricultural, manufacturing, or laboratory equipment, or boats, or parts, accessories, tires, or equipment thereof, the head of any executive department or independent establishment or his duly authorized representative may exchange or sell similar items and apply the exchange allowances or proceeds of sales in such cases in whole or in part payment therefor.

SEC. 204. Section 3709, Revised Statutes (41 U. S. C. 5), shall not apply to any purchase by or service rendered to any executive department or independent establishment during the fiscal year 1944 when the aggregate amount involved does not exceed \$100, but this section shall not be construed as affecting any provision of law authorizing purchases or services without regard to said section 3709 in amounts greater than \$100.

Transfer of household goods, etc.

54 Stat. 1105.  
5 U. S. C., Supp. II,  
§ 73c-1 note.

Vehicles.

Purchase limitation.

Maintenance, repair, etc.

"Official purposes."

Exchange allowances, etc.

Minor purchases.

Citizenship requirements.

SEC. 205. Unless otherwise specified and until July 1, 1944, no part of any appropriation contained in this or any other Act shall be used to pay the compensation of any officer or employee of the Government of the United States (including any agency the majority of the stock of which is owned by the Government of the United States) whose post of duty is in continental United States unless such person (1) is a citizen of the United States, (2) is a person in the service of the United States on the date of enactment of this Act who, being eligible for citizenship, had filed a declaration of intention to become a citizen of the United States prior to such date, or (3) is a person who owes allegiance to the United States: *Provided*, That for the purpose of this section, an affidavit signed by any such person shall be considered prima facie evidence that the requirements of this section with respect to his status have been complied with: *Provided further*, That any person making a false affidavit shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penal clause shall be in addition to, and not in substitution for, any other provisions of existing law: *Provided further*, That any payment made to any officer or employee contrary to the provisions of this section shall be recoverable in action by the Federal Government. This section shall not apply to citizens of the Commonwealth of the Philippines or to nationals of those countries allied with the United States in the prosecution of the war: *Provided*, That this section shall become effective on the date of enactment of this Act and shall supersede and be in lieu of similar provisions in appropriation Acts restricting the expenditure of funds during the fiscal year 1943, but any exemptions from such superseded provisions shall remain in force in connection with the operation of this section until June 30, 1943.

Affidavit.

Penalty.

Recoupment.

Exceptions.

Effective date of section.

Administration of oaths.

SEC. 206. Hereafter any officer or employee of any of the executive departments or independent establishments, including any agency the majority of the stock of which is owned by the Government of the United States, designated in writing by the head thereof for such purpose, is hereby authorized to administer the oath required by section 1757, Revised Statutes, as amended (5 U. S. C. 16), incident to entrance into the executive branch of the Federal Government, or any other oath required by law in connection with employment therein, such oath to be administered without charge or fee and to have the same force and effect as oaths administered by officers having seals.

Short title.

SEC. 207. This Act may be cited as the "Independent Offices Appropriation Act, 1944".

Approved June 26, 1943.

[CHAPTER 146]

AN ACT

To amend section 32 of the Emergency Farm Mortgage Act of 1933, as amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the tenth sentence of section 32 of the Emergency Farm Mortgage Act of 1933, as amended, is amended by striking out "July 1, 1943" wherever it appears therein and inserting in lieu thereof "July 1, 1945".

Approved June 26, 1943.

June 26, 1943  
[H. R. 2427]  
[Public Law 91]

<sup>48</sup> Stat. 347; <sup>56</sup> Stat. 306.  
<sup>12</sup> U. S. C., Supp. II, § 1016 (g).

## [CHAPTER 147]

## AN ACT

Making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1944, and additional appropriations therefor for the fiscal years ending June 30, 1942, and June 30, 1943, and for other purposes.

June 26, 1943  
[H. R. 2713]  
[Public Law 92]

*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, 1944, namely:

## NAVAL ESTABLISHMENT

Naval Appropriation Act, 1944.  
Post, p. 626.

## OFFICE OF THE SECRETARY

## MISCELLANEOUS EXPENSES

For traveling expenses of civilian employees, including travel of dependents of employees to and from navy yards or stations outside the continental limits of the United States; 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 (hereafter in this Act referred to as the Secretary), such attendance would be of benefit in the conduct of the work of the Navy Department; physical examinations by civilian physicians and in other than naval hospitals of civilian employees engaged in hazardous occupations; expenses of courts and boards; purchase of law and reference books; expenses of prisoners and prisons; clerical assistance; witnesses' fees and traveling expenses; promoting accident prevention and safety in shore establishments of the Navy, to be expended in the discretion of the Secretary; newspapers and periodicals for the naval service; all advertising of the Navy Department and its bureaus (except advertising for recruits for the Bureau of Naval Personnel); costs of suits; maintenance of attachés and others abroad, including office rental and pay of employees, and not to exceed \$900 for any one person for allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (5 U. S. C. 118a); contingencies for the Director of Naval Intelligence, to be expended in his discretion, not to exceed \$2,000; collection and classification of information pertaining to Naval Intelligence, and pertaining to the legal, physical, and engineering characteristics of naval facilities provided for the conduct of the war, including, for such latter purpose, personal services at the seat of government or elsewhere; telephone, telegraph, and teletype rentals and tolls (including not to exceed \$300 for extension telephones between the telephone switchboards at the official stations of naval officials and the living quarters of such officials), telegrams, radiograms, and cablegrams for the Navy Department and the naval service; postage, foreign and domestic and post-office box rentals; microphotographic services; 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 approved July 11, 1919 (34 U. S. C. 600); necessary expenses for maintenance and operation of a security inspection force (including personal services at the seat of government or elsewhere, by contract or otherwise, without regard to section 3709, Revised Statutes, or the civil service or classification laws); and other necessary and incidental expenses; in all, \$32,423,605.

Physical examination of civilian employees.

Living quarters.

46 Stat. 818.

Interned persons and prisoners of war.

Damage claims.  
41 Stat. 132.  
34 U. S. C., Supp.  
II, § 600 note.

41 U. S. C. § 5.

## 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 the seat of government, arising at home or abroad, but impossible to be anticipated or classified, to be expended on the approval and authority of the Secretary, 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, and for examination of estimates for appropriations and of naval activities in the field for any branch of the naval service, \$185,000.

## NAVAL RESEARCH LABORATORY

For necessary work of the Naval Research Laboratory for the benefit of the naval service, operation and maintenance of a laboratory, additions to equipment, maintenance of buildings and grounds, temporary employment of such scientific and technical civilian assistants as may become necessary at rates of pay not exceeding \$25 per diem for any person so employed, and subscriptions to technical periodicals, to be expended under the direction of the Secretary, \$2,475,000.

## OPERATION AND CONSERVATION OF NAVAL PETROLEUM RESERVES

To enable the Secretary to carry out the provisions contained in the Act approved June 4, 1920, as amended (34 U. S. C. 524), requiring him to conserve, develop, use, and operate the naval petroleum reserves, \$50,000: *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 to protect Naval Petroleum Reserve Numbered 1, established by Executive order of September 2, 1912, pursuant to the Act of June 25, 1910 (43 U. S. C. 141-143), by drilling wells and performing any work incident thereto: *Provided further*, That no part of the sum made available for the protection of this property shall be expended if satisfactory agreement or agreements can be made with owners of land within or adjoining said Reserve Numbered 1 not to drill wells for the purpose of producing oil or gas.

## NAVAL PRISON FARMS AND PRISON PERSONNEL

For operation, maintenance, and improvement of naval prison farms and welfare, recreation, and education of prison personnel, to be expended under such regulations as the Secretary may prescribe, \$25,000: *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.

## OCEAN AND LAKE SURVEYS, NAVY

For hydrographic surveys, including pay of hydrographic surveyors, cartographic draftsmen, and recorders, and for purchase of nautical books, charts, and sailing directions, \$119,000.

## BUREAU OF NAVAL PERSONNEL

## TRAINING, EDUCATION, AND WELFARE, NAVY

Naval War College: For maintenance, operation, and other necessary expenses of the Naval War College; services of a professor of

41 Stat. 813.

Protection of Reserve No. 1.

36 Stat. 847.

Limitation.

48 Stat. 1227.  
31 U. S. C. § 725c.

international law, \$2,000; services of lecturers, \$2,000; library expenses, including purchase, binding, and repair of books and periodicals and subscriptions to newspapers and periodicals; and not exceeding \$1,000 for contingencies of the president of the Naval War College to be expended in his discretion, \$150,000;

Naval training stations: For maintenance, operation, and other necessary expenses, including repairs, improvements, and care of grounds of the naval training stations which follow:

Naval training stations.

San Diego, California, \$2,560,000;  
Newport, Rhode Island, \$2,550,000;  
Great Lakes, Illinois, \$5,950,000;  
Norfolk, Virginia, \$850,000;  
Lake Pend Oreille, Idaho, \$3,300,000;  
Lake Seneca, New York, \$3,300,000;  
Port Deposit, Maryland, \$2,200,000;

Fleet training.

Fleet training: For trophies and badges for excellence in gunnery, target practice, communication, engineering exercises, and economy in fuel consumption, to be awarded under such rules as the Secretary may formulate; recording, classifying, compiling, and publishing the rules and results; establishment and maintenance of shooting galleries, target houses, targets, and ranges; hiring established ranges; entrance fees in matches for the rifle team, and special equipment therefor, \$248,000;

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 (34 U. S. C. 1073), and special instruction and education, including rental, maintenance, and operation of property for instruction purposes, and individual training of officers and enlisted personnel at home and abroad, including maintenance of students abroad, except aviation and submarine training otherwise appropriated for, \$37,000,000: *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, the Corps of Civil Engineers, and officers assigned to engineering duty only, except present students and except such officers who are commissioned in such corps or have been assigned to engineering duty only 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;

Instruction.

49 Stat. 1092.  
Post, p. 594.

Special educational courses.

Libraries: For libraries, including professional books, textbooks, and religious books for ships and shore stations not otherwise appropriated for, \$2,500,000;

Libraries.

Welfare and recreation: For welfare and recreation of the Navy, including periodicals and newspaper subscriptions, and care and operation of schools at naval stations for the children of Naval and Marine Corps commissioned, enlisted, and civilian personnel, to be expended in the discretion of the Secretary, \$7,255,000;

Welfare and recreation.

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, as amended by the Act of August 6, 1937 (34 U. S. C. 821), \$660,000: *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

Naval Reserve Officers' Training Corps.

43 Stat. 1276; 50 Stat. 563.  
34 U. S. C., Supp. II, § 821.  
Furnishing of uniforms, etc.

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, \$68,523,000.

#### MISCELLANEOUS EXPENSES, BUREAU OF NAVAL PERSONNEL

For all miscellaneous expenses, including supplies for seamen's quarters; commissions, warrants, diplomas, discharges, good-conduct badges, medals, and identification tags, \$75,000.

#### NAVAL RESERVE

For all expenses not otherwise provided for, authorized by the "Naval Reserve Act of 1938", as amended, and the "Naval Aviation Cadet Act of 1942" (56 Stat. 737), in connection with organizing, administering, recruiting, instructing, training, and drilling the Naval Reserve, including designing, purchasing, and engraving of medals and trophies; medical supplies and equipment; purchase, maintenance, and operation of ambulances; aviation matériel, equipment, and fuel in connection with aviation activities of the Naval and Marine Corps Reserve; maintenance and operation of floating equipment; rental, maintenance, and operation of such shore stations as may be required in connection with Naval Reserve activities, \$450,000,000: *Provided*, That no appropriation in this Act shall be available for pay, allowances, travel, or other expenses of any officer or enlisted person 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 members of the Fleet Reserve, Fleet Marine Corps Reserve, or members on the honorary retired list of such Reserve forces.

52 Stat. 1175.  
34 U. S. C. § 853;  
Supp. II, §§ 853 et  
seq., 850a note.  
Post, pp. 573, 574,  
575, 586.

Pay, allowances,  
etc., restriction.

#### NAVAL ACADEMY

Pay, Naval Academy: For pay of employees, 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 (34 U. S. C. 1073), \$1,573,000: *Provided*, That this appropriation shall not be available for the employment of more than fourteen masters and instructors in swordsmanship and physical training.

49 Stat. 1092.  
Post, p. 594.

Maintenance, Naval Academy: For all expenses necessary for maintenance and operation of the Naval Academy; expenses of lecturers and entertainment (not exceeding \$3,000); expenses of the Board of Visitors to the Naval Academy; contingencies for the Superintendent of the Naval Academy (not exceeding \$5,200) and for the Commandant of Midshipmen (not exceeding \$1,200), to be expended in their respective discretions; reference books, newspapers, periodicals, apparatus, equipment, and necessary supplies; purchase without regard to section 3709, Revised Statutes, binding, and repairs of books for the library; \$1,819,400, of which amount \$2,000 shall be available exclusively for the care of a collection of ship models.

41 U. S. C. § 5.

#### NAVAL HOME, PHILADELPHIA, PENNSYLVANIA

For all salaries and expenses necessary for the maintenance and operation of the Naval Home and plot in cemetery, including burial expenses and headstones; music in chapel and entertainment for beneficiaries; transportation of indigent, destitute, sick, and insane beneficiaries and their attendants and necessary subsistence for both;

employment and support of such beneficiaries; and maintenance, repair, and operation of one motor-propelled passenger-carrying vehicle; \$360,660.

## BUREAU OF SHIPS

### MAINTENANCE, BUREAU OF SHIPS

For designing hulls, machinery, and equipment of naval vessels, except armament; experimental, developmental, and research work; payment on a strictly part-time or intermittent employment basis in the District of Columbia, or elsewhere, solely under the Bureau of Ships, of such scientists and technicians as may be contracted for by the Secretary, in his discretion, at a rate of pay not exceeding \$25 per diem for any person so employed; maintenance, repairs, renewal, and alterations of hulls, machinery, and equipment of naval vessels, nonnaval vessels operated for naval requirements, and yard and district craft except machinery and equipment under the cognizance of other bureaus; docking of vessels; maritime salvage services and other purposes in connection therewith authorized by law; relief of vessels in distress; hire of lighters, tugs, and small craft; pay, subsistence, and incidental expenses of civilian crews temporarily employed on naval vessels; equipage, appliances, supplies, materials, and services, at home and abroad, under the cognizance of the Bureau of Ships; searchlights and fire-control equipment for antiaircraft defense at shore stations; maintenance and operation of the Naval Communication Service (including teletype), the experimental model basin, Carderock, Maryland, and the engineering experiment station, Annapolis, Maryland, including maintenance and equipment of buildings and grounds and appurtenances; purchase, installation, repair, and preservation of machine tools, plant appliances, and equipment (including furniture in industrial activities) in naval establishments or private plants; accident prevention; incidental expenses for naval vessels, navy yards and stations, and other activities under the cognizance of the Bureau of Ships, such as photographing, plans, stationery, drafting instruments and other material; and technical books and publications for said Bureau; \$1,735,880,000: *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, except for messes temporarily set up on shore for bachelor officers and officers attached to seagoing or district defense vessels, to aviation units based on seagoing vessels, to the fleet air bases, to the submarine bases, or to landing forces and expeditions.

Defense installations on merchant vessels, to remain available until expended, \$57,000,000.

Antiaircraft defense at shore stations.

Machine tools, plant appliances, etc.

Tableware, etc., in officers' quarters.

Defense installations on merchant vessels.

## BUREAU OF ORDNANCE

### ORDNANCE AND ORDNANCE STORES, NAVY

For developing, procuring, producing, preserving, and handling ordnance supplies, material and equipment for naval purposes; for essential equipment, facilities, machine tools, including replacements, and services at naval or private establishments to expedite the production of ordnance material; minor improvements (not to exceed \$20,000 upon any building project of a permanent character), maintenance, operation, and other necessary expenses of naval ordnance shore activities; technical books and periodicals; maintenance, repair

Post, p. 626.

Expediting production.

and operation of motor-propelled and other freight and passenger-carrying vehicles at such activities; target practice; payment on a strictly part-time or intermittent employment basis in the District of Columbia, or elsewhere, solely under the Bureau of Ordnance, of such scientists and technicians as may be contracted for by the Secretary in his discretion at a rate of pay not exceeding \$25 per diem for any person so employed, and for care and operation of schools at four ordnance stations; \$3,476,800,000.

Care and operation of schools.

## BUREAU OF SUPPLIES AND ACCOUNTS

### PAY, SUBSISTENCE, AND TRANSPORTATION OF NAVAL PERSONNEL

For pay and allowances, subsistence and transportation prescribed by law for naval personnel, including reserves on active duty—

Pay and allowances.  
Post, p. 626.

Pay and allowances: Officers, active duty, no part of which shall be available for increased pay for making aerial flights by more than forty-five officers above the rank of captain nor by nonflying officers or observers at rates in excess of those prescribed by law for the Army, which shall be the legal maximum rates as to such nonflying officers or observers; midshipmen; officers, retired, inactive; enlisted personnel, active, including cash prizes for men for excellence in gunnery, target practice, communication, engineering competition and additional pay for duty as messmen; enlisted men, retired, inactive; men of the Fleet Reserve, inactive; nurses, female, active; nurses, female, retired, inactive; six months' death gratuity, officers, nurses, and enlisted personnel; cash allowances for uniforms for officers; clothing furnished annually to enlisted personnel and issued in kind to members of the Navy Nurse Corps, or cash in lieu thereof; civilian clothing, including an overcoat when necessary, the cost of all not to exceed \$25 per person to enlisted personnel given discharges for bad conduct, undesirability, unsuitability, or inaptitude; reimbursement in kind or in cash as authorized by law to persons in the naval service, for personal property lost, destroyed, or damaged; including reimbursement, under rules prescribed by the Secretary, of naval personnel who furnish from their personal stock subsistence and clothing to shipwrecked and destitute persons; purchase of medals, crosses, bars, emblems, and other insignia; miscellaneous items, including hire of quarters for officers serving with troops where sufficient quarters are not possessed by the United States to accommodate them; rent of quarters for members of the Nurse Corps; and hire of quarters for naval personnel, comparable to quarters assignable on a capital ship, as authorized by the Secretary to meet emergency conditions, including officers and 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: *Provided*, That under this authorization no funds may be expended for the hire of quarters for occupancy by the dependents of officers or enlisted personnel; interest on deposits by enlisted personnel; losses in the accounts of Navy, Marine Corps, and Coast Guard officers certified under the Act of July 11, 1919 (31 U. S. C. 105), and the Act of June 10, 1921 (31 U. S. C. 104), and payments in settlement of claims under the Act of January 2, 1942 (31 U. S. C. 224d); total pay and allowances, \$3,018,185,000: *Provided*, That, except for the public quarters occupied by the Chief 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, aviation units based on seagoing vessels (including officers' messes at naval air stations), submarine bases, overseas bases (includ-

Post, p. 628.

Quarters for personnel.

Quarters for dependents, restriction.

41 Stat. 132; 42 Stat. 24.

55 Stat. 880.  
31 U. S. C., Supp. II, § 224d.

*Ante*, p. 66.  
Enlisted men or civil employees as household servants.

ing Alaska), mobile hospitals, landing forces and expeditions, and such bachelor officers' quarters and messes as may be specifically designated by the Secretary and, in addition, not to exceed three hundred in number at such other places as shall be designated by the Secretary, 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 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: For provisions for messes, subsistence in messes, commuted rations including commuted rations for enlisted personnel on leave at 65 cents per diem, and other subsistence in kind; midshipmen's rations at 85 cents per diem; subsistence in kind in hospital messes of female nurses, hospital corpsmen and other enlisted personnel on duty in hospitals; active duty enlisted personnel, active and inactive retired enlisted personnel and members of the Fleet Reserve when sick and in hospitals, credited at the rate of 80 cents per ration; subsistence of Navy and Marine Corps general courts-martial prisoners undergoing imprisonment; money allowances for subsistence and quarters of enlisted personnel when not furnished quarters or subsistence in kind, and for enlisted personnel absent from messes on temporary duty not involving travel (during which time all other subsistence shall be stopped); total subsistence, \$520,817,984;

Transportation and recruiting: For mileage and actual and necessary expenses and per diem in lieu of subsistence as authorized by law to officers and nurses while traveling under orders, including expenses when on duty with traveling recruiting parties, the cost of a compartment or such other accommodations as may be authorized by the Secretary for security when secret documents are transported by officer messenger, and expenses of attendance, at home and abroad, upon meetings of technical, professional, scientific, and other similar organizations when, in the judgment of the Secretary, 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, and for transportation of midshipmen, including reimbursement of traveling expenses, while traveling under orders after appointment, and transportation in kind and subsistence to discharged midshipmen; travel allowance or transportation and subsistence of enlisted personnel upon discharge, including enlisted personnel discharged on medical survey to their homes if residents of the United States; transportation of enlisted personnel and applicants for enlistment at home and abroad and insane supernumerary patients to hospitals, all with subsistence and transfers en route or cash in lieu thereof; expenses of funeral escorts of naval personnel and apprehension and delivery of deserters and stragglers, and for railway, steamship, and airway guides and expenses incident to transportation; transportation of dependents of officers and enlisted personnel including those of retired and Reserve officers, and of retired and Reserve enlisted personnel of grades entitled to transportation of dependents in the Regular Navy when ordered to active duty (other than training) and upon release therefrom; for actual expenses of officers and midshipmen while on shore-patrol duty, including the hire of automobiles when necessary for the use of the shore-patrol

Subsistence.

Transportation and recruiting.

Secret documents.

Midshipmen.

Transportation of dependents.

detachment; for all necessary expenses for recruiting for the naval service, including lodging and subsistence of applicants, rent of rendezvous and expenses of maintaining the same, and advertising for and obtaining men; total transportation, \$162,956,000;

Total.

Care of Veterans' Administration patients.

Appointment of enlisted men to Naval Academy.

Per diem rates of allowance.

Money allowances in lieu of transportation. Post, pp. 208, 210.

Use of receipts for expenditures.

Transportation of dependents, etc.

In all, for pay, subsistence, and transportation of naval personnel, \$3,701,958,984, and the money herein specifically appropriated for "Pay, subsistence and transportation, Navy", shall be disbursed and accounted for in accordance with existing law and shall constitute one fund: *Provided*, That hereafter 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 annually appropriated for: *Provided further*, That during the present emergency qualified enlisted men of the Navy, Naval Reserve, and Marine Corps may be appointed to the Naval Academy after nine months of service: *Provided further*, That the Secretary, in prescribing per diem rates of allowance in accordance with law, is hereby authorized to prescribe such per diem, whether or not orders are given to officers for travel to be performed repeatedly between two or more places in the same vicinity and without regard to the length of time away from their designated posts of duty under such orders, and also the actual and necessary expenses or per diem in lieu thereof as he may determine and approve for naval personnel on special duty in foreign countries, including per diem allowances, not exceeding \$6, to naval personnel of, or under training for, the Naval Air Transport Service while on such duty or training away from their permanent stations: *And provided further*, That funds appropriated under the heads of "Pay, subsistence, and transportation", "General expenses, Marine Corps", "Pay and allowances, Coast Guard", in this Act shall be available for the payment of money allowances, in lieu of transportation by the shortest usually traveled route now authorized by law to be furnished in kind, at 3 cents per mile to enlisted men regardless of the mode of travel who, under regulations prescribed by the Secretary, travel at their own expense.

#### MAINTENANCE, BUREAU OF SUPPLIES AND ACCOUNTS

For equipage, supplies, and services under the cognizance of the Bureau of Supplies and Accounts, including commissions, interest, and exchange; ferrage and bridge tolls, including streetcar fares; rent of buildings and offices not in navy yards for naval purposes, not otherwise provided for, and for other Government agencies as necessitated by their vacation of Government-owned property for naval use; accident prevention; services of civilian employees under the cognizance of the Bureau of Supplies and Accounts; payment on a strictly part-time or intermittent employment basis in the District of Columbia or elsewhere, solely under the Bureau of Supplies and Accounts, of such specialists as may be contracted for by the Secretary, at a rate of pay not exceeding \$25 per diem for any person so employed; ice and mechanical devices for cooling drinking water on shore (except at naval hospitals and shops at industrial navy yards); \$201,690,000: *Provided*, 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: *Provided further*, That during the fiscal year 1944 the dependents and

household effects of such personnel of the Naval Establishment on duty at stations outside the continental limits of the United States, and in Alaska, as may be determined upon by the Secretary, may, prior to the issuance of orders for the relief of such personnel from their stations, be moved (including packing and unpacking of household effects) to such locations in continental United States as may be selected by the Secretary, by the use of either Government or commercial means of transportation, and later from such locations to the duty stations to which such personnel may be ordered, and current appropriations of the Naval Establishment available for travel and transportation may be used for this purpose.

#### TRANSPORTATION OF THINGS

For transportation of things (as defined by Budget-Treasury Regulation Numbered 1) pertaining to the Navy (excluding Marine Corps and Coast Guard), \$200,000,000.

#### CLOTHING AND SMALL-STORES FUND

Clothing and small-stores fund: For purchase of clothing and small stores for issue to the naval service, to be added to the "Clothing and small-stores fund", \$47,240,000.

#### FUEL AND TRANSPORTATION, NAVY

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 expense of transportation and storage of both, \$127,685,000.

### BUREAU OF MEDICINE AND SURGERY

#### MEDICAL DEPARTMENT

For equipment, supplies, maintenance, and operation of Medical Department activities ashore and afloat, including repairs, minor extensions and improvements of buildings and grounds thereof (not to exceed \$20,000 upon any building project of a permanent character), and compensation of employees; tolls and ferrriage; necessary instruction of personnel, including equipment; issuance of medical bulletins and information; laundry supplies and services; maintenance, operation and repair of motor-propelled busses; care of the dead as authorized by law, including transportation; purchase of technical books and stationery; optical supplies for naval personnel under regulations prescribed by the Secretary; and other necessary expenses, including care, maintenance, and treatment of patients in naval and other hospitals, \$73,000,000.

### BUREAU OF YARDS AND DOCKS

#### MAINTENANCE, BUREAU OF YARDS AND DOCKS

For the labor, materials, supplies and facilities necessary for the general maintenance of activities and properties under the cognizance of the Bureau of Yards and Docks, including accident prevention; contingent expenses and minor extensions and improvements of public works at navy yards and stations; and purchase (not to exceed one thousand in addition to motortruck chassis with station-wagon type bodies and motorbusses), maintenance, repair, rental outside conti-

mental United States (not exceeding \$5,000), and operation of passenger-carrying vehicles for the Navy Department and the Naval Establishment not otherwise provided for; payment on a strictly part-time or intermittent employment basis in the District of Columbia, or elsewhere, solely under the Bureau of Yards and Docks, of such engineers, architects, and technicians as may be contracted for by the Secretary, in his discretion, at a rate of pay not to exceed \$25 per diem for any person so employed, \$90,000,000.

#### PUBLIC WORKS, BUREAU OF YARDS AND DOCKS

For public works and public utilities, Bureau of Yards and Docks, including the acquisition of necessary land, \$1,855,317,405 (including \$916,074,400 for all not heretofore appropriated for contract authorizations granted in title IV, Naval Appropriation Act, 1943 and prior Acts), which, together with the unexpended balances of appropriations heretofore made under this head, shall be finally accounted for as one fund, which fund shall be available for continuing or completing the construction of any project heretofore authorized or undertaken thereunder, for acquisition or construction of temporary or emergency buildings and facilities at localities within or without the United States, needed by the Navy and specifically approved by the Secretary, including collateral public works items, projects for personal services (including group IV (b) personnel), and other expenses, and payment on a strictly part-time or intermittent employment basis in the District of Columbia or elsewhere, solely under the Bureau of Yards and Docks, of scientists, technicians, and other personnel, at not to exceed \$25 per diem.

No part of the appropriations in this Act under the Navy Department shall be expended for a permanent type of construction at any shore establishment of any character acquired subsequently to the calendar year 1938, unless such establishment shall be designated by the Secretary as a permanent establishment, and, in that event, a permanent type of construction shall be used only to meet such permanent requirements as the Secretary may approve: *Provided*, That nothing herein shall prevent construction of a type sufficiently substantial for the use intended nor apply to construction projects now under contract or in progress: *Provided further*, That no part of such appropriations may be obligated for the construction of quarters, including heating and plumbing apparatus, wiring and fixtures, for greater amounts per unit than follow:

##### Permanent construction:

For commissioned officer, \$10,000.

For commissioned warrant or warrant officer, \$7,500.

For enlisted man, \$6,000.

##### Temporary construction:

For commissioned officer, \$7,500.

For commissioned warrant or warrant officer, \$5,000.

For enlisted man, \$3,500.

The fixed fee to be paid the contractor as a result of any contract hereafter entered into under this appropriation shall not exceed 4 per centum of the estimated cost of the contract, exclusive of the fee, as determined by the Secretary.

#### BUREAU OF AERONAUTICS

##### AVIATION, NAVY

For aviation, as follows: For navigational, photographic, aerological, radio, and miscellaneous equipment, including repairs thereto,

Contract authorizations.  
*Ante*, pp. 52, 54.

Permanent type of construction, restriction.

Exceptions.

Maximum obligations, designated units.

Contractor's fee, restriction.

for use with aircraft built or building on June 30, 1943, \$27,027,900; for maintenance, repair, and operation of aircraft factory, air stations, fleet and all other aviation activities, accident prevention, testing laboratories, overhauling of planes, technical books and periodicals for use in the Bureau of Aeronautics and field, outfits for aviation messes, and the purchase for aviation purposes only of special clothing, wearing apparel, and special equipment, \$1,553,472,100, including not to exceed \$1,800,000 for the procurement of helium, which sum of \$1,800,000 shall be transferred to and made available to the Bureau of Mines on July 1, 1943; for continuing experiments and development work on all types of aircraft, including the payment on a strictly part-time or intermittent employment basis in the District of Columbia or elsewhere, solely under the Bureau of Aeronautics, of such scientists and technicians as may be contracted for by the Secretary, in his discretion, at a rate of pay not exceeding \$25 per diem for any person so employed, \$19,500,000; for new construction and procurement of aircraft and equipment, spare parts and accessories, including expansions of and facilities in public or private plants, \$2,983,725,000, of which \$40,000,000 shall be available for obligations incurred under the contract authorization in the Naval Appropriation Act for the fiscal year 1942; in all, \$4,583,725,000, which shall constitute one fund: *Provided*, That in addition to the amount herein appropriated, the Secretary may, prior to July 1, 1944, enter into contracts for new construction and procurement of aircraft and equipment, spare parts and accessories, to an amount not in excess of \$2,000,000,000: *Provided further*, That the Secretary is hereby authorized to consider, ascertain, adjust, determine, and pay out of this appropriation the amounts due on claims for damages which have occurred or may occur to private property growing out of the operations of naval aircraft where such claim does not exceed the sum of \$1,000.

Helium.  
Post, pp. 485, 624.

New construction,  
etc.

56 Stat. 388.

Contract authoriza-  
tions.

Damage claims.

## MARINE CORPS

### PAY, MARINE CORPS

Pay of officers: For pay and allowances prescribed by law for all officers on active duty—pay and allowances, \$74,363,879, including \$9,299,303 for increased pay for making aerial flights, none of which shall be available for increased pay for making aerial flights by nonflying officers or observers at rates in excess of those prescribed by law for the Army, which shall be the legal maximum rates as to such nonflying officers or observers; subsistence allowance, \$10,356,403; rental allowance, \$12,797,820; in all, \$97,518,102;

For pay of officers prescribed by law on the retired list, not on active duty, \$1,225,000;

Pay of enlisted personnel: For pay and allowances of all enlisted personnel and musicians on active duty as prescribed by law; expenses of clerks of the Marine Corps traveling under orders, including not to exceed \$250 for expenses of attendance upon meetings of technical, professional, scientific, and other organizations, when, in the judgment of the Secretary, such attendance would be of benefit in the conduct of the work of the Marine Corps; additional compensation for enlisted personnel of the Marine Corps qualified as expert riflemen, sharpshooters, marksmen, aircraft machine gunners, or regularly detailed as gun captains, gun pointers, messmen; interest on deposits by enlisted personnel; post-exchange debts of deserters, and of personnel discharged or sentenced to terms of imprisonment while in debt to the United States, under such rules as the Secretary may

Officers on active  
duty.

Retired officers.

Enlisted personnel  
on active duty.

prescribe; authorized travel allowance of discharged enlisted personnel; prizes for excellence in gunnery exercises, target practices, and communication competitions; pay of enlisted personnel designated as Navy mail clerks and assistant Navy mail clerks both afloat and ashore; and for gratuities to enlisted personnel discharged not under honorable conditions—pay and allowances, \$348,696,277; allowance for lodging and subsistence, \$21,797,377; in all, \$370,493,654;

Enlisted personnel  
on retired list.

For pay and allowances prescribed by law of enlisted personnel on the retired list, not on active duty, \$1,402,088;

Marine Corps Re-  
serve.

For pay and allowances of personnel of the Marine Corps Reserve not on active duty, \$55,926;

Mileage, etc.

For mileage, actual and necessary expenses, and per diem in lieu of subsistence as authorized by law to officers traveling under orders without troops, \$3,226,710;

In all, \$473,921,480, 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 FORCE, MARINE CORPS

Pay of civil force: For personal services at the seat of government, as follows:

Offices of the Commandant of the Marine Corps and Director of Personnel, Marine Corps, \$266,000;

Office of the paymaster, \$77,000;

Office of the quartermaster, \$319,000; in all, \$662,000.

#### GENERAL EXPENSES, MARINE CORPS

For all necessary expenses for the authorized work of the Marine Corps, other than as appropriated for under the headings of pay and salaries, as follows:

Provisions, etc.

For provisions, subsistence, board, and lodging of enlisted personnel, recruits and recruiting parties, and applicants for enlistment; cash allowance for lodging and subsistence to enlisted personnel traveling on duty; ice, ice machines and their maintenance, \$88,357,800;

Clothing.  
*Post*, p. 628.  
Fuel, etc.  
*Post*, p. 627.

For clothing for enlisted personnel, \$64,364,704;

For fuel, heat, light, and power, including sales to officers, \$7,557,000;

Military supplies,  
etc.

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 personnel by the Government for conspicuous, gallant, and special service; rental and maintenance of target ranges and entrance fees for competitions, \$264,705,000;

Transportation, etc.

For transportation of troops and applicants for enlistment, including cash in lieu of ferrriage and transfers en route; toilet kits for issue to recruits upon their first enlistment and other incidental expenses of the recruiting service; and transportation for dependents of officers and enlisted personnel, \$18,157,500;

Barracks, quarters,  
etc.

For repairs and improvements to barracks, quarters, and other public buildings at posts and stations; leasing and improvement of buildings at such places as the public exigencies require; and erection of temporary buildings upon approval of the Secretary at a total cost of not to exceed \$70,000 during the year, \$4,220,000;

Forage, etc.

For forage and stabling of public animals and the authorized number of officers' horses, \$70,000;

For miscellaneous supplies, material, equipment, personal and other services, and other incidental expenses for the Marine Corps not otherwise provided for; purchase and repair of furniture and fixtures; and purchase (not to exceed thirty in addition to motor-truck chassis with station-wagon type bodies, motorbusses, and motorcycles) and repair of passenger-carrying and other vehicles, including parts; veterinary services, shoeing, 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; books, newspapers, and periodicals; printing and binding; packing and crating of officers' allowance of baggage; funeral expenses of officers, enlisted personnel, accepted applicants for enlistment, and retired officers on active duty, including transportation of their bodies, arms, and wearing apparel from the place of demise to their homes in the United States; construction, operation, and maintenance of laundries; and care and operation of schools at Marine Corps posts, \$51,776,000;

Miscellaneous supplies, etc.

Vehicles.

Schools.

In all, \$499,208,004, to be accounted for as one fund.

## INCREASE AND 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); on account of the acquisition, conversion, alteration, and repair of vessels heretofore authorized (and appropriated for in part); on account of the acquisition, conversion, or construction of not to exceed one million tons of auxiliary vessels, subject to authorization thereof by other law; on account of the acquisition, conversion, or construction of not to exceed one million tons of landing craft and district craft subject to authorization thereof by other law and subject to specific appropriations therefor except such as the Secretary may determine to be necessary for the conduct of the war; and for the replacement of combatant vessels as authorized by the Act of July 9, 1942; for necessary tools, equipment, and facilities in public or private plants for shipbuilding; \$6,324,120,000, to be immediately available and to remain available until expended: *Provided*, That, of the appropriations made available by this Act under the head of "Increase and replacement of naval vessels", there shall be available such sums as the Secretary 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 hereafter may be authorized.

Post, p. 627.

Auxiliary vessels.  
*Ante*, p. 156.

Landing craft and district craft.  
*Ante*, p. 92.

Replacement of combatant vessels.  
56 Stat. 656.  
34 U. S. C., Supp. II, § 498a-5.

Armor, armament, and ammunition: Toward the armor, armament, and ammunition for vessels hereinbefore described under the head of "Construction and machinery", including the necessary machine tools, equipment, land, and facilities for existing or additional public or private plants for the production of armor, armament, and ammunition, \$1,594,000,000, to remain available until expended.

Post, p. 627.

Emergency construction: On account of the one thousand seven hundred and ninety-nine additional vessels appropriated for in part by title VI, Naval Appropriation Act, 1942, including hulls, machinery, outfits, armor, armament, ammunition, and essential tools, equipment, and facilities in public or private plants for the building or equipping of such vessels or portions thereof, to be immediately available and to remain available until expended, \$1,200,000,000: *Provided*, That no obligations shall be incurred under this appropriation

56 Stat. 53, 81.

Limitation on incurring obligations.

after December 31, 1943, that would entail expenditures in liquidation thereof after December 31, 1945.

#### CONSTRUCTION OF FLOATING DRYDOCKS, NAVY

For the construction of mobile floating drydocks, collateral facilities, incidental work, and other objects, as authorized by the Act approved February 19, 1943 (Public Law 1), \$160,000,000, toward contract authorization granted in title IV, Naval Appropriation Act, 1943, to remain available until expended: *Provided*, That to the extent of expenditures made prior to July 1, 1943, for purposes under this head, the appropriation "Repair Facilities, Navy" shall be reimbursed.

*Ante*, p. 3.

*Ante*, p. 55.

Reimbursement.

*Ante*, p. 55.

#### NAVAL EMERGENCY FUND

Reappropriation.  
56 Stat. 233.

The unobligated balance on June 30, 1943, of the funds appropriated under this head in Public 528, Seventy-seventh Congress, approved April 28, 1942, is continued available until June 30, 1944, for objects for which appropriations heretofore have been made.

#### COAST GUARD

Office of Commandant: For personal services at the seat of government, \$1,625,000;

Pay and allowances: For pay and allowances prescribed by law for commissioned officers, cadets, warrant officers, petty officers, and other enlisted personnel, active and retired, temporary cooks, surfmen, substitute surfmen, and three civilian instructors; retired pay for certain members of the former Life Saving Service authorized by the Act approved April 14, 1930 (14 U. S. C. 178a); not exceeding \$10,000 for cash prizes for men for excellence in boatmanship, gunnery, target practice, and engineering competitions; transportation of dependents of Coast Guard personnel on active duty and retired and Reserve officers and of retired and Reserve enlisted personnel, of grades entitled to transportation of dependents in the Regular Coast Guard, when ordered to active duty (other than training) and upon relief therefrom; carrying out the provisions of the Act of June 4, 1920 (34 U. S. C. 943); not to exceed \$15,000 for cost of special instruction, including books, laboratory equipment and fees, school supplies, and maintenance of students; motion-picture and other equipment for instructional purposes; rations or commutation thereof for cadets, petty officers, and other enlisted personnel, mileage and expenses allowed by law for officers, including per diem rates of allowance, and the Secretary is hereby authorized to prescribe per diem rates of allowance for Public Health Service officers detailed to the Coast Guard as authorized for Coast Guard officers; traveling expenses of other persons traveling on duty under orders from the Navy Department, including transportation of cadets, enlisted personnel, and applicants for enlistment, with subsistence and transfers en route, or cash in lieu thereof, 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 (33 U. S. C. 765); uniforms, accouterments and equipment for officers and cadets, and the appropriation reimbursed, as provided by law (14 U. S. C. 30); clothing for enlisted personnel authorized by law; civilian clothing, including an overcoat when necessary, the cost of all not to exceed \$25 per person to enlisted personnel given discharges for bad conduct, undesirability, unsuitability, or inaptitude; reimbursement in kind or in cash as authorized by law to persons in the

46 Stat. 164.

Transportation of dependents.

41 Stat. 824.  
34 U. S. C., Supp. II, § 943.

Public Health Service officers, per diem rates.

43 Stat. 1261.

40 Stat. 1054.

*Post*, p. 628.

Reimbursement for personal property.

naval service, for personal property lost, destroyed, or damaged; actual expenses of officers and cadets and quarters and subsistence of enlisted personnel on shore patrol, emergency shore detail and other detached duty, or cash in lieu thereof; hire of quarters for officers serving with troops where sufficient quarters are not possessed by the United States to accommodate them; hire of quarters for Coast Guard personnel comparable to quarters assignable on a capital ship of the Navy, as authorized by the Secretary to meet emergency conditions, including officers and 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: *Provided*, That under this authorization no funds may be expended for the hire of quarters for occupancy by the dependents of officers or enlisted personnel; expenses of recruiting for the Coast Guard, rent of rendezvous, and expenses of maintaining the same; advertising for and obtaining enlisted personnel and applicants for appointment as cadets; in-service training of enlisted personnel, including textbooks, school supplies, and correspondence courses; transfer of household goods and effects of Coast Guard and Coast Guard Reserve personnel on active duty and when ordered to active duty and upon relief therefrom, and the transfer of household goods and effects of deceased Coast Guard and Coast Guard Reserve personnel who die while on active duty, as prescribed by law and regulations; transportation on Government-owned vessels of privately owned automobiles of Coast Guard personnel upon change of station; purchase of provisions for sale to Coast Guard personnel at isolated stations, and the appropriation reimbursed; and including not to exceed \$483,806 for recreation, amusement, comfort, contentment, and health of the enlisted personnel of the Coast Guard, to be expended in the discretion of the Secretary; \$393,350,000: *Provided*, That no part of this appropriation shall be used for increased pay for making aerial flights by nonflying officers or observers at rates in excess of those prescribed by law for the Army, which shall be the legal maximum rates as to such nonflying officers or observers: *Provided further*, That money accruing from commutation of rations of enlisted personnel commuted for the benefit of any mess may be paid on proper voucher to the officer in charge of such mess: *Provided further*, That existing limitations with respect to the detail of personnel to officers' quarters and messes ashore shall not apply to the Coast Guard Academy, the Coast Guard yard, Coast Guard bases, Coast Guard air stations, Coast Guard training stations, and, in addition, not to exceed one hundred in number at such stations as shall be designated by the Commandant of the Coast Guard with the approval of the Secretary;

General expenses, Coast Guard: For all expenses necessary for the operation and maintenance of the Coast Guard ashore and afloat, except as specifically provided for in other appropriations, including personal services at the seat of government and elsewhere; newspapers, reference books and periodicals, and library books for field units and headquarters; printing and binding; purchase, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles; improvement of property for Coast Guard purposes, including rental, purchase, or use of additional land where necessary and the purchase of land for beacons, daymarks, and fog signals; 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 Coast Guard on duty on board such tenders or vessels, but money accruing from commutation of rations and provisions for the above-named persons on board tenders and light vessels or in working parties in the field may be paid on proper

Quarters for personnel.

Quarters for dependents, restriction.

Recruiting.

In-service training.

Transfer of household goods.

Provisions for sale at isolated stations.

Aerial flights.

Commutation of rations, payments.

Detail to officers' quarters, etc.

Improvement of property.

Rations and provisions.

voucher to the person having charge of the mess of such vessel or party; subsistence and clothing for shipwrecked and destitute persons, including reimbursement, under rules prescribed by the Secretary, of Coast Guard personnel who furnish from their personal stock subsistence and clothing to such persons; not to exceed \$2,500 for contingencies for the Superintendent, United States Coast Guard Academy, to be expended in his discretion; payment of rewards for the apprehension and conviction, or for information helpful therein, of persons found interfering in violation of law with aids to navigation maintained by the Coast Guard; \$64,500,000: *Provided*, That existing limitations with respect to the furnishing of equipment for officers' messes ashore shall not apply to the Coast Guard Academy, the Coast Guard yard, Coast Guard bases, Coast Guard air stations, Coast Guard training stations, Coast Guard depots, messes temporarily set up on shore for officers attached to seagoing vessels, and such bachelor officers' quarters and messes as may be specifically designated by the Secretary;

Coast Guard Academy, contingencies.

Equipment for officers' messes ashore.

*Ante*, p. 211.

Civilian employees, Coast Guard: For compensation of civilian employees in the field, including per diem labor, but excluding personnel provided for in the appropriation "General expenses, Coast Guard", \$2,730,000;

Establishing and improving aids to navigation: For establishing and improving aids to navigation and other works, including the acquisition of sites when specifically approved by the Secretary, \$175,000, which sum shall be available for all expenditures directly relating to the respective projects and remain available until expended;

Acquisition of vessels and shore facilities: For the purchase or construction of additional and replacement vessels and their equipment, charter of other than cargo-carrying vessels, and the construction, rebuilding, or extension of shore facilities, including the acquisition of sites and improvements thereon when specifically approved by the Secretary, and rental of shore facilities for temporary use, \$770,000, to remain available until expended, of which amount not to exceed 4 per centum shall be available for administrative expenses in connection therewith, including personal services at the seat of government;

Retired pay, former Lighthouse Service, Coast Guard: For retired pay of certain officers and employees entitled thereto by virtue of former employment in the Lighthouse Service engaged in the field service or on vessels of the Coast Guard, except persons continuously employed in district offices and shops, \$993,000;

Salaries, Merchant Marine Inspection, Coast Guard: For personal services at the seat of government, \$336,000;

Salaries and expenses, Merchant Marine Inspection, Coast Guard: For all expenses necessary to provide and operate such motorboats and employ such persons as may be necessary for the enforcement of laws relating to navigation and inspection of vessels, boarding of vessels, and counting of passengers on excursion boats to prevent overcrowding, including fees to witnesses; materials, supplies, equipment, and services, including rent and janitor service; purchase 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 at the seat of government and elsewhere, \$3,277,760;

Wherever during the fiscal year 1944 civilian employees of the Coast Guard are replaced by military personnel, as provided in the Act of August 5, 1939 (53 Stat. 1216), funds for the pay and allowances of such military personnel may be transferred, with the

Replacement of civilians by military personnel.

14 U. S. C. § 10f.

approval of the Director of the Bureau of the Budget, from the appropriation or appropriations which provide for the pay of such civilian personnel to the appropriation "Pay and Allowances, Coast Guard";

*Ante*, p. 210.

Total, Coast Guard, \$467,756,760.

## NAVY DEPARTMENT

### SALARIES

For compensation for personal services at the seat of government, as follows:

Office of the Secretary of the Navy: Secretary of the Navy, Under Secretary of the Navy, Assistant Secretaries of the Navy, Director of Personnel, Senior Executive Officer, not to exceed \$7,000, and other personal services, \$389,000;

General Board, \$13,200;

Naval Examining and Retiring Boards, \$15,500;

Compensation Board, \$8,500;

Office of Naval Records and Library, \$39,000;

Office of Judge Advocate General, \$125,900;

Office of Chief of Naval Operations, \$184,300;

Board of Inspection and Survey, \$19,500;

Office of Director of Naval Communications, \$130,900;

Office of Naval Intelligence, \$146,000;

Bureau of Naval Personnel, \$650,000;

Hydrographic Office, \$516,000;

Naval Observatory, including \$2,500 for pay of computers on piece work, \$197,800;

Bureau of Ships, \$637,100;

Bureau of Ordnance, \$152,300;

Bureau of Supplies and Accounts, \$1,014,400;

Bureau of Medicine and Surgery, \$183,500;

Bureau of Yards and Docks, \$279,500;

Bureau of Aeronautics, \$421,500: *Provided*, That the services of technical and clerical personnel may be employed only in the Bureau of Aeronautics in connection with the design and construction of aircraft, to be paid from the appropriation "Aviation, Navy, 1944";

Aircraft design and construction.

*Ante*, p. 206.

In all, salaries, Navy Department, \$5,123,900.

### CONTINGENT EXPENSES

For technical reference, and lawbooks, periodicals, and photostating, for Department library; 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; stationery, furniture, newspapers, plans, drawings, and drawing materials; purchase, maintenance, repair, and operation of motor-trucks; and other necessary expenses of the Navy Department and its various bureaus and offices, \$320,000: *Provided*, That it shall not be lawful to expend, unless otherwise specifically provided by law, 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.

Use of naval service appropriations.

### PRINTING AND BINDING

For printing and binding for the Navy Department and the Naval Establishment (including the Hydrographic Office and the Naval

Reserve Officers' Training Corps) executed at the Government Printing Office, \$863,000.

PRINTING HISTORICAL AND NAVAL DOCUMENTS

Fourteen thousand dollars of the appropriation "Printing Historical and Naval Documents, 1943," are hereby repealed, and any unobligated balance remaining is hereby continued available until June 30, 1944.

CONTINGENT AND MISCELLANEOUS EXPENSES, HYDROGRAPHIC OFFICE

For all necessary expenses (except salaries) for the maintenance and operation of the Hydrographic Office at the seat of government and for all necessary salaries and expenses for the branch offices, including purchase and printing of nautical books, charts, and sailing directions; modernization, care, and repair of lithographic presses and machinery; pilot and aeronautical charts, reference books and periodicals, \$841,000.

CONTINGENT AND MISCELLANEOUS EXPENSES, NAVAL OBSERVATORY

For professional and scientific books, books of reference, periodicals, engravings, photographs, and fixtures for the library; apparatus and instruments, and repairs of the same; repairs to buildings (including quarters), fixtures, and fences; 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; materials needed for the maintenance and repair of boilers, engines, heating apparatus, electric lighting and power, and water supply; maintenance, repair, and operation of passenger automobiles; rental of tabulating and other mechanical equipment; and other necessary expenses, \$46,000.

*Post*, p. 627.

GENERAL PROVISIONS

Letters patent.

SEC. 102. 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, and licenses under letters patent and applications for letters patent that pertain to such equipment or material for which the appropriations are made.

Navy funds.  
Restriction on use  
by Navy Department.

SEC. 103. 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 at the seat of government, including personal services of civilians, except as expressly authorized by law.

Detail of enlisted  
men.

SEC. 104. Such number of enlisted personnel as may be approved by the Secretary may be detailed to duty in the Navy Department at the seat of government and Marine Corps and Coast Guard headquarters, excepting from such number, as far as practicable, enlisted personnel qualified for combat service.

Time-measuring de-  
vices, restriction.

SEC. 105. 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

Cash rewards.

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 moneys herein appropriated for the Naval Establishment or made available therefor shall be used or expended under contracts hereafter made for the repair, purchase, or acquirement, by or from any private contractor, of any naval vessel, machinery, article, or articles that at the time of the proposed repair, purchase, or acquirement 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, such repair, purchase, acquirement, or production would not involve an appreciable increase in cost to the Government, except when the repair, purchase, or acquirement, by or from any private contractor, would, in the opinion of the Secretary, be advantageous to the national defense.

Work by private  
contractors, restric-  
tion.

SEC. 106. No 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.

Estimates to accom-  
pany bids.

SEC. 107. The appropriations available to the Navy Department and the naval service shall be available for the pay and other expenses of men inducted into the Navy, Marine Corps, and Coast Guard in accordance with law.

Inductees, pay and  
expenses.

SEC. 108. No part of any appropriation contained in this Act shall be used directly or indirectly, except for temporary employment in case of emergency, for the payment of any civilian for services rendered by him on the Canal Zone while occupying a skilled, technical, clerical, administrative, executive, or supervisory position unless such person is a citizen of the United States of America or of the Republic of Panama: *Provided, however*, (1) That, notwithstanding the provision in the Act approved August 11, 1939 (53 Stat. 1409), limiting employment in the above-mentioned positions to citizens of the United States from and after the date of the approval of said Act, citizens of Panama may be employed in such positions; (2) that at no time shall the number of Panamanian citizens employed in the above-mentioned positions exceed the number of citizens of the United States so employed, if United States citizens are available in continental United States or on the Canal Zone; (3) that nothing in this Act shall prohibit the continued employment of any person who shall have rendered fifteen or more years of faithful and honorable service on the Canal Zone; (4) that in the selection of personnel for skilled, technical, administrative, clerical, supervisory, or executive positions, the controlling factors in filling these positions shall be efficiency, experience, training, and education; (5) that all citizens of Panama and the United States rendering skilled, technical, clerical, administrative, executive, or supervisory service on the Canal Zone under the terms of this Act (a) shall normally be employed not more than forty hours per week; (b) may receive as compensation equal rates of pay based upon rates paid for similar employment in continental United States plus 25 per centum; (6) this entire section shall apply only to persons employed in skilled, technical, clerical, administrative, executive, or supervisory positions on the Canal Zone directly or indirectly by any branch of the United States Government or by any corporation or company whose stock is owned wholly or in part by the United States Government: *Provided further*, That the President may suspend, from time to time in whole or in part, compliance with this section in time of war or national emergency if he should deem such course to be in the public interest.

Canal Zone.  
Citizenship require-  
ment for civilian per-  
sonnel.

Employment of  
Panamanian citizens.  
48 U. S. C. § 1307  
note.

Employees with 15  
or more years of serv-  
ice.

Selection of person-  
nel.

Hours of employ-  
ment; pay rates.

Applicability of sec-  
tion.

Suspension of com-  
pliance in emergency.  
8 F. R. 9175.

Statutory limit on repairs, etc.

SEC. 109. The Secretary is authorized where necessary, to exceed the statutory limit on repairs and alterations to vessels during the fiscal year 1944.

Pay of retired personnel on active duty.

SEC. 110. During the fiscal year 1944, all retired officers and enlisted men of the Navy and Marine Corps shall, when on active duty, receive full pay and allowances.

Persons advocating overthrow of U. S. Government.

SEC. 111. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Affidavit.

Penalty.

Commissions on land purchase contracts.

SEC. 112. No part of any money appropriated herein or included under any contract authority herein granted shall be expended for the payment of any commission on any land purchase contract in excess of 2 per centum of the purchase price.

Additional civil personnel.

SEC. 113. The Secretary is authorized to employ additional civil personnel in the Navy Department at the seat of government, and to provide out of any appropriations available for the Naval Establishment for their salaries, and for such printing and binding, civilian travel, and office supplies as he may deem necessary to carry out the purposes of this Act.

Transportation of personnel.

SEC. 114. The appropriations for the Naval Establishment for the fiscal year 1944 shall be available for providing transportation of naval and civilian personnel between their domiciles and places of employment as authorized by law; carrying out the provisions of Executive Order Numbered 9112 of March 26, 1942; services of 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; payment of employment at the seat of government or elsewhere for a period not to exceed the duration of the war of such specialists as may be contracted for by the Secretary, at a rate of pay not exceeding \$25 per diem for any person so employed (no appropriation for the Navy Department or the Naval Establishment shall be available during the fiscal year 1944, except funds transferred or made available to other executive agencies for use for naval purposes, for the employment of persons for the performance of service in other than the Navy Department or elsewhere than under the Navy Department, except (1) employees who had been employed by and performing service under the Navy Department for three months or more immediately prior to their detail for service elsewhere and (2) employees now or hereafter detailed and assigned pursuant to the lawful authority of the Secretary of the Navy to any committee of the Congress operating under resolution duly authorizing such assignment); payment, upon approval of the Secretary, of claims, not in excess of \$1,000 in any one case, for causes other than personal injury or death, resulting from the administration or operation of the naval service during the existing national emergency and not cognizable under

Financing war contracts.  
7 F. R. 2367.  
50 U. S. C., Supp.  
II, app. § 611 note.

Specialists.

Employment outside Navy Department.  
Restriction on use of funds.

Payment of claims.

other law; pay of commissioned medical officers who are graduates of reputable schools of osteopathy; actual and necessary expenses or per diem in lieu thereof, as may be determined and approved by the Secretary, of civilian personnel in and under the Naval Establishment on special duty in foreign countries; and payment of rewards to civilian officers or employees and other persons in civil life for suggestions resulting in improvement or economy in manufacturing process or plant or naval material as authorized by the Act of July 1, 1918 (5 U. S. C. 416), and for suggestions resulting in efficiency or economy in the operation or administration of the Navy Department and the Naval Establishment.

SEC. 115. The appropriation "Pay, Subsistence, and Transportation, Navy" shall be available, in lieu of the appropriation "Foreign Service Pay Adjustment" contained in the Independent Offices Appropriation Act, for payments to authorized naval and civilian personnel in and under the Naval Establishment due to the appreciation of foreign currencies, as provided by the Act of March 26, 1934, as amended (5 U. S. C. 118c), and for every object and purpose specified therein.

SEC. 116. Appropriations available for the fiscal year 1944, for travel expenses of civilian inspectors of the Navy Department shall be available for reimbursement, at not to exceed 3 cents per mile, for travel performed by such employees in privately owned automobiles within the limits of their official stations.

SEC. 117. During the fiscal year 1944, the appropriations available to either the War Department or the Navy Department shall be available for procurement as provided for in such appropriations by any other executive department or independent establishment of the Government through administrative allotments in such amounts as may be authorized by the Secretary of War or the Secretary of the Navy, respectively, without transfer of funds on the books of the Treasury Department: *Provided*, That orders placed with the procuring department or establishment by the allotting department or establishment shall be considered as obligations upon the appropriations involved in the same manner as orders or contracts placed with private contractors: *Provided further*, That disbursing officers of the allotting department may make disbursements chargeable to such allotments upon vouchers certified by officers of the procuring department or establishment: *Provided further*, That whenever vouchers are certified by an officer of the procuring department or establishment and are paid by a disbursing officer of the allotting department the certifying officer and not the disbursing officer shall be held responsible and accountable for the existence and correctness of the facts certified, including the correctness of computations shown on certified vouchers and on any required supporting documents.

#### DEFENSE AID

SEC. 118. The authority contained in section 103 of the Second Supplemental National Defense Appropriation Act, 1943, is hereby extended to and made applicable to the appropriations for the naval service made subsequent to such Act and contained in this Act without any increase in the amount limitation fixed in such section: *Provided*, That "information and services", authorized to be rendered by the Act of March 11, 1941 (Public 11), need not be connected with the procurement or disposition of any defense article.

SEC. 119. The funds appropriated in the appropriation Acts for the fiscal year 1944 of the services mentioned in the title of the Act of June 16, 1942 (Public Law 607, Seventy-seventh Congress), shall

Civilians on special duty abroad.

Rewards.

40 Stat. 718.

Payments due to appreciation of foreign currencies.  
*Ante*, pp. 202, 181.

48 Stat. 466.

Travel expenses of civilian inspectors.

Procurement without transfer of funds.

Orders to be considered as obligations.

Disbursements.

Accountability of certifying officer.

Disposition of defense articles, etc.  
56 Stat. 994.  
22 U. S. C., Supp. II, § 412 note.

55 Stat. 31.  
22 U. S. C., Supp. II, §§ 411-419.  
*Ante*, p. 20.

Per diem rates.

56 Stat. 359.  
37 U. S. C., Supp. II, §§ 101-120.  
*Ante*, p. 18; *post*, pp. 219, 371.

be available for, and the heads of the executive departments concerned are authorized to prescribe, per diem rates of allowance, at rates not to exceed \$7 per day, in lieu of subsistence to officers traveling on official business and away from their designated posts of duty, and to members of the services concerned (including officers, warrant officers, contract surgeons, enlisted personnel, aviation cadets, and members of the Nurse Corps) when traveling by air under competent orders and on duty without troops.

Citation of title.

SEC. 120. This title may be cited as the "Naval Appropriation Act, 1944".

## TITLE II—ADDITIONAL APPROPRIATIONS, FISCAL YEARS 1942 AND 1943

Title V, Naval Appropriation Act, 1943.  
*Ante*, p. 53.

55 Stat. 151; 56 Stat. 54.

SEC. 201. For additional amounts for appropriations for the Navy Department and the naval service, fiscal years 1942 and 1943, to be supplemental and additional to the appropriations in the respective Naval Appropriation Acts for such fiscal years, including the objects and subject to the limitations and conditions specified under the respective headings and subject to the provisions under the heading "General provisions" contained in said Acts, except as otherwise provided herein, as follows:

### NAVAL ESTABLISHMENT

#### BUREAU OF NAVAL PERSONNEL

56 Stat. 56.  
*Ante*, p. 54.

Training, education, and welfare, Navy, 1943:  
Naval training station, Lake Pend Oreille, Idaho, \$254,000;  
Instruction, \$5,285,000;  
In all, training, education, and welfare, Navy, \$5,539,000.

#### BUREAU OF SUPPLIES AND ACCOUNTS

Pay, subsistence, and transportation of naval personnel:  
Fiscal year 1942:  
Pay of naval personnel, \$22,300,000;  
Subsistence of naval personnel, \$7,200,000;  
Transportation and recruiting of naval personnel, \$500,000;  
In all, to be accounted for as one fund, \$30,000,000.

Fiscal year 1943:  
Pay of naval personnel, \$35,423,162;  
Subsistence of naval personnel, \$22,544,015;  
Transportation and recruiting of naval personnel, \$7,032,823;  
In all, to be accounted for as one fund, \$65,000,000.

Maintenance, Bureau of Supplies and Accounts, 1943, \$73,000,000.

### MARINE CORPS

56 Stat. 69.

General expenses, Marine Corps, 1943: Provisions, \$6,800,000; clothing, \$13,500,000; miscellaneous supplies and expenses, \$8,600,000; in all, to be accounted for as one fund, \$28,900,000.

Citation of title.

SEC. 202. Appropriations in this title for the fiscal year 1943 shall constitute and may be cited as "Title V, Naval Appropriation Act, 1943".

Approved June 26, 1943.

## [CHAPTER 149]

## AN ACT

To amend the Act entitled "An Act authorizing a reduction in the course of instruction at the Naval Academy", approved June 3, 1941 (55 Stat. 238).

June 26, 1943  
[S. 879]  
[Public Law 93]

*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 a reduction in the course of instruction at the Naval Academy" approved June 3, 1941 (55 Stat. 238), is hereby amended to read as follows: "That until the termination of the present war, and until six months thereafter, or until such earlier time as the President by proclamation or the Congress by concurrent resolution may designate, the President is hereby authorized, in his discretion, to reduce the course of instruction at the United States Naval Academy from four to three years and thereafter to graduate classes which have completed such reduced course of instruction".

Naval Academy.  
Reduction in course  
of instruction.  
34 U. S. C., Supp.  
II, § 1054 note.

Graduation.

Approved June 26, 1943.

## [CHAPTER 150]

## AN ACT

To amend section 7 (c) of the Act of May 21, 1920 (41 Stat. 613), as amended by section 601 of the Act of June 30, 1932 (47 Stat. 417).

June 26, 1943  
[S. 972]  
[Public Law 94]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 7 (c) of the Act entitled "An Act making appropriations for fortifications and other works of defense, for the armament thereof, and for the procurement of heavy ordnance for trial and service, for the fiscal year ending June 30, 1921, and for other purposes", approved May 21, 1920 (41 Stat. 613), as amended by section 601 of the Act of June 30, 1932 (47 Stat. 417; 31 U. S. C. 686), is hereby amended to read as follows:

Interdepartmental  
procurement.

31 U. S. C., Supp.  
II, § 686.

Orders.

Advance payments.

"(c) Orders placed as provided in subsection (a) shall be considered as obligations upon appropriations in the same manner as orders or contracts placed with private contractors. Advance payments credited to special working funds shall remain available to the procuring agency for entering into contracts and other uses during the fiscal year or years for which the appropriation involved was made and thereafter until said appropriation lapses under the law to the surplus fund of the Treasury."

SEC. 2. Section 8 of the Act approved June 22, 1936 (49 Stat. 1648), is hereby repealed.

31 U. S. C. § 686c.

Approved June 26, 1943.

## [CHAPTER 151]

## AN ACT

To amend the first paragraph of section 10 of the Pay Readjustment Act of 1942 to provide for allowances to midshipmen of the Naval Reserve for quarters and subsistence when not furnished in kind.

June 26, 1943  
[S. 1067]  
[Public Law 95]

*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 10 of the Pay Readjustment Act of 1942, approved June 16, 1942 (56 Stat. 363; 37 U. S. C. 110), is hereby amended by adding after the period at the end thereof the following:

Pay Readjustment  
Act of 1942, amend-  
ment.  
37 U. S. C., Supp.  
II, § 110.

"Midshipmen of the Naval Reserve when not furnished quarters or subsistence in kind shall be granted the same allowance for quarters and subsistence as is granted hereunder to enlisted men not furnished quarters or rations in kind."

Approved June 26, 1943.

## [CHAPTER 173]

## AN ACT

Making appropriations for the Legislative Branch and for the Judiciary for the fiscal year ending June 30, 1944, 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 and for the Judiciary for the fiscal year ending June 30, 1944, namely:

## TITLE I—LEGISLATIVE BRANCH

## SENATE

## 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: For clerical assistance to the Vice President, at rates of compensation to be fixed by him, \$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 \$1,500 additional so long as the position is held by the present incumbent; financial clerk, \$5,000 and \$1,000 additional so long as the position is held by the present incumbent; assistant financial clerk, \$4,500; Parliamentarian, \$5,000 and \$1,500 additional so long as the position is held by the present incumbent; Journal Clerk, \$4,000 and \$500 additional so long as the position is held by the present incumbent; principal clerk \$4,000; legislative clerk, \$4,000 and \$1,000 additional so long as the position is held by the present incumbent; enrolling clerk, \$4,000; printing clerk, \$3,540 and \$460 additional so long as the position is held by the present incumbent; chief bookkeeper, \$3,600; librarian, \$3,600; executive clerk, \$3,180 and \$420 additional so long as the position is held by the present incumbent; first assistant librarian, \$3,120; keeper of stationery, \$3,320; clerks—one at \$3,600, one at \$3,360, one at \$3,180, three at \$2,880 each, one at \$2,640 and \$660 additional so long as the position is held by the present incumbent, two at \$2,640 each, clerk in Disbursing Office, \$2,400, six at \$2,400 each, three at \$1,860 each, three at \$1,740 each: assistant in library, \$1,440 and \$420 additional so long as the position is held by the present incumbent; special officer, \$2,460; assistants at the press door—one at \$2,200, one at \$1,900; messenger, \$1,260; laborers—one at \$1,800, one at \$1,620, four at \$1,440 each, one at \$1,380, one in Secretary's office, \$1,680, one \$1,560, one \$1,260; in all, \$150,440.

June 28, 1943  
[H. R. 2409]  
[Public Law 96]

Legislative and Judiciary Appropriation Act, 1944.

Legislative Branch Appropriation Act, 1944.  
*Post*, pp. 537, 611.

*Post*, p. 611.

## DOCUMENT ROOM

Salaries: Superintendent, \$3,960 and \$1,040 additional so long as the position is held by the present incumbent; first assistant, \$2,640; second assistant, \$2,040; four assistants, at \$2,040 each; skilled laborer, \$1,380; in all, \$19,220.

## COMMITTEE EMPLOYEES

Clerks and messengers to the following committees: Agriculture and Forestry—clerk, \$3,900; assistant clerk, \$2,880; assistant clerk, \$2,580; 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, \$4,800; 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; two additional clerks at \$1,800 each; additional clerical assistance at rates of compensation to be fixed by the chairman of said committee, \$6,000. 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; assistant clerk, \$1,800; 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 and \$500 additional so long as the position is held by the present incumbent; special assistant to the committee, \$3,600; assistant clerk, \$2,880; assistant clerk, \$2,700; assistant clerk, \$2,400; two assistant clerks at \$2,220 each; two experts (one for the majority and one for the minority) at \$3,600 each; messenger, \$1,800. Foreign Relations—clerk, \$3,900; assistant clerk, \$3,000, in lieu of assistant clerk provided by Senate Resolution Numbered 321 (Seventy-seventh Congress), agreed to December 15, 1942; assistant clerk, \$2,880; assistant clerk, \$2,580; assistant clerk, \$2,220; additional clerk, \$1,800; messenger, \$1,800. Immigration—clerk, \$3,900; assistant clerk, \$2,580; assistant clerk, \$2,220; additional clerk, \$1,800. Indian Affairs—clerk, \$3,900; assistant clerk, \$3,600 and \$1,400 additional so long as the position is held by the present incumbent; assistant clerk, \$2,880; assistant clerk, \$2,400; assistant clerk, \$2,220; additional clerk, \$1,800. Inter-oceanic Canals—clerk, \$3,900; assistant clerk, \$2,580; assistant clerk, \$2,220; additional clerk, \$1,800. Interstate Commerce—clerk, \$3,900; assistant clerk, \$3,600; assistant clerk, \$2,880; two 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

*Post.* p. 611.

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 \$2,220 each. Post Offices and Post Roads—clerk, \$3,900; assistant clerk, \$2,880; assistant clerk, \$2,520; three 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. Privileges and Elections—clerk, \$3,900; assistant clerk, \$2,400; assistant clerk, \$2,220; additional clerk, \$1,800. Public Buildings and Grounds—clerk, \$3,900; assistant clerk, \$2,400; assistant clerk, \$2,220; assistant clerk, \$2,000; additional clerk, \$1,800. Public Lands and Surveys—clerk, \$3,900; assistant clerk, \$2,880; assistant clerk, \$2,580; two assistant clerks at \$2,220 each. Rules—clerk, \$3,900 and \$200 toward the preparation biennially of the Senate Manual under the direction of the Committee on Rules; assistant clerk, \$2,880; assistant clerk, \$2,580; assistant clerk, \$2,220; additional clerk, \$1,800. Territories and Insular Affairs—clerk, \$3,900; assistant clerk, \$2,580; two assistant clerks at \$2,220 each; two assistant clerks at \$2,000 each; additional clerk, \$1,800; in all, \$512,540.

Senate Manual.

#### CLERICAL ASSISTANCE 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, \$1,800; in all, \$724,200.

Ninety-six additional clerks at \$1,800 per annum each, one for each Senator, \$172,800.

Ninety-six additional clerks at \$1,800 per annum each, one for each Senator, \$172,800.

Twenty-eight additional clerks at \$1,500 per annum each, one for each Senator from each State which has a population of three million or more inhabitants, \$42,000.

For three additional clerks at \$1,500 per annum each for each Senator from any State which has a population of ten million or more inhabitants, \$9,000; for two additional clerks at \$1,500 per annum each for each Senator from any State which has a population of five million or more inhabitants but less than ten million, \$36,000, in all, \$45,000: *Provided*, That such additional clerks shall be in addition to any other clerical assistance to which Senators are entitled, and shall be employed only during the period of the emergency.

Senators and chairmen of standing committees may change the number of employees in their respective offices or committees, and may rearrange the schedule of basic salaries of such employees in

Post, p. 612

Post, p. 612.

Rearrangement of salary schedules, etc.

multiples of \$5 per month: *Provided*, That such changes and rearrangements shall not increase the aggregate of the salaries provided for such offices or committees by law or Senate resolution: *Provided further*, That no salary shall be fixed under this paragraph at a rate in excess of \$4,500 per annum, and no action shall be taken to reduce any salary which is specifically fixed by law at a rate higher than \$4,500 per annum: *Provided further*, That Senators and committee chairmen, before the day on which they are to become effective, shall certify in writing such changes or rearrangements to the disbursing office of the Senate which thereafter shall pay such employees in accordance with such certifications.

Notwithstanding the provisions of the third paragraph under the heading "Clerical assistance to Senators" of section 1 of the Legislative Appropriation Act for the fiscal year ending June 30, 1928 (2 U. S. C. 92a), in the case of the death of a Senator during his term of office, his clerical assistants on the pay roll of the Senate on the date of such death shall be continued on such pay roll at their respective salaries for a period of not to exceed sixty days: *Provided*, That any such clerical assistants continued on the pay roll shall, while so continued, perform their duties under the direction of the Secretary of the Senate, and he is hereby authorized and directed to remove from such pay roll any such clerks who are not attending to the duties for which their services are continued: *Provided further*, That this shall not apply to clerical assistants of standing committees of the Senate when their service otherwise would continue beyond such period.

In all, clerical assistance to Senators, \$1,156,800.

#### 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 and \$1,500 additional each so long as the respective positions are held by the present respective incumbents; two assistant secretaries (one for the majority and one for the minority), at \$4,320 each and \$480 additional each so long as the respective positions are held by the present respective incumbents; Deputy Sergeant at Arms and storekeeper, \$4,800 and \$1,000 additional so long as the position is held by the present incumbent; clerks—one \$3,300, one \$3,120, one \$2,200, one \$2,120, one \$1,800, one to the secretary for the majority, \$2,280 and \$120 additional so long as the position is held by the present incumbent, one to the secretary for the minority, \$2,280 and \$120 additional so long as the position is held by the present incumbent; assistant doorkeeper, \$2,880; messengers—three (acting as assistant doorkeepers) at \$2,400 each; one at \$1,740 and \$260 additional so long as the position is held by the present incumbent; twenty-nine (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; cabinetmakers—chief, \$2,780; one, \$2,300; one, \$2,040; finisher, \$2,300; upholsterer, \$2,040; janitor, \$2,400 and \$300 additional so long as the position is held by the present incumbent; five skilled laborers, \$1,680 each; laborer in charge of private passage, \$1,740 and \$120 additional so long as the position is held by the present incumbent; four female attendants in charge of ladies' retiring rooms, at \$1,500 each; three female attendants in charge of ladies' retiring rooms, Senate Office Building, at \$1,500 each; telephone operators—chief \$2,460 and \$280 additional so long as the

Aggregate.

Salary limitations.

Certification to disbursing office.

Pay of clerical assistants as affected by death of Senator.

44 Stat. 1148.

Performance of duties.

Exception.

position is held by the present incumbent; fourteen at \$1,620 each; laborer in charge of Senate toilet rooms in old library space, \$1,200; press gallery—superintendent, \$3,660; assistant superintendent, \$3,000; assistant superintendent, \$1,920; messengers for service to press correspondents—two at \$1,560 each, two at \$1,440 each; radio press gallery—superintendent, \$3,000; assistant superintendent, \$1,960; laborers—three at \$1,380 each, twenty-eight 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, \$15,288; in all, \$274,028.

Senate pages.

Police force, Senate Office Building.

Police force for Senate Office Building under the Sergeant at Arms: Lieutenant, \$1,740; special officer, \$1,740; three sergeants at \$1,680 each; twenty-eight privates at \$1,620 each; in all, \$53,880.

## POST OFFICE

Salaries: Postmaster, \$3,600; assistant postmaster, \$2,880; chief clerk, \$2,460; wagon master, \$2,280; twenty-six mail carriers, at \$1,740 each; in all, \$56,460.

## FOLDING ROOM

Salaries: Foreman, \$2,460 and \$540 additional so long as the position is held by the present incumbent; clerk, \$2,280; clerk, \$1,740; folders—chief, \$2,040, fourteen at \$1,440 each; in all, \$29,220.

## CONTINGENT EXPENSES OF THE SENATE

Vice President's automobile: For purchase, exchange, driving, maintenance, and operation of an automobile for the Vice President, \$4,000.

Reporting Senate proceedings: For reporting the debates and proceedings of the Senate, payable in equal monthly installments, \$69,750.

Furniture: For services in cleaning, repairing, and varnishing furniture, \$2,000.

Furniture: For materials for furniture and repairs of same, exclusive of labor, and for the purchase of furniture, \$8,000.

Inquiries and investigations: 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.

Joint Committee on Internal Revenue Taxation: For payment of one-half of the salaries and other expenses of the Joint Committee on Internal Revenue Taxation as authorized by law, \$35,500.

Folding documents: For folding speeches and pamphlets at a rate not exceeding \$1 per thousand, \$18,000.

For materials for folding, \$1,500.

Fuel, and so forth: For fuel, oil, cotton waste, and advertising, exclusive of labor, \$2,000.

Senate restaurants: For payment to the Architect of the Capitol in accordance with the Act approved September 9, 1942 (Public Law 709, Seventy-seventh Congress), \$35,000.

Motor vehicles: 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, \$8,760.

Per diem and subsistence expenses.

44 Stat. 688.  
5 U. S. C. § 821;  
Supp. II, § 823.

56 Stat. 750.  
40 U. S. C., Supp.  
II, §§ 1744-1745.

Miscellaneous items: For miscellaneous items, exclusive of labor, \$350,000.

Packing boxes: For packing boxes, \$970.

Postage stamps: For office of Secretary, \$350; office of Sergeant at Arms, \$150; in all, \$500.

Air-mail stamps: For air-mail stamps for Senators and the President of the Senate, as authorized by law, \$4,850.

Stationery: For stationery for Senators and for the President of the Senate, including \$7,500 for stationery for committees and offices of the Senate, \$26,900.

Rent: For rent of warehouse for storage of public documents, \$2,000.

## HOUSE OF REPRESENTATIVES

*Post*, p. 612.

### SALARIES AND MILEAGE OF MEMBERS

For compensation of Members of the House of Representatives, Delegates from Territories, and 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 \$5,000, and \$2,500 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, \$3,000 and \$1,500 additional so long as the position is held by the present incumbent; messenger to Speaker's table, \$1,740 and \$660 additional so long as the position is held by the present incumbent; in all, \$15,400.

*Digest of the Rules.*

#### CHAPLAIN

Chaplain of the House of Representatives, \$1,680, and \$820 additional so long as the position is held by the present incumbent.

#### 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 \$5,000 each; enrolling clerk, \$4,000; disbursing clerk, \$3,960 and \$1,040 additional so long as the position is held by the present incumbent; file clerk, \$3,780; chief bill clerk, \$3,540; assistant enrolling clerk, \$3,900; assistant tally clerk, \$3,600; assistant reading clerk, \$3,600, to continue available under the limitations of House Resolution Numbered 241, adopted June 20, 1941; 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, four at \$2,340 each; bookkeeper and assistant in disbursing office, at \$2,160 each; assistant in disbursing office, \$1,800; three assistants to chief bill clerk at \$2,100

each; stenographer to the Clerk, \$2,500; assistant in stationery room, \$1,740; three messengers at \$1,680 each; stenographer to Journal clerk, \$1,560; laborers—three at \$1,440 each, ten at \$1.260 each; telephone operators—assistant chief, \$1,800, twenty-three at \$1,620 each; substitute telephone operator, when required, at \$4 per day, \$1,464; 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, \$182,144.

#### 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 \$2,500 additional so long as the position is held by the present incumbent; assistant clerk, \$3,900 and \$1,100 additional so long as the position is held by the present incumbent; two assistant clerks at \$3,900 each and \$600 each additional so long as the respective positions are held by the present respective incumbents; assistant clerk, \$3,900; assistant clerk, \$3,300 and \$600 additional so long as the position is held by the present incumbent; additional clerical assistants at rates to be fixed by the chairman of the Committee on Appropriations, \$15,960; messenger, \$1,680; four clerk-stenographers at the annual rate of \$1,800 each, one for each subcommittee of the Committee on Appropriations having jurisdiction over a regular annual appropriation bill as shall be designated by the chairman of the Committee on Appropriations and to be appointed by the chairmen of the subcommittees so designated, subject to the approval of the chairman, \$7,200. 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, \$2,460; assistant clerk, \$1,800; 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; janitor, \$1,260. Election of the 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 the 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, \$3,300; assistant clerk, \$2,400; janitor, \$1,260. Indian Affairs—clerk, \$3,300; assistant clerk, \$2,460; janitor, \$1,260. Insular Affairs—clerk, \$2,760; 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, \$3,900; assistant clerk, \$2,460; 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; assist-

ant 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, \$3,300; 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; clerk-stenographer, \$1,800; 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, \$3,000; assistant clerk and stenographer, \$2,640; assistant clerk, \$2,580; clerk for minority, \$3,180 and \$420 additional so long as the position is held by the present incumbent; janitors—one, \$1,560; two at \$1,260 each. World War Veterans' Legislation—clerk, \$3,300; assistant clerk, \$2,460; in all, \$337,600.

#### OFFICE OF SERGEANT AT ARMS

Salaries: Sergeant at Arms, \$8,000; Deputy Sergeant at Arms in charge of mace, \$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; special assistant to Sergeant at Arms, \$2,400; pair clerk and messenger, \$2,820; stenographer, \$2,500; skilled laborer, \$1,380; hire of automobile, \$600; in all, \$41,200.

Police force, House Office Building, under the Sergeant at Arms: Lieutenant, \$1,740; three sergeants at \$1,680 each; thirty-five privates at \$1,620 each; in all, \$63,480.

Police force, House Office Building.

#### OFFICE OF DOORKEEPER

Salaries: Doorkeeper, \$6,000; special employee, \$3,000; superintendent of House Press Gallery, \$3,660; assistants to the superintendent of the House Press Gallery—one at \$2,520, and \$300 additional so long as the position is held by the present incumbent, and one at \$2,400; House Radio Press Gallery—superintendent of radio room at \$2,700; messenger at \$1,560; chief janitor, \$2,700; messengers—one chief messenger, \$2,240, sixteen messengers 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 and \$420 additional so long as the position is held by the present incumbent; foreman of folding room, \$2,640; chief clerk to superintendent of folding room, \$2,460; three clerks at \$2,160 each; janitor, \$1,260; laborer, \$1,260; thirty-one folders at \$1,440 each; shipping clerk, \$1,740; two drivers at \$1,380 each; two chief pages at \$1,980 each; two telephone pages at \$1,680 each; two floor managers of telephones (one for the minority) at \$3,180 each and \$300 each additional so long as the respective positions are held by the respective present incumbents; two assistant floor managers in charge of telephones (one for the minority) at \$2,100 each; forty-seven pages during the session, including ten pages for duty at the entrances to the Hall of the House at \$4 per day each, \$34,216; superintendent of document room (Elmer A. Lewis), \$3,960 and \$1,040 additional so long as the posi-

House pages.

tion is held by the present incumbent; assistant superintendent of document room, \$2,760; clerk, \$2,320; assistant clerk, \$2,160; eight assistants at \$1,860 each; janitor, \$1,440; messenger to press room (House Press Gallery), \$1,560; maintenance and repair of folding-room motortruck, \$500; in all, \$269,336.

#### SPECIAL AND MINORITY EMPLOYEES

For the minority employees authorized and named in the House Resolutions Numbered 51 and 53 of December 11, 1931, as amended: Two at \$5,000 each, three at \$3,000 each; one at \$3,600 and \$300 additional while the position is held by the present incumbent (minority pair clerk, House Resolution Numbered 313 of August 7, 1935); in all, \$22,900.

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; in all, \$4,740.

Successors to any of the employees provided for in the two preceding paragraphs may be named by the House of Representatives at any time.

Office of Majority Floor Leader: Legislative clerk, \$3,110; clerk, \$2,530; additional clerk, \$2,000; two assistant clerks, at \$1,800 each; for official expenses of the Majority Leader, as authorized by House Resolution Numbered 101, Seventy-first Congress, adopted December 18, 1929, \$2,000; in all, \$13,240.

Conference minority: Clerk, \$3,180; legislative clerk, \$3,060; assistant clerk, \$2,100; janitor, \$1,560; in all, \$9,900. The foregoing employees to be appointed by the Minority Leader.

Two messengers, one in the majority caucus room and one in the minority caucus room, to be appointed by the majority and minority whips, respectively, at \$1,740 each; in all, \$3,480.

#### POST OFFICE

Salaries: Postmaster, \$5,000; assistant postmaster, \$2,880; two registry and money-order clerks, at \$2,100 each; forty messengers (including one to superintend transportation of mails), at \$1,740 each; substitute messengers and extra services of regular employees, when required, at the rate of not to exceed \$145 per month each, \$1,740; laborer, \$1,260; in all, \$84,680.

Motor vehicles: For the purchase, exchange, maintenance, and repair of motor vehicles for carrying the mails, \$2,200.

#### OFFICIAL REPORTERS OF DEBATES

Salaries: Seven 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, \$70,500.

#### COMMITTEE STENOGRAPHERS

Salaries: Four stenographers to committees, at \$7,000 each and two stenographers to committees, at \$6,000 each; clerk, \$3,360; in all, \$43,360: *Provided*, That any sums received from the sale of copies of transcripts of hearings of committees reported by such stenographers shall be covered into the Treasury as "miscellaneous receipts".

Whenever the words "during the session" occur in the foregoing paragraphs they shall be construed to mean the one hundred and eighty-two days from January 1 to June 30, 1944, inclusive.

Transcripts of hearings.

"During the session."

## 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, as amended by the Act of July 25, 1939, \$2,847,000.

46 Stat. 38; 53 Stat. 1080.  
2 U. S. C. § 60b.

## CONTINGENT EXPENSES OF THE HOUSE

**Furniture:** For furniture and materials for repairs of the same, including not to exceed \$29,000 for labor, tools, and machinery for furniture repair shops, \$40,000.

**Miscellaneous items:** For miscellaneous items, exclusive of salaries unless specifically ordered by the House of Representatives, including the sum of \$27,500 for payment to the Architect of the Capitol in accordance with section 208 of the Act approved October 9, 1940 (Public Act 812, Seventy-sixth Congress), the reimbursement to the official stenographers to committees for the amounts actually paid out by them for transcribing hearings, and materials for folding, \$95,000.

54 Stat. 1056.

**Reporting hearings:** For stenographic reports of hearings of committees other than special and select committees, \$30,000.

**Special and select committees:** For expenses of special and select committees authorized by the House, \$400,000.

**Joint Committee on Internal Revenue Taxation:** For payment of one-half of the salaries and other expenses of the Joint Committee on Internal Revenue Taxation as authorized by law, \$35,500.

**Funeral expenses:** No part of the appropriations contained in this title 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.

**Telegraph and telephone:** For telegraph and telephone service, exclusive of personal services, \$175,000.

**Stationery:** For stationery for Representatives, Delegates, and the Resident Commissioner from Puerto Rico, for the second session of the Seventy-eighth Congress, and for stationery for the use of the committees and officers of the House (not to exceed \$5,000), \$92,600.

**Attending physician's office:** For medical supplies, equipment, and contingent expenses of the emergency room and for the attending physician and his assistants, including an allowance of \$1,500 to be paid to the attending physician in equal monthly installments as authorized by the Act approved June 27, 1940 (54 Stat. 629), and including an allowance of not to exceed \$30 per month each to four assistants as provided by the House resolutions adopted July 1, 1930, January 20, 1932, and November 18, 1940, \$6,985.

**Postage stamps:** Postmaster, \$200; Clerk, \$400; Sergeant at Arms, \$250; Doorkeeper, \$100; in all, \$950.

To enable the Clerk of the House to procure and furnish each Representative, Delegate, and the Resident Commissioner from Puerto Rico, United States air mail and special delivery postage stamps as authorized by law, \$21,900.

Folding documents: For folding speeches and pamphlets, at a rate not exceeding \$1 per thousand or for the employment of personnel at a rate not to exceed \$4 per day per person, \$30,000, of which \$5,000 shall be available immediately.

45 Stat. 1008.

Revision of laws: For preparation and editing of the laws as authorized by the Act approved May 29, 1928 (1 U. S. C. 59), \$8,000, to be expended under the direction of the Committee on Revision of the Laws.

Preparation of new edition of U. S. Code.

1 U. S. C. § 52.

For preliminary work in connection with the preparation of a new edition of the United States Code, including the correction of errors as authorized by the Act approved March 2, 1929 (45 Stat. 1541), \$100,000, to be expended under the supervision of the Committee on Revision of the Laws.

Official Register.

Clerk's office, special assistance: 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 (2 U. S. C. 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, \$4,500: *Provided*, That no part of this appropriation shall be used to augment the annual salary of any employee of the House of Representatives.

43 Stat. 1070.  
*Ante*, p. 167.

Speaker's automobile: For exchange, driving, maintenance, repair, and operation of an automobile for the Speaker, \$4,000.

## CAPITOL POLICE

*Post*, p. 612.

Salaries: Captain, \$2,700; three lieutenants, at \$1,740 each; special officer, \$1,740; 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, \$98,940: *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: *Provided further*, That the Capitol Police Board is hereby authorized to detail police from the House and Senate Office Buildings for police duty on the Capitol Grounds.

Standards required.

Details, Capitol Grounds.

General expenses: 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.

Additional protection during emergency.

Capitol Police Board: To enable the Capitol Police Board to provide additional protection during the present emergency for the Capitol Buildings and Grounds, including the Senate and House Office Buildings and the Capitol Power Plant, \$55,000. Such sum shall only be expended for payment for salaries and other expenses of personnel detailed from the Federal Bureau of Investigation, the Secret Service of the Treasury Department, and the Metropolitan

Police of the District of Columbia, and the heads of such agencies and the Commissioners of the District of Columbia are authorized and directed to make such details upon the request of the Board. Personnel so detailed shall, during the period of such detail, serve under the direction and instructions of the Board and is authorized to exercise the same authority as members of such Metropolitan Police and members of the Capitol Police and to perform such other duties as may be assigned by the Board. Reimbursement for salaries and other expenses of such detailed personnel shall be made to the Federal agency or the government of the District of Columbia, respectively, and any sums so reimbursed shall be credited to the appropriation or appropriations from which such salaries and expenses are payable and be available for all the purposes thereof: *Provided*, That any person detailed under the authority of this paragraph or under similar authority in the Legislative Branch Appropriation Act, 1942, and the Second Deficiency Appropriation Act, 1940, from the Metropolitan Police of the District of Columbia shall be deemed a member of such Metropolitan Police during the period or periods of any such detail for all purposes of rank, pay, allowances, privileges, and benefits to the same extent as though such detail had not been made, and at the termination thereof any such person who was a member of such police on July 1, 1940, shall have a status with respect to rank, pay, allowances, privileges, and benefits which is not less than the status of such person in such police at the end of such detail.

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 (44 U. S. C. 49), \$2,820; assistant clerk and stenographer, \$2,640; for expenses of compiling, preparing, and indexing the Congressional Directory, \$1,600; in all, \$11,860, one-half to be disbursed by the Secretary of the Senate and the other half to be disbursed by the Clerk of the House.

#### OFFICE OF LEGISLATIVE COUNSEL

Salaries and expenses: For salaries and expenses of maintenance of the Office of Legislative Counsel, as authorized by law, \$83,000, of which \$42,000 shall be disbursed by the Secretary of the Senate and \$41,000 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-eighth 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

Reimbursement for salaries, etc., of detailed personnel.

Status of details from Metropolitan Police, D. C.  
55 Stat. 456.  
54 Stat. 629.

Disbursement.

Post, p. 612.

28 Stat. 603.

Congressional Directory.

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; \$64,100.

Traveling expenses.

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 \$750.

#### 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; special clothing for workmen; waterproof wearing apparel; personal and other services; cleaning and repairing works of art; 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; not to exceed \$150 for expenses of attendance, when specifically authorized by the Architect of the Capitol, at meetings or conventions in connection with subjects related to work under the Architect of the Capitol; and the compensation of the position of supervising engineer shall be at the rate of \$6,000 per annum so long as the position is held by the person who was the incumbent thereof on May 15, 1941; \$291,000.

**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 section 3709 (41 U. S. C. 5) of the Revised Statutes, \$103,200.

**Legislative garage:** For maintenance, repairs, alterations, personal and other services, and all necessary incidental expenses, \$12,720.

**Subway transportation, Capitol and Senate Office Buildings:** For repairs, rebuilding, and maintenance of the subway system connecting the Senate Office Building with the Senate wing of the United States Capitol and for personal and other services, including maintenance of the cars, track, and electrical equipment connected therewith, \$1,500.

**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, including four female attendants in charge of ladies' retiring rooms at \$1,500 each, for the care and operation of the Senate Office Building; to be expended under the control and supervision of the Architect of the Capitol; in all, \$306,955: *Provided*, That the unexpended balance on June 30, 1943, of the appropriation of \$7,300 for the maintenance of the Senate Office Building, contained in the Second Supplemental National Defense Appropriation Act, 1943, approved October 26, 1942, shall continue available for the same purposes until June 30, 1944.

Reappropriation.

56 Stat. 994.

**House Office Buildings:** For maintenance, including equipment, waterproof wearing apparel, miscellaneous items, and for all necessary services, \$390,200.

**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, and for air-conditioning refrigeration not supplied from plants in any of such buildings; 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 plant, \$765,600.

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 (41 U. S. C. 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 1944, and the amounts so reimbursed shall be covered into the Treasury.

36 Stat. 531.

Reimbursement for heat, etc.

## LIBRARY BUILDINGS AND GROUNDS

### MECHANICAL AND STRUCTURAL MAINTENANCE

Salaries: For chief engineer and all personal services at rates of pay provided by law, \$98,300.

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 Buildings on Sundays and on holidays, at rates to be fixed by such Architect, \$7,300.

General repairs, and so forth: For necessary expenditures for the Library Buildings and Grounds under the jurisdiction of the Architect of the Capitol, including minor improvements, maintenance, repair, equipment, supplies, waterproof wearing apparel, material, and appurtenances, and personal and other services in connection with the mechanical and structural maintenance of such buildings and grounds, \$25,000.

## 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), \$82,000; all under the direction of the Joint Committee on the Library.

42 Stat. 1488.  
5 U. S. C. § 661.  
Supp. II, § 661 *et seq.*

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 \$250; 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 maintenance, repair, and operation of a passenger motor vehicle; 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, \$21,000.

Distribution of  
nursery stock.

No part of the appropriations contained in this title for the Botanic Garden shall be used for the distribution, by congressional allotment, of trees, plants, shrubs, or other nursery stock.

### LIBRARY OF CONGRESS

Salaries, Library, Proper: For the Librarian, the Librarian Emeritus, Chief Assistant Librarian, and other personal services, including special and temporary services and extra special services of regular employees (not exceeding \$5,000) at rates to be fixed by the Librarian, \$1,459,900.

#### COPYRIGHT OFFICE

Salaries: For the Register of Copyrights, assistant register, and other personal services, \$294,100.

#### LEGISLATIVE REFERENCE SERVICE

Salaries: 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 \$5,700 for employees engaged on piece work and work by the day or hour at rates to be fixed by the Librarian, \$148,300: *Provided*, That not more than \$20,000 of this sum shall be used for preparation and reproduction of copies of the Digest of General Public Bills.

Digest of Public  
General Bills.

#### DISTRIBUTION OF CARD INDEXES

Salaries and expenses: 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 \$30,000 for employees engaged in piece work 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, \$234,100.

#### INDEX TO STATE LEGISLATION

Salaries and expenses: 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 (2 U. S. C. 164, 165), including personal and other services within and without the District of Columbia, including not to exceed \$2,500 for special and temporary services 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, \$37,760.

44 Stat. 1066.

#### SUNDAY OPENING

Salaries: 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, \$15,000.

#### UNION CATALOGUES

Salaries and expenses: To continue the development and maintenance of the Union Catalogues including personal services within and without the District of Columbia (and not to exceed \$700 for special and temporary services, 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, \$51,700.

#### INCREASE OF THE LIBRARY OF CONGRESS

General increase of Library: For purchase of books, miscellaneous periodicals and newspapers, photo-copying supplies and photo-copying labor, 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 not to exceed \$20,000, 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, \$198,000, to continue available during the fiscal year 1945.

Increase of the law library: For the purchase of books and for legal periodicals for the law library, including payment for legal society publications and for freight, commissions, traveling expenses not to exceed \$2,500, 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 lawbooks, and all other material for the increase of the law library, \$95,000, to continue available during the fiscal year 1945.

Books for the Supreme Court: 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, \$20,000.

#### BOOKS FOR ADULT BLIND

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 (2 U. S. C. 135a), as amended, \$370,000, including not exceeding \$20,000 for personal services and 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.

46 Stat. 1487.  
2 U. S. C., Supp. II,  
§ 135a.

#### PRINTING AND BINDING

General printing and binding: For miscellaneous printing and binding for the Library of Congress, including the Copyright Office, and the binding, rebinding, and repairing of library books, and for the Library Buildings, \$270,000.

Printing the Catalogue of Title Entries of the Copyright Office: For the publication of the Catalogue of Title Entries of the Copyright Office and the decisions of the United States courts involving copyright, \$30,000.

Printing catalog cards: For the printing of catalog cards and of miscellaneous publications relating to the distribution of card indexes, \$260,000.

#### 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, \$20,800.

For furniture, including the purchase of office and library equipment, apparatus, and labor-saving devices, \$16,000, to be expended under the direction of the Librarian of Congress.

Photoduplicating.

For personal services, paper, chemicals, and miscellaneous supplies necessary for the operation of the photoduplicating machines of the Library and the making of photoduplicate prints, \$26,700.

Reappropriation.

Security of collections: The unexpended balances of sums appropriated under this head in the First Deficiency Appropriation Act, 1942, to enable the Librarian to effect precautionary measures for the security of the collections of the Library of Congress, including the objects specified thereunder, are hereby reappropriated and made available for the fiscal year 1944.

56 Stat. 98.

#### LIBRARY BUILDINGS

Salaries: For the superintendent and other personal services, in accordance with the Classification Act of 1923, as amended, including special and temporary services and special services of regular employees in connection with the custody, care, and maintenance of the Library Buildings in the discretion of the Librarian (not exceeding \$750) at rates to be fixed by the Librarian, \$314,300.

42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

Sunday and holiday opening.

For extra services of employees and additional employees under the Librarian to provide for the opening of the Library Buildings on Sundays and on holidays, at rates to be fixed by the Librarian, \$8,000, of which \$700 shall be available immediately.

Incidental expenses.

For mail, delivery, including maintenance, operation, and repair of a motor-propelled passenger-carrying vehicle, telephone services, rubber boots, rubber coats, and other special clothing for employees, 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 Buildings, \$16,600: *Provided*, That any appropriations under the control of the Librarian of Congress may be expended without reference to section 3709 of the Revised Statutes (41 U. S. C. 5) in any case when the total amount of the purchase involved does not exceed the sum of \$100.

Minor purchases.

#### LIBRARY OF CONGRESS TRUST FUND BOARD

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, \$100.

Citizenship requirements, exemptions.

*Ante*, p. 196.

Not to exceed ten positions in the Library of Congress may be exempt from the provisions of section 205 of the Independent Offices Appropriation Act, 1944, but the Librarian shall not make any appointment to any such position until he has ascertained that he

cannot secure for such appointment a person in any of the three categories specified in such section 205 who possesses the special qualifications for the particular position and also otherwise meets the general requirements for employment in the Library of Congress.

## GOVERNMENT PRINTING OFFICE

### WORKING CAPITAL AND CONGRESSIONAL PRINTING AND BINDING

To provide the Public Printer with a working capital for the following purposes for the execution of printing, binding, lithographing, 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, such 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, 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, including not to exceed \$3,000 for attendance at meetings or conventions when authorized by the Joint Committee on Printing; 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 cataloger at \$2,100); and for all the necessary labor, paper, materials, and equipment needed in the prosecution and delivery and mailing of the work; in all, \$7,225,000; 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, binding, and distribution of the Federal Register in accordance with the Act approved July 26, 1935 (44 U. S. C. 301-317) (not exceeding \$400,000); for the printing and

Post, p. 538.

Salaries, etc.

Leave with pay.

Machinery.

Congressional Record indexes.

Federal Register.  
49 Stat. 500.  
44 U. S. C. §§ 301-314; Supp. II, § 311 (a).

Cumulative supplement to Code of Federal Regulations.  
56 Stat. 1045.  
44 U. S. C., Supp. II, § 311a.

Unexpended balance.

Restriction on use of funds.  
28 Stat. 612.

Printing and binding for Congress.

Payment for work ordered by departments, etc.

Adjustments.

Credit of payments to working capital.

Employees detailed for service in executive branch.

42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

43 Stat. 658.

binding of a cumulative supplement to the Code of Federal Regulations as authorized by the Act approved December 10, 1942 (Public Law 796, Seventy-seventh Congress, not exceeding \$165,000; the printing and binding for use of the Government Printing Office; the printing and binding (not exceeding \$3,000) for official use of the Architect of the Capitol upon requisition of the Secretary of the Senate; in all to an amount not exceeding \$4,225,000: *Provided*, That not less than \$3,000,000 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 1944: *Provided further*, That notwithstanding the provisions of section 73 of the Act of January 12, 1895 (44 U. S. C. 241), no part of the foregoing sum of \$4,225,000 shall be used for printing and binding part 2 of the annual report of the Secretary of Agriculture (known as the Yearbook of Agriculture).

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 1944 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.

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 public service of the United States unless such detail be authorized by law.

#### OFFICE OF SUPERINTENDENT OF DOCUMENTS

Salaries: 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 (44 U. S. C. 40), \$852,500.

General expenses: 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, carfares, soap, towels, disinfectants, and ice; drayage, express, freight, telephone, and telegraph service; traveling

expenses (not to exceed \$200); repairs to buildings, elevators, and machinery; rental of equipment; preserving sanitary condition of building; light, heat, and power; stationery and office printing, including blanks, price lists, bibliographies, catalogs, and indexes; for supplying books to depository libraries; in all, \$345,000: *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: *Provided further*, That the Superintendent of Documents shall furnish, from the quota that was printed for sale, one complete set of Definitive Writings of George Washington to each Senator, Representative, Delegate, and Resident Commissioner, serving during the Seventy-eighth Congress, who makes written application therefor.

Books for depository libraries.

Definitive Writings of George Washington.

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 (41 U. S. C. 7), concerning purchases for executive departments.

Purchases.

28 Stat. 601.  
44 U. S. C. § 1 *et seq.*  
36 Stat. 531.

SEC. 102. In order to keep the expenditures for printing and binding for the fiscal year 1944 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.

Discontinuance of annual or special reports.

Originals on file for inspection.

SEC. 103. No part of the funds appropriated in this title shall be used for the maintenance or care of private vehicles.

Private vehicles.

SEC. 104. Whenever any office or position not specifically established by the Legislative Pay Act of 1929 is specifically appropriated for in this title or whenever the rate of compensation or designation of any position specifically appropriated for in this title is different from that specifically established for such position by such Act, the rate of compensation and the designation of the position, or either, specifically appropriated for in this title, shall be the permanent law with respect thereto; and the authority for any position specifically established by such Act which is not specifically appropriated for in this title shall cease to exist.

Rate of compensation and designation of positions.  
46 Stat. 32.  
2 U. S. C. § 60a;  
Supp. II, § 60a.

SEC. 105. This title may be cited as the "Legislative Branch Appropriation Act, 1944".

Citation of title.

## TITLE II—THE JUDICIARY

The Judiciary Appropriation Act, 1944.

### 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, \$484,200.

Preparation of rules for criminal proceedings: For all expenses of the Supreme Court of the United States to provide for expenses of such advisory committee as may be appointed by the Court to assist it in the preparation of rules of pleading, practice, and procedure with respect to criminal cases, pursuant to the Act entitled "An Act to give the Supreme Court of the United States authority to prescribe rules of pleading, practice, and procedure with respect to proceedings

Rules for criminal proceedings.  
Expenses of advisory committee.

18 U. S. C. § 687;  
Supp. II, § 689.

in criminal cases prior to and including verdict, or finding or plea of guilty", approved June 29, 1940 (54 Stat. 688), including personal services in the District of Columbia and elsewhere and printing and binding, to be expended as the Chief Justice in his discretion may direct, including such per diem allowances in lieu of actual expenses for subsistence at rates to be fixed by him not to exceed \$10 per day, \$30,000, of which amount not to exceed \$14,950 shall be immediately available.

Rules for civil procedure.  
Reappropriation.  
56 Stat. 234.

The unexpended balance of the appropriation "Preparation of Rules for Civil Procedure, fiscal years 1942 and 1943", carried in the Sixth Supplemental National Defense Appropriation Act, 1942, is hereby reappropriated and made available for the fiscal year 1944.

Printing and binding: For printing and binding for the Supreme Court of the United States, \$26,000, 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, \$27,000.

48 Stat. 668.

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 (40 U. S. C. 13a-13d), including improvements, maintenance, repairs, equipment, supplies, materials, and appurtenances, special clothing for workmen; purchase of waterproof wearing apparel; and personal and other services, including temporary labor without reference to the Classification and Retirement Acts, as amended, and for snow removal by hire of men and equipment or under contract without compliance with sections 3709 and 3744 of the Revised Statutes (41 U. S. C. 5, 16), \$68,000.

41 U. S. C., Supp.  
II, § 16.

#### UNITED STATES COURTS FOR THE DISTRICT OF COLUMBIA

Reimbursements by  
District of Columbia.

Sixty per centum of the expenditures for the District Court of the United States for the District of Columbia from all appropriations under this title and 30 per centum of the expenditures for the United States Court of Appeals for the District of Columbia from all appropriations under this title shall be reimbursed to the United States from any funds in the Treasury to the credit of the District of Columbia.

Repairs and improvements, District Court of the United States for the District of Columbia: 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, \$11,300, to be expended under the direction of the Architect of the Capitol.

Repairs and improvements, United States Court of Appeals for the District of Columbia: 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, \$2,500, to be expended under the direction of the Architect of the Capitol.

#### COURT OF CUSTOMS AND PATENT APPEALS

Salaries: Presiding judge and four associate judges and all other officers and employees of the court, \$107,060.

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, \$6,700.

## UNITED STATES CUSTOMS COURT

Salaries: Presiding judge and eight judges; and all other officers and employes of the court, \$236,500.

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, \$13,500.

Printing and binding: For printing and binding, \$1,000.

## COURT OF CLAIMS

Salaries: Chief justice and four judges, seven regular commissioners, and all other officers and employes of the court, \$208,000, including the 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 (28 U. S. C. 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 23, 1930.

Contingent expenses: For stationery, court library, repairs, fuel, electric light, traveling expenses, and other miscellaneous expenses, \$18,000.

Printing and binding: For printing and binding, \$26,500.

Repairs and improvements: For necessary repairs and improvements to the Court of Claims buildings, to be expended under the supervision of the Architect of the Capitol, \$2,550.

## TERRITORIAL COURTS

Hawaii: For salaries of the chief justice and two associate justices of the Supreme Court of the Territory of Hawaii, of judges of the circuit courts in Hawaii, and of judges retired under the Act of May 31, 1938, \$103,500.

## MISCELLANEOUS ITEMS OF EXPENSE

Salaries of judges: For salaries of circuit judges; district judges (including two in the Territory of Hawaii, one in the Territory of Puerto Rico, four in the Territory of Alaska, one in the Virgin Islands, and one in the Panama Canal Zone); and judges retired under section 260 of the Judicial Code, as amended, and section 518 of the Tariff Act of 1930; in all, \$3,222,500: *Provided*, That this appropriation shall be available for the salaries of all United States justices and circuit and district judges lawfully entitled thereto whether active or retired.

Salaries of clerks of courts: For salaries of clerks of United States circuit courts of appeals and United States district courts, their deputies, and other assistants, \$2,570,280.

No part of any appropriation in this Act shall be used to pay the cost of maintaining an office of the clerk of the United States District Court at Anniston, Alabama; Florence, Alabama; Jasper, Alabama; Gadsden, Alabama; Grand Junction, Colorado; Montrose, Colorado; Durango, Colorado; Sterling, Colorado; Newnan, Georgia; Benton, Illinois; Salina, Kansas; Chillicothe, Missouri; Roswell, New Mexico; Bryson City, North Carolina; Shelby, North Carolina; Ardmore, Oklahoma; Guthrie, Oklahoma; Aberdeen, South Dakota; Pierre, South Dakota; Deadwood, South Dakota; Ogden, Utah; Casper, Wyoming; Evanston, Wyoming; or Lander, Wyoming; but this paragraph shall not be so construed as to prevent the detail during

43 Stat. 965.

46 Stat. 799.  
28 U. S. C., Supp.  
II, §§ 270, 275a.52 Stat. 591.  
48 U. S. C. §§ 634b,  
634c.Retired judges.  
36 Stat. 1161.  
28 U. S. C. § 375.  
46 Stat. 737.  
28 U. S. C. §§ 296,  
297.Clerks' offices.  
Restriction on use  
of funds.Details of employ-  
ees.

sessions of court of such employees as may be necessary from other offices to the offices named herein.

Probation system, United States courts: For salaries of probation officers and their clerical assistants, 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 (18 U. S. C. 726), \$956,800: *Provided*, That the salary of no probation officer shall be less than \$1,800 per annum nor more than \$3,600 per annum: *Provided further*, That nothing herein contained shall be construed to abridge the right of the district judges to appoint probation officers, or to make such orders as may be necessary to govern probation officers in their own courts: *Provided further*, That no part of this appropriation shall be used to pay the salary or expenses of any probation officer who, in the judgment of the senior or presiding judge certified to the Attorney General, fails to carry out the official orders of the Attorney General with respect to supervising or furnishing information concerning any prisoner released conditionally or on parole from any Federal penal or correctional institution.

46 Stat. 503.  
Salary range.  
Appointment, etc., of probation officers.

Failure to carry out Attorney General's orders.

Fees of commissioners: For fees of the United States commissioners and other committing magistrates acting under section 1014, Revised Statutes (18 U. S. C. 591), including fees and expenses of conciliation commissioners, United States courts, including the objects and subject to the conditions specified for such fees and expenses of conciliation commissioners in the Department of Justice Appropriation Act, 1937, \$350,000.

49 Stat. 1327.

Fees of jurors: For mileage and per diems of jurors; meals and lodging for jurors in United States cases 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 (31 Stat. 362), and compensation for jury commissioners, \$5 per day, not exceeding three days for any one term of court, \$1,680,000: *Provided*, That the compensation of jury commissioners for the District of Columbia shall conform to the provisions of title 18, chapter 10, section 341, of the Code of the District of Columbia, but such compensation shall not exceed \$250 each per annum.

Jury commissioners.  
Compensation, D. C.

41 Stat. 558.  
D. C. Code § 11-1401.

Miscellaneous salaries: For salaries of all officials and employees of the Federal judiciary, not otherwise specifically provided for, \$1,087,800: *Provided*, That the compensation of secretaries and law clerks to circuit and district judges shall be fixed by the Director of the Administrative Office of the United States Courts without regard to the Classification Act of 1923, as amended, except that the salaries of the secretaries, exclusive of temporary additional compensation, and exclusive of the differential allowed for higher living costs in the Panama Canal Zone, shall correspond with those of the assistant administrative grade (grade 7 of clerical, administrative and fiscal service): *Provided further*, That the annual basic compensation of the secretary to a circuit or district judge shall not (exclusive of temporary additional compensation) exceed \$3,200: *And provided further*, That the salaries of law clerks shall correspond with those of the assistant professional grade.

Secretaries and law clerks.

42 Stat. 1488.  
5 U. S. C. § 661; Supp. II, § 661 et seq.

Miscellaneous expenses (other than salaries): For such miscellaneous expenses as may be authorized or approved by the Director of the Administrative Office of the United States Courts, for the United States courts and their officers, including rent of rooms for United States courts and judicial officers; supplies and equipment, including the exchange of typewriting and adding machines, for the United States courts and judicial officers, including firearms and ammunition therefor; stenographic reporting services without regard to section 3709, Revised Statutes, provided that the rates of payment shall not exceed those fixed by the district court pursuant to Rule 80 (b)

Reporting services.  
41 U. S. C. § 5.

Federal Rules of Civil Procedure, in the jurisdiction of which the services are rendered; purchase of lawbooks, including the exchange thereof, for United States judges, and other judicial officers, including the libraries of the United States circuit courts of appeals, and the Federal Reporter and continuations thereto as issued, \$391,000: *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, and that the reports of the United States Court of Appeals for the District of Columbia shall not be sold for a price exceeding that approved by the court and for not more than \$6.50 per volume.

Traveling expenses: For all necessary traveling expenses, not otherwise provided for, incurred by the Judiciary, including traveling expenses of probation officers and their clerks, and transfer of household goods and effects as provided by the Act of October 10, 1940, \$540,000: *Provided*, That this sum shall be available, in an amount not to exceed \$4,000, for expenses of attendance at meetings concerned with the work of Federal probation when incurred on the written authorization of the Director of the Administrative Office of the United States Courts: *Provided further*, That United States probation officers may be allowed, in lieu of actual expenses of transportation, not to exceed 4 cents per mile for the use of their own automobiles for transportation when traveling on official business within the city limits of their official station.

Printing and binding: For printing and binding for the Administrative Office and Courts of the United States, \$89,000.

#### ADMINISTRATIVE OFFICE OF THE UNITED STATES COURTS

Salaries: For the Director of the Administrative Office of the United States Courts, the Assistant Director, and for other personal services in the District of Columbia and elsewhere, as may be necessary to enable the Director to carry into effect the provisions of the Act entitled "An Act to provide for the administration of the United States courts, and for other purposes", approved August 7, 1939 (53 Stat. 1223), \$243,800: *Provided*, That in expending appropriations or portions of appropriations contained in this Act for the payment of personal services in the District of Columbia, the Director shall fix compensation according to the Classification Act of 1923, as amended.

Miscellaneous expenses: For stationery, supplies, materials and equipment, freight, express, and drayage charges, washing towels, advertising, purchase of lawbooks and books of reference, periodicals and newspapers, communication service and postage; for the maintenance, repair, and operation of one motor-propelled delivery truck; for rent in the District of Columbia, and elsewhere; for official traveling expenses and other miscellaneous expenses not otherwise provided for, necessary to effectively carry out the provisions of the Act providing for the administration of the United States Courts, and for other purposes, \$24,000: *Provided*, That section 3709 of the Revised Statutes (41 U. S. C. 5) shall not be construed to apply to any purchase or service for the Administrative Office of the United States Courts when the aggregate amount involved does not exceed the sum of \$50.

SEC. 202. As used in this title, the term "circuit court of appeals" includes the United States Court of Appeals for 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; the term "circuit judge" includes associate justice of the United States

28 U. S. C. foll. § 723c.

Lawbooks.

Federal Reporter.

Transmittal to successors.

U. S. Code Annotated, price limitation.

54 Stat. 1105.  
5 U. S. C. § 73c-1.  
Attendance at meetings.

Probation officers, allowance for use of own automobiles.

28 U. S. C. §§ 444-450.  
Personal services.

42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 et seq.

Minor purchases.

"Circuit court of appeals."

"Senior circuit judge."

"Circuit judge."

"Judge."

Court of Appeals for the District of Columbia; and the term "judge" includes justice.

U. S. Code Annotated; Lifetime Federal Digest.

SEC. 203. No part of any appropriation contained in this title shall be used to pay in excess of \$2 per volume for the current and future volumes of the United States Code Annotated or in excess of \$3.25 per volume for the current or future volumes of the Lifetime Federal Digest.

54 Stat. 344.  
28 U. S. C. § 186.

SEC. 204. Terms of court at Greenwood, South Carolina: Section 105 of the Judicial Code, as amended, is amended by striking out the words "at Greenwood the first Mondays in February and November" in the third paragraph thereof, and inserting in lieu thereof the words "at Greenwood the second Mondays in May and December".

Citation of title.

SEC. 205. This title may be cited as "The Judiciary Appropriation Act, 1944".

### TITLE III—GENERAL PROVISIONS

Senate disapproval of nomination, effect.

SEC. 301. No part of of any appropriation contained in 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.

Persons advocating overthrow of U. S. Government.

SEC. 302. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment, the salary or wages for which are paid from this appropriation contained in this Act, shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Affidavit.

Penalty.

Short title.

SEC. 303. This Act may be cited as the "Legislative and Judiciary Appropriation Act, 1944".

Approved June 28, 1943.

[CHAPTER 174]

#### AN ACT

To extend the effective date of the Act of December 17, 1941, relating to additional safeguards to the radio communications service of ships of the United States.

*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 additional safeguards to the radio communications service of ships of the United States in the interest of the national defense, and for other purposes", approved December 17, 1941 (55 Stat. 808; 47 U. S. C. 353 note), is hereby amended by striking out the words "national emergency declared by the President on May 27, 1941, to exist but not after July 1, 1943, or the date upon which the President proclaims the existing national defense emergency terminated, whichever occurs first," and substituting therefor the following: "period until July 1, 1945, or until such earlier time as the Congress by concurrent resolution may designate".

Approved June 28, 1943.

June 28, 1943

[H. R. 2612]

[Public Law 97]

Radio operators aboard ship.  
Employment restriction, time extended.

*Ante*, p. 161.

47 U. S. C., Supp. II, § 353 note.

55 Stat. 1647.

50 U. S. C., Supp. II, app., note prec. § 1.

## [CHAPTER 175]

## AN ACT

To authorize the incorporated city of Anchorage, Alaska, to purchase and improve the electric light and power system of the Anchorage Light and Power Company, Incorporated, an Alaska corporation, and for such purpose to issue bonds in the sum of not to exceed \$1,250,000 in excess of present statutory debt limits.

June 28, 1943  
[H. R. 338]  
[Public Law 98]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the incorporated city of Anchorage, Alaska, is hereby authorized and empowered to purchase and acquire from Anchorage Light and Power Company, Incorporated, a corporation organized and existing under the laws of the Territory of Alaska, any or all of the electric light and power properties owned by said corporation, including electric current, light and power plants and systems, and all or any part of the property, both real and personal, rights, claims, easements, interests, and equities connected therewith, and to reconstruct, extend, and improve the same, and for such purposes to issue bonds in an amount not exceeding \$1,250,000, the same to be in excess of the present statutory debt limit of said city as provided by the 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 (49 Stat. 1388) : *Provided*, That no more than \$1,000,000 of the proceeds of the sale of said bonds may be used for purposes of purchasing and acquiring such properties. Nothing herein shall be so construed as to prevent or preclude the said city from incurring other indebtedness up to, but not beyond the limits prescribed by said Act of May 28, 1936, without regard to the bonded indebtedness herein authorized.

Anchorage, Alaska.  
Bond issue for purchase of designated public utility.

48 U. S. C. §§ 44a-44e.

SEC. 2. Before said bonds shall be issued, a special election shall be ordered by the common council of the said city of Anchorage, Alaska, at which election the question of whether such indebtedness should be incurred and such bonds shall be issued in any amount not exceeding \$1,250,000 for the purposes hereinbefore set forth, shall be submitted to the qualified electors of said city whose names appear on the last assessment roll of record of said city for purposes of municipal taxation. The form of the ballot shall be such that such electors may vote for or against the issuance of bonds in any amount not exceeding \$1,250,000 for the purposes herein specified. Not less than twenty days' notice of such election shall be given by posting notices of the same in three conspicuous places within the corporate limits of the city of Anchorage, Alaska, one of which shall be at the front door of the United States post office in said city. The election notice shall state the date of said election, shall describe the polling place or places, and the times the same will be open, and shall state that bonds of said city in any amount not exceeding \$1,250,000 are 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 for general or special elections in said city. Such bonds shall be issued to raise money for the purposes herein authorized only upon condition that not less than 55 per centum of the votes cast at such election in said city shall be in favor of the issuance of said bonds for such purpose.

Special election.

Form of ballot.

Notice of election.

Registration, etc.

Percentage of favorable votes required.

Form and maturity of bonds.

SEC. 3. The bonds herein authorized shall be coupon bonds, shall be negotiable instruments for all purposes, and shall bear such date or dates, be in such denomination or denominations, mature in such amounts and at such time or times, not exceeding thirty years from the date thereof, be payable at such place or places, and be sold at either public or private sale, be redeemable or nonredeemable before

Signatures.	maturity either with or without premium, and carry registration privileges as to either principal and interest, or principal only, as may be prescribed by the common council of the city of Anchorage, Alaska. The bonds shall bear the signatures of the mayor and the clerk of said city and shall have impressed thereon the official seal of said city. The coupons to be annexed to such bonds shall bear the facsimile signatures of the mayor and of the clerk of said city. 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.
Interest rate.	Said bonds shall bear interest at a rate to be fixed by the common council of the city of Anchorage not to exceed 5 per centum per annum, payable semiannually, and said bonds shall be sold at not less than par plus accrued interest.
Sale price.	
Nature of obligations; payment.	SEC. 4. The bonds herein authorized to be issued shall be general obligations of said city of Anchorage, payable as to both principal and interest from ad valorem taxes which shall be levied upon all the taxable property within the corporate limits of such municipality in an amount sufficient to pay the interest and principal of such bonds as the same shall become due and payable. The city of Anchorage is hereby granted the further right to pay said bonds out of the net revenues of the utility to be purchased with the proceeds of the bond issue, and any additions thereto, and to pledge the revenues from such utility, after all necessary expenses of maintenance and operation shall have been paid, in an amount sufficient to pay the principal and interest of such bonds as the same shall become due and payable.
Covenants for protection of bondholders.	SEC. 5. Any ordinance of the city of Anchorage, Alaska, authorizing the issuance of these bonds, or fixing the terms and covenants thereof, or both, may contain covenants by the city in order to protect and safeguard the security and the rights of the holders of these bonds, including covenants as to, among other things—
Use of revenues.	(a) The use and disposition of the revenues of said utility and any additions or betterments thereto the cost of which is to be defrayed with such proceeds, including the creation and maintenance of funds to be used for operation and maintenance, for renewals and replacements to said utility, and for disposition of any surplus from said revenues.
Rates and charges.	(b) The establishing and maintaining of adequate rates and charges for electric energy and other services, facilities, and commodities sold, furnished, or supplied by said utility sufficient to pay all cost of maintenance and operation, bond service, and other charges upon the gross revenues as provided by ordinance.
Operation, management, etc.	(c) The operation, maintenance, management, accounting, and auditing of said utility.
Disposal of utility.	(d) Limitations upon the right of the city of Anchorage to dispose of all or any part of such utility without making provision for payment of all outstanding bonds.
Board of Public Utility Commissioners.	(e) That the Common Council of the City of Anchorage is authorized to create a board of three members to be known as the Board of Public Utility Commissioners, which Board shall manage and control the operation of said utility.
Additions or improvements.	SEC. 6. If the Common Council of the City of Anchorage shall deem it advisable, said city may issue all or any part of the bonds authorized by this Act not used for the purchase of such utility for the purpose of making any necessary extensions, additions, or improvements to said utility. Bonds for these purposes may be a part of the same issue of bonds issued for the purpose of purchasing

said utility, and shall be payable from the same fund, or they may be issued in different series and may mature at any time subsequent to the last maturity of the original issue, but in any event may not mature more than thirty years from date thereof, or may mature concurrently with bonds of said original issue maturing on or subsequent to January 1, 1955. Regardless of whether or not said bonds are issued in series, any bonds issued to pay for any such extensions, additions, or improvements shall rank *pari passu* with the original bonds issued for the purchase of such utility.

SEC. 7. No part of the funds arising from the sale of any or all of the bonds authorized by this Act shall be used for any purpose or purposes other than those specified in this Act and authorized at the election authorizing the issuance of the same. Said bonds shall be sold only when and in such amounts as the Common Council of the City of Anchorage shall direct, and the proceeds thereof shall be used only for the purposes or any of them 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. 8. If the Common Council of the City of Anchorage shall deem it advisable, any or all of the bonds, the issuance of which is authorized by this Act, may be refunded. Said refunding bonds may be exchanged for said outstanding bonds or may be sold at not less than par at public or private sale, and the proceeds of such sale shall be used only for the payment of the bonds being refunded: *Provided*, That such refunding bonds shall bear an interest rate not greater than the bonds being refunded. Said refunding bonds may mature not later than thirty years from date and shall be payable in such amounts and at such times and places as the Common Council of the City of Anchorage shall prescribe.

SEC. 9. The said city of Anchorage is hereby authorized to enter into contracts with the United States of America, or any agency or instrumentality thereof, under any Act or Acts of the Congress of the United States to encourage public works, for the relief of unemployment or for any other public purpose, for the sale of bonds issued in accordance with the provisions of this Act, or for the acceptance of a grant of money to aid said municipality in financing any public works; or to enter into contracts with any persons or corporations, public or private, for the sale of such bonds; and such contracts may contain such terms and conditions as may be agreed upon by and between the Common Council of said City of Anchorage and the United States of America, or any agency or instrumentality thereof, or any such purchaser.

Approved June 28, 1943.

[CHAPTER 176]

AN ACT

To amend an Act entitled "An Act to provide for the use of the American National Red Cross in aid of the land and naval forces in time of actual or threatened war."

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That effective from December 5, 1941, the Act of April 24 1912 (37 Stat. 90; 36 U. S. C. 10, 11), entitled "An Act to provide for the use of the American National Red Cross in aid of the land and naval forces in time of actual or threatened war", is amended to read as follows: "That whenever in time of war, or when war is imminent, the President shall find the cooperation and use of the American National Red Cross with the land and naval forces to be necessary, he is authorized to

Sale of bonds.  
Restriction on use of funds.

Refunding bonds.

Contracts for sale of bonds or acceptance of grants.

June 29, 1943

[H. R. 2292]

[Public Law 90]

American National Red Cross.  
Wartime aid to land and naval forces.

accept the assistance tendered by the said Red Cross and to employ the same under the land and naval forces in conformity with such rules and regulations as he may prescribe.

Transportation and subsistence.

“SEC. 2. That when the said Red Cross cooperation and assistance with the land and naval forces in time of war or threatened hostilities shall have been accepted by the President, the personnel entering upon the duty specified in section 1 of this Act shall, while proceeding to their place of duty, while serving thereat, and while returning therefrom, be transported and subsisted at the cost and charge of the United States as civilian employees employed with the said forces, and no passport fee shall be charged or collected for any passport issued to such personnel so serving or proceeding abroad to enter upon such service, and the Red Cross supplies that may be tendered as a gift and accepted for use by the land and naval forces shall be transported at the cost and charge of the United States.”

Passport fees.

Approved June 29, 1943.

[CHAPTER 177]

JOINT RESOLUTION

Giving the consent of the Congress to an agreement between the State of Indiana and the Commonwealth of Kentucky establishing a boundary between said State and said Commonwealth.

June 29, 1943  
[H. J. Res. 131]  
[Public Law 100]

Indiana-Kentucky boundary line.

Whereas, by decree of the Supreme Court of the United States in the case of *Indiana against Kentucky*, decided May 18, 1896, and reported in 163 United States Reports, the boundary line between the State of Indiana and the Commonwealth of Kentucky between certain terminal points therein described was fixed and established; and

Whereas neither of said terminal points reached the low-water mark of the right side of the Ohio River, forming the remainder of the boundary line between said State and said Commonwealth; and

Whereas, owing to the fact recited in the preceding literary paragraph hereof a dispute has arisen as to the boundary line connecting said terminal points with said low-water mark; and

Whereas the Governor of the State of Indiana and the Governor of the Commonwealth of Kentucky appointed commissioners to study said question for the purpose of ascertaining the true and legal boundary line thus in dispute; and

Whereas said commissioners agreed upon the true and legal boundary line; and

Whereas the General Assembly of the State of Indiana passed an act known and designated as Enrolled Act Numbered 19, House, bearing the signatures of Hobart Creighton, speaker of the house of representatives; Charles M. Dawson, president of the senate; and the signature and approval of Henry F. Schriker, Governor of Indiana, under date of January 29, 1943; and

Whereas the General Assembly of the Commonwealth of Kentucky passed a like act known and designated as House Bill Numbered 375, bearing the signatures of Stanley S. Dickson, speaker of the house of representatives; Rodes K. Myers, president of the senate; and the signature and approval of Keen Johnson, Governor of Kentucky, under date of March 9, 1942; and

Whereas the said acts provided in substance that upon the approval and consent of the Congress of the United States the boundary line between the State of Indiana and the Commonwealth of Kentucky shall be as follows:

Commencing at a point on the line between sections 15 and 14, township 7 south, range 10 west, and sixty-seven and twenty-five

one-hundredths chains south of the northeast corner of section 15, the same being the beginning point in the description of the part of the boundary line as fixed by the Supreme Court of the United States in Indiana against Kentucky, decided May 18, 1896, and reported in 163 United States Reports; thence south no degrees fifty-three minutes fifteen seconds west to the low-water mark on the right side of the Ohio River and thence upstream at low-water mark on the right side of said river. Also beginning at the same beginning point, to wit: The beginning point in the description of the part of the boundary line between the State of Indiana and the Commonwealth of Kentucky as fixed by the Supreme Court in the case above recited and following that line to the end of so much of said boundary line as was fixed by said decree; thence due west to the low-water mark on the right side of the Ohio River and thence downstream with said low-water mark on the right side of said river; and

Whereas the said acts of the State of Indiana and the Commonwealth of Kentucky constitute an agreement between said State and said Commonwealth establishing a boundary line between said State and said Commonwealth: Therefore be it

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of the Congress is hereby given to such agreement and to the establishment of such boundary, and said acts of the State of Indiana and the Commonwealth of Kentucky are hereby approved.

Consent of Congress to agreement.

Approved June 29, 1943.

[CHAPTER 178]

AN ACT

To equalize certain disability benefits for Army officers.

June 29, 1943  
[S. 219]  
[Public Law 101]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That any officer of the Army of the United States or of any component thereof, except an officer of the Regular Army, who heretofore or hereafter has been or may be granted retirement pay for physical disability determined or incurred while serving under a temporary appointment in a higher grade shall receive retirement pay computed as otherwise provided by law for officers of such higher grade.

Disability benefits for Army officers. Army of the U. S.

SEC. 2. Any officer of the Regular Army who heretofore or hereafter has been or may be retired for physical disability determined or incurred while serving under a temporary appointment in a higher grade shall have the rank and receive retired pay computed as otherwise provided by law for officers of such higher grade.

Regular Army.

SEC. 3. Any officer of the Regular Army on the retired list who shall have been placed thereon for reasons other than physical disability shall, if he incurs physical disability while serving under a temporary appointment in a higher grade, be promoted on the retired list to such higher grade and receive retired pay computed as otherwise provided by law for an officer of such higher grade retired on account of physical disability incident to the service.

SEC. 4. Any officer of the Regular Army on the retired list who shall have been placed thereon by reason of physical disability shall, if he incurs additional physical disability while serving under a temporary appointment in a higher grade, be promoted on the retired list to such higher grade and receive retired pay computed as otherwise provided by law for officers of such higher grade: *Provided,*

That the Secretary of War, or such person or persons as he may designate, shall find that the additional physical disability is incident to service while on active duty in the higher grade and not less than 30 per centum permanent.

SEC. 5. Any officer of the Regular Army on the retired list who shall have been placed thereon for reasons other than physical disability shall, if he incurs physical disability while serving on active duty in the same grade as that held by him on the retired list, receive retired pay computed as otherwise provided by law for officers of such grade retired on account of physical disability incident to the service.

Applicability of benefits.

SEC. 6. The benefits of this Act shall apply to officers of the Army of the United States who were retired or granted retirement pay subsequent to April 6, 1917, or who may hereafter be retired or granted retirement pay for physical disability in line of duty in time of war or any emergency declared by the President, or within six months thereafter, determined or incurred while serving under a temporary appointment in a higher grade, including any officer given a temporary appointment in a higher grade under the Act of June 16, 1936, who has been retired for physical disability in a lower grade.

49 Stat. 1524.  
10 U. S. C. §§ 291c,  
292a-1, 292a-2, 292a-3,  
292b-2, 300a; Supp. II,  
§§ 292a-1, 300a.

Time limitation.

SEC. 7. The provisions of this Act shall not apply in any case unless proceedings to obtain the benefits provided herein are initiated within six months from the termination of the temporary appointment held at the time when the disability is incurred or the disabled officer's release from active duty, whichever occurs earlier: *Provided*, That such proceedings may be initiated within six months from the date of the approval of this Act in any case where such termination of appointment, retirement, or release from active duty occurred prior to such approval. The Secretary of War is authorized to prescribe such regulations as he may deem necessary to carry out the provisions of this Act.

Exception.

Regulations.

Power of President.  
Rights of officers  
under other laws.

SEC. 8. Nothing contained herein shall be construed to limit the power of the President under existing law, or to affect the right of any officer of the Regular Army to have the rank and retired pay of a higher grade than herein provided, or of any other officer of the Army of the United States to have the retirement pay of a higher grade than herein provided, if entitled thereto under other provisions of law.

Back pay; retirement.

SEC. 9. No back pay shall accrue by reason of the enactment of this Act. The provisions of this Act shall not otherwise affect the method in which officers are to be retired.

Approved June 29, 1943.

[CHAPTER 179]

AN ACT

Making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1944, 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, 1944, namely:

June 30, 1943  
[H. R. 1648]  
[Public Law 102]

Treasury and Post  
Office Departments  
Appropriation Act,  
1944.

Treasury Department  
Appropriation  
Act, 1944.  
Post, pp. 440, 544,  
626.

## OFFICE OF THE SECRETARY

Post, pp. 440, 544.

Salaries: Secretary of the Treasury, Under Secretary of the Treasury, Fiscal Assistant Secretary of the Treasury, two Assistant Secretaries of the Treasury, and other personal services in the District of Columbia, including the temporary employment of experts, \$380,000.

Reimbursement to District of Columbia, benefit payments to White House Police and Secret Service forces: To enable the Secretary of the Treasury to reimburse the District of Columbia on a monthly basis for benefit payments made from the revenues of the District of Columbia to members of the White House Police force and such members of the United States Secret Service Division as are entitled thereto under the Act of October 14, 1940 (54 Stat. 1118), to the extent that such benefit payments are in excess of the salary deductions of such members credited to said revenues of the District of Columbia during the fiscal year 1944, pursuant to section 12 of the Act of September 1, 1916 (39 Stat. 718), as amended, \$35,000.

Reimbursement to D. C. for certain benefit payments.

D. C. Code § 4-508.

D. C. Code § 4-503.

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 and real estate sales contracts held by such land bank have been reduced during the fiscal year 1944; and prior thereto, in accordance with the provisions of paragraph "Twelfth" of section 12 of the Federal Farm Loan Act, as amended (12 U. S. C. 771), as further amended by Act of June 27, 1942 (Public Law 629), \$21,800,000.

48 Stat. 43; 56 Stat. 391.  
12 U. S. C., Supp. II, § 771.

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 by which interest payments on mortgages and real estate sales contracts held by such Corporation have been reduced during the fiscal year 1944, and prior thereto, in accordance with the provisions of section 32 of the Emergency Farm Mortgage Act of 1933, approved May 12, 1933, as amended (12 U. S. C. 1016), as further amended by Act of June 27, 1942 (Public Law 629); such payments to be made quarterly, beginning as soon as practicable after October 1, 1943, \$7,400,000.

48 Stat. 48; 56 Stat. 392.  
12 U. S. C., Supp. II, § 1016.  
Ante, p. 196.

## FOREIGN FUNDS CONTROL

Foreign-owned property control: For all expenses necessary in carrying out the functions of the Secretary of the Treasury under sections 3 and 5 (b) of the Act of October 6, 1917, as amended (50 U. S. C. (App.) 3, and 50 U. S. C. (Suppl. 1941) 5 (b)), and any proclamations, orders, regulations, or instructions issued thereunder, including personal services (without regard to classification laws), printing, and reimbursement of any other appropriation or other funds of the United States or any agency, instrumentality, Territory, or possession thereof, including the Philippine Islands, and reimbursement of any Federal Reserve bank for printing and other expenditures, \$3,450,000.

40 Stat. 412, 415.  
50 U. S. C., Supp. II, app. §§ 3, 5 (b).

## DIVISION OF TAX RESEARCH

Salaries: For personal services in the District of Columbia, including the employment of experts, \$163,760.

## OFFICE OF TAX LEGISLATIVE COUNSEL

Salaries: For personal services in the District of Columbia, including the employment of experts, \$90,165.

## DIVISION OF RESEARCH AND STATISTICS

Salaries: For personal services in the District of Columbia, \$170,000.

## OFFICE OF GENERAL COUNSEL

Salaries: For the General Counsel and other personal services in the District of Columbia, \$145,925.

## DIVISION OF PERSONNEL

Salaries: For the Chief of the Division, and other personal services in the District of Columbia, \$160,000.

## OFFICE OF CHIEF CLERK

Salaries: For the Chief Clerk and other personal services in the District of Columbia, \$290,000.

## MISCELLANEOUS AND CONTINGENT EXPENSES, TREASURY DEPARTMENT

Operating expenses,  
Department build-  
ings.

Traveling expenses.  
Post, p. 629.

Stationery.

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; financial journals, purchase (including exchange) of books of reference and lawbooks, 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 \$8,000 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 conference and advisory purposes in furthering the work of the Department; freight, expressage, telegraph and telephone service; maintenance and repair of motortrucks 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; 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; flags; hand trucks; ladders; miscellaneous hardware; streetcar fares not exceeding \$650; thermometers; lavatory equipment and supplies; tools and sharpening same; laundry service; laboratory supplies and equipment; removal of rubbish; postage; including \$34,590 for stationery for the Treasury Department and its several bureaus and offices, and field services thereof, except such bureaus and offices as may be otherwise specifically provided for, 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; and other absolutely necessary articles, supplies, and equip-

ment not otherwise provided for: \$271,000: *Provided*, That the appropriations for the Bureau of Accounts, Bureau of the Public Debt, Internal Revenue Service, Procurement Division, Office of the Treasurer of the United States, and Division of Disbursement for the fiscal year 1944 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 (31 U. S. C. 669), to the contrary notwithstanding.

Printing and binding: For printing and binding for the Treasury Department and its several bureaus and offices, and field services thereof, except such bureaus and offices as may be otherwise specifically provided for, 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 (44 U. S. C. 111), \$26,600.

Additional funds.

37 Stat. 414.

40 Stat. 1270.

## CUSTODY OF TREASURY BUILDINGS

Salaries of operating force: For the Superintendent of Treasury Buildings and for other personal services in the District of Columbia, including the operating force of the Treasury Building, the Treasury Annex, the Liberty Loan Building, the Belasco Theatre Building, the Auditors' building, and the west and south annexes thereof, \$483,400.

## BUREAU OF ACCOUNTS

Post, pp. 544, 630.

Salaries and expenses: For salaries in the District of Columbia and all other expenses (except printing and binding) of the Bureau of Accounts, including contract stenographic reporting services, stationery (not to exceed \$11,000), supplies and equipment; purchase and exchange of lawbooks, books of reference, periodicals, and newspapers; travel expenses, including expenses of attendance at meetings of organizations concerned with the work of the Bureau of Accounts, \$700,000.

Printing and binding: For printing and binding for the Bureau of Accounts, \$35,000.

Division of Disbursement, salaries and expenses: For all necessary salaries and expenses, except printing and binding, of the Division of Disbursement, including personal services in the District of Columbia, stationery, and travel, \$2,900,000: *Provided*, That with the approval of the Director of the Bureau of the Budget there may be transferred to this appropriation and to the appropriation "Printing and binding, Division of Disbursement" from funds respectively available for such purposes for the Agricultural Conservation and Adjustment Administration, Federal Housing Administration, Federal Public Housing Authority, Federal Surplus Commodities Corporation, Federal Prison Industries, Railroad Retirement Board, United States Maritime Commission, the Federal Crop Insurance Corporation, the Commodity Credit Corporation, the Agricultural Marketing Administration, the Farm Security Administration, and the National Youth Administration, such sums as may be necessary to cover the expense incurred in performing the function of disbursement therefor.

Transfer of funds.

*Infra*.

Printing and binding: For printing and binding, Division of Disbursement, including the cost of transportation to field offices of printed and bound material and the cost of necessary packing boxes and packing materials, \$104,796.

Contingent expenses, public moneys: For contingent expenses under the requirements of section 3653 of the Revised Statutes (31 U. S. C. 545), for the collection, safekeeping, transfer, and disbursement of the public money, transportation of notes, bonds, and other securities of the United States, transportation of gold coin and gold certificates transferred to Federal Reserve banks and branches, United States mints and assay offices, and the Treasury, after March 9, 1933, 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 (31 U. S. C. 548), also including examinations of cash accounts at mints, \$350,000.

Recoinage of minor coins: To enable the Secretary of the Treasury to continue the recoinage of worn and uncurrent 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, \$15,000.

Recoinage of silver coins: To enable the Secretary of the Treasury to continue the recoinage of worn and uncurrent 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, \$200,000.

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, \$25,000.

*Post*, p. 680.

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, \$75,000.

48 Stat. 1231.  
31 U. S. C. § 726q.

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", \$15,000.

48 Stat. 1230.  
31 U. S. C. § 726p.

#### BUREAU OF THE PUBLIC DEBT

*Post*, p. 629.

Salaries and expenses: For necessary salaries and 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 lawbooks, directories, books of reference, periodicals, newspapers, and stationery (not to exceed \$13,000) and the maintenance, operation, and repair of a motor-propelled bus or station wagon for use of the Destruction Committee, and including personal services in the District of Columbia, \$3,800,000.

*Post*, p. 630.

Printing and binding: For printing and binding for the Bureau of the Public Debt, \$15,000.

Distinctive paper for United States securities: For distinctive paper for United States 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, \$1,241,431: *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 1944 between the two bidders whose prices per pound are the lowest received after advertisement.

Division of award.

Expenses of loans: The indefinite appropriation "Expenses of loans, Act of September 24, 1917, as amended and extended" (31 U. S. C. 760, 761), shall not be used during the fiscal year 1944 to supplement the appropriations otherwise provided for the current work of the Bureau of the Public Debt, and the amount obligated under such indefinite appropriation during such fiscal year shall not exceed \$57,600,000 to be expended as the Secretary of the Treasury may direct: *Provided*, That the proviso in the Act of June 16, 1921 (31 U. S. C. 761), limiting the availability of this appropriation for expenses of operations on account of any public debt issue to the close of the fiscal year next following the fiscal year in which such issue was made, shall not apply to savings bond transactions handled by the Federal Reserve banks for account of the Secretary of the Treasury: *Provided further*, That regular field employees of the War Savings Staff may be reimbursed, at not to exceed 3 cents per mile, for travel performed by them in privately owned automobiles while engaged in the promotion of the sale of United States Government securities (estimated War Savings bonds) within the limits of their official stations.

40 Stat. 292.

Limitation on obligations.  
*Post*, p. 630.Savings bond transactions.  
42 Stat. 36.War Savings Staff,  
travel expenses.

## OFFICE OF THE TREASURER OF THE UNITED STATES

Salaries: For personal services in the District of Columbia, Office of the Treasurer of the United States, \$2,940,000: *Provided*, That with the approval of the Director of the Bureau of the Budget, there may be transferred (not exceeding a total of \$410,000) to this appropriation and to the appropriations "Printing and binding, Office of the Treasurer of the United States" and "Contingent expenses, Office of the Treasurer of the United States", from funds respectively available for such purposes for the Agricultural Conservation and Adjustment Administration, Home Owners' Loan Corporation, 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, Federal Crop Insurance Corporation, United States Maritime Commission, Agricultural Marketing Administration, Farm Security Administration, National Youth Administration, Federal Housing Administration, Federal Public Housing Authority, Commodity Credit Corporation, and corporations and banks under the Federal Home Loan Bank Administration, such sums as may be necessary 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.

*Post*, p. 630.

Transfer of funds.

*Post*, p. 266.  
*Infra*.

Restriction on payment of certain salaries.

No part of any appropriation or authorization in this Act shall be used to pay any part of the salary or expenses of any person whose salary or expenses are prohibited from being paid from any appropriation or authorization in any other Act.

*Post*, p. 630.

Contingent expenses, Office of the Treasurer of the United States: For all necessary expenses, other than personal services and printing and binding, including travel expenses and purchase of periodicals and books of reference, \$160,000.

Federal Reserve notes.

Salaries (reimbursable): For personal services in the District of Columbia, in redeeming Federal Reserve notes, \$64,000, to be reimbursed by the Federal Reserve banks.

Post, p. 630.

Printing and binding: For printing and binding for the Office of the Treasurer of the United States, \$35,000.

## BUREAU OF CUSTOMS

Post, p. 630.

50 U. S. C., Supp. II, app. § 601 note.

Salaries and expenses: For collecting the revenue from customs, for enforcement, as specified in Executive Order Numbered 9083, of certain navigation laws, 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 and navigation laws; for expenses of transportation and transfer of customs receipts from points where there are no Government depositories; not to exceed \$84,500 for allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (5 U. S. C. 118a), but not to exceed \$1,700 for any one person; not to exceed \$500 for subscriptions to newspapers; not to exceed \$85,000 for stationery; not to exceed \$12,000 for improving, repairing, maintaining, or preserving buildings, inspection stations, office quarters, including living quarters for officers, sheds, and sites along the Canadian and Mexican borders acquired under authority of the Act of June 26, 1930 (19 U. S. C. 68); and for the purchase (not to exceed one hundred and fifty), maintenance, repair, and operation of motor-propelled passenger-carrying vehicles when necessary for official use in field work; for the payment of extra compensation earned by customs officers or employees for overtime services, at the expense of the parties in interest, in accordance with the provisions of section 5 of the Act approved February 13, 1911, as amended by the Act approved February 7, 1920, and section 451 of the Tariff Act, 1930, as amended (19 U. S. C. 261, 267, and 1451), the receipts from such overtime services to be deposited as a refund to the appropriation from which such overtime compensation is paid, in accordance with the provisions of section 524 of the Tariff Act of 1930, as amended; for the cost of seizure, storage, and disposition of any merchandise, vehicle and team, automobile, boat, air or water craft, or any other conveyance seized under the provisions of the customs laws, for the purchase of arms, ammunition, and accessories; not to exceed \$665,108 for personal services in the District of Columbia exclusive of ten persons from the field force authorized to be detailed under section 525 of the Tariff Act of 1930, \$21,519,935: *Provided*, That the office of comptroller of customs at San Francisco, California, is hereby abolished. The duties imposed by law and regulations upon the said comptroller of customs, his assistants and deputies, are hereby transferred to, imposed upon, and continued in positions now established in the Customs Service by or pursuant to law, as the Secretary of the Treasury by appropriate regulations shall specify; and he is further authorized to designate the title by which such positions shall be officially known hereafter. The Secretary of the Treasury, in performing the duties imposed upon him by this paragraph, shall administer the same in such manner that the transfer of duties provided hereby will not result in the establishment of any new positions in the Customs Service: *Provided further*, That no interior port of entry shall be closed.

Living quarters.

46 Stat. 818.

46 Stat. 817.

Overtime compensation.

36 Stat. 901; 41 Stat. 402; 46 Stat. 715.

Deposit of receipts as refund to appropriation.

46 Stat. 741.  
19 U. S. C. § 1524.

Personal services.

46 Stat. 741.  
19 U. S. C. § 1525.  
Abolishment of San Francisco office.

Transfer of duties.

Interior ports of entry.

Printing and binding: For printing and binding, Bureau of Customs, including the cost of transportation to field offices of printed and bound material and the cost of necessary packing boxes and packing materials, \$85,000.

Refunds and drawbacks: For the refund or payment of customs collections or receipts, and for the payment of debentures or drawbacks, bounties, and allowances, as authorized by law, \$19,000,000.

OFFICE OF THE COMPTROLLER OF THE CURRENCY

Salaries: Comptroller of the Currency and other personal services in the District of Columbia, \$230,000.

Printing and binding: For printing and binding for the Office of the Comptroller of the Currency, \$18,000.

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 one stamp agent (to be reimbursed by the stamp manufacturers) and the employment of experts; 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 incident to such chemists testifying when necessary; telegraph and telephone service, 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. 372-881), and the operation, maintenance, and repair of property acquired under such title III; for the purchase (not to exceed thirty-four), hire, maintenance, repair, and operation of motor-propelled or horse-drawn passenger-carrying vehicles when necessary, for official use of the Alcohol Tax and Intelligence Units in field work; printing and binding (not to exceed \$1,606,850); and the procurement of such supplies, stationery (not to exceed \$675,800), equipment, furniture, mechanical devices, laboratory supplies, periodicals, and newspapers for the Alcohol Tax Unit, ammunition, lawbooks and books of reference, and such other articles as may be necessary, \$94,821,735, of which amount not to exceed \$11,111,885 may be expended for personal services in the District of Columbia: *Provided*, 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 conniving at the same, including payments for information and detection of such violation.

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, as amended; for refunds of taxes collected (including penalties and interest) under the Cotton Act of April 21, 1934, as amended (48 Stat. 598), the Tobacco Act of June 28, 1934, as amended (48 Stat. 1275), and the Potato Act of August 24, 1935 (49 Stat. 782), in accordance with the Second Deficiency Appropriation Act, fiscal year 1938 (52 Stat. 1150), as amended, and as otherwise authorized by law; and for redemption of tax stamps purchased under the aforesaid Tobacco and Potato Acts, there is hereby continued available, during the fiscal year 1944,

Post, p. 630.

40 U. S. C. §§ 304f-304m.

Printing and binding.

Detection and prosecution of violations.

49 Stat. 1739, 1747.  
7 U. S. C. §§ 641-643, 644-659; Supp. II, §§ 644, 648.  
7 U. S. C. §§ 701-725, 751-766, 801-833.

Redemption of tax stamps.

the unexpended balance of the funds made available to the Treasury Department for these purposes for the fiscal year 1943 by the Treasury Department Appropriation Act, 1943.

56 Stat. 156.

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 centum collected 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, \$3,000.

Refunding internal-revenue collections (indefinite appropriation): For refunding internal-revenue collections, as provided by law, including the payment of claims for the prior fiscal years and payment of 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", there is hereby appropriated such amounts as may be necessary: *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 (sec. 3776, I. R. C.), including the names of all persons and corporations to whom such payments are made, together with the amount paid to each.

45 Stat. 398.

Report to Congress.

45 Stat. 906; 53 Stat. 466.

26 U. S. C. § 3776.

## BUREAU OF NARCOTICS

53 Stat. 269-263, 382-387.

26 U. S. C. § 2550 *et seq.*

35 Stat. 614.

44 Stat. 1382.

46 Stat. 585.

Salaries and expenses: For expenses to enforce sections 2550-2565; 2567-2571; 2590-2603; 3220-3228; 3230-3238 of the Internal Revenue Code; the Narcotic Drugs Import and Export Act, as amended (21 U. S. C. 171-184); pursuant to the Act of March 3, 1927 (5 U. S. C. 281c), and the Act of June 14, 1930 (5 U. S. C. 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 purchase of such supplies, equipment, mechanical devices, books, stationery (not to exceed \$6,000), 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; 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; in all, \$1,150,000, of which amount not to exceed \$178,920 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 August 27, 1935 (27 U. S. C. 157), and the Act of August 9, 1939 (49 U. S. C., Supp. V, 781-788), 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 and 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 not exceeding \$10,000 may be expended for services or information looking toward the apprehension of narcotic law

Use of confiscated vehicles.

49 Stat. 874.

26 U. S. C. § 3116.

53 Stat. 1281.

49 U. S. C. §§ 781-788.

Dissemination of information, etc.

Apprehension of narcotic law violators.

violators who are fugitives from justice: *Provided further*, That moneys expended from this appropriation for the purchase of narcotics including marihuana, and subsequently recovered shall be reimbursed to the appropriation for enforcement of the narcotic Acts current at the time of the deposit.

Printing and binding: For printing and binding for the Bureau of Narcotics, \$4,000.

Reimbursement.

## BUREAU OF ENGRAVING AND PRINTING

For the work of engraving and printing, exclusive of repay work, during the fiscal year 1944, United States currency and internal-revenue stamps, including opium orders and special-tax stamps required under the Act of December 17, 1914 (26 U. S. C. 1040, 1383), checks, drafts, and miscellaneous work, as follows:

38 Stat. 785.  
26 U. S. C. §§ 2550,  
3220.  
Post, p. 630.

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; and all other necessary expenses, except printing and binding, including engravers' and printers' materials and other materials, including distinctive and nondistinctive paper, except distinctive paper for United States currency and Federal Reserve bank currency; purchase of tabulating machine card checks; equipment of, repairs to, and maintenance of buildings and grounds and minor alterations to buildings; periodicals, examples of engraving and printing, including foreign securities and stamps, and books of reference, not exceeding \$500; traveling expenses not to exceed \$2,000; not to exceed \$2,200 for articles approved by the Secretary of the Treasury as being necessary for the protection of the person of employees; stationery (not to exceed \$5,000); 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; \$9,600,000, to be expended under the direction of the Secretary of the Treasury.

Materials.

Scientific investigations.

Printing and binding: For printing and binding for the Bureau of Engraving and Printing, \$5,500.

During the fiscal year 1944 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 appropriations 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 (31 U. S. C. 176), shall be credited when received to the appropriations for such Bureau for the fiscal year 1944.

Crediting of proceeds from work.

24 Stat. 227.

## SECRET SERVICE DIVISION

Salaries: For the Chief of the Division and other personal services in the District of Columbia, \$71,873.

Suppressing counterfeiting and other crimes: For salaries and other expenses 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 or other officer having jurisdiction, dealers and pretended dealers in counterfeit money, 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 (including endorsements thereon and

assignments thereof), as well as the coins of the United States and of foreign governments, and persons committing 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 twenty), hire, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles when necessary; purchase of arms and ammunition; stationery (not to exceed \$7,500); 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 to be President of the United States, \$1,414,850: *Provided*, That of the amount herein appropriated not to exceed \$15,000 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: For one captain, one inspector, four lieutenants, six sergeants, and one hundred and twenty-eight privates, at rates of pay provided by law; in all, \$344,000, notwithstanding the provisions of the Act of April 22, 1940 (3 U. S. C. 62).

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, \$10,400.

Salaries and expenses, guard force, Treasury buildings: For salaries and expenses of the guard force for Treasury Department buildings in the District of Columbia, including the Bureau of Engraving and Printing, including purchase, repair, and cleaning of uniforms, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, and for the purchase of arms and ammunition and miscellaneous equipment, \$500,000: *Provided*, That not to exceed \$100,000 of the appropriation "Salaries and expenses, Bureau of Engraving and Printing", may be transferred to this appropriation to cover service rendered such Bureau in connection with the protection of currency, bonds, stamps, and other papers of value the cost of producing which is not covered and embraced in the direct appropriations for such Bureau: *Provided further*, That the Secretary of the Treasury may detail two agents of the Secret Service to supervise such force.

Printing and binding: For printing and binding for the Secret Service Division, \$4,000.

#### BUREAU OF THE MINT

Salaries and expenses, Office of the Director: For personal services in the District of Columbia and for assay laboratory chemicals, fuel, materials, balances, weights, stationery (not to exceed \$700), books, periodicals, specimens of coins, ores, and travel and other expenses incident to the examination of mints, visiting mints for the purpose of superintending the annual settlement, and for the collection of statistics relative to the annual production and consumption of the precious metals in the United States, \$150,000.

Transportation of bullion and coin: For transportation of bullion and coin, by registered mail or otherwise, between mints, assay offices, and bullion depositories, \$5,000, including compensation of temporary employees and other necessary expenses incident thereto.

Salaries and expenses, mints and assay offices: For compensation of officers and employees of the mints at Philadelphia, Pennsylvania;

Protection of the President, etc.

Information concerning law violations.

54 Stat. 156.  
3 U. S. C., Supp. II,  
§ 62.

Transfer of funds.  
*Ante*, p. 259.

Supervisors.

*Post*, p. 631.

*Post*, p. 631.

San Francisco, California; and Denver, Colorado; the assay offices at New York, New York; and Seattle, Washington, and the bullion depositories at Fort Knox, Kentucky; and West Point, New York, including necessary personal services for 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, and for incidental and contingent expenses, including traveling expenses, stationery (not to exceed \$2,900), new machinery and repairs, arms and ammunition, purchase and maintenance of uniforms and accessories for guards, protective devices, and their maintenance, training of employees in use of firearms and protective devices, maintenance, repair, and operation of two motorbuses for use at the Fort Knox Bullion Depository, 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 for the acquisition, at the dollar face amount or otherwise, of specimen and rare coins, including United States and foreign gold coins and pieces of gold used as, or in lieu of, money, and ores, for addition to the Government's collection of such coins, pieces, and ores; \$3,771,370.

Printing and binding: For printing and binding for the Bureau of the Mint, \$8,000.

#### PROCUREMENT DIVISION

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, stationery (not to exceed \$27,500), purchase and exchange of motortrucks 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), \$815,000: *Provided*, That the Secretary of the Treasury is authorized and directed during the fiscal year 1944 to transfer to this appropriation from any appropriations or funds available to the several departments and establishments of the Government for the fiscal year 1944 such amounts as may be approved by the Director of the Bureau of the Budget, not to exceed the sum of (a) the amount of the annual compensation of employees who may be transferred or detailed to the Procurement Division, respectively, from any such department or establishment, where the transfer or detail of such employees is incident to a transfer of a function or functions to that Division and (b) such amount as the Director of the Bureau of the Budget may determine to be necessary for expenses other than personal services incident to the proper carrying out of functions so transferred: *Provided further*, That payments during the fiscal year 1944 to the general supply fund for materials, and supplies (including fuel), and services, and overhead expenses for all issues shall be made on the books of the Treasury Department by transfer and counterwarrants 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

48 Stat. 337, 1178.  
31 U. S. C. §§ 440,  
448; Supp. II, §§ 754a,  
754b, 821, 822a.  
12 U. S. C., Supp.  
II, § 412.  
*Ante*, p. 68.

Annual assay commission.

*Post*, pp. 544, 621.

Transfer of funds.

Payments for supplies, services, etc.

Crediting of advances.  
47 Stat. 417.  
31 U. S. C., Supp. II, § 686.  
*Ante*, p. 219.  
Personal services.  
*Post*, p. 631.  
Per diem employees at fuel yards.  
"Fuel." Purchases of coal and wood.  
Reconditioning of surplus property.  
Orders for printing and binding.

Division at issue prices to be fixed by the Director of Procurement: *Provided further*, That advances received pursuant to law (31 U. S. C. 686) from departments and establishments of the United States Government and the government of the District of Columbia during the fiscal year 1944 shall be credited to the general supply fund: *Provided further*, That not to exceed \$1,000,000 shall be available from the general supply fund during the fiscal year 1944 for personal services: *Provided further*, That per diem employees engaged in work in connection with operations of the fuel yards may be paid rates of pay approved by the Secretary of the Treasury not exceeding current rates for similar services in the District of Columbia: *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 (40 U. S. C. 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, Procurement Division": *Provided further*, That all orders for printing and binding for the Treasury Department, exclusive of work performed in the Bureau of Engraving and Printing and exclusive of such printing and binding as may under existing law be procured by field offices under authorization of the Joint Committee on Printing, shall be placed by the Director of Procurement in accord with the provisions of existing law.

Repairs to typewriting machines (except bookkeeping and billing machines) in the Government service in the District of Columbia and areas adjacent thereto 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".

*Ante*, p. 261.

Purchase of typewriting machines.

No part of any money appropriated by this or any other Act shall be used during the fiscal year 1944 for the purchase, within the continental limits of the United States, of any standard typewriting machines (except bookkeeping, billing, and electric 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.

Printing and binding: For printing and binding for the Procurement Division, including printed forms and miscellaneous items for general use of the Treasury Department, the cost of transportation to field offices of printed and bound material and the cost of necessary packing boxes and packing materials, \$150,000, together with not to exceed \$4,000 to be transferred from the general supply fund, Treasury Department.

Citation of title.

This title may be cited as the "Treasury Department Appropriation Act, 1944".

## TITLE II—POST OFFICE DEPARTMENT

The following sums are appropriated in conformity with the Act of July 2, 1836 (5 U. S. C. 380, 39 U. S. C. 786), for the Post Office Department for the fiscal year ending June 30, 1944, namely :

Post Office Department Appropriation Act, 1944.  
Post, p. 628.  
5 Stat. 80.

## 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, \$237,000.

## SALARIES IN BUREAUS AND OFFICES

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 Budget and Administrative Planning, \$27,500.

Office of the First Assistant Postmaster General, \$578,450.

Post, p. 628.

Office of the Second Assistant Postmaster General, \$467,500.

Office of the Third Assistant Postmaster General, \$795,000.

Office of the Fourth Assistant Postmaster General, \$483,000.

Office of the Solicitor for the Post Office Department, \$134,000.

Office of the chief inspector, \$276,540.

Office of the purchasing agent, \$49,950.

Post, p. 628.

Experts.

Bureau of Accounts, including the employment of not to exceed three temporary experts by contract or otherwise without regard to section 3709 of the Revised Statutes, or the civil service and classification laws, for the purpose of making studies of the cost, rating, and accounting procedures of the postal service, \$300,000.

41 U. S. C. § 5.

## CONTINGENT EXPENSES, POST OFFICE DEPARTMENT

For contingent and miscellaneous expenses; including stationery and blank books, index and guide cards, folders and binding devices, purchase of free penalty envelopes; telegraph and telephone service, furniture and filing cabinets and repairs thereto; purchase of tools and electrical supplies; maintenance of two motor-driven passenger-carrying vehicles; floor coverings; postage stamps for correspondence addressed abroad, which is not exempt under article 49 of the Buenos Aires Convention of the Universal Postal Union; purchase and exchange of lawbooks, and books of reference; 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; and 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; \$110,000.

Post, p. 628.

54 Stat. 2074.

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, \$1,250,000.

Printing and binding.

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 appro-

Field-service appropriations, restriction on use.

Travel expenses.

Examination of estimates.

appropriations for the service in connection with which the travel is performed, and appropriations for the fiscal year 1944 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.

### FIELD SERVICE, POST OFFICE DEPARTMENT

#### OFFICE OF THE POSTMASTER GENERAL

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.

42 Stat. 63.  
31 U. S. C. § 224c.

Personal or property damage claims: To enable the Postmaster General to pay claims for damages, occurring during the fiscal year 1944, or in prior fiscal years, to persons or property in accordance with the provisions of the Deficiency Appropriation Act, approved June 16, 1921 (5 U. S. C. 392), as amended by the Act approved June 22, 1934 (48 Stat. 1207), \$70,000.

22 Stat. 29.  
39 U. S. C. § 49.

Adjusted losses and contingencies: 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 1944, 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, \$55,000.

#### OFFICE OF CHIEF INSPECTOR

Salaries of inspectors: For salaries of fifteen inspectors in charge of divisions and seven hundred and eighty-five inspectors, \$2,902,160.

Chemical, etc., investigations.

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, \$1,030,700: *Provided*, That not exceeding \$12,000 of this sum shall be available for transfer by the Postmaster General to other departments and independent establishments for chemical and other investigations.

Rewards.

Clerks, division headquarters: For compensation of three hundred and forty clerks at division headquarters and other posts of duty of post-office inspectors, \$822,600.

Death of offender.

Payment of rewards: For payment of rewards for the detection, arrest, and conviction of post-office burglars, robbers, highway mail 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

Limitation.

of those specified in Post Office Department Order 15142, dated February 19, 1941: *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.

Securing of information.

#### 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, \$53,500,000.

Compensation to assistant postmasters: For compensation to assistant postmasters at first- and second-class post offices, \$9,675,000.

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, \$239,000,000.

Contract station service: For contract station service, \$2,475,000.

Separating mails: For separating mails at third- and fourth-class post offices, \$420,000.

Unusual conditions: For unusual conditions at post offices, \$425,000.

Clerks, third-class post offices: For allowances to third-class post offices to cover the cost of clerical services, \$8,650,000.

Miscellaneous items, first- and second-class post offices: For miscellaneous items necessary and incidental to the operation and protection of post offices of the first and second classes, and the business conducted in connection therewith, not provided for in other appropriations, \$2,300,000.

Village delivery service: For village delivery service in towns and villages having post offices of the second or third class, and in communities adjacent to cities having city delivery, \$1,500,000.

Detroit River service: For Detroit River postal service, \$11,960.

Carfare and bicycle allowance: For carfare and bicycle allowance, including special-delivery carfare, cost of transporting carriers by privately owned automobiles to and from their routes, at rates not exceeding regular streetcar or bus fare, and purchase, maintenance, and exchange of bicycles, \$1,600,000.

City delivery carriers: For pay of letter carriers, City Delivery Service, and United States Official Mail and Messenger Service, \$165,000,000.

Special-delivery fees: For fees to special-delivery messengers, \$12,200,000.

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 ferrriage, Rural Delivery Service, and for the incidental expenses thereof, \$92,200,000, of which not less than \$200,000 shall be available for extensions and new service.

#### OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

Star-route service: For inland transportation by star routes (excepting service in Alaska), including temporary service to newly established offices, \$14,750,000.

Star-route and Airmail service, Alaska: For inland transportation by star routes in Alaska, \$500,000.

Powerboat service: For inland transportation by steamboat or other powerboat routes, including ship, steamboat, and way letters, \$550,000.

Railroad transportation and mail messenger service: For inland transportation by railroad routes and for mail messenger service, \$118,000,000: *Provided*, That separate accounts be kept of the amount expended for mail messenger service.

Railway Mail Service: For fifteen division superintendents, fifteen assistant division superintendents, two assistant superintendents at large, one hundred and twenty chief clerks, one hundred and twenty 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, \$60,530,175.

Railway postal clerks, travel allowance: For travel allowance to railway postal clerks and substitute railway postal clerks, \$3,500,000.

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, \$67,000.

Railway Mail Service, miscellaneous expenses: For rent, light, heat, fuel, telegraph, miscellaneous and office expenses, telephone service, badges for railway postal clerks, 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, \$380,000.

Electric-car service: For electric-car service, \$220,000.

Foreign mail transportation: For transportation of foreign mails, except by aircraft, \$675,000.

Balances due foreign countries: For balances due foreign countries, fiscal year 1944 and prior years, \$2,250,000.

Indemnities, international mail: For payment of limited indemnity for the injury or loss of international mail in accordance with convention, treaty, or agreement stipulations, fiscal year 1944 and prior years, \$8,000.

Foreign air-mail transportation: For transportation of foreign mails by aircraft, as authorized by law, including the transportation of mail by aircraft between Seattle, Washington, and Juneau, Alaska, via Ketchikan, Alaska, \$4,500,000.

Domestic Air Mail Service: For the inland transportation of mail by aircraft, as authorized by law, and for the incidental expenses thereof, including not to exceed \$55,200 for supervisory officials and clerks at air-mail transfer points, travel expenses, and not to exceed \$76,720 for personal services in the District of Columbia, \$22,000,000.

#### 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 \$22,950 for pay of agent and assistants to examine and distribute stamped enve-

lopes and newspaper wrappers, and for expenses of agency, \$5,000,000.

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, \$750,000.

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, \$190,000.

#### 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 (39 U. S. C. 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, stamp vending and postage meter devices, duplicating machines, printing presses, directories, cleaning supplies, and the manufacture, repair, and exchange of equipment, the erection and painting of letter-box equipment, and for the purchase and repair of presses and dies for use in the manufacture of letter boxes; 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 of 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 purchase (including exchange), repair, and replacement 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 incident to the shipment of supplies, including hardware, boxing, packing, and not exceeding \$63,800 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 mechanics, and for traveling expenses, \$3,500,000: *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.

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,

Postal Savings System, supplies.

36 Stat. 817.

Miscellaneous equipment and supplies.

Post-route maps.

Labor-saving devices.

Sale of maps.

Post, p. 628.

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; maintenance of grounds; for compensation to labor employed in the equipment shops and in the operation, care, maintenance, and protection of the equipment shops building, grounds, and equipment, \$1,650,000, of which not to exceed \$626,000 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.

Distinctive equipments.

Rent, light, fuel, and water: 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, \$10,350,000.

Pneumatic-tube service, New York City: For rental of not exceeding twenty-eight miles of pneumatic tubes, hire of labor, communication service, electric power, and other expenses for transmission of mail in the city of New York including the Borough of Brooklyn, \$535,000: *Provided*, That the provisions of the Acts of April 21, 1902, May 27, 1908, and June 19, 1922 (39 U. S. C. 423), relating to contracts for the transmission of mail by pneumatic tubes or other similar devices shall not be applicable hereto.

32 Stat. 114; 35 Stat. 412; 42 Stat. 661.

Pneumatic-tube service, Boston: 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, 1902 (39 U. S. C. 423), and May 27, 1908 (39 U. S. C. 423), relating to the transmission of mail by pneumatic tubes or other similar devices shall be applicable hereto.

32 Stat. 114; 35 Stat. 412.

Vehicle service: For vehicle service; the hire of vehicles; the rental of garage facilities; the purchase, maintenance, and repair of motor vehicles, including the repair of vehicles owned by, or under the control of, units of the National Guard and departments and agencies of the Federal Government where repairs are made necessary because of utilization of such vehicles in the Postal Service; accident prevention; the hire of supervisors, clerical assistance, mechanics, drivers, garagemen, 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, and United States official mail and messenger service, \$17,200,000: *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 1944 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.

Housing of vehicles.

Tractors and trailer trucks.

Maintenance restriction.

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, \$385,000.

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, \$27,000,000: *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.

Pay rates for mechanical labor force.

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, vacuum cleaners, tools and appliances and repairs thereto, 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, \$5,800,000: *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 \$100 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.

Personal services, limitation.

Telephone service.

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, \$550,000: *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 or not it corresponds with the present regulation plan of furniture.

Personal services, limitation.

Use of present furniture.

SEC. 202. 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 con-

Transfer of funds to Bureau of Standards.

nection with the purchase of materials, equipment, and supplies necessary in the maintenance and operation of the Postal Service.

Deficiency appropriation.

SEC. 203. 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, 1944, and the sum needed may be advanced to the Post Office Department upon requisition of the Postmaster General.

Study of use of mails by Government agencies. Post, p. 538.

SEC. 204. The Joint Committee on Investigation of Nonessential Federal Expenditures is hereby directed to make a study of the problem of penalty mail in all of the departments and branches of the Government, with a view to eliminating unnecessary volume and reducing costs, and shall report its findings and recommendations by bill or otherwise to Congress not later than the first day of the next regular session of the Seventy-eighth Congress. The departments and agencies of Government shall furnish such information and detail such personnel as may be requested by the committee to assist in its investigation.

Report to Congress.

Citation of title.

SEC. 205. This title may be cited as the "Post Office Department Appropriation Act, 1944".

TITLE III—GENERAL PROVISIONS

Senate disapproval of nomination, effect.

SEC. 301. 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.

Persons advocating overthrow of U. S. Government.

SEC. 302. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment, the salary or wages for which are paid from any appropriation contained in this Act, shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Affidavit.

Penalty.

Short title.

SEC. 303. This Act may be cited as the "Treasury and Post Office Departments Appropriation Act, 1944".

Approved June 30, 1943.

[CHAPTER 180]

AN ACT

To amend the Act entitled "An Act to facilitate the construction, extension, or completion of interstate petroleum pipe lines related to national defense, and to promote interstate commerce", approved July 30, 1941.

June 30, 1943

[H. R. 2520]

[Public Law 103]

Interstate petroleum pipe lines.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 8 (b) of the Act entitled "An Act to facilitate the construction, extension,

or completion of interstate petroleum pipe lines related to national defense, and to promote interstate commerce”, approved July 30, 1941, is amended by inserting before the period at the end thereof a comma and the following: “but relief so granted by the President shall not in any case be for a period extending beyond five years after June 30, 1945”.

55 Stat. 611.  
15 U. S. C., Supp. II,  
note prec. § 715.

SEC. 2. Section 9 of such Act is amended by striking out the date “June 30, 1943” and inserting in lieu thereof the date “June 30, 1945”.

Continuance of  
authority.

Approved June 30, 1943.

[CHAPTER 181]

AN ACT

To amend the Act entitled “An Act to authorize the President of the United States to requisition property required for the defense of the United States”, approved October 16, 1941, to continue it in effect.

June 30, 1943  
[S. 217]  
[Public Law 104]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of the first section of the Act entitled “An Act to authorize the President of the United States to requisition property required for the defense of the United States”, approved October 16, 1941 (55 Stat. 742), is amended by striking out the date “June 30, 1943”, and inserting in lieu thereof the date “June 30, 1944”, so that it will read as follows: “That whenever the President, during the national emergency declared by the President on May 27, 1941, but not later than June 30, 1944, determines that (1) the use of any military or naval equipment, supplies, or munitions, or component parts thereof, or machinery, tools, or materials necessary for the manufacture, servicing, or operation of such equipment, supplies, or munitions is needed for the defense of the United States; (2) such need is immediate and impending and such as will not admit of delay or resort to any other source of supply; and (3) all other means of obtaining the use of such property for the defense of the United States upon fair and reasonable terms have been exhausted, he is authorized to requisition such property for the defense of the United States upon the payment of fair and just compensation for such property to be determined as hereinafter provided, and to dispose of such property in such manner as he may determine is necessary for the defense of the United States.”

Requisitioning of  
property for national  
defense.  
Time extensions.

50 U. S. C., Supp. II,  
app. § 721.

55 Stat. 1647.  
50 U. S. C., Supp. II,  
app., note prec. § 1.

SEC. 2. Section 2 of the Act of October 16, 1941 (55 Stat. 742), is amended by striking out the date “December 31, 1943” and inserting in lieu thereof the date “December 31, 1944”, so that it will read as follows:

50 U. S. C., Supp. II,  
app. § 722.

“SEC. 2. Whenever the President determines that property acquired under this Act and retained is no longer needed for the defense of the United States, he shall, if the original owner desires the property and pays the fair value thereof, return such property to the owner; but, in any event, property so acquired and retained shall, if the owner desires the property and pays the fair value thereof, be returned to the owner not later than December 31, 1944.”

Return of property  
to owner.

Approved June 30, 1943.

[CHAPTER 182]

AN ACT

Making appropriations for the Departments of State, Justice, and Commerce, for the fiscal year ending June 30, 1944, and for other purposes.

July 1, 1943  
[H. R. 2397]  
[Public Law 106]

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 other-

Departments of  
State, Justice, and  
Commerce Appropri-  
ation Act, 1944.

wise appropriated, for the Departments of State, Justice, and Commerce, for the fiscal year ending June 30, 1944, namely:

## TITLE I—DEPARTMENT OF STATE

### OFFICE OF THE SECRETARY OF STATE

**Salaries:** For Secretary of State; Under Secretary of State, \$10,000; Counselor, \$10,000; and other personal services in the District of Columbia, including not to exceed \$6,500 for employees engaged on piece work at rates to be fixed by the Secretary of State; \$5,693,000, of which \$40,000 is hereby made available, without regard to civil-service and classification laws, for salaries of members and other employees of the Visa Board of Appeals and salaries may be paid to the members of such Board at a rate not exceeding \$10,000 per annum each.

**Contingent expenses:** For contingent and miscellaneous expenses, including stationery, furniture, fixtures; microfilming equipment, including rental and repair thereof; translating services by contract without regard to section 3709 of the Revised Statutes (41 U. S. C. 5); purchase and presentation of various objects of a cultural nature suitable for presentation (through diplomatic and consular offices) to foreign governments, schools, or other cultural or patriotic organizations, the purchase, rental, distribution, and operation of motion-picture projection equipment and supplies, including rental of halls, hire of motion-picture projector operators, and all other necessary services by contract or otherwise without regard to section 3709 of the Revised Statutes; purchase and exchange of books, maps, and periodicals, domestic and foreign, and, when authorized by the Secretary of State, 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, newspapers, teletype rentals, and tolls (not to exceed \$20,000); purchase of one passenger-carrying automobile; maintenance and repair of motor-trucks and motor-propelled passenger-carrying vehicles; streetcar fare; traveling expenses, including not to exceed \$5,000 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 (22 U. S. C. 214, 214a); the examination of estimates of appropriations in the field; and other miscellaneous items not included in the foregoing, \$410,000: *Provided*, That not to exceed \$3,000 of this appropriation may be expended 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, as amended (54 Stat. 107), this sum to be available in addition to the other authorized purposes of this appropriation for stenographic reporting services, by contract if deemed necessary, without regard to section 3709 of the Revised Statutes, and such other expenses as the President may deem necessary.

**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, \$288,000.

**Passport agencies:** For salaries and expenses of maintenance, rent, cost of insurance covering shipments of money by messenger, regis-

Department of  
State Appropriation  
Act, 1944.  
*Post*, p. 628.

Visa Board of Ap-  
peals.

Objects for presenta-  
tion to foreign govern-  
ments.

Books, periodicals,  
etc.

Refund of certain  
passport fees.

41 Stat. 750; 44 Stat.  
887.

Foreign-trade agree-  
ments.

48 Stat. 945.  
19 U. S. C. §§ 1354,  
1352.  
*Ante*, p. 125.

41 U. S. C. § 5.

tered mail, or otherwise, and traveling expenses not to exceed \$500, for not to exceed five passport agencies, \$50,000.

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, as amended by the Act approved June 28, 1937 (5 U. S. C. 168-168b), \$10,000.

Collecting and editing official papers of U. S. Territories.

45 Stat. 1412.

50 Stat. 323.

#### FOREIGN INTERCOURSE

Salaries, ambassadors and ministers: For salaries of ambassadors and ministers appointed by the President, with the advice and consent of the Senate, to such countries and at such salary rates, not exceeding \$10,000 per annum each for ministers (except one at not exceeding \$12,000 per annum) and not exceeding \$17,500 per annum each for ambassadors, as the President may determine, notwithstanding the provisions of any other law, \$625,000, including also salaries as authorized by section 1740, Revised Statutes, as amended by the Act of April 24, 1939 (22 U. S. C. 3, 121): *Provided*, That no salary shall be paid to any official receiving any other salary from the United States Government: *Provided further*, That during the continuance of the present war and for six months after its termination, any Ambassador or Minister whose salary as such is payable from the appropriation "Salaries, Ambassadors and Ministers" and who, prior to appointment as Ambassador or Minister was legally appointed and served as a diplomatic or consular officer or as a Foreign Service officer, and who, on account of emergent conditions abroad, is unable properly to serve the United States at his regular post of duty, or, on account of such emergent conditions abroad, it shall be or has been found necessary in the public interest to terminate his appointment as Ambassador or Minister at such post, may be appointed or assigned to serve in any capacity in which a Foreign Service officer is authorized by law to serve, and, notwithstanding the provisions of any other law, the payment from such appropriation for the fiscal year 1944 of the salary of such officer, while serving under such assignment, is hereby authorized: *Provided further*, That no person, while serving under such emergency appointment or assignment, shall receive compensation in excess of \$9,000 per annum while serving in the continental United States or in excess of \$10,000 per annum while serving elsewhere.

53 Stat. 583.  
Double-salary restriction.  
Assignments during emergency.

Limitation on compensation.

Salaries, Foreign Service officers: For salaries of Foreign Service officers as provided in the Act approved February 23, 1931, as amended by the Act of April 24, 1939 (22 U. S. C. 3, 3a), including salaries of such officers 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 (22 U. S. C. 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 (22 U. S. C. 20); \$4,250,000.

46 Stat. 1207; 53 Stat. 583.

Transportation, Foreign Service: To pay the traveling expenses of Diplomatic, 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, and in removing the

Emergency conditions.

family and effects of any such officer or employee from any foreign post, and thereafter transporting such family and effects to his post of assignment, to whatever extent may be determined necessary by the Secretary of State by reason of emergency conditions in any country that in his opinion may endanger the life of such officer or employee or any member of his family, including automobiles as authorized by the Act of April 30, 1940 (54 Stat. 174), and storage of effects while such officers or employees are absent from their permanent posts of duty, including also not to exceed \$190,000 for expenses in connection with leaves of absence; attendance at trade and other conferences and congresses under orders of the Secretary of State as authorized by the Act approved February 23, 1931 (22 U. S. C. 16, 17); preparation and transportation of the remains of those officers and 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 (22 U. S. C. 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, \$850,000, of which amount not to exceed \$50,000 shall be available until June 30, 1945, for disbursement for expenses of travel under orders issued by the Secretary of State during the fiscal year 1944: *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.

Foreign Service quarters: For rent, heat, fuel, and light for the Foreign Service for offices and grounds, and, as authorized by the Act approved June 26, 1930 (5 U. S. C. 118a), for living quarters and for allowances for living quarters, including heat, fuel, and light, \$2,100,000: *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 and without regard to section 3709 of the Revised Statutes (41 U. S. C. 5): *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 \$3,000 for an ambassador, minister, or chargé d'affaires, and not exceeding \$2,000 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 heat, fuel, and light for living quarters 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 allowances, Foreign Service: To carry out the provisions of the Act approved February 23, 1931, as amended by the Act of April 24, 1939 (22 U. S. C. 12, 23c), relating to allowances and additional compensation to diplomatic, consular, and Foreign Service officers, clerks, and other employees when such allowances and additional compensation are necessary to enable such officers, clerks, and other employees to carry on their work efficiently, \$490,000: *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.

5 U. S. C. § 73c.

Leaves of absence.

46 Stat. 1209, 1210.  
22 U. S. C., Supp.  
II, § 17.Transportation of re-  
mains of personnel  
dying abroad.Travel under Secre-  
tary's orders.Subsistence on tem-  
porary detail.

Post, p. 628.

46 Stat. 818.

Advance payment  
of rent.  
Leases.

Limitations.

Post, p. 275.

Post, p. 629.

46 Stat. 1209; 53 Stat.  
583.

Regulations.

Representation allowances, Foreign Service: For representation allowances as authorized by the Act approved February 23, 1931 (22 U. S. C. 12), \$225,000.

Foreign Service retirement and disability fund: For financing the liability of the United States, created by the Act approved February 23, 1931, as amended by the Act of April 24, 1939 (22 U. S. C. 21-21 (o)), \$865,600, which amount shall be placed to the credit of the "Foreign Service retirement and disability fund".

Salaries of clerks, Foreign Service: For salaries of clerks in the Foreign Service, as provided in the Act approved February 23, 1931 (22 U. S. C. 23a), including salaries while under instruction in the United States and during transit to and from homes in the United States upon the beginning and after termination of service, \$3,097,000.

Miscellaneous salaries and allowances, Foreign Service: For salaries or compensation of kavasses, guards, dragomans, porters, interpreters, prison keepers, translators, archive collators, Chinese writers, messengers, couriers, telephone operators, radio 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, including salaries while under instruction in the United States and during transit to and from their homes in the United States upon the beginning and after termination of service in foreign countries; compensation of agents and employees of dispatch agencies established by the Secretary of State; operation of motor-propelled and other passenger and non-passenger-carrying vehicles; for allowances to consular officers, who are paid in whole or in part by fees, for services necessarily rendered to American vessels and seamen, as provided in the Act of June 26, 1884 (22 U. S. C. 89; 46 U. S. C. 101); and such other miscellaneous personal services as the President may deem necessary, \$835,000: *Provided*, That no part of this appropriation shall be expended for salaries or wages of persons not American citizens performing clerical services (except interpreters, translators, and messengers), whether officially designated as clerks or not, in any foreign mission: *Provided further*, That the Secretary of the Navy is authorized, upon request by the Secretary of State, to assign enlisted men of the Navy and Marine Corps to serve as custodians, under the immediate supervision of the Secretary of State or the chief of mission, whichever the Secretary of State shall direct, at embassies, legations, or consulates of the United States located in foreign countries.

Foreign Service, auxiliary (emergency): For all necessary expenses to enable the Department of State during the fiscal year 1944 to continue to perform functions or activities in connection with the Auxiliary Foreign Service for the performance of which, during the fiscal years 1941 and 1942, the Department of State received allocations of funds from the appropriation "Emergency fund for the President" contained in the Military Appropriation Act, 1941, including the objects for which and subject to the conditions under which such allocations were provided or expended during the fiscal years 1941 and 1942, \$2,500,000: *Provided*, That cost of living and representation allowances, as authorized by the Act approved February 23, 1931, as amended, may be paid from this appropriation to American citizens employed hereunder.

Contingent expenses, Foreign Service: For stationery; blanks, record and other books; seals, presses, flags, signs; military equipment and supplies; repairs, alterations, preservation, and maintenance of Government-owned and leased diplomatic and consular properties in foreign countries, including water, materials, supplies, tools, seeds, plants, shrubs, and similar objects; purchase, rental,

46 Stat. 1209.

46 Stat. 1211; 53  
Stat. 584.  
22 U. S. C., Supp.  
II, § 21.

46 Stat. 1207.

Miscellaneous salaries  
and allowances.  
*Anze*, p. 274; *post*, p.  
628.

Dispatch agencies.

Services to American  
vessels and seamen.  
23 Stat. 56.Citizenship require-  
ment.Assignment of naval  
personnel as custo-  
dians.Auxiliary Foreign  
Service.  
*Post*, p. 629.

54 Stat. 377.

46 Stat. 1209.  
22 U. S. C. § 12.Contingent ex-  
penses.  
*Anze*, p. 274; *post*, p.  
629.

repair, and operation of microfilm equipment; newspapers (foreign and domestic); freight; postage; telegrams; advertising; ice and drinking water for office purposes; purchase, maintenance, and hire of motor-propelled, horse-drawn, or other passenger-carrying vehicles, including six automobiles at not to exceed \$2,000 each, and ten automobiles at not to exceed \$1,250 each; insurance of official motor vehicles in foreign countries when required by the law of such countries; excise taxes on negotiable instruments; 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 (22 U. S. C. 292-299), for Government-owned or rented buildings; maintenance and rental of launch for embassy in Turkey, not exceeding \$3,500, including personnel for operation; rent and other expenses for dispatch agencies established by the Secretary of State; traveling expenses, including the transportation of members of families and personal effects of diplomatic officers or Foreign Service officers acting as *chargés d'affaires* in traveling to seats of government at which they are accredited other than the city of usual residence and returning to the city of usual residence; loss by exchange; radio broadcasting; payment in advance for subscriptions to commercial information, telephone and other similar services, including telephone service in residences as authorized by the Act of April 30, 1940 (54 Stat. 175); burial expenses and expenses in connection with last illness and death of certain native employees, as authorized by and in accordance with the Act of July 15, 1939 (5 U. S. C. 118f); 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 \$7,500; cost, not exceeding \$500 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 seaman 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, 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, 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 (18 U. S. C. 659); and such other miscellaneous expenses as the President may deem necessary; \$3,400,000: *Provided*, That this appropriation shall be available for reimbursement of appropriations for the Navy Department, in an amount not to exceed \$40,000 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.

Not to exceed 10 per centum of any of the foregoing appropriations under the caption "Foreign Intercourse" for the fiscal year ending

Commissary service.

44 Stat. 403.

Traveling expenses.

Radio broadcasting.

31 U. S. C. § 679.

53 Stat. 1043.

Language study.

Relief, etc., of American seamen.

Consular prisons, etc.

Bringing home persons charged with crime.

Navy Department, reimbursement.

Transfer of appropriations.  
*Amr.* p. 273.

June 30, 1944, may be transferred, with the approval of the Director of the Bureau of the Budget, to any other foregoing 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 1945.

Foreign Service Buildings Fund: For the purpose of carrying into effect the provisions of the Act of May 25, 1938, entitled "An Act to provide additional funds for buildings for the use of the diplomatic and consular establishments of the United States" (52 Stat. 441), including the initial alterations, repair, and furnishing of buildings acquired under said Act, \$144,000, to remain available until expended: *Provided*, That expenditures for furnishings made from appropriations granted pursuant to the Act of May 7, 1926, and subsequent Acts providing funds for buildings for the use of diplomatic and consular establishments of the United States shall not be subject to the provisions of section 3709 of the Revised Statutes.

22 U. S. C. § 296a.

Expenditures for  
furnishings.  
44 Stat. 403.  
22 U. S. C. § 299.

41 U. S. C. § 5.

#### EMERGENCIES ARISING IN THE DIPLOMATIC AND CONSULAR SERVICE

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 (31 U. S. C. 107), \$1,500,000, of which not to exceed \$25,000 shall, in the discretion of the President, be available for personal services in the District of Columbia; and of which (without in any way restricting the use of other moneys herein appropriated) \$500,000 shall be available for the protection of American citizens in any foreign country whenever the President shall find that a state of emergency exists endangering the lives of such citizens; and reimbursements by American citizens to whom relief has been extended hereunder shall be credited to this appropriation.

Neutrality Act ex-  
penses.  
54 Stat. 4.  
22 U. S. C. §§ 441-  
457; Supp. II, §§ 442-  
452.

Protection of Amer-  
ican citizens.

Reimbursements.

Emergency assign-  
ments.

During the continuance of the present war and for six months after its termination, American citizens holding positions in the Foreign Service of the United States and who on account of emergent conditions abroad are unable properly to serve the United States at their regular posts of duty may be assigned to the Department of State to perform temporary services in that Department or to be detailed for temporary services of comparable importance, difficulty, responsibility, and value in any other department or agency of the United States, in cases where there is found to be a need of services for the performance of which such persons have the requisite qualifications. The salaries of such persons shall, notwithstanding the provisions of any other law, continue to be paid during the periods of such assignments from the appropriations under the caption "Foreign Intercourse" in the Department of State Appropriation Act for the fiscal year 1944.

Payment of sal-  
aries.*Ante*, p. 273.Contracts, interest  
of Members of Con-  
gress.*Ante*, p. 273.

Contracts entered into in foreign countries involving expenditures from any of the foregoing appropriations under the caption "Foreign Intercourse" shall not be subject to the provisions of section 3741 of the Revised Statutes (41 U. S. C. 22).

#### CONTRIBUTIONS, QUOTAS, AND SO FORTH

*Post*, p. 629.

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: Pan American Union, \$293,690.76, including not to exceed \$20,000 for printing and binding; Bureau of Interparliamentary Union for Promotion of International Arbitration, \$10,000; Pan American Sanitary Bureau, \$60,820.17; Bureau of International Telecommunication Union, Radio Section, \$8,215; Inter-American Radio Office, \$5,682; Government of Panama, \$430,000; International Hydrographic Bureau, \$2,286.90; Inter-American Trade-Mark Bureau, \$14,330.20; International Bureau for Protection of Industrial Property, \$2,490.08; 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 a 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 Map of the World on the Millionth Scale, \$50; International Penal and Penitentiary Commission, \$5,721.74, 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; International Labor Organization, \$256,041, including not to exceed \$6,000 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, in the District of Columbia and elsewhere, 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, \$15,681.60; International Council of Scientific Unions and Associated Unions, as follows: International Council of Scientific Unions, \$32.67; International Astronomical Union, \$1,045.44; International Union of Geodesy and Geophysics, \$3,920.40; International Scientific Radio Union, \$392.04; in all, \$5,390.55; Pan American Institute of Geography and History, \$10,000; Inter-American Coffee Board, \$8,000; Inter-American Indian Institute, \$4,800; and Inter-American Statistical Institute, \$29,300; in all, \$1,214,500, 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, 1906, and 1933 between the United States and Mexico, and of compliance with the Act approved August 19, 1935, as amended (49 Stat. 660, 1370), operation and maintenance of the Rio Grande rectification, canalization, flood control, and western land boundary fence projects; construction and operation of gaging stations where necessary and their equipment; personal services in the District of Columbia and else-

Gorgas Memorial  
Laboratory.  
Report to Congress.

22 U. S. C. § 278a.

42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

48 Stat. 1543.  
International Coun-  
cil of Scientific Un-  
ions, etc.

Additional sums  
due to increased rates  
of exchange.

24 Stat. 1011; 26  
Stat. 1512; 35 Stat.  
1863; 34 Stat. 2953; 48  
Stat. 1621.

22 U. S. C. §§ 277-  
277d.

where; rent; fees for professional or expert services at rates and in amounts to be determined by the Secretary of State; expenses of attendance at meetings which, in the discretion of the Commissioner, may be necessary for the efficient discharge of the responsibilities of the Commission (not to exceed \$500); traveling expenses; printing and binding; lawbooks and books of reference; subscriptions to foreign and domestic newspapers and periodicals; purchase, maintenance, repair, and operation of motor-propelled passenger- and freight-carrying vehicles, machinery and equipment and parts thereof, and map-reproduction machines; hire with or without personal services, of work animals, and animal-drawn and motor-propelled vehicles and equipment; reimbursement to other agencies of the Government for expenses incurred by them in connection with the making of maps or making of photographs by airplane; purchase of rubber boots and waders, asbestos gloves and welders' goggles, for official use of employees; purchase of ice and drinking water; inspection of equipment, supplies, and materials by contract; advertising in newspapers and technical publications without regard to section 3828 of the Revised Statutes; drilling and testing of foundations and dam sites, by contract if deemed necessary, purchase in the field of planographs and lithographs, and leasing of private property to remove therefrom sand, gravel, stone, and other materials without regard to section 3709 of the Revised Statutes (41 U. S. C. 5); equipment and such other miscellaneous expenses as the Secretary of State may deem proper, \$290,000.

44 U. S. C. §324.

Construction, operation, and maintenance, Public Works projects: For the construction (including surveys and 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 or expert services at rates and in amounts to be determined by the Secretary of State; traveling expenses; rents; construction and operation of gaging stations; purchase, maintenance, repair, and operation of motor-propelled passenger- and freight-carrying vehicles, machinery and equipment and parts thereof, and map reproduction machines; drilling and testing of foundations and dam sites, by contract if deemed necessary, and purchase in the field of planographs and lithographs and leasing of private property to remove therefrom sand, gravel, stone, and other materials without regard to the provisions of section 3709 of the Revised Statutes (41 U. S. C. 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; inspection of equipment, supplies, and materials by contract; advertising in newspapers and technical publications without regard to section 3828 of the Revised Statutes; printing and binding; communication services; equipment; purchase of ice, drinking water where suitable drinking water is otherwise unobtainable, rubber boots, waders, asbestos gloves and welders' goggles, for official use of employees, and such other miscellaneous expenses as the Secretary of State may deem necessary:

Public works projects under U. S. section.

Lower Rio Grande flood-control project: For 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), including obligations chargeable against the appropriations for this purpose for the fiscal year 1943, the funds made

44 U. S. C. §324.

22 U. S. C. §§277-277d.

Funds continued available.

56 Stat. 476. available under this head in the Department of State Appropriation Act, 1943, are continued available until June 30, 1944.

Rio Grande canalization project: For completion 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), including obligations chargeable against the funds available for this purpose for the fiscal year 1943, the funds made available under this head in the Department of State Appropriation Act, 1943, are continued available until June 30, 1944.

Funds continued available.  
56 Stat. 477.

INTERNATIONAL BOUNDARY COMMISSION, UNITED STATES AND CANADA AND ALASKA AND CANADA

Expenses under treaty obligations.

44 Stat. 2102.

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; 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, \$43,000.

Demarcation of boundary lines.

WATERWAYS TREATY, UNITED STATES AND GREAT BRITAIN; INTERNATIONAL JOINT COMMISSION, UNITED STATES AND GREAT BRITAIN

Salaries and expenses: For salaries and expenses, including not to exceed \$7,500 for the salary of one Commissioner on the part of the United States, who shall serve at the pleasure of the President (the other Commissioners to serve in that capacity without compensation therefor), 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 traveling expense and compensation of necessary witnesses, making necessary transcript of testimony and proceedings; for cost of lawbooks, books of reference and periodicals; 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, \$29,000, to be disbursed under the direction of the Secretary of State.

Joint expenses.

36 Stat. 2448.

Special and technical investigations: For an additional amount for necessary special or technical investigations in connection with matters which fall within the scope of the jurisdiction of the Inter-

national Joint Commission, including personal services in the District of Columbia or elsewhere, traveling expenses, procurement of technical and scientific equipment, and the purchase, hire, maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles, \$49,000, 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.

Transfer of funds.

## INTERNATIONAL FISHERIES COMMISSION

Salaries and expenses: For the share of the United States of the expenses of the International Fisheries Commission, under the convention between the United States and Canada, concluded January 29, 1937, including personal services, traveling expenses, charter of vessels, purchase of books, periodicals, furniture, and scientific instruments, contingent expenses, rent, 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, to be available immediately: *Provided*, That not to exceed \$750 may be expended by the Commissioners in attending meetings of the Commission.

50 Stat. 1351.

Attendance at meetings.

## INTERNATIONAL PACIFIC SALMON FISHERIES COMMISSION

Post, p. 629.

Salaries and expenses: 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; purchase, maintenance, repair, and operation of not to exceed four motor-propelled passenger-carrying vehicles; charter of vessels; purchase of books, periodicals, furniture, and scientific instruments; contingent expenses; rent; 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, \$40,000, to be available immediately.

50 Stat. 1355.

Reimbursement of other appropriations.

## COOPERATION WITH THE AMERICAN REPUBLICS

Salaries and expenses: For all expenses necessary to enable the Secretary of State to meet the obligations of the United States under the Convention for the Promotion of Inter-American Cultural Relations between the United States and the other American Republics, signed at Buenos Aires, December 23, 1936, and to carry out the purposes of the Act entitled "An Act to authorize the President to render closer and more effective the relationship between the American Republics", approved August 9, 1939, and to supplement appropriations available for carrying out other provisions of law authorizing related activities, including the establishment and operation of agricultural and other experiment and demonstration stations in other American countries, on land acquired by gift or lease for the duration of the experiments and demonstrations, and construction of necessary buildings thereon; such expenses to include personal services in the District of Columbia; not to exceed \$125,000 for printing and binding; stenographic reporting, translating and other services by contract, without regard to section 3709 of the Revised Statutes (41 U. S. C. 5);

51 Stat. 178.

53 Stat. 1290.  
22 U. S. C. §§ 501,  
502.

Experiment and demonstration stations.

Printing and binding.

expenses of attendance at meetings or conventions of societies and associations concerned with the furtherance of the purposes hereof; and, under such regulations as the Secretary of State may prescribe, tuition, compensation, monthly allowances and enrollment, laboratory, insurance, and other fees incident to training, including traveling expenses in the United States and abroad in accordance with the Standardized Government Travel Regulations and the Act of June 3, 1926, as amended, of educational, professional, and artistic leaders, and professors, students, internes, and persons possessing special scientific or other technical qualifications, who are citizens of the United States or the other American republics, and the expenses of transportation and subsistence of employees, including the cost of transportation of their immediate families and household goods and effects in going to and returning from posts of assignment in foreign countries, and living quarters allowances, including heat, fuel, and light, in accordance with the provisions of the Act of June 26, 1930 (5 U. S. C. 118a): *Provided*, That the Secretary of State is authorized under such regulations as he may adopt, to pay the actual transportation expenses and not to exceed \$10 per diem in lieu of subsistence and other expenses, of citizens of the other American republics while traveling in the Western Hemisphere, without regard to the Standardized Government Travel Regulations, and to make advances of funds notwithstanding section 3648 of the Revised Statutes; traveling expenses of members of advisory committees in accordance with section 2 of said Act of August 9, 1939 (22 U. S. C. 249a); purchase (not to exceed \$10,950), hire, maintenance, operation, and repair of motor-propelled and animal-drawn passenger-carrying vehicles; purchase of books and periodicals; rental of halls and boats; and purchase, rental, and repair of microfilming equipment and supplies, and colored photographic enlargements, \$4,500,000; and the Secretary of State is hereby authorized, in his discretion, to make contracts with, and grants of money or property to, governmental and public or private nonprofit institutions and facilities in the United States and the other American republics, including the free distribution, donation, or loan of publications, phonograph records, radio transcriptions, art works, motion-picture films, educational material, and such other material and equipment as the Secretary may deem necessary and appropriate, and such other gratuitous assistance as the Secretary deems advisable in the fields of the arts and sciences, education and travel, publications, the radio, the press, and the cinema; all without regard to the provisions of section 3709 of the Revised Statutes; and, subject to the approval of the President, to transfer from this appropriation to other departments, agencies, and independent establishments of the Government for expenditure in the United States and in the other American republics any part of this amount for direct expenditure by such department or independent establishment for the purposes of this appropriation and any such expenditures may be made under the specific authority herein contained or under the authority governing the activities of the department, agency, or independent establishment to which amounts are transferred: *Provided further*, That any funds herein appropriated which may be transferred to the Federal Security Agency for the Public Health Service shall be available for the salaries and expenses of not to exceed two additional regular active commissioned officers: *Provided further*, That not to exceed \$100,000 of this appropriation shall be available until June 30, 1945.

The President, in his discretion, may assign personnel of the Army, Navy, Treasury Department, or Federal Works Agency for duty as inspectors of buildings owned or occupied by the United States in

Traveling expenses.

44 Stat. 688.  
5 U. S. C. § 821;  
Supp. II, § 823.

46 Stat. 818.  
Citizens of other  
American republics.

31 U. S. C. § 529.

53 Stat. 1290.  
22 U. S. C. § 602.

Gratuitous assist-  
ance.

41 U. S. C. § 8.  
Transfer of funds.

Public Health Serv-  
ice.

Availability of  
funds.

Inspectors or super-  
visors of buildings.

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, 1944".

## TITLE II—DEPARTMENT OF JUSTICE

### LEGAL ACTIVITIES AND GENERAL ADMINISTRATION

For personal services in the District of Columbia and for special attorneys and special assistants to the Attorney General in the District of Columbia or elsewhere as follows:

For the Office of the Attorney General, \$95,400.

For the Office of the Solicitor General, \$95,600.

For the Office of the Assistant Solicitor General, \$117,700.

For the Office of Assistant to the Attorney General, \$176,500.

For the Administrative Division, \$1,100,000.

For the Tax Division, \$600,000.

For Criminal Division, \$653,000.

For the Claims Division, \$480,000.

For the Office of Pardon Attorney, \$27,500.

For the Board of Immigration Appeals, \$143,000.

Not to exceed 5 per centum of the foregoing appropriations for personal services shall be available interchangeably, subject to the approval of the Director of the Bureau of the Budget, for expenditures in the various offices and divisions named, but not more than 5 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, and not to exceed \$250,000 of said appropriations shall be available for the employment, on duties properly chargeable to each of said appropriations, of special assistants to the Attorney General without regard to the Classification Act of 1923, as amended.

Contingent expenses: For stationery, furniture and repairs, floor coverings, file holders and cases; miscellaneous expenditures, including telegraphing and telephones, and teletype, rentals and tolls, postage, labor, newspapers not exceeding \$350, stenographic reporting services by contract or otherwise, repair, maintenance, and operation of five motor-driven passenger cars; purchase of lawbooks, books of reference, and periodicals, including the exchange thereof; examination of estimates of appropriation in the field; and miscellaneous and emergency expenses authorized or approved by the Attorney General, to be expended at his discretion, \$240,000: *Provided*, That not to exceed \$2 per volume shall be paid for the current and future volumes of the United States Code Annotated.

Traveling expenses: For all necessary traveling expenses, Department of Justice, not including traveling expenses otherwise payable under any appropriations for "Federal Bureau of Investigation", "Salaries and expenses of marshals", "Fees of witnesses", "Enforcement of antitrust and kindred laws", "Immigration and Naturalization Service", "Salaries and expenses, War Division", and "Penal and correctional institutions" (except as otherwise hereinbefore provided), \$520,000: *Provided*, That this sum shall be available, in an amount not to exceed \$3,500, for expenses of attendance at meetings concerned

Couriers.

Citation of title.

Department of Justice  
Appropriation  
Act, 1944.  
Post, p. 625.

Post, p. 625.

Interchangeability  
of amounts.

Special assistants to  
Attorney General.

42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

U. S. Code Anno-  
tated.

Attendance at meet-  
ings.

with the work of the Bureau of Prisons when incurred on the written authorization of the Attorney General.

Printing and binding: For printing and binding for the Department of Justice, \$600,000.

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, \$146,900.

Enforcement of antitrust and kindred laws: For the enforcement of antitrust and kindred laws, including traveling expenses, and experts at such rates of compensation as may be authorized or approved by the Attorney General, except that the compensation paid to any person employed hereunder shall not exceed the rate of \$10,000 per annum, including personal services in the District of Columbia, \$1,600,000: *Provided*, That none of this appropriation shall be expended for the establishment and maintenance of permanent regional offices of the Antitrust Division: *Provided further*, That no part of this appropriation shall be used for the payment of any person hereafter appointed at a salary of \$7,500 or more for the enforcement of antitrust and kindred laws unless such person is appointed by the President, by and with the advice and consent of the Senate.

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 the official acts, records, and accounts of referees and trustees of such courts; in all, \$55,000, to be expended under the direction of the Attorney General.

Salaries and expenses, veterans' insurance litigation: 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, lawbooks, 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, \$270,000.

Salaries and expenses, Lands Division: For personal services in the District of Columbia and elsewhere, and for other necessary expenses, including employment of experts at such rates of compensation as may be authorized or approved by the Attorney General, stenographic reporting services by contract or otherwise, and notarial fees or like services, \$3,750,000.

Salaries and expenses, War Division: For all salaries and expenses in the District of Columbia and elsewhere necessary for the enforce-

Salary restriction.

Permanent regional offices.

Senate approval of appointments at \$7,500 or more.

43 Stat. 612; 48 Stat. 302.  
38 U. S. C. §§ 445, 445b.

ment of Acts relating to the national security and war effort and in connection with the registration and control of alien enemies, including the employment of experts; supplies and equipment; printing and binding; travel expenses, including attendance at meetings of organizations concerned with the purposes of this appropriation; stenographic reporting services by contract or otherwise; books of reference, periodicals, and newspapers (not exceeding \$4,000), \$800,000.

Miscellaneous salaries and expenses, field: For salaries not otherwise specifically provided for (not to exceed \$100,000), and for such other expenses for the field service, Department of Justice, as may be authorized or approved by the Attorney General, 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, and in courts other than Federal courts; patent applications and contested proceedings involving inventions; firearms and ammunition therefor; purchase of lawbooks, including exchange thereof, and the Federal Reporter and continuations thereto as issued, \$420,000.

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, \$3,845,000.

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 not otherwise provided for employed by the Attorney General to aid in special matters and cases, and for payment of foreign counsel employed by the Attorney General in special cases, \$200,000, 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: *Provided*, 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: *Provided further*, That no part of this appropriation shall be used for the payment of any person hereafter appointed at a salary of \$7,500 or more and paid from this appropriation unless such person is appointed by the President, by and with the advice and consent of the Senate.

Salaries and expenses of marshals, and so forth: For salaries, fees, and expenses of United States marshals, deputy marshals, and clerical assistants, 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, including the actual and necessary expenses incident to the transfer of prisoners in the custody of United States marshals to narcotic farms without regard to the provisions of the Act approved January 19, 1929 (21 U. S. C. 227); purchase, when authorized by the Attorney General, of ten motor-propelled passenger-carrying vans at not to exceed \$2,000 each; and maintenance, repair, and operation of motor-propelled passenger-carrying vehicles;

Alien enemy control.

Foreign counsel.

Salary restriction.

Reports to Congress.

Senate approval of appointments at \$7,500 or more.

Services in Alaska.

Transfer of prisoners to narcotic farms.

45 Stat. 1086.

Transportation allowance. \$3,883,000: *Provided*, That United States marshals and their deputies may be allowed, in lieu of actual expenses of transportation, not to exceed 3 cents per mile for the use of privately owned automobiles for transportation when traveling on official business within the limits of their official station.

Fees of witnesses: For expenses, mileage, and per diems of witnesses and for per diems in lieu of subsistence, 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 (28 U. S. C. 577), \$1,100,000: *Provided*, That not to exceed \$25,000 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, which fee shall not exceed \$1.50 except in the District of Alaska: *Provided further*, That whenever an employee of the United States performs travel in order to appear as a witness on behalf of the United States in any case involving the activity in connection with which such person is employed, his travel expenses in connection therewith shall be payable from the appropriation otherwise available for the travel expenses of such employee.

28 U. S. C., Supp. II, § 577.  
Authorization by Attorney General.

Limitation on attendance fee.

Travel expenses of Federal employees.

Per diem restriction.

Restriction on use of funds.

Pay and expenses of bailiffs: For pay of bailiffs, not exceeding three bailiffs in each court, except in the southern district of New York and the northern district of Illinois; and meals and lodging for bailiffs or deputy marshals in attendance upon juries in United States cases, when ordered by the court, \$305,000: *Provided*, That, except in the case of bailiffs in charge of juries over Sundays and holidays, no per diem shall be paid to any bailiff unless the judge is present and presiding in court 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.

#### FEDERAL BUREAU OF INVESTIGATION

Protection of the President.

Traveling expenses.

Rewards for information.

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; personal services in the District of Columbia and elsewhere; purchase, not to exceed \$25,000, and hire, maintenance, and operation of motor-propelled passenger-carrying vehicles; purchase at not to exceed \$7,000 of one, and maintenance and operation of not more than four armored automobiles; firearms and ammunition; stationery, supplies, floor coverings, equipment, and telegraph, teletype, and telephone service; not to exceed \$10,000 for taxicab hire to be used exclusively for the purposes set forth in this paragraph; 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; not to exceed \$1,500 for membership in the International Criminal Police Commission; payment of rewards when specifically authorized by the Attor-

ney 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, \$7,858,000.

Emergencies of confidential character.

Salaries and expenses for certain emergencies: For an additional amount for salaries and expenses, including the purposes and under the conditions specified in the preceding paragraph, \$100,000, to be held as a reserve for emergencies arising in connection with kidnaping, extortion, bank robbery, and to be released for expenditure in such amounts and at such times as the Attorney General may determine.

Reserve for certain emergencies.

Salaries and expenses, detection and prosecution of crimes (emergency): For salaries and expenses, during the national emergency, in 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; personal services in the District of Columbia and elsewhere; purchase, not to exceed \$300,000, and hire, maintenance, and operation of motor-propelled passenger-carrying vehicles; firearms and ammunition; stationery, supplies, floor coverings, equipment, and telegraph, teletype, and telephone service; not to exceed \$3,000 for taxicab hire to be used exclusively for the purposes set forth in this paragraph; traveling expenses; payment of rewards when specifically authorized by the Attorney General for information leading to the apprehension of fugitives from justice, including not to exceed \$150,000 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, \$34,810,000.

Detection and prosecution of crimes (emergency).

Emergencies of confidential character.

None of the funds appropriated for the Federal Bureau of Investigation shall be used to pay the compensation of any civil-service employee.

Civil-service employees.

#### IMMIGRATION AND NATURALIZATION SERVICE

Salaries and expenses, Immigration and Naturalization Service: For all expenses, not otherwise provided for, necessary for the administration and enforcement of the laws relating to immigration, naturalization, alien registration, and Chinese exclusion; including personal services in the District of Columbia and elsewhere; care, detention, maintenance, transportation, and other expenses incident to the deportation, removal, and exclusion of aliens, and persons subject to the Chinese exclusion laws, in the United States and to, through, or in foreign countries; payment of rewards; stationery, supplies, floor coverings, equipment, and telegraph, teletype, and telephone services; traveling expenses, including attendance at meetings concerned with the purposes of this appropriation; purchase, hire, maintenance, and operation of motor-propelled passenger-carrying vehicles, boats, and aircraft; firearms and ammunition; lawbooks, books of reference, and periodicals, including the exchange thereof;

Post, p. 600.

Mileage and fees of witnesses.

46 Stat. 818.  
Reimbursement of cooperating agencies.

Detention of alien enemies.  
41 U. S. C. § 5.  
47 Stat. 412.

Non-civil-service personnel.

22 Stat. 403; 42 Stat. 1488.  
5 U. S. C. § 632 *et seq.*, § 661; Supp. II, § 661 *et seq.*

Use of privately owned horses.

Interpreters.

refunds of head tax, maintenance bills, immigration fines, and other items properly returnable; mileage and fees of witnesses subpoenaed on behalf of the United States; stenographic reporting services by contract or otherwise; operation, maintenance, remodeling, and repair of buildings and the purchase of equipment incident thereto; and allowances (not exceeding \$1,700 for any one person) for living quarters, and so forth, as authorized by the Act of June 26, 1930 (5 U. S. C. 118a), \$24,321,000: *Provided*, That the Attorney General may transfer to, or reimburse, any other department, agency, or office of Federal, State, or local governments, funds in such amounts as may be necessary for salaries and expenses incurred by them in rendering authorized assistance to the Department of Justice in connection with the administration and enforcement of said laws: *Provided further*, That this appropriation shall be available without regard to section 3709 of the Revised Statutes or section 322 of the Act of June 30, 1932 (40 U. S. C. 278a), when authorized or approved by the Attorney General, for the acquisition of or alterations, improvements, and repairs to premises for detention of alien enemies, including the construction of temporary buildings, and for all necessary expenses, including household equipment, incident to the maintenance, care, detention, surveillance, parole, and transportation of alien enemies and their wives and dependent children, including transportation and other expenses in the return of such persons to place of bona fide residence or to such other place as may be authorized by the Attorney General, and for the payment of wages to alien enemy detainees for work performed under conditions prescribed by the Geneva Convention: *Provided further*, That not to exceed \$200,000 of this appropriation may be expended for the employment of personnel, exclusive of attorneys, without regard to the Civil Service Act and regulations or the Classification Act of 1923, as amended, and not to exceed \$25,000 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 any such expenditure the purpose of which 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: *Provided further*, That the Commissioner of Immigration and Naturalization may contract with officers and employees for the use, on official business, of privately owned horses: *Provided further*, That provisions of law prohibiting or restricting the employment of aliens in the Government service shall not apply to the employment of interpreters in the Immigration and Naturalization Service (not to exceed ten permanent and such temporary employees as are required from time to time) where competent citizen interpreters are not available.

#### FEDERAL PRISON SYSTEM

Salaries, Bureau of Prisons: For salaries in the District of Columbia and elsewhere in connection with the supervision of the maintenance and care of United States prisoners, \$336,700.

Salaries and expenses, penal and correctional institutions: For salaries and expenses for the support of prisoners, and the maintenance and operation of Federal penal and correctional institutions; expenses of interment or transporting remains of deceased inmates to their relatives or friends in the United States; expenses of transporting persons released from custody of the United States to place of conviction or arrest or place of bona fide residence within the United States or to such place within the United States as may be authorized by the Attorney General, and the furnishing of suitable

clothing and, in the discretion of the Attorney General, an amount of money not to exceed \$30, regardless of length of sentence; purchase of not to exceed fourteen passenger-carrying automobiles; purchase of one bus at not to exceed \$2,000; maintenance and repair of passenger-carrying automobiles; expenses of attendance at meetings concerned with the work of the Federal Prison System when authorized in writing by the Attorney General; traveling expenses, including traveling expenses of members of advisory boards authorized by law incurred in the discharge of their official duties; furnishing of uniforms and other distinctive wearing apparel necessary for employees in the performance of their official duties; newspapers, books, and periodicals; firearms and ammunition; purchase and exchange of farm products and livestock; under the following heads: *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: *Provided further*, That section 3709 of the Revised Statutes shall not be construed to apply to any purchase or service rendered under any appropriation herein under this heading when the aggregate amount involved does not exceed \$500:

Prison commissaries.

41 U. S. C. § 5.

**Penitentiaries and reformatories:** For maintenance and operation of United States penitentiaries and reformatories, including not to exceed \$4,710,000 for salaries and wages of all officers and employees, \$7,573,000.

**Medical Center for Federal Prisoners:** For maintenance and operation of the Medical Center for Federal Prisoners at Springfield, Missouri, including not to exceed \$272,000 for salaries and wages of all officers and employees, \$595,000.

**Jails and correctional institutions:** For maintenance and operation of Federal jails and correctional institutions, including not to exceed \$1,818,000 for salaries and wages of all officers and employees, \$2,987,000.

**Prison camps:** For the construction and repair of buildings at prison camps and for maintenance and operation of prison camps, \$469,000.

**Medical and hospital service:** For medical relief for inmates of penal and correctional institutions and appliances necessary for patients including personal services in the District of Columbia and elsewhere; and furnishing and laundering of uniforms and other distinctive wearing apparel necessary for the employees in the performance of their official duties, \$1,000,000: *Provided*, That there may be transferred without limitation accounts to the appropriation "Pay, and so forth, commissioned officers, Public Health Service", such amount as may be necessary for the pay of not to exceed thirty officers assigned to the Federal Prison System, and to other appropriations of the Public Health Service such amounts as may be necessary, in the discretion of the Attorney General, for direct expenditure by that Service for the other objects mentioned above.

Transfer of funds.

Post, p. 508.

**Support of United States 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 (18 U. S. C. 753c, 753d); support of prisoners becoming insane during imprisonment and who

U. S. prisoners in non-Federal institutions and in Alaska.

46 Stat. 326.

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, \$1,384,000.

Per diem restriction.

None of the money appropriated by this title shall be used to pay any witness or bailiff more than one per diem for any one day's service, even though he serves in more than one of such capacities on the same day.

License requirement for attorneys.

None of the funds appropriated by this title may be used to pay the compensation of any person hereafter employed as an attorney unless such person shall be duly licensed and authorized to practice as an attorney under the laws of a State, Territory, or the District of Columbia.

Reimbursement by D. C.

Sixty per centum of the expenditures for the offices of the United States District Attorney and the United States Marshal for the District of Columbia from all appropriations in this title shall be reimbursed to the United States from any funds in the Treasury of the United States to the credit of the District of Columbia.

Citation of title.

This title may be cited as the "Department of Justice Appropriation Act, 1944".

Department of Commerce Appropriation Act, 1944.  
Post, p. 620.

### TITLE III—DEPARTMENT OF COMMERCE

#### OFFICE OF THE SECRETARY

**Salaries:** For 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, the Under Secretary, and the Assistant Secretary of the Department, \$534,000.

**Contingent expenses:** For miscellaneous expenses of the offices and bureaus of the Department, except the Patent Office, the Office of the Administrator of Civil Aeronautics, the Civil Aeronautics Board, and the Loan Agencies, including those for which appropriations for miscellaneous expenses are specifically made, including 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 of motortrucks and bicycles; maintenance, repair, and operation of four motor-propelled passenger-carrying vehicles and motortrucks and bicycles; freight and express charges; postage to foreign countries; telegraph and telephone service; teletype service and tolls (not to exceed \$1,000); first-aid outfits for use in the buildings occupied by employees of this Department; \$88,000.

Post, p. 620.

**Traveling expenses:** For all necessary traveling expenses of the Department of Commerce except the Weather Bureau, Office of Administrator of Civil Aeronautics, Civil Aeronautics Board, and the Loan Agencies, such expenses to include the examination of estimates of appropriations in the field, \$115,000: *Provided*, That not exceeding \$2,500 of this appropriation shall be available for the hire of automobiles for travel on official business, without regard to the provisions of the Act of July 16, 1914 (5 U. S. C. 78), and not exceeding \$2,000 shall be available for expenses of attendance at meetings concerned with the work of the Office of the Secretary of Commerce.

Hire of automobiles.

38 Stat. 508.

**Printing and binding:** For all printing and binding for the Department of Commerce, except the Patent Office, the Civil Aeronautics Board, the Loan Agencies, and work done at the field printing plants of the Weather Bureau authorized by the Joint Committee on Printing, in accordance with the Act approved March 1, 1919 (44 U. S. C. 111, 220), \$380,000: *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.

**Salaries and expenses, National Inventors Council Service Staff:** For all necessary expenses of the servicing staff of the National Inventors Council, including personal services in the District of Columbia, printing and binding and traveling expenses, \$125,000.

Post, p. 620.

40 Stat. 1270.

Detail of copy editors.

National Inventors Council Service Staff.

#### LOAN AGENCIES (COMMERCE)

**Administrative expenses:** Of the funds available for administrative expenses to the agencies placed under the supervision of the Secretary of Commerce by section 402 of Reorganization Plan Numbered I under authority of the Reorganization Act of 1939 and Executive Order Numbered 9071 of February 24, 1942, \$150,000 is hereby made available to the Secretary for expenses in accordance therewith, including personal services in the District of Columbia and elsewhere; printing and binding (\$3,000); lawbooks, books of reference and periodicals; not to exceed \$10,000 for the temporary employment of persons or organizations for special services by contract or otherwise without regard to section 3709 of the Revised Statutes; payment when specifically authorized by the Secretary of actual transportation and other necessary expenses and not to exceed \$10 per diem in lieu of subsistence to persons serving while away from their home, without other compensation from the United States, in an advisory capacity to the Secretary: *Provided*, That none of the funds made available by this Act for administrative expenses of said agencies shall be obligated or expended unless and until an appropriate appropriation account shall have been established therefor pursuant to an appropriation warrant or a covering warrant, and all such expenditures shall be accounted for and audited in accordance with the Budget and Accounting Act, as amended.

53 Stat. 1420, 561.  
5 U. S. C. §§ 133t  
note, 133-133r; Supp.  
II, § 133t note.  
50 U. S. C., Supp.  
II, app. § 601 note.

Temporary employment.

41 U. S. C. § 5.

Administrative expenses.

Accounting.  
42 Stat. 20.  
31 U. S. C. § 1; Supp.  
II, § 16 et seq.

#### EXPORT-IMPORT BANK OF WASHINGTON

**Export-Import Bank of Washington, administrative expenses:** Not to exceed \$308,600 of the funds of the Export-Import Bank of Washington, continued as an agency of the Government by the Act of September 26, 1940 (15 U. S. C. 713b), shall be available during the fiscal year 1944 for all 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 (5 U. S. C. 821-833); printing and binding; lawbooks and books of reference; not to exceed \$500 for periodicals, newspapers, and maps; not to exceed \$19,000 for the temporary employment of persons or organizations for special services by contract or otherwise, without regard to section 3709 of the Revised Statutes; and rent in the District of Columbia: *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.

54 Stat. 662.  
15 U. S. C., Supp.  
II, § 713b.

44 Stat. 688.  
5 U. S. C., Supp. II,  
§ 823.

Temporary employment.

41 U. S. C. § 5.  
Nonadministrative  
expenses.

## RECONSTRUCTION FINANCE CORPORATION

Administrative expenses.  
15 U. S. C. §601;  
Supp. II, ch. 14.

44 Stat. 688.  
5 U. S. C., Supp. II,  
§ 823.

Nonadministrative expenses.

Payment, etc., of obligations.

47 Stat. 5.  
15 U. S. C. §601;  
Supp. II, ch. 14.

Post, p. 620.

Age and citizenship certification.

49 Stat. 620.  
42 U. S. C. §§ 301-1307;  
Supp. II, §§ 1101-1109.  
Ante, p. 47.  
Procedure for furnishing evidence of age.

Post, p. 620.

Ante, p. 298.

Post, p. 620.

Attendance at meetings.

Not to exceed \$9,583,000 of the funds of the Reconstruction Finance Corporation, established by the Act of January 22, 1932 (47 Stat. 5), shall be available during the fiscal year 1944 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 (5 U. S. C. 821-833); printing and binding; lawbooks, books of reference, and not to exceed \$500 for periodicals and newspapers; rent in the District of Columbia; 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 notwithstanding any other provisions of this Act, 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 22, 1932, as amended.

## BUREAU OF THE CENSUS

Salaries and expenses, age and citizenship certification: For salaries and expenses necessary for searching census records and supplying information incident to carrying out the provisions of the Social Security Act, and other statutory requirements with respect to citizenship, including personal services in the District of Columbia and binding records, \$250,000: *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.

Customs statistics: For all salaries and expenses necessary for the collection, compilation, and periodic publication of statistics showing the United States exports and imports, including personal services in the District of Columbia, and items otherwise properly chargeable to the appropriation "Contingent expenses, Department of Commerce," \$470,000.

Compiling census reports and so forth: For salaries and expenses necessary for securing information for and compiling the census reports provided for by law, including personal services in the District of Columbia; temporary employees at per diem rates to be fixed by the Director of the Census; the cost of transcribing State, municipal, and other records; preparation of monographs on census subjects and other work of specialized character by contract or otherwise; purchase, exchange, maintenance, repair, and operation of two motor-propelled station wagons; construction and repair of tabulating machines and other mechanical appliances, and the rental or purchase and exchange of necessary machinery, appliances, and supplies, \$1,900,000.

The appropriation in this title 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.

## OFFICE OF ADMINISTRATOR OF CIVIL AERONAUTICS

General administration, Office of the Administrator: For necessary expenses of the Office of Administrator of Civil Aeronautics in carrying out the provisions of the Civil Aeronautics Act of 1938, as amended (49 U. S. C. 401), including personal services in the District of Columbia and elsewhere; contract stenographic reporting services; not to exceed \$4,000 for expenses of attendance at meetings of organizations concerned with aeronautics, when specifically authorized by the Administrator; fees and mileage of expert and other witnesses; expenses of examination of estimates of appropriations in the field; hire, operation, maintenance, and repair of aircraft, aircraft engines, propellers, instruments, equipment, and spare parts therefor; hire, maintenance, repair, and operation of passenger-carrying automobiles; \$1,800,000.

52 Stat. 973.  
49 U. S. C. § 401 et  
seq.; Supp. II, §§ 481,  
492, 643.

Establishment of air-navigation facilities: For the acquisition and establishment by contract or purchase and hire of air-navigation facilities, including the equipment of additional civil airways 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 air-navigation facilities; the acquisition of the necessary sites by lease or grant; and hire, maintenance, repair, and operation of passenger-carrying automobiles, \$4,100,000: *Provided*, That this appropriation and the unexpended balances of all appropriations heretofore made under this head for the fiscal years 1942 and 1943 are hereby consolidated and shall be disbursed and accounted for as one fund and remain available until June 30, 1944.

Post, p. 620.

Maintenance and operation of air-navigation facilities: For necessary expenses of operation and maintenance of air-navigation facilities and air-traffic control, including personal services in the District of Columbia and elsewhere; hire, maintenance, repair, and operation of passenger-carrying automobiles; and not to exceed 3 cents per mile for travel, in privately owned automobiles within the limits of their official posts of duty, of employees engaged in the maintenance and operation of remotely controlled air-navigation facilities; \$19,650,000.

Consolidation of  
funds.

Post, p. 621.

Technical development: For expenses necessary in carrying out the provisions of the Civil Aeronautics Act of 1938, as amended (49 U. S. C. 401), relative to such developmental work and service testing as tends to the creation of improved air-navigation facilities, including landing areas, aircraft, aircraft engines, propellers, appliances, personnel, and operation methods, including personal services in the District of Columbia and elsewhere; cleaning and repair of uniforms for guards; operation, maintenance, and repair of passenger-carrying automobiles; and purchase of reports, documents, plans, and specifications, \$542,000.

Post, p. 621.

52 Stat. 973.  
49 U. S. C. § 401 et  
seq.; Supp. II, §§ 481,  
492, 643.

Enforcement of safety regulations: For expenses necessary in carrying out the provisions of the Civil Aeronautics Act of 1938, as amended (49 U. S. C. 401), and the Civilian Pilot Training Act of 1939, as amended (49 U. S. C. 751, 752), relating to safety regulations, except air-traffic control, including personal services in the District of Columbia and elsewhere; contract stenographic reporting services; fees and mileage of expert and other witnesses; employment of attorneys and examiners on a fee basis (not to exceed \$7,500); hire, maintenance, repair, and operation of passenger-carrying automobiles; \$2,300,000.

Post, p. 621.

52 Stat. 1007; 53  
Stat. 855  
49 U. S. C. §§ 551-  
560; Supp. II, § 752.  
Ante, p. 150.

Instructor course graduates for Army.

53 Stat. 855.  
49 U. S. C., Supp.  
II, § 752.  
*Ante*, p. 150.

**Civilian pilot training:** For all necessary expenses of the Office of Administrator of Civil Aeronautics in carrying out the duties, powers, and functions devolving upon it pursuant to the authority contained in the Civilian Pilot Training Act of 1939, as amended (49 U. S. C. 751, 752), and as further amended, but limited to the training of sufficient persons, presently enrolled in the civilian pilot training program, to produce seven thousand two hundred instructor course graduates for the Army, including personal services in the District of Columbia and elsewhere; not to exceed \$1,000 for expenses of attendance at meetings of organizations concerned with the purposes of this appropriation when authorized by the Administrator; salaries and traveling expenses of employees detailed to attend courses of training conducted by the Government or other agencies serving aviation; purchase, cleaning, and repair of special aviation wearing apparel and parachutes; traveling expenses; not to exceed \$100,000 for the purchase of aircraft for administrative purposes; hire, maintenance, repair, and operation of aircraft and passenger-carrying automobiles; pay at a rate of \$50 per month to persons subject to service in the Army of the United States but not on active duty therein, while undergoing training and during one or more periods while awaiting assignment between courses (not exceeding two months between any two courses) pursuant to the Civilian Pilot Training Act of 1939, as amended, travel and subsistence of trainees, \$29,400,000: *Provided*, That not to exceed \$441,000 of this amount may be transferred to the appropriation "Enforcement of safety regulations, Office of Administrator of Civil Aeronautics", for expenditure in connection with payment of salaries and travel of personnel engaged in supervision and promotion of the safety features of the civilian pilot training program, and not to exceed \$258,662 may be transferred to the appropriation "General administration, Office of Administrator of Civil Aeronautics", for necessary expenses in connection with the general administration of the program: *Provided further*, That no part of this appropriation shall be available after September 1, 1943, to pay any member of the enlisted reserve on inactive status.

Transfer of funds.

*Ante*, p. 293.

*Ante*, p. 293.

Enlisted reserve on inactive status.

Washington National Airport.

**Maintenance and operation, Washington National Airport:** For salaries and expenses incident to the care, operation, maintenance, and protection of the Washington National Airport, including the operation, repair, and maintenance of passenger-carrying automobiles, and not to exceed \$1,000 for the purchase, cleaning, and repair of uniforms, \$505,000.

56 Stat. 492.

Transfer of funds.

*Ante*, p. 293.

Availability of funds.

Ratification of incurred obligations.

**Development of landing areas:** The consolidated appropriation under this head in the Department of Commerce Appropriation Act, 1943, shall remain available until June 30, 1944, without warrant action: *Provided*, That not to exceed \$158,000 may be transferred to the appropriation "General administration, Office of Administrator of Civil Aeronautics", for necessary expenses in connection with the general administration of the development of landing areas program.

The appropriations and authority with respect to appropriations contained in this Act shall be available from and including July 1, 1943, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between June 30, 1943, 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.

The foregoing appropriations under the Office of Administrator of Civil Aeronautics shall be available for the purchase and exchange of lawbooks, books of reference, atlases, maps, and periodicals; traveling expenses; salaries and traveling expenses of employees detailed to attend courses of training conducted by the Government

or other agencies serving aviation; and the purchase, cleaning, and repair of special wearing apparel (including skis and snowshoes).

#### CIVIL AERONAUTICS BOARD

Civil Aeronautics Board, salaries and expenses: For all necessary expenses of the Civil Aeronautics Board in exercising the powers and performing the duties vested in and imposed upon it by the Civil Aeronautics Act of 1938 (49 U. S. C. 401), as amended, including personal services in the District of Columbia and elsewhere; traveling expenses (including travel and miscellaneous expenses incidental to the investigation of accidents involving certificated aircraft operated by air carriers occurring outside the continental limits of the United States); contract stenographic reporting services; fees and mileage of expert and other witnesses; temporary employment of attorneys, examiners, consultants, experts, and guards on a contract or fee basis without regard to section 3709 of the Revised Statutes; salaries and traveling expenses of employees detailed to attend courses of training conducted by the Government or industries serving aviation; expenses of examination of estimates of appropriations in the field; purchase and exchange of lawbooks, books of reference, periodicals and newspapers; hire and operation of aircraft; hire, maintenance, repair, and operation of passenger-carrying automobiles; purchase and hire of special wearing apparel and equipment for aviation purposes (including rubber boots, snowshoes, and skis); \$1,214,000: *Provided*, That this appropriation shall be available, when specifically authorized by the Chairman of the Board, for expenses of attendance at meetings of associations, organizations, or other properly constituted bodies concerned with aeronautics (not to exceed \$4,000).

52 Stat. 973.  
49 U. S. C. § 401 *et seq.*; Supp. II, §§ 481, 492, 643.

41 U. S. C. § 5.

Attendance at meetings.

Printing and binding: For printing and binding, \$12,000.

#### COAST AND GEODETIC SURVEY

For all necessary salaries and expenses of the Coast and Geodetic Survey, including purchase of not more than four motor-propelled station wagons and maintenance, repair, and operation of motor-propelled or horse-drawn vehicles, purchase of motorcycles with side car 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, packing, crating, and transporting personal household effects of commissioned officers when transferred from one official station to another for permanent duty, and of commissioned officers who die while on active duty and funeral expenses of commissioned officers, as authorized by section 9 of the Act of January 19, 1942 (Public Law 402), extra compensation at not to exceed \$15 per month to each member of the crew of a vessel when assigned duties as bomber or fathometer reader, extra compensation at not to exceed \$1 per day for each station to employees of the Coast Guard 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 incidental 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:

Salaries and expenses.

Funeral expenses.  
56 Stat. 8.  
33 U. S. C., Supp. II, § 870.

Field expense, coastal surveys: For surveys and necessary resurveys of coasts on the Atlantic and Pacific Oceans and the Gulf of Mexico

Post, p. 620.

Compilation of  
Coast Pilot.

under the jurisdiction of the United States; 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; compilation of the Coast Pilot, including the employment of pilots and nautical experts; the preparation or purchase of plans and specifications of vessels and the employment of hull draftsmen; 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 and actual necessary expenses of officers of the field force temporarily ordered to the office in the District of Columbia for consultation with the director, \$444,000.

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; and lease of sites where necessary and the erection of temporary magnetic and seismological buildings, \$80,000.

Geodetic control surveys: For continuing lines of exact levels between the Atlantic, Pacific, and Gulf coasts; determining geographic positions by triangulation and traverse to establish the control for a national mapping program, and for the control of Federal, State, boundary, county, city, and other surveys and engineering works in all parts of the United States; including printing and binding and traveling expenses; 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; 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, \$374,000.

Ukiah and Gaithers-  
burg observatories.

Vessels: For repair of vessels, and replacement of equipment thereon, exclusive of engineers' supplies and other ship chandlery, \$85,000.

Post, p. 620.

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, \$630,000.

Pay, commissioned officers: For pay and allowances prescribed by law for not to exceed one hundred and seventy-one commissioned officers on the active list and of officers retired in accordance with existing law, including payment of six months' death gratuity as authorized by section 9 of the Act of January 19, 1942 (Public Law 402), \$790,000.

Death gratuity.  
56 Stat. 8.  
33 U. S. C., Supp.  
II, § 870.

Office force: For personal services, in the District of Columbia, \$1,060,000.

Office expenses: For purchase of new instruments (except surveying instruments), including their exchange, materials, equipment, and supplies required in the instrument shop, carpenter shop, and chart division; journals, books of reference, maps, charts, and subscriptions; copper plates, chart paper, printer's ink, copper, zinc, and chemicals for electrotyping and photographing; engraving, printing, photo-

graphing, 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 field expenses; telegrams; washing; office furniture, repairs; miscellaneous expenses, contingencies of all kinds, not exceeding \$90 for streetcar fares, \$300,000.

**Aeronautical charts:** For compilation and printing of aeronautical charts, including personal services in the District of Columbia (not to exceed \$213,000), operation of 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, \$394,000.

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 in this title herein for traveling expenses shall be available, in an amount not to exceed \$650, 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.

Not to exceed \$2,500 of the appropriations herein made for the Coast and Geodetic Survey shall be available for the payment of part-time or intermittent employment in the District of Columbia, or elsewhere, of such architects, engineers, scientists, and technicians as may be contracted for by the Secretary of Commerce, in his discretion, at a rate of pay not exceeding \$25 per diem for any person so employed.

#### BUREAU OF FOREIGN AND DOMESTIC COMMERCE

**Departmental salaries and expenses:** For personal services (not to exceed \$1,310,000) and other necessary expenses of the Bureau of Foreign and Domestic Commerce at the seat of government in performing the duties imposed by law or in pursuance of law; newspapers (not exceeding \$1,500), periodicals, and books of reference; contract stenographic reporting services; fees and mileage of witnesses, and other contingent expenses in the District of Columbia; \$1,359,000: *Provided*, That expenses, except printing and binding and traveling expenses, of field studies or surveys conducted by departmental personnel of the Bureau shall be payable from the amount herein appropriated.

**Field office service:** For salaries (not to exceed \$260,000) and all other expenses necessary to operate and maintain regional, district, and cooperative branch offices for the collection and dissemination of information useful in the development and improvement of commerce throughout the United States and its possessions, including foreign and domestic newspapers (not exceeding \$300), periodicals and books of reference, \$295,000.

The appropriation in this title for traveling expenses shall be available in an amount not to exceed \$6,500 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.

Post, p. 620.

Subsistence.

Attendance at meetings.

Intermittent employment of architects, etc.

Field studies or surveys.

Attendance at meetings.

## PATENT OFFICE

Salaries: For personal services in the District of Columbia and elsewhere, \$3,410,000.

Multigraphing of headings.

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, \$225,000: *Provided*, That 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, filing cases; maintenance, operation, and repair of passenger-carrying automobiles; for investigating the question of public use or sale of inventions for one year 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, \$65,000.

Attendance at meetings.

Printing and binding: For printing the weekly issue of patents, designs, trade-marks, exclusive of illustrations; and for printing, engraving illustrations, and binding the Official Gazette, including weekly and annual indices, \$740,000; for miscellaneous printing and binding, \$60,000; in all, \$800,000.

The appropriation in this title 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.

## NATIONAL BUREAU OF STANDARDS

31 Stat. 1449.

48 Stat. 552.

Medical officers of Public Health Service.

Supplies, etc.

Equipment.

Salaries and expenses: For all salaries and expenses necessary in carrying out the provisions of the Act establishing the National Bureau of Standards, approved March 3, 1901 (5 U. S. C. 591, 597; 15 U. S. C. 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", including personal services in the District of Columbia; rental of laboratories in the field, building of temporary experimental structures, communication service, transportation service; streetcar fares not exceeding \$100, expenses of the visiting committee, 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; purchase, repair, and cleaning of uniforms for guards; operation, maintenance, and repair of a passenger automobile; purchases of equipment of all

kinds, including its repair and exchange; periodicals and reference books, including their exchange; and translation of technical articles:

**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; \$441,000, of which amount \$11,000 shall be available immediately.

**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; \$1,010,000.

**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, \$808,000.

**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, \$190,000.

**Construction of wind tunnel:** For the construction of a building and wind tunnel and the purchase of necessary equipment therefor to facilitate the testing of designs of aircraft bombs and projectiles, \$110,000, to be immediately available.

During the fiscal year 1944 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, travel expenses and compensation for personal services in the District of Columbia and in the field.

The appropriation in this title for traveling expenses shall be available for the National Bureau of Standards in an amount not to exceed \$4,500 for expenses of attendance at meetings concerned with standardization and research or either, when incurred on the written authority of the Secretary of Commerce.

Wind tunnel.

Scientific investigations for Government agencies.

Transfer of funds.

Attendance at meetings.

Intermittent employment of scientists, etc.

Not to exceed \$100,000 of funds available to the Bureau by appropriation and transfer shall be available for payment of part-time or intermittent employment in the District of Columbia, or elsewhere, of such scientists and technicians as may be contracted for by the Secretary of Commerce, in his discretion, at a rate of pay not exceeding \$25 per diem for any person so employed.

Personal services.

Of the foregoing amounts for the National Bureau of Standards not to exceed \$2,200,000 may be expended for personal services in the District of Columbia.

#### WEATHER BUREAU

Post, p. 620.

Salaries and expenses: For salaries and expenses necessary for carrying into effect in the United States and possessions, on ships at sea, and elsewhere when directed by the Secretary of Commerce, the provisions of sections 1 and 3 of an Act approved October 1, 1890 (15 U. S. C. 311-313), and section 803 of the Civil Aeronautics Act of 1938 (49 U. S. C. 603), including investigations of atmospheric phenomena; cooperation with other public agencies and societies and institutions of learning; purchase of books of reference; traveling expenses, including not to exceed \$1,500 for attendance at meetings concerned with the work of the Bureau when authorized by the Secretary of Commerce; maintenance, operation, and repair of passenger automobiles; 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; the erection of temporary buildings for living quarters of observers; telephone rentals, and telegraphing, telephoning, and cabling reports and messages, rates to be fixed by the Secretary of Commerce by agreement with the companies performing the service; and establishment, equipment, and maintenance of meteorological offices and stations, \$8,970,000, of which not to exceed \$872,800 may be expended for departmental personal services in the District of Columbia; not to exceed \$1,500 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 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.

26 Stat. 653.

52 Stat. 1014.

International Meteorological Committee.

Printing office.

Part-time employees.

Hereafter, 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 under regulations to be prescribed by the Chief of the Weather Bureau.

Extra compensation, Alaska.

Extra compensation at not to exceed \$5 per day may be paid to employees of other Government agencies in Alaska, and in other territorial possessions for taking and transmitting meteorological observations for the Weather Bureau.

Free emergency medical services, Alaska.

*Ante*, p. 293.  
*Supra*.

The appropriations "Maintenance and operation of air navigation facilities", Office of Administrator of Civil Aeronautics, and "Salaries and expenses", Weather Bureau, shall be available, under regulations to be prescribed by the Secretary of Commerce, for furnishing to employees of the Civil Aeronautics Administration and the Weather Bureau in Alaska free emergency medical services by contract or otherwise and medical supplies, and for the purchase, transportation, and storage of food and other subsistence supplies for resale to such

Subsistence supplies for resale.

employees, the proceeds from such resales to be credited to the appropriation from which the expenditure for such supplies was made; and appropriations of the Civil Aeronautics Administration and the Weather Bureau, available for travel, shall be available for the travel expenses of appointees of said agencies from the point of engagement in the United States to their posts of duty at any point outside the continental limits of the United States or in Alaska.

This title may be cited as the "Department of Commerce Appropriation Act, 1944".

Travel expenses of appointees.

Citation of title.

#### TITLE IV—GENERAL PROVISIONS

SEC. 401. No part of any appropriation contained in this Act shall be used to pay in excess of \$2 per volume for the current and future volumes of the United States Code Annotated or in excess of \$3.25 per volume for the current or future volumes of the Lifetime Federal Digest.

U. S. Code Annotated; Lifetime Federal Digest.

SEC. 402. No part of any appropriation contained in 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.

Senate disapproval of nomination, effect.

SEC. 403. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment, the salary or wages for which are paid from any appropriation contained in this Act, shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Persons advocating overthrow of U. S. Government.

Affidavit.

Penalty.

SEC. 404. This Act may be cited as the "Departments of State, Justice, and Commerce Appropriation Act, 1944".

Short title.

Approved July 1, 1943.

#### [CHAPTER 183]

#### AN ACT

To revise the Alaska game law.

*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 establish an Alaska Game Commission, to protect game animals, land fur-bearing animals, and birds in Alaska, and for other purposes", approved January 13, 1925, as amended, is further amended to read as follows:

July 1, 1943  
[H. R. 332]  
[Public Law 106]

Alaska Game Law.

43 Stat. 739.  
48 U. S. C. §§ 192-211.

"SEC. 2. DEFINITIONS.—That for the purposes of this Act the following shall be construed, respectively, to mean:

"Commission: The Alaska Game Commission.

"Secretary: The Secretary of the Interior.

"Director: Director, Fish and Wildlife Service, Department of the Interior.

“Executive Officer: Executive officer, Alaska Game Commission.

“Territory: Territory of Alaska.

“Person: The plural or the singular, as the case demands, including individuals, associations, partnerships, and corporations, unless the context otherwise requires.

“Indians: Natives of one-half or more Indian blood.

“Eskimo: Natives of one-half or more Eskimo blood.

“Take: Taking, pursuing, disturbing, hunting, capturing, trapping, or killing game animals, fur animals, game or nongame birds, or game fishes; attempting to take, pursue, disturb, hunt, capture, trap, or kill such animals, birds, or game fishes, or setting or using a net, trap, or other device for taking them, or collecting the nests or eggs of such birds, unless the context otherwise requires. Whenever the taking of animals, birds, or nests or eggs of birds, or game fishes is permitted, reference is had to taking by lawful means and in lawful manner.

“Open season: The time during which animals, birds, or game fishes may lawfully be taken. Each period of time prescribed as an open season shall be construed to include the first and last days thereof.

“Closed season: The time during which animals, birds, or game fishes may not be taken.

“Transport: Shipping, transporting, carrying, importing, exporting, or receiving or delivering for shipment, transportation, carriage, or export, unless the context otherwise requires.

“Game animals: Deer, moose, caribou, elk, mountain sheep, mountain goat, bison, muskox, and the large brown, grizzly, and black bears, which shall be known also as big game, and such other animals as the Secretary has or shall declare, as hereinafter provided, to be game animals, to be known also as big game if so designated in the declaration, including those that have been or may hereafter be transplanted, introduced, or reintroduced into the Territory, or any part thereof.

“Fur animals: Beaver, muskrat, marmot, racoon, pika, hare or rabbit, squirrel, fisher, fox, lynx, marten or sable, mink, weasel or ermine, sea otter, land otter, wolverine, coyote, wolf, and polar bear, and such other animals as have been or may hereafter be transplanted, introduced, or reintroduced into the Territory, or any part thereof, and found and declared by the Secretary to be fur animals: *Provided*, That whenever the Secretary shall find that in any section of Alaska any animal is predominantly taken as a game rather than as a fur animal, or is predominantly taken as a fur animal rather than as a game animal, he shall so declare and then and thereafter, so long as such declaration remains in effect, such animal in the specified section of Alaska shall be considered to be a game animal or fur animal as the case may be, to the same extent as if it had been expressly included in the foregoing definitions of game and fur animals.

Fur animal or game  
animal.  
Declaration.

“Game birds: Anatidae, commonly known as waterfowl, including ducks, geese, brant, and swans; Haematopodidae, Charadriidae, Scolopacidae, and Phalaropodidae, commonly known as shorebirds, including oyster-catchers, plover, sandpipers, snipe, curlew, and phalaropes; Gruidae, commonly known as crane; and the several species of grouse and ptarmigan, and such other birds as have been or may hereafter be transplanted, introduced, or reintroduced into the Territory, or any part thereof, and found and declared by the Secretary to be game birds.

“Nongame birds: All wild birds except game birds.

"Hunting: The taking, as herein defined, of game animals, game birds, and nongame birds.

"Trapping: The taking, as herein defined, of fur animals.

"Game fishes: Rainbow, steelhead, cutthroat, eastern brook, and Dolly Varden trout, and grayling, and such other fishes as the Secretary may declare, from time to time, to be game fishes.

"SEC. 3. RESIDENCE AND CITIZENSHIP.—That for the purposes of this Act a citizen or a national of the United States who has resided in the Territory for a continuous period of twelve months immediately preceding his claim for resident hunting, trapping, fishing, or other privileges under this Act, or a person not a citizen or a national of the United States who has in good faith declared his intention to become a citizen of the United States, whose declaration of intention is in good standing, and who has resided in the Territory for a like period, shall be considered a resident: *Provided, however,* That whenever the Secretary shall determine the fur resources of Alaska are threatened by hunting or trapping, or from other causes, he may, in his discretion and for such periods as he shall determine, extend the required residence period in the Territory from twelve months to three years as a prerequisite to obtaining a resident trapping license; a citizen or a national of the United States who has not resided in the Territory for a continuous period of twelve months, or for the extended period of three years, as the case may be, immediately preceding his claim for resident privileges shall be considered a nonresident; and a person not a citizen or a national of the United States who is not a resident of the Territory, as defined in this section, shall be considered an alien.

Required residence period.

Extension.

Nonresident.

Alien.

"SEC. 4. ALASKA GAME COMMISSION CREATED.—That a Commission to be known as the Alaska Game Commission is hereby created. The Commission shall consist of an executive officer and four other members. The executive officer of the Commission shall be the representative of the Fish and Wildlife Service of the Department of the Interior, designated by the Director to occupy that position, and he shall provide for the due administration of the functions of the Commission under this Act. The other four members of the Commission shall be appointed by the Secretary to serve for four years unless sooner removed: *Provided,* That the present members of the Alaska Game Commission appointed pursuant to section 4 of the Act of January 13, 1925 (43 Stat. 739), are hereby made the appointed members of the Alaska Game Commission as reorganized and continued hereunder, each to serve a term of office equal to the unexpired term of his office as a member of the Alaska Game Commission under the provisions of the Act of January 13, 1925. Each member of the Commission appointed by the Secretary shall be a resident citizen of the judicial division from which he is appointed and shall have been a resident of Alaska for at least five years before his appointment, but not more than one resident of a judicial division shall serve on the Commission at one time, and no Federal or Territorial employee shall be appointed as a member of the Commission. The Secretary may remove a commissioner for inefficiency, neglect of duty, or misconduct in office, giving him a copy of the charges against him and opportunity to be publicly heard in person or by counsel in his own defense; pending the investigation of the charges, the Secretary may suspend such commissioner. The Secretary shall fill vacancies on the Commission by appointment for the unexpired term, and a vacancy shall be filled by appointment from the same judicial division in which it occurs. The office of any commissioner shall be vacant upon his removing his residence from the judicial division from which he was appointed.

Executive officer.

Status of present members.  
43 Stat. 740.  
48 U. S. C. §§ 208-211.

Qualifications.

Removals.

Vacancies.

Compensation.	“Members of the Commission, other than the executive officer, shall receive no compensation for their services as members thereof, except a per diem of \$10 for each member for each day going to and from and in actual attendance at meetings of the Commission, but the total salary or per diem compensation of the member from the second judicial division shall not exceed the sum of \$1,500, and that of any of the other members, except the executive officer, the sum of \$900
Reimbursement of expenses.	in any one fiscal year, and each such member in addition shall have reimbursed to him actual and necessary traveling and subsistence expenses incurred or made in the discharge of his official duties, in accordance with the fiscal regulations of the Department of the Interior, which shall be paid on proper vouchers from the appropriation for the enforcement of the Alaska game law. The executive officer shall be paid his salary and shall have reimbursed to him all actual and necessary traveling and other expenses and disbursements in accordance with the fiscal regulations of the Department of the Interior from the appropriation for the enforcement of the Alaska game law and from such other appropriations for the work of the Fish and Wildlife Service in the Territory as the Director may designate.
Pay, etc., of executive officer.	
Principal office.	“The Commission shall maintain and have its principal office in the capital of the Territory.
Quorum; investigations; orders.	“A majority of the members shall constitute a quorum for the transaction of business. All investigations, inquiries, hearings, and decisions of a commissioner shall be deemed to be the investigations, inquiries, hearings, and decisions of the Commission, when approved by it and entered by it in its minutes, and every order made by a commissioner, when approved and confirmed by the Commission and ordered filed in its office, shall be, and be deemed to be the order of the Commission. The Commission shall have an official seal.
Seal.	
Power to arrest.	“SEC. 5. DUTIES AND POWERS OF THE COMMISSION, WILDLIFE AGENTS, AND OTHER PERSONS.—That each member of the Commission, any employee of the Department of the Interior authorized by the Secretary to enforce this Act, any marshal, deputy marshal, collector or deputy collector of customs, shall have power, in or out of the Territory, and it shall be his duty to arrest without warrant any person committing a violation of this Act in his presence or view, and to take such person immediately for examination or trial before an officer or court of competent jurisdiction; he shall have power to execute any warrant or other process issued by an officer or court of competent jurisdiction for the enforcement of the provisions of this Act; and he shall have authority, with a search warrant, to search any place at any time. Any officer or other person empowered to enforce this Act shall have authority without warrant to search any camp, camp outfit, fish creel, pack or pack animals, automobile, aircraft, wagon, or other vehicle, sled, or any boat, vessel, or other craft in the territorial waters of the United States, or any boat, vessel, or other craft of the United States on the high seas when such officer or employee has reasonable cause to believe that such camp, camp outfit, fish creel, pack or pack animals, automobile, aircraft, wagon, or other vehicle, sled, boat, vessel, or other craft has therein or thereon any of the animals, birds, or fishes, or parts thereof, or nests or eggs of birds, protected by this Act taken, possessed, sold, intended for sale, or transported contrary to law. The several judges of the courts established under the laws of the United States and United States commissioners may, within their respective jurisdictions, upon proper oath or affirmation showing probable cause, issue warrants in all such cases. All guns, traps, nets, fishing tackle, boats, aircraft, wagons or other vehicles, dogs, sleds, and other paraphernalia used
Execution of warrants.	
Authority to search.	
Issuance of warrants.	
Seizure of paraphernalia, etc.	

in or in aid of a violation of this Act may be seized, and all animals, birds, game fishes, or parts thereof, or nests or eggs of birds, taken, transported, or possessed contrary to the provisions of this Act shall be seized within or outside the Territory by any officer or person authorized to enforce this Act, and upon conviction of the offender or upon judgment of a court of the United States that the same were being used or were taken, transported, or possessed in violation of this Act, shall be forfeited to the United States and disposed of as directed by the court having jurisdiction, and if sold the proceeds of sale shall be transmitted by the clerk of the court to the executive officer to be disposed of as provided in subdivision K of section 10 of this Act. It shall be the duty of the Secretary of the Treasury and the Postmaster General, upon request of the Secretary of the Interior, to aid in carrying out the provisions of this Act.

Forfeiture and disposal.

Proceeds of sale.

Post, p. 309.

Assistance of Treasury and Post Office officials.

"SEC. 6. BOND OF EMPLOYEES.—That before entering upon the duties of his office, the executive officer shall execute and file with the Secretary a bond to the people of the United States in the sum of \$1,000, with sufficient sureties, and each wildlife agent or other person authorized by the executive officer to sell licenses shall so file such a bond in the sum of \$500, conditioned for the faithful performance of their respective duties, and for the proper accounting and paying over, pursuant to law, of all moneys or property received by them, respectively. Each person so bonded shall have reimbursed to him on proper voucher the premium paid by him on his bond.

Reimbursement of premium.

"SEC. 7. TAKING OF ANIMALS, BIRDS, AND GAME FISHES RESTRICTED.—That, unless and except as permitted by this Act or by regulations made pursuant to this Act, it shall be unlawful for any person to take, possess, transport, sell, offer to sell, purchase, or offer to purchase any game animal, fur animal, game fish, game bird, non-game bird, or any part thereof, or any nest or egg of any such bird, or to molest, damage, or destroy beaver or muskrat houses: *Provided*, That nothing in this Act shall be construed to prevent the collection or exportation of such animals, game fishes, birds, parts thereof, or nests or eggs of birds, for scientific or educational purposes, or of live animals, game fishes, birds, or eggs of birds, for propagation or exhibition purposes, under a permit issued by the Director, pursuant to regulations hereinafter authorized to be adopted by the Secretary. Fur or game animals and game birds which escape from captivity, unless recaptured by their owners in accordance with regulations prescribed by the Secretary, and all fur and game animals and game birds which have been or may hereafter be transplanted, introduced, or reintroduced into the Territory, or any part thereof, are declared to be wild fur or game animals or game birds, as the case may be, and shall be subject to the provisions of this Act.

Unlawful acts.

Collection or exportation for scientific, etc., purposes.

Escaped animals, etc., declared wild.

"SEC. 8. POISON, USE PROHIBITED.—That no person shall at any time use any poison to kill any animal or bird protected by this Act or put out poison or a poisoned bait where any such animal or bird may come in contact with it; but a wildlife agent or predatory animal hunter may use poison to kill wolves, coyotes, or wolverines, under such regulations as the Commission may adopt; and no person shall sell or give any strychnine or other poison designated by the Commission to any hunter or trapper. No hunter or trapper shall have any strychnine or other poison designated by the Commission in his possession, and any such poison found in the possession of any such person shall be seized and disposed of in such manner as the Commission may determine. Any person selling or otherwise disposing of any strychnine or any other poison designated by the Commission shall keep a record in a special book showing the name and address of each person purchasing or otherwise procuring it and the kind

Exception.

Seizure; disposal.

Record of sales.

and amount thereof, which record shall at all times be open to inspection by any wildlife agent or other officer authorized to enforce this Act, and he shall transmit such information monthly to the Commission.

Regulations for taking game, etc.

"SEC. 9. REGULATIONS.—That the Secretary, upon consultation with or recommendation from the Commission, is hereby authorized and directed from time to time to determine when, to what extent, if at all, and by what means game animals, fur animals, game birds, nongame birds, and nests or eggs of birds, and game fishes may be taken, possessed, transported, bought, or sold, and to adopt suitable regulations permitting and governing the same in accordance with such determinations, which regulations shall become effective on the date specified therein; but no such regulations shall permit any person to take any female yearling or calf moose, any fawn deer, or any female or lamb mountain sheep except under permit for scientific, propagation, exhibition, or educational purposes; or to use any dog in taking game animals; or to sell the heads, hides, or horns of any game animals, except the hides of moose, caribou, deer, and mountain goat, or skins of black bear, which the regulations may permit to be sold under such restrictions as said Secretary may deem to be appropriate; or to use any shotgun larger than a number 10 gage; or to use any aircraft, or steam or power launch, or any boat other than one propelled by paddle, oars, or pole, in taking game animals or game birds; or to sell any game animals, game birds, or parts thereof to the owner, master, or employee of any coastal or river steamer or commercial power or sailboat, or to procure for serving or to serve any such game animals, game birds, or parts thereof in any cannery or to the employees on any such steamer or boat; nor, except as herein provided, shall prohibit any Indian or Eskimo, prospector, or traveler to take animals, birds, or game fishes during the closed season when he is in need of food and other sufficient food is not available, but the shipment or sale of any animals, birds, or game fishes, or parts thereof so taken shall not be permitted, except that the hides of animals so taken may be sold within the Territory, but said Secretary by regulation may prohibit such native Indians or Eskimos, prospectors, or travelers from taking any species of animals, birds, or game fishes for food during the closed season in any section of the Territory within which he shall determine that the supply of such species of animals, birds, or game fishes is in danger of extermination; nor shall any such regulation contravene any of the provisions of the Migratory Bird Treaty Act and regulations: *Provided*, That no person shall knowingly disturb, injure, or destroy any notice, signboard, seal, tag, aircraft, boat, vessel, automobile, sled, dog, dog team, paraphernalia, equipment, building or other improvement or property of the United States used in the administration or enforcement of the provisions of this Act, or any poster or notice to the public concerning the provisions of this Act or any regulation adopted pursuant hereto, or any marker indicating the boundary of any area closed to hunting, trapping, fishing, or other special use under the provisions of this Act, or shall knowingly destroy, remove, tamper with, or imitate any seal or tag issued or used by the Commission or attached under its authority to any skin, portion, or specimen of a wild animal, bird, game fish, or other article for purposes of identification or authentication in accordance with the provisions of this Act or any regulations adopted hereunder.

Firearms, aircraft, and boats.

Sales.

Use for food during closed season.

40 Stat. 755.  
16 U. S. C. §§ 703-711; Supp. II, § 704 note.  
*Post*, pp. 743, 753.  
Destruction of U. S. property, etc.

Licenses and permits.

*Ante*, p. 303.

"SEC. 10. LICENSES: SUBDIVISION A. NONRESIDENT HUNTING, TRAPPING, AND FISHING LICENSES.—That except as otherwise permitted by this Act, or by any regulation or order made pursuant hereto, no nonresident as defined by section 3 of this Act shall take or possess

any of the animals, birds, or game fishes protected by this Act, or by any regulation or order authorized hereunder, without first having procured a nonresident hunting, trapping, or fishing license as herein provided.

**"SUBDIVISION B. RESIDENT EXPORT LICENSES AND PERMITS.**—No resident of the Territory shall transport therefrom any game animal, bird, or part thereof, unless he has (a) a resident export and return license, which will entitle him to transport out of the Territory for mounting and return to him in the Territory within one year such game animal, bird, or part thereof, as shall have been legally acquired by him and which shall be specifically identified in the license, or (b) a resident export permit, which may be issued in such circumstances and upon such conditions as the Commission may prescribe, and which will entitle him to export from the Territory for other than return, but not for sale, such game animal, bird, or part thereof, as shall have been legally acquired by him and which shall be specifically identified in the permit.

**"SUBDIVISION C. RESIDENT HUNTING, TRAPPING, AND FISHING LICENSES.**—The Commission, whenever it shall deem expedient, may by regulation require residents of the Territory to procure resident hunting, trapping, and fishing licenses authorizing them to take animals, birds, and game fishes protected by this Act, and after the effective date of such regulation, no resident shall take any animal, bird, or game fish protected by this Act without having first procured resident hunting, trapping, and fishing licenses as herein provided. The fee for such licenses shall be as follows: For each fishing license the sum of \$1; for each hunting license, which shall include the privilege of fishing, the sum of \$2; and for each trapping license, which shall include the privilege of hunting and fishing, the sum of \$3; but no such license shall be required of native Indians and Eskimos, or of residents under the age of sixteen.

Fees.

**"SUBDIVISION D. REGISTERED GUIDE LICENSE.**—Only a person who is a resident of the Territory, as defined in section 3 of this Act, may act as guide for a nonresident in any section of the Territory where the Commission by regulation, and the Commission is hereby authorized to issue such regulations, requires nonresidents to employ guides prior to engaging in authorized big-game hunting privileges, and he shall first register with the Commission on a form which it shall provide for this purpose and procure a registered guide license as herein provided, and the Commission shall determine by regulation the qualifications required of such guides. No person other than a registered guide shall act as guide for a nonresident in any section of the Territory where guides are required by regulation of the Commission to be registered.

Qualifications of guides.

**"SUBDIVISION E. ALIEN SPECIAL LICENSES.**—No alien shall take any of the animals, birds, or game fishes protected by this Act, or own or be possessed of a shotgun, rifle, or other firearm, without first having procured an alien special license, except that an alien may take game fishes protected by this Act upon first having procured an alien fishing license as herein provided.

**"SUBDIVISION F. RECORDS, REPORTS.**—Each person to whom a license is issued to take animals or birds, or to deal in furs, shall keep records which shall show the kind and number of each species of animals or birds so taken, purchased, or otherwise procured under such license, the persons from whom they were purchased and to whom they were sold, date of purchase or sale, name of the trapper, and the number of the trapper's license, and shall, on or before thirty days after the expiration of his license, make a written report to the Commission on a form prepared and furnished by it setting forth in full

Inspection.

the data herein required to be recorded. Such records shall at all reasonable times be subject to inspection and examination by any officer or other person empowered to enforce this Act. Any licensee who shall fail correctly to keep such records or who shall fail to submit such report or who shall in any such report knowingly falsely state any such data or who shall refuse to exhibit his records for inspection and examination as herein required shall be punished as prescribed in section 15 of this Act.

Post, p. 311.

"SUBDIVISION G. FUR-FARM LICENSE.—No person shall engage in the business of farming fur animals or possess them for purposes of propagation without first having procured a fur-farm license as herein provided.

Exceptions.

"SUBDIVISION H. FUR DEALERS, LICENSES, FEES.—No person shall buy or sell the skins of fur animals, or engage in, carry on, or be concerned in the business of buying, selling, or trading in the skins of fur animals protected by this Act without first having procured a license as herein provided, but no license shall be required of a hunter or trapper selling the skins of such animals which he has lawfully taken, or of a person not engaged or employed in the business of trading in such skins to purchase them for his own use but not for sale, or of native Indians or Eskimos, or of cooperative stores operated exclusively by and for native Indians or Eskimos, or of stores operated by missions, exclusively for native Indians or Eskimos: *Provided*, That the stores exempted from procuring licenses as herein provided shall, or on before thirty days after the expiration of each license year as specified in this Act, make a written statement to the Commission, on a form prepared and furnished by it, setting forth such material facts concerning the management and operation of such store as the Commission may by such form require and in addition thereto shall keep the records, make the reports, incur the penalties, and in all other respects be subject to the requirements of subdivision F of section 10 to the same extent as licensed fur dealers.

Exempted stores.

Application fees.

"The applicant for such a license shall accompany his application by the required fee as follows:

Residents.

"(a) If the applicant is a resident of the Territory, \$10, or is an association or copartnership composed exclusively of residents of the Territory, organized under the laws of the Territory, for each member, \$10.

Nonresident citizens, etc.

"(b) If the applicant is a nonresident of the Territory but is a citizen or national of the United States, or is a corporation composed exclusively of citizens or nationals of the United States, organized under the laws of the Territory or of a State of the United States, or is an association or copartnership composed exclusively of citizens or nationals of the United States, organized under the laws of the Territory or of a State of the United States, any member of which is a nonresident of the Territory, \$100.

Aliens.

"(c) If the applicant is an alien, or is a corporation, association, or copartnership, not organized under the laws of the Territory or of a State of the United States, or is a corporation, association, or copartnership, any stockholder or member of which is an alien, \$500.

Resident agents.

"(d) If the applicant is a resident of the Territory and an agent in charge of a station of a fur dealer of either of the classes (a), (b), or (c), or a resident itinerant agent of such dealer, \$10.

Nonresident agents.

"(e) If the applicant is a nonresident of the Territory but a citizen or national of the United States and an agent in charge of a station of a fur dealer of either of the classes (a), (b), or (c), or a nonresident citizen or national itinerant agent of such dealer, \$100.

“(f) If the applicant is an alien and an agent in charge of a station of a fur dealer of either of the classes (a), (b), or (c), or an alien itinerant agent of such dealer, \$500: *Provided*, That no license shall be issued to any agent whose principal has not procured a license in accordance with (a), (b), or (c).

“SUBDIVISION I. FEES AND APPLICATION FOR, AND ISSUANCE OF, LICENSES AND PERMITS.—Licenses and resident export permits shall be issued by the executive officer through wildlife agents and other persons authorized by him in writing to sell licenses. Resident export licenses and permits may also be issued by customs officers. Application blanks for licenses and permits shall be furnished by the Commission and shall be in such form as the Commission may by regulation determine. Each application shall be subscribed and sworn to by the applicant before an officer authorized to administer oaths in the Territory. Members of the Commission, wildlife agents, and other persons authorized in writing by the executive officer to issue licenses, and postmasters and customs officers, are hereby authorized to administer such oaths. The applicant for a license or resident export permit shall accompany his application with a license or permit fee as follows: Nonresident general hunting, trapping, and fishing license, \$50; nonresident hunting and fishing license, but not including the privilege of hunting big game, \$10; nonresident fishing license, \$2.50; resident export and return license, \$1 for each animal or bird trophy; resident export permit, if shipper is removing residence, \$1 for each animal, \$1 for each bird, or if shipper is not removing residence, \$5 for each animal, \$1 for each bird; registered guide license, \$10; alien special hunting, trapping, and fishing license, \$100; alien fishing license, \$2.50; and fur-farm license, \$2. Whenever the Secretary determines that the circumstances justify the charging of lesser fees for any class of licenses or permits than the fees specified in this section, he may by regulation prescribe reduced schedules of fees to be paid for the issuance of licenses or permits of that class, and during the period any such regulation is in effect no greater fee shall be charged for any license or permit of the class involved than the fee so prescribed by the Secretary.

“SUBDIVISION J. FALSE STATEMENTS IN APPLICATION FOR AND ALTERATION AND EXPIRATION OF LICENSES AND PERMITS.—Any false statement in an application for a license or permit as to citizenship, place of residence, or other material facts shall render null and void the licenses or permits issued upon it. Any person who shall make any false statements in an application for a license or permit shall be guilty of a violation of this Act and upon conviction of any such violation shall be punished as provided in section 15 hereof. No person shall alter, change, loan, or transfer to another any license or permit issued to him in pursuance of this Act, nor shall any person other than the one to whom it is issued use such license or permit, and each of such licenses shall expire on the 30th day of June next succeeding its issuance.

“SUBDIVISION K. PROCEEDS OF LICENSES AND PERMITS.—The Commission is hereby authorized to prescribe regulations permitting each officer or person selling licenses or permits, other than officers or employees of the United States, to retain for his own use and benefit such portion of the proceeds of each sale made by him, not exceeding 10 per centum thereof, as the Commission may from time to time allot for the purpose of compensating such officer or person for his services in connection with the issuance of licenses or permits, but the sums so retained shall be reported to the executive officer in accordance with the regulations of the Commission. Subject to the

Alien agents.

Persons authorized to issue licenses, etc.

Applications.

Fees.

Reduced schedules.

Punishment.

Post, p. 311.

Portion of proceeds as compensation for services.

Transmittal of proceeds; deposit.

withholding of any compensation so authorized, each officer or person selling licenses or permits shall, as soon as practicable after the first day of each month, transmit the proceeds from such sales, together with a report thereof, to the executive officer who shall keep accurate records of such proceeds and promptly deposit 50 per centum thereof in the Treasury of the United States to the credit of miscellaneous receipts, and transmit 50 per centum thereof to the treasurer of the Territory to be covered into the Territorial school fund. Receipts from all other sources shall be accounted for and disposed of in like manner.

**"SUBDIVISION L. TAGS AND SEALS.**—The Commission is hereby authorized and directed to adopt tags or seals of an approved type or design to be used for marking seized articles, and beaver and marten skins, or the skins of other fur or game animals when required by the regulations of the Secretary to be tagged or sealed, for purposes of identification and authentication.

Taking of specified game, etc., in specified areas.

**"SUBDIVISION M. SPECIAL REGULATIONS, PERMITS, AND LICENSES.**—In addition to the hunting, trapping, and fishing licenses or permits required by any other provision of this Act, or by regulations authorized to be issued thereunder, the Commission may from time to time prescribe regulations requiring residents, nonresidents, and aliens to obtain special licenses, upon the payment of fees fixed by such regulations, prior to the taking of specified game or fur animals in specified areas, and may by such regulations limit further the number, kind, and sex of such animals that may be taken in such areas, and also may restrict the number of persons who may hunt or trap in each such area. Whenever such additional restrictions are imposed by regulation, the executive officer shall issue to qualified applicants, upon receipt of the proper application and fee, the special licenses required by such regulations, in the number designated by the regulations and in the order of the receipt of applications.

Accurate accounts of consignments.

**"SEC. 11. COLLECTORS OF CUSTOMS, DUTIES OF.**—That it shall be the duty of collectors of customs at ports of entry in the United States to keep accurate accounts of all consignments of game birds, game animals, skins of fur animals, game fishes, or parts thereof, and nests or eggs of game birds, received from or returned to the Territory, except when shipped for scientific, propagation, exhibition, or educational purposes under a permit issued by the Director pursuant to regulations of the Secretary; and it shall be the duty of all collectors of customs to enforce the provisions of regulations adopted pursuant to this Act with respect to shipments of game birds, game animals, skins of fur animals, game fishes, or parts thereof, and nests or eggs of game birds.

Enforcement of shipment regulations.

**"SEC. 12. BURDEN OF PROOF.**—That the possession of any wild animal, game fish, wild bird, or parts thereof, or any nest or egg of such bird, during the time when the taking of it is prohibited, shall, in any action in rem, constitute prima facie evidence that it was taken, possessed, bought, sold, or transported in violation of the provisions of this Act, and the burden of proof shall be upon the possessor or claimant of it to overcome the presumption of illegal possession and to establish the fact that it was obtained and is possessed lawfully.

Institution of action for forfeiture.

**"SEC. 13. UNITED STATES ATTORNEYS, DUTIES OF.**—That it shall be the duty of the United States attorney for the division in which any wild animal, game fish, wild bird, or part thereof, or any nest or egg of such bird, has been seized because taken, transported, bought, sold, or possessed contrary to the provisions of this Act, or in which any gun, trap, net, fishing tackle, boat, dog, sled, aircraft, wagon, or other vehicle, or other paraphernalia has been seized because used in the unlawful taking of any wild animal, game fish, wild bird, or part

thereof, or any nest or egg of such bird, or in which any sled, boat, aircraft, wagon, or other vehicle has been seized because used in the transportation of any wild animal, game fish, wild bird, or part thereof, or any nest or egg of such bird, illegally bought, sold, or possessed contrary to the provisions of this Act, to institute an action in rem against it for the forfeiture thereof to the United States in any case in which the disposition of such article is not involved in a criminal prosecution. In case of judgment being rendered in favor of the United States, the wild birds, game fishes, wild animals, or other articles forfeited shall be disposed of as directed by the court having jurisdiction, and if sold, the proceeds of sale shall be transmitted by the clerk of the court to the executive officer to be disposed of as provided in subdivision K of section 10 of this Act: *Provided*, That no action in rem shall be required with respect to any wild animal, game fish, wild bird, or part thereof, or any nest or egg of such bird, or any gun, net, fishing tackle, trap, or other device possessed or used in or in aid of a violation of this Act and legally seized when the claimant thereof releases such article or articles to the United States by a voluntary release in writing witnessed by two disinterested parties, in which case such articles shall be disposed of by the executive officer and if sold the proceeds shall be disposed of as provided in this section.

"SEC. 14. CONTINUANCE OF FUNDS.—That the unexpended balances of any sums appropriated by the Interior Department Appropriation Act for the fiscal year ending June 30, 1943, for enforcing the provisions of the Act of January 13, 1925, as amended, for the protection of game animals, fur animals, and birds in the Territory, are hereby made available for the purpose of carrying into effect the provisions of this Act and regulations made pursuant hereto, and all contractual obligations heretofore incurred under the provisions of the Act of January 13, 1925, as amended, shall remain in full force and effect.

"SEC. 15. PENALTIES.—That unless a different or other penalty or punishment is hereby specifically prescribed, a person who violates any provision of this Act or of any order or regulation adopted pursuant to this Act, or who fails to perform any duty imposed by this Act or by any order or regulation adopted pursuant to this Act, is guilty of a misdemeanor and upon conviction thereof shall be fined not less than \$25 nor more than \$500, or be imprisoned not more than six months, or both; and, in addition thereto, any person convicted of a violation of any provision of this Act who is the holder of any form of license issued hereunder shall thereupon forfeit said license and shall surrender it upon demand of any person authorized by the Commission to receive it, and upon a second conviction he shall not be entitled to, nor shall he be granted a license of such form for a period of one year from date of such forfeiture, and upon a third or successive conviction, for a period of five years from the date of such forfeiture; and any cooperative store operated exclusively by and for native Indians or Eskimos, or any store operated by missions exclusively for native Indians or Eskimos, without a license as provided in this Act, upon a second or third conviction for violation of this Act, shall not be entitled to engage in the business of dealing in furs for such time as the court before whom such conviction is had may decide: *Provided*, That such prohibition shall not be imposed for the first conviction, nor for a period in excess of one year from date of the second conviction, nor for a period in excess of five years from date of the third or any subsequent conviction; and all moneys from fines shall be transmitted by the clerk of the court to the executive officer to be disposed of as provided in subdivision K of section 10 of this Act.

Disposal of forfeited articles after judgment.

*Ante*, p. 309.

Voluntary release.

56 Stat. 556.

43 Stat. 739.  
48 U. S. C. §§ 192-211.

Forfeiture of license.

Second, third, or successive convictions.

Limitations.

Disposition of fines.

*Ante*, p. 309.

Failure of licensed guide to report violation.

"Any licensed guide who shall fail or refuse to report promptly to the Commission any violation of this Act of which he may have knowledge, shall be guilty of a violation of this Act, and, in addition thereto, shall have his license revoked and shall be ineligible to act as a licensed guide for a period of five years from the time of his conviction therefor, or, of the establishment to the satisfaction of the Commission of definite proof of such offense.

"SEC. 16. ADMINISTRATION OF OATHS FOR PURPOSES OF PROSECUTION.—That such officers, agents, or employees of the Department of the Interior as may be designated in writing by the Secretary or executive officer for the purpose are hereby authorized and empowered to administer to or take from any person, an oath, affirmation, or affidavit whenever such oath, affirmation, or affidavit is for use in any prosecution or proceeding under or in the enforcement of this Act.

Post, p. 489.

"SEC. 17. AUTHORIZATION OF APPROPRIATIONS.—That there is 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 to accomplish the purposes of this Act and regulations made pursuant hereto, and the Secretary of the Interior is authorized out of such moneys to employ in Alaska and elsewhere such persons and means as he may deem necessary for such purposes, including printing; purchase, operation, maintenance, and repair of aircraft; construction of aircraft hangars and other structures; restocking depleted areas; emergency feeding of wildlife; investigation of wildlife and game-fish resources and conditions; and protection and rehabilitation of Territorial wildlife and game-fish resources.

"SEC. 18. SEPARABILITY OF PROVISIONS.—That if any clause, sentence, paragraph, or part of this Act shall for any reason be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, or parts thereof directly involved in the controversy in which such judgment shall have been rendered.

"SEC. 19. APPLICATION TO MOUNT MCKINLEY NATIONAL PARK.—That nothing in this Act contained shall be construed as repealing or modifying in any manner section 6 of the Act of Congress approved February 26, 1917 (39 Stat. 938), entitled 'An Act to establish the Mount McKinley National Park in the Territory of Alaska.'

"SEC. 20. DATE EFFECTIVE.—That this Act shall become effective immediately upon its passage and approval, and shall be known by the short title of the 'Alaska Game Law.'"

Approved July 1, 1943.

[CHAPTER 184]

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, 1944, 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, 1944, 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

July 1, 1943  
[H. R. 2513]  
[Public Law 107]

District of Columbia Appropriation Act, 1944.  
Post, p. 619.

derived shall be credited wholly to the District of Columbia, and, in addition, \$6,000,000 is appropriated, out of any money in the Treasury not otherwise appropriated, to be advanced July 1, 1943, and all of the remainder out of the combined revenues of the District of Columbia, namely:

## GENERAL EXPENSES

### EXECUTIVE OFFICE

For personal services, \$125,255, 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, and including \$7,000 for examination of estimates of appropriations and for other purposes without reference to the Classification Act of 1923, as amended, or civil-service requirements.

42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

Purchasing division: For personal services, \$57,435.

Department of Inspections: For personal services, \$279,640, including two members of plumbing board at \$150 each, and two members, board of examiners, steam engineers at \$300 each, the inspector of boilers to serve without additional compensation.

To carry out the provisions of section 10 of the Act of June 4, 1934, entitled "An Act to amend the Act entitled 'An Act to require the erection of fire escapes in certain buildings in the District of Columbia, and for other purposes', approved March 19, 1906, as amended" (48 Stat. 843), \$10,000.

Fire escapes.

Office of Poundmaster: For Poundmaster and for other personal services, maintenance and operation of motor vehicles, and other necessary expenses, \$17,330.

D. C. Code § 5-310.

### PUBLIC CONVENIENCE STATIONS

For maintenance of public convenience stations, including compensation of necessary employees, \$16,500.

### CARE OF THE DISTRICT BUILDINGS

For personal services, including temporary labor, and service of cleaners as necessary at not to exceed 65 cents per hour, \$321,625: *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, \$127,710.

### ASSESSOR'S OFFICE

For personal services, \$347,490.

### BOARD OF TAX APPEALS

For personal services in accordance with title IX of the Act entitled "An Act to amend the District of Columbia Revenue Act of 1937, and for other purposes", approved May 16, 1938, as amended by the Act of July 26, 1939, \$14,620.

52 Stat. 370; 53 Stat. 1108.  
D. C. Code §§ 47-708  
to 47-712, 47-716, 47-2401 to 47-2412.

### COLLECTOR'S OFFICE

For personal services, \$64,805; for temporary clerk hire, \$2,500; in all, \$67,305.

For purchase of alcoholic beverage tax stamps required under the Alcoholic Beverage Control Act of 1934, \$12,000.

48 Stat. 655.  
D. C. Code § 25-124.

#### AUDITOR'S OFFICE

For personal services, \$153,010, including \$2,000 for continuing the employment of a real-estate expert without reference to the Classification Act of 1923, as amended, or civil-service requirements.

42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

#### OFFICE OF CORPORATION COUNSEL

Corporation counsel, including extra compensation as general counsel of the Public Utilities Commission, and other personal services, \$126,987.

#### ALCOHOLIC BEVERAGE CONTROL BOARD

For personal services, streetcar and bus transportation, telephone service, not exceeding \$100 for witness fees, and other necessary contingent and miscellaneous expenses, including books of reference and periodicals, \$39,300.

#### CORONER'S OFFICE

For personal services, including deputy coroners, in accordance with the Classification Act of 1923, as amended, \$17,180.

42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

For the maintenance of two non-passenger-carrying motor vehicles for the morgue, jurors' fees, witnesses' fees, heat, light and power, disinfectants, telephone service, and other necessary supplies and services, including repairs to the morgue, \$5,125.

#### OFFICE OF SUPERINTENDENT OF WEIGHTS, MEASURES, AND MARKETS

For personal services, \$65,115.

Weights, measures, and markets, expenses: 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 for the purchase of one motor vehicle equipped for making investigations of sales of gasoline and oil by short measure, \$9,675: *Provided*, That the Disbursing Officer of the District of Columbia is authorized to advance to the Superintendent of the Department of Weights, Measures, and Markets, upon requisition previously approved by the Auditor of the District of Columbia, sums of money, not exceeding \$100 at any one time, to be used exclusively in connection with investigations and detection of short weights and measures, and to be accounted for monthly on itemized vouchers to the accounting officials of the District of Columbia: *Provided further*, That the appropriations and authority contained in this Act shall be available from and including July 1, 1943, for the purposes respectively provided in such appropriations and authority: *And provided further*, That all obligations incurred during the period between June 30, 1943, 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.

Advances.

Appropriations and  
authority.  
Availability.

Ratification of in-  
curred obligations.

#### OFFICE OF CHIEF CLERK, ENGINEER DEPARTMENT

For personal services, \$35,280.

## MUNICIPAL ARCHITECT'S OFFICE

For personal services, \$60,518.

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 2¾ per centum of a total of the appropriations in excess of \$2,000,000, and appropriations specifically made in this Act for the preparation of plans and specifications shall be deducted from any allowances authorized under this paragraph: *Provided*, That reimbursements may be made to this fund from appropriations contained in this Act for services rendered other activities of the District government, without reference to fiscal-year limitations on such appropriations.

Reimbursements.

## PUBLIC UTILITIES COMMISSION

For two commissioners, a People's Counsel, and other personal services, \$95,200.

For incidental and all other general necessary expenses authorized by law, including the purchase of newspapers, \$3,000.

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.

Meters in taxicabs; zones and rates.

## DEPARTMENT OF INSURANCE

For personal services, \$36,820.

## SURVEYOR'S OFFICE

For personal services, \$64,210.

## MINIMUM WAGE AND INDUSTRIAL SAFETY BOARD

Salaries and expenses: For all expenses necessary for the Minimum Wage and Industrial Safety Board, created by the Act of October 14, 1941, amending the Act of September 19, 1918, including personal services and printing and binding, \$36,630.

52 Stat. 738.  
40 Stat. 960.  
D. C. Code §§ 36-401 to 36-422.

## ZONING COMMISSION

For salaries and expenses necessary for the administration of the Act entitled "An Act providing for the zoning of the District of Columbia and the regulation of the location, height, bulk, and uses of buildings and other structures and of the uses of land in the District of Columbia, and for other purposes", approved June 20, 1938, \$10,720.

52 Stat. 797.  
D. C. Code §§ 5-413 to 5-428; Supp. II, § 5-413.

## COMMISSION ON MENTAL HEALTH

For compensation of members of the Commission on Mental Health of the District of Columbia, and other personal services, \$21,632: *Provided*, That the salary of the executive secretary shall be at the rate of \$3,200 per annum and the salary of each physician-member shall be at the rate of \$3,800 per annum.

## BOARD OF INDETERMINATE SENTENCE AND PAROLE

For salaries and expenses, including not to exceed \$300 for travel in attending parole conventions and conferences, \$25,270.

## OFFICE OF ADMINISTRATOR OF RENT CONTROL

55 Stat. 788.  
D. C. Code, Supp.  
II, §§ 45-1601 to 45-  
1611.

Salaries and expenses: For all expenses necessary in carrying out the provisions of the District of Columbia Emergency Rent Act, approved December 2, 1941, including personal services and printing and binding, \$76,680.

## DISTRICT OF COLUMBIA EMPLOYEES' COMPENSATION FUND

41 Stat. 104.  
5 U. S. C. § 794.

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, \$67,000.

39 Stat. 742.  
5 U. S. C. §§ 751-791,  
793; Supp. II, § 793.

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. 600), \$90,095, for transfer to and expenditure by the Employees' Compensation Commission under its appropriations "Salaries and expenses", \$89,595, and "Printing and binding", \$500.

D. C. Code §§ 36-  
501, 36-502.  
Transfer of funds.  
Post, pp. 513, 514.

Retirement Act,  
contribution.

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 (5 U. S. C. 707a), \$889,037, which amount shall be placed to the credit of the "civil service retirement and disability fund".

41 Stat. 614.  
5 U. S. C. § 691 *et*  
*seq.*; Supp. II, § 691  
*et seq.*

## REGISTER OF WILLS

For personal services, \$80,676.

For miscellaneous and contingent expenses, telephone bills, printing, contract statistical services, typewriters, photostat paper and supplies, including laboratory coats and photographic developing-room equipment, towels, towel service, window washing, streetcar tokens, furniture and equipment and repairs thereto, and purchase of books of reference, lawbooks, and periodicals, \$13,120.

Post, p. 569.

## RECORDER OF DEEDS

For personal services, \$122,730.

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, lawbooks and periodicals, streetcar 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, \$13,900.

## CONTINGENT AND MISCELLANEOUS EXPENSES

For checks, books, lawbooks, books of reference, including \$1,000 for lawbooks and books of reference for the Corporation Counsel's

office, periodicals, newspapers, stationery; surveying instruments and implements; drawing materials; binding, rebinding, repairing, and preservation of records; ice; including \$575 for affiliation with the National Safety Council, Incorporated; traveling expenses not to exceed \$3,000; 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, 1929 (45 Stat. 1160), as amended by the Act approved June 5, 1930 (46 Stat. 500); not to exceed \$250 to aid in support of the National Conference of Commissioners on Uniform State Laws; maintenance and repair of wharves; and other general necessary expenses of District offices, \$40,200: *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, \$30,000.

For judicial expenses, including witness fees, and expert services in District of Columbia cases before the courts of the United States and of the District of Columbia, \$1,500: *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 (41 U. S. C. 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 any court in and for the District of Columbia.

For general advertising, authorized and required by law, notice of public hearings, publication of orders and regulations, and for tax and school notices and notices of changes in regulations, \$9,000: *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, 1943, 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, \$2,500: *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.

For printing and binding, \$63,885: *Provided*, That no part of the appropriation 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: *Provided further*, That the unexpended balance of the appropriation under this

National Safety Council, Inc.

Removal of unsafe, etc., buildings.

Settlement of claims.

D. C. Code §§ 1-902 to 1-905.

Uniform State laws, conference.

Printing lists of supplies  
Post, p. 323.

Judicial expenses.

Stenographic reporting services.

Court costs.

Advertising.

30 Stat. 250.  
D. C. Code §§ 47-1001 to 47-1009.

Printing and binding.  
Approval by Commissioners.

Reappropriation.

56 Stat. 429.

head in the District of Columbia Appropriation Act, 1943, is hereby continued available until June 30, 1944.

## CENTRAL GARAGE

For maintenance, care, repair, and operation of passenger-carrying automobiles, work cars, field wagons, ambulances, and busses owned by the District of Columbia, including personal services, \$61,310; for purchase (including exchange) of passenger-carrying automobiles, work cars, and field wagons, \$2,500; for purchase (including exchange) of one ambulance for the Health Department, \$2,300; and for purchase (including exchange) of one passenger-carrying automobile for the executive office, \$1,950; in all, \$68,060.

Allowances for privately owned vehicles.

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, \$13,200: *Provided*, That allowances under this appropriation shall be made only to persons whose duties require full-time field service.

Use of District-owned vehicles.

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. No motor vehicles shall be transferred from the police or fire departments to any other branch of the government of the District of Columbia.

"Official purposes."

Transfer of motor vehicles.

Appropriations in this Act shall not be used for the payment of premiums or other cost of fire insurance.

Fire insurance premiums.

Streetcar and bus fares.

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 streetcar 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 \$20,150: *Provided further*, That the provisions of this paragraph shall not include the appropriations herein made for the fire and police departments.

Limitation.  
*Post*, p. 323.

Fire and police departments excepted.

## EMERGENCY FUND

To be expended in case of emergency, such as riot, pestilence, public insanitary conditions, calamity by flood, or fire, or storm, and of like character, and for other purposes, in the discretion of the Commissioners, \$3,500: *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.

## CENTRAL CONTROL OF EMERGENCY AMBULANCE SERVICE

For all expenses necessary to enable the Commissioners to carry out a plan for the organization, control, and despatch of emergency ambulance service, including personal services, printing and binding, telephone rental and installation, radio equipment, repairs to Health Department ambulance, and first-aid supplies and equipment, \$12,000.

## REFUND OF ERRONEOUS COLLECTIONS

*Post*, p. 619.

To enable the Commissioners, in any case where taxes, special assessments, school-tuition charges, payments for lost library books, rents, fines, fees, or collections of any character have been erroneously covered into the Treasury to the credit of the general revenues of the District of Columbia, 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. 967), \$100,000: *Provided*, That this appropriation shall be available for such refunds of payments made within the past three years.

D. C. Code § 5-430.

REPAYMENT OF LOAN FROM PUBLIC WORKS  
ADMINISTRATION, INCLUDING INTEREST

For reimbursement to the United States, in compliance with section 3 of the Act approved June 25, 1938 (52 Stat. 1203) and section 3 of the Act of July 11, 1940 (54 Stat. 757), of funds loaned under the authority of said Acts, including interest, \$4,700,000.

D. C. Code §§ 9-210,  
9-217.REPAYMENT OF LOAN FROM FEDERAL WORKS  
ADMINISTRATOR, INCLUDING INTEREST

For payment to the United States, in compliance with section 3 of the Act of December 20, 1941 (55 Stat. 847), of funds loaned under the authority of said Act, including interest, \$150,000.

REPAYMENT OF LOAN FROM THE SECRETARY OF THE  
TREASURY, INCLUDING INTEREST

For reimbursement to the United States, in compliance with section 4 of the Act approved August 6, 1942 (56 Stat. 740), of funds loaned under the authority of said Act, including interest, \$1,000,000.

D. C. Code, Supp.  
II, § 6-1009 note.

## 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, \$495,036.

Miscellaneous: For books, periodicals, newspapers, and other printed material, including payment in advance for subscription books, and society publications, including not exceeding \$300 for music records and sound recordings, \$60,000: *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, \$30,000.

For maintenance, alterations, repairs, fuel, lighting, fitting up buildings, care of grounds, maintenance of motor delivery vehicles, and other contingent expenses, \$43,225.

For rent of suitable quarters for branch libraries in Anacostia, Chevy Chase, and Woodridge, \$7,560.

Library building,  
construction.  
53 Stat. 1011.

Not to exceed \$7,000 of the unexpended balances of the amounts made available by the District of Columbia Appropriation Act, 1940, for the preparation of plans and specifications for the new central building of the Public Library of the District of Columbia shall remain available for the same purposes and under the same conditions and limitations until June 30, 1944.

### SEWERS

For personal services, including one chief engineering inspector at \$2,600 per annum, without reference to civil-service requirements, \$175,273.

For cleaning and repairing sewers and basins, including the purchase, exchange, operation, and maintenance of non-passenger-carrying motor vehicles used in this work; and for operation and maintenance of the sewage pumping service, including repairs to equipment, machinery, and pumping stations, and employment of mechanics and laborers, purchase of electricity, fuel, oil, waste, and other supplies, \$243,820.

56 Stat. 431.

For construction of sewers and receiving basins, \$393,750, together with not to exceed \$250,000 of the unexpended balance of the appropriation of \$630,000 for this purpose contained in the District of Columbia Appropriation Act of 1943, including the purchase, exchange, operation, and maintenance of non-passenger-carrying motor vehicles used in this work.

56 Stat. 431.

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, \$100,000, together with not to exceed \$300,000 of the unexpended balance of the appropriation of \$500,000 for this purpose contained in the District of Columbia Appropriation Act, 1943.

Mosquito control.

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, \$4,800.

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, \$202,157.

Interstate Commission on the Potomac River Basin.  
54 Stat. 748.  
33 U. S. C. § 867b.

For the pro rata contribution of the District of Columbia to the expenses of the Interstate Commission on the Potomac River Basin, in accordance with Public Resolution Numbered 93, approved July 11, 1940, granting such Commission authority to regulate, control, prevent, or otherwise render unobjectionable and harmless the pollution of the water of the Potomac drainage area by sewage and industrial and other wastes, \$3,600.

### COLLECTION AND DISPOSAL OF REFUSE

For personal services, \$146,610.

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, purchase of and purchase including exchange of motor-propelled street-cleaning equipment; and necessary incidental expenses, \$713,900.

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; purchase including exchange of non-passenger-carrying motor vehicles; and incidental expenses, \$1,453,400: *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 having a central heating system.

Hotels, etc.

## ELECTRICAL DEPARTMENT

For personal services, \$107,680.

For general supplies, repairs, new batteries and battery supplies, radio equipment, 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 motortrucks, and other necessary items, \$81,540.

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 cables, labor, material, appurtenances, and other necessary equipment and expenses, \$64,500.

Street 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 motortrucks, 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. 1008-1011, sec. 7), and with the provisions of the District of Columbia Appropriation Act for the fiscal year 1913 (37 Stat. 181-184, sec. 7), and other laws applicable thereto, \$829,800: *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 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.

Airport and airway lights.

D. C. Code §§ 7-701 to 7-705.

Rates for electric street lighting.

Award to lowest bidder.

## PUBLIC SCHOOLS

### OPERATING EXPENSES

General administration: For all salaries and expenses necessary for the general administration of the public school system of the District of Columbia, including printing and binding not to exceed \$11,500, lawbooks, books of reference, and periodicals; postage for strictly official mail matter; allowances for privately owned automobiles used for the performance of official duties within the District of Columbia (not to exceed \$264 per annum for each auto-

Travel expenses. mobile); and travel expenses, including attendance at meetings of educational organizations when specifically authorized by the Superintendent of Schools and the Commissioners, \$283,820, of which \$10,000 shall be immediately available: *Provided*, That the Board of Education is authorized to assign the Acting Superintendent of Schools to the salary schedule for the Superintendent of Schools, contained in the Teachers' Salary Act of 1924, during the time the said Superintendent is granted leave of absence without pay by the Board of Education, and this appropriation shall be available for payment on that basis of the salary of the Acting Superintendent.

Acting Superintendent of Schools, salary. 43 Stat. 370. General supervision and instruction: For all salaries and expenses necessary for the supervision, instruction, and education in the teachers colleges and in the day, evening, and summer public schools of the District of Columbia, including the education of foreigners of all ages in the Americanization schools, textbooks, lawbooks, books of reference, newspapers and periodicals, postage for strictly official mail matter, and subsistence supplies for pupils attending the schools for crippled children, \$8,840,400, of which \$300,000 shall be available immediately: *Provided*, That hereafter officers and teachers in the Americanization, evening, and summer schools may also be officers and teachers in the regular day schools: *Provided further*, That hereafter the Board of Education is authorized to designate the months in which the ten salary payments shall be made to teachers assigned to instruction in elementary science and school gardening, and in health, physical education, and playground activities: *Provided further*, That from the funds provided for salaries of teachers in the District of Columbia public schools, the Board of Education is authorized to pay the salaries of such teachers, not to exceed one in each junior high school and one in each elementary school, as may be assigned, at a grade not higher than P-3, to supervisory duties in connection with pupil guidance: *And provided further*, That hereafter teaching vacancies which occur during any school year 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.

Officers and teachers in Americanization, etc., schools. Elementary science, etc., teachers. Salary payments. Pupil guidance, supervisors. Filling of vacancies. Vocational education, George-Deen program: For all salaries and expenses necessary for the development of vocational education in the District of Columbia in accordance with the Act of June 8, 1936 (49 Stat. 1488), \$105,348.

20 U. S. C. §§ 15b-15p. Operation of buildings and maintenance of equipment: For all salaries and expenses necessary for the operation of school buildings and the purchase and repair of equipment, including insurance and the operation, maintenance, and repair of District-owned or borrowed automobiles used in driver-training courses, and allowances for privately owned automobiles used for the performance of official duties within the District of Columbia (not to exceed \$264 per annum for each automobile), \$1,714,230, of which \$150,000 shall be immediately available: *Provided*, That hereafter members of the custodial staff in the evening, summer, and Americanization schools may also be members of the custodial staff in the day schools.

Custodial staff. Repairs and maintenance of buildings and grounds: For all salaries and expenses necessary for the repair, maintenance, and improvement of school buildings, mechanical equipment, and school grounds, \$566,750, of which \$100,000 shall be immediately available: *Provided*, That this appropriation shall be available for making repairs to other municipal buildings, subject to reimbursement from other applicable appropriations for the cost of such work, and a report of all such expenditures shall be submitted to Congress in the annual Budget.

Repairs to other municipal buildings. Report to Congress.

**Auxiliary educational services:** For the maintenance and instruction of deaf and dumb persons of the District of Columbia admitted to the Columbia Institution for the Deaf and for the maintenance and instruction of colored deaf mutes of teachable age and blind children, of the District of Columbia, in Maryland or some other State, by contract entered into by the Commissioners, and for the transportation of children attending schools or classes established by the Board of Education for physically handicapped children without regard to the limitation specified for streetcar and bus fares under contingent and miscellaneous expenses in this Act, \$83,440, to be expended under the supervision of the Board of Education.

Deaf and dumb,  
and blind persons.

Transportation of  
physically handi-  
capped children.

*Ante*, p. 318.

**Teachers' retirement appropriated fund:** To carry out the purposes of the Act of January 15, 1920, as amended by the Act of June 11, 1926 (44 Stat. 727), \$609,000: *Provided*, That the Treasury Department shall prepare the estimates of the annual appropriations required to be made to the teachers' retirement fund, and shall make actuarial valuations of such fund at intervals of five years, or oftener if deemed necessary by the Secretary of the Treasury, and the Commissioners are authorized to expend from money to the credit of the teachers' retirement fund not exceeding \$5,000 per annum for this purpose.

41 Stat. 387.  
D. C. Code §§ 31-  
701 to 31-720.  
Estimates; actuarial  
valuations.

The unexpended balance of the appropriation of \$20,175 for the maintenance of science laboratories contained in the District of Columbia Appropriation Act for 1943 is continued available for the same purposes during the fiscal year 1944.

Science laboratories.

56 Stat. 434.

#### CAPITAL OUTLAY

For permanent improvement of grounds, as follows: Stabilization and drainage of the grounds at the Browne Junior High School and Phelps Vocational School, \$25,000.

Land for school sites: For the purchase of school building and playground sites as follows:

For the purchase of land in the vicinity of the recreation center at Nichols Avenue and Sumner Road Southeast, for the construction of an elementary school building of sixteen or more rooms, including an assembly hall-gymnasium, to replace the present Birney School;

For the purchase of a site for a sixteen-room elementary school building, including an assembly hall-gymnasium, in the vicinity of Kenilworth Avenue and Barnes Lane Northeast;

For the purchase of a site for junior high school purposes in the vicinity of Thirty-fourth Street and Minnesota Avenue Southeast;

For the purchase of a site for a sixteen-room elementary school building, including an assembly hall-gymnasium, in the vicinity of Stanton Road and Bruce Place Southeast;

For the purchase of a site for a junior high school in the vicinity of Ninth and C Streets Southeast, to replace the Hine Junior High School;

For the purchase of a site for a sixteen-room addition to the New Logan School, including an assembly hall-gymnasium, to replace the Old Logan School and to provide additional facilities needed;

For the purchase of a site for a sixteen-room elementary school building in the vicinity of the Seaton School, to replace the Gales and Seaton Schools;

For the purchase of additional land for an addition to the Armstrong High School;

In all, for sites, \$503,000, to remain available until expended.

Notwithstanding the provision that no part of any appropriation contained in this Act shall be expended for printing or binding a

Printing lists of  
supplies for schools.  
*Ante*, p. 317.

schedule or list of supplies and materials for the furnishing of which contracts have been or may be awarded, the Board of Education is authorized to have printed and bound schedules or lists of supplies, textbooks, and equipment approved by the Board of Education for use in the schools for requisitioning purposes only: *Provided*, That all such expenditures for printing and binding 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.

Approval.

Approval of requisitions for equipment.

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.

Exit, etc., requirements.

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.

Plans and specifications.

Hereafter, the plans and specifications for all building construction 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 all such construction shall be in conformity to such plans and specifications.

Solicitation of subscriptions, etc.

Hereafter, no part of any appropriation for the District of Columbia 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.

Double-salary restriction. nonapplicability.  
39 Stat. 120.  
5 U. S. C. § 58.

Section 6 of the Legislative, Executive, and Judicial Appropriation Act, approved May 10, 1916, as amended, shall not apply from July 1 to September 15, 1943, to teachers of the public schools of the District of Columbia when employed by any of the executive departments or independent establishments of the United States Government.

Children of Army, Navy, etc., personnel.

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.

Military supplies.

Hereafter, 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.

Personnel of teachers' colleges. Salaries.

Hereafter the salaries of the presidents of the teachers' colleges shall be included in the salary schedule for the first assistant superintendent; the salaries of teachers-college professors shall be included in salary class 12 for supervising principals; and the salaries of teachers-college assistant professors shall be included in salary class 11 for heads of departments and assistant principals: said schedule and classes being prescribed in the Act of June 4, 1924 (43 Stat. 367).

D. C. Code § 31-610.

## RECREATION DEPARTMENT

For all expenses necessary for carrying out the provisions of the Act of April 29, 1942 (56 Stat. 261-264), including personal services, and printing and binding, \$496,118.

D. C. Code, Supp.  
II, §§ 8-201 to 8-219.

For improvement of various municipal playgrounds and recreation centers, including erection of shelter houses, \$32,500, of which not exceeding \$1,000 shall be immediately available for the preparation of architectural and landscaping plans.

The disbursing officer of the District of Columbia is authorized to advance to the superintendent of recreation, 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 \$500 at one time to be used for the expense of conducting its activities under the trust fund created by the Act of April 29, 1942, all such expenditures to be accounted for to the accounting officers of the District of Columbia within one month on itemized vouchers properly approved.

Advances.

56 Stat. 263.  
D. C. Code, Supp.  
II, § 8-211.

## 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. 174-175), as amended by the Act of July 1, 1930 (46 Stat. 839-841), including one captain, who shall be property clerk, and the present acting sergeant in charge of police automobiles, who shall have the rank and pay of a sergeant, \$3,694,445, including the employment of not to exceed four detectives in the salary grade of captain.

D. C. Code §§ 4-108,  
4-801, 4-802; Supp. II,  
§ 4-108.

For personal services, \$208,500.

## MISCELLANEOUS

For fuel, \$8,600.

For repairs and improvements to police stations and station grounds, \$9,000.

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, not to exceed \$3,000 for expenses of officers and members of the police force in attending, without loss of pay or time, specialized police training classes and pistol matches, including tuition, entrance fees, travel and subsistence, and other necessary expenses, including expenses of harbor patrol, and the 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

Prevention and detection of crime.

held as witnesses or held pending final investigation or examination, or otherwise, and \$2,500 for expenses of police training school, including traveling and other necessary expenses of visiting lecturers or experts in criminology, \$110,725, of which amount \$16,000 shall be exclusively available for expenditure 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.

Vehicles.

For purchase, exchange, and maintenance of passenger-carrying and other motor vehicles and the replacement of those worn out in the service and condemned, \$99,800.

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, or damaged in the performance of duty, \$95,875.

### POLICEMEN AND FIREMEN'S RELIEF

To pay the policemen and firemen's relief and other allowances as authorized by law, \$1,450,000.

### 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), \$2,266,070.

For personal services, \$5,900.

D. C. Code §§ 4-405, 4-801, 4-802.

#### MISCELLANEOUS

For repairs and improvements to buildings and grounds, \$18,500.

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, or damaged in the performance of duty, \$41,340.

For repairs to apparatus, motor vehicles, and other motor-driven apparatus, fireboat 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, \$40,000: *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, \$10,000.

For fuel, \$29,000.

For contingent expenses, furniture, fixtures, oil, blacksmithing, gas and electric lighting, flags and halyards, medals of award, and other necessary items, \$25,000.

Not to exceed \$35,000 of the unexpended balance of the appropriation of \$59,425 for replacement of fire-fighting equipment, contained

Replacement of equipment.

in the District of Columbia Appropriation Act for the fiscal year 1943, is continued available for the same purpose until June 30, 1944.

56 Stat. 439.

## HEALTH DEPARTMENT

**General administration:** For personal services and other necessary expenses, including not to exceed \$1,000 for continuing contract investigational services, \$119,730.

**Medical services:** For all expenses necessary for the enforcement of the Acts relating to the prevention of the spread of contagious and infectious diseases in the District of Columbia; the maintenance of tuberculosis and venereal disease clinics and dispensaries; the conduct of hygiene and sanitation work in schools; the maintenance of a dental health service, including clinics; the maintenance of a maternal and child-health service, including clinics, and including also house-keeping assistance in cases of authentic indigent sick; and the maintenance of a nursing service; such expenses to include personal services, books and periodicals, uniforms, and rent, \$755,760: *Provided*, That the Commissioners may, without creating any obligation for the payment of money on account thereof, accept such volunteer services as they may deem expedient in connection with the establishment and maintenance of the medical services herein provided for.

Volunteer services.

**Laboratories:** For operation and maintenance of laboratories, including personal services, books and periodicals, manufacture of serums for use in indigent cases, and other necessary expenses, \$72,010.

**Inspections:** For all expenses necessary for the enforcement of the Acts relating to the drainage of lots and abatement of nuisances in the District of Columbia; the Act relating to the adulteration of foods, drugs, and candy; the Act relating to the manufacture and sale of mattresses; the Act relating to the manufacture, sale, and transportation of adulterated or misbranded or poisonous or deleterious foods, drugs, medicines, and liquors; and the Act relating to the sale of milk, cream, and ice cream; such expenses to include personal services, books and periodicals, and travel, \$214,202: *Provided*, That not to exceed \$200 may be expended for special services in detecting adulteration of drugs and foods, including candy and milk: *Provided further*, 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.

Special services.

Vehicle allowances for dairy inspectors.

For repairs, alterations, and improvements to the Henry School to make it suitable for use as a health center in conjunction with the facilities now existing at the Polk School, \$15,000.

Henry School.

For all expenses necessary for operation and maintenance of a health center at the Henry School in conjunction with the facilities now existing at the Polk School, including personal services, \$6,120.

For the following sanatorium and hospitals:

Sanatorium and hospitals.

**Glenn Dale Tuberculosis Sanatorium:** For personal services, including \$3,000 for chief visiting consultant, and not to exceed \$3,000 for compensation of consulting physicians at rates to be fixed by the Commissioners, and not to exceed \$2,000 for temporary labor, \$523,664, of which not to exceed \$5,000 shall be for the compensation of convalescent patients to be employed in essential work of the sanatorium and as an aid to their rehabilitation at rates and under conditions to be determined by the Commissioners; but nothing in this paragraph shall be construed as conferring employee status on patients whose services are so utilized.

For provisions, fuel, gas, water, ice, shoes, clothing, dry goods, tailoring, drugs and medical supplies, furniture and bedding, kitchen utensils, medical books, schoolbooks, classroom supplies, books of reference, and periodicals not to exceed \$500, maintenance of motor-trucks, and other necessary items, \$297,980.

For repairs and improvements to buildings and grounds, including roads and sidewalks, \$12,630, together with not to exceed \$5,100 of the unexpended balance of the appropriation of \$12,600 for this purpose contained in the District of Columbia Appropriation Act, 1943.

56 Stat. 440.

Tuberculosis Hospital: For all expenses necessary for operation and maintenance of the Tuberculosis Hospital at Fourteenth and Upshur Streets Northwest, \$169,060, including not to exceed \$108,320 for personal services; and not to exceed \$3,000 for repairs and improvements to buildings and grounds.

Not to exceed \$10,000 of the appropriation of \$50,000 for repairs, alterations, and improvements to the Tuberculosis Hospital at Fourteenth and Upshur Streets Northwest, contained in the District of Columbia Appropriation Act, 1943, is continued available in the fiscal year 1944.

56 Stat. 440.

Gallinger Municipal Hospital: For personal services, including not to exceed six full-time chief medical officers at \$6,000 per annum each and two associate medical officers at \$3,200 per annum each, to be appointed without reference to civil-service requirements, and including not to exceed \$2,000 for temporary labor, \$977,107, of which \$26,760 shall be available for out-patient relief of the poor, including medical and surgical supplies, artificial limbs, and pay of physicians: *Provided*, That no part of this appropriation shall be available for the care of persons, except in emergency cases, where the person has been a resident of the District of Columbia for less than one year at the time of application for admission.

Residents of D. C.  
for less than 1 year.

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, \$410,500.

For repairs and improvements to buildings and grounds, \$8,000, together with the unexpended balance of the appropriation of \$6,500 for an additional amount for repairs and improvements to buildings and grounds, contained in the Sixth Supplemental National Defense Appropriation Act, 1942.

56 Stat. 238.

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.

Training school for  
nurses.

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, \$75,000.

Central Dispensary and Emergency Hospital, \$55,000.

Eastern Dispensary and Casualty Hospital, \$55,000.

Washington Home for Incurables, \$19,500.

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.

## COURTS

### JUVENILE COURT

Salaries: For personal services, \$121,595.

Miscellaneous: For compensation of jurors, \$2,000.

For stationery, books of reference, periodicals, typewriters and repairs thereto, preservation of records, telephone service, traveling expenses, meals of jurors and prisoners, furniture, fixtures, and equipment, and other incidental expenses not otherwise provided for, \$4,575.

The Board of Commissioners of the District of Columbia is authorized to obtain psychiatric service for the Juvenile Court of the District of Columbia from the United States Public Health Service, and, at the request of the Board of Commissioners, the Surgeon General is authorized to detail the necessary medical and other personnel, not to exceed one psychiatrist, one psychologist, and one nurse, for this purpose.

Psychiatric service.

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.

Return of absconding probationers.

### THE MUNICIPAL COURT FOR THE DISTRICT OF COLUMBIA

Salaries: For personal services, \$237,610.

For witness fees and compensation of jurors, \$52,500: *Provided*, That deposits made on demands for jury trials in accordance with rules prescribed by the court under authority granted in section 11 of the Act approved March 3, 1921 (41 Stat. 1312), shall be earned unless, prior to three days before the time set for such trials, including Sundays and legal holidays, a new date for trial be set by the court, cases be discontinued or settled, or demands for jury trials be waived.

Post, p. 619.

Deposits for jury trials.

D. C. Code § 11-722.

Expenses: For all necessary expenses, other than salaries and fees and printing and binding, including lawbooks, books of reference, periodicals, rebinding of books, medicines, lodging, and meals for jurors and for bailiffs and deputy United States marshals while in attendance upon jurors, when ordered by the court, \$10,707.

### THE MUNICIPAL COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA

Salaries and expenses: For personal services and all necessary expenses, other than printing and binding, including lawbooks, books of reference, and periodicals, of the Municipal Court of Appeals for the District of Columbia, created by the Act of April 1, 1942, \$54,443.

56 Stat. 194.  
D. C. Code, Supp.  
II, §§ 11-771 to 11-777.

### PROBATION SYSTEM

Salaries and expenses: For personal services, \$29,680; contingent expenses, \$1,500; in all, \$31,180.

### PUBLIC WELFARE

#### BOARD OF PUBLIC WELFARE

For personal services, and including not to exceed \$6,000 for continuing contract investigational service, \$203,280.

## DIVISION OF CHILD WELFARE

Administration: For administrative expenses, including placing and visiting children, city directory, purchase of books of reference and periodicals not exceeding \$75, and all office and sundry expenses, \$6,175, 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, including white girls committed to the National Training School for Girls, and for board and care of all children accepted by said Board for care, as authorized by the Act to give additional powers to the Board of Public Welfare approved January 12, 1942 (56 Stat. 882), and for temporary care of children pending investigation or while being transferred from place to place, with authority to pay not more than \$2,500 each to institutions under sectarian control and not more than \$400 for burial of children dying while under charge of the Board, \$286,000, together with not to exceed \$19,000 of the unexpended balance of the appropriation for this purpose contained in the District of Columbia Appropriation Act, 1943: *Provided*, That not more than \$1,680 of this appropriation shall be available for continuous maintenance of four foster homes for temporary or emergency board and care of non-delinquent children.

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 eighteen 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 witness, 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 \$26,607 for personal services, \$44,600.

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, \$145,750.

For maintenance and support of prisoners of the District of Columbia at the jail, including not to exceed \$1,500 for furnishing uniforms and caps for guards; subsistence of internes; 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

Visits to wards outside D. C., Va., and Md.

56 Stat. 882.  
D. C. Code, Supp.  
II, §§ 3-117, 3-118, 3-126, 3-127.

56 Stat. 442.  
Foster homes.

Receiving home for children under 18.

Advances to director of public welfare.

\$100; maintenance of non-passenger-carrying motor vehicle; and expense of electrocutions, \$113,000.

GENERAL ADMINISTRATION, WORKHOUSE AND REFORMATORY,  
DISTRICT OF COLUMBIA

For personal services, \$641,344.

For maintenance, care, and support of inmates, including subsistence of internes, discharge gratuities provided by law, medical supplies, newspapers, 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 motorbusses, fuel for heating, lighting, and power, and all other necessary items, including uniforms and caps for guards, \$579,450.

For repairs to buildings and grounds, and maintenance of utilities, marine and railroad transportation facilities, and mechanical equipment not used in industrial enterprises, \$27,000.

To provide a working capital fund for such industrial enterprises as may be approved by the Commissioners of the District of Columbia, \$50,000: *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 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 1944 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, 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 an additional amount for the acquisition by the Commissioners of additional land for the workhouse and reformatory, \$750, and the appropriation of \$25,000 for this purpose contained in the District of Columbia Appropriation Act, 1943, shall continue available in the fiscal year 1944: *Provided*, That the title to said property shall be taken directly to and in the name of the United States, and in case a clear title cannot be assured through conveyance the Attorney General of the United States, at the request of the Commissioners, shall institute condemnation proceedings to acquire such land as may be selected in the State of Virginia in accordance with the laws of said State, and not to exceed \$750 shall be available for expenses of procuring evidences of title or of condemnation, or both.

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; expenses of interment of unclaimed remains of deceased convicts; expenses incurred in identifying, pursuing, recapturing (including rewards therefor), and returning to institutions, escaped convicts and parole and conditional-release violators; and transportation expenses of returning released convicts to their residences; \$150,000.

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

Fund for industrial enterprises.

Purchase of products and services.

Acquisition of additional land.

56 Stat. 444.

Support of convicts.

Advances for returning escaped prisoners.

of said superintendent, sums of money not exceeding \$500 at one time, to be used only for expenses in returning escaped prisoners, conditional releases, and parolees, payable from the appropriation, "Support of convicts", 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 Attorney General at a rate of not to exceed \$2 per day for each boy so committed, \$91,310.

#### NATIONAL TRAINING SCHOOL FOR GIRLS

Post, p. 569.

National Training School for Girls: For personal services, groceries, provisions, light, fuel, clothing, shoes, including subsistence of internes; forage and farm supplies; medicine and 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 expenses incident to securing suitable homes for paroled or discharged girls, \$42,750, of which sum not to exceed \$22,300 may be expended for personal services: *Provided*, That no part of the funds herein appropriated for the National Training School for Girls shall be used for white inmates.

Nonuse of funds for white inmates.

Acquisition of site in Maryland.

For the acquisition of a site in Maryland for the National Training School for Girls, including the preparation of plans for permanent buildings and traveling expenses, \$42,000: *Provided*, That title to said property shall be taken directly to and in the name of the United States, and in case a satisfactory price cannot be agreed upon for the purchase of said property, the Attorney General of the United States, at the request of the Commissioners of the District of Columbia, shall institute condemnation proceedings to acquire such property as may be selected in accordance with the laws of the State of Maryland, and expenses of procuring evidences of title or of condemnation, or both, shall be paid out of said appropriation.

Temporary buildings.

For the construction of temporary buildings for the National Training School for Girls on a new site to be acquired in Maryland, including furniture and equipment, \$40,000.

#### DISTRICT OF COLUMBIA TRAINING SCHOOL

For personal services, including not to exceed \$500 for compensation of consulting physicians at rates to be fixed by the Commissioners and not to exceed \$2,500 for temporary labor, \$213,517.

For maintenance, including subsistence of internes 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 \$500 for the purchase of books, books of reference, and periodicals, \$154,100.

For repairs and improvements to buildings and grounds, \$10,000.

For a new deep well, water treatment, and extension of water supply line, \$20,000, together with the appropriation of \$8,000 for the

improvement and the extension of the water system, contained in the District of Columbia Appropriation Act, 1943, which is reappropriated and made available for the foregoing purpose.

56 Stat. 445.

## INDUSTRIAL HOME SCHOOL FOR COLORED CHILDREN

Salaries: For personal services, \$47,560; temporary labor, \$1,000; in all, \$48,560.

For maintenance, including subsistence of internes and including purchase and maintenance of farm implements, horses, wagons, and harness, maintenance of non-passenger-carrying motor vehicles, not to exceed \$2,250 for manual-training equipment and materials, and for purchase of non-passenger-carrying motor vehicles, \$37,000.

For repairs and improvements to buildings and grounds, \$6,000.

For the construction of a boiler house, purchase of a boiler, and purchase and installation of a new high pressure service main, \$3,950.

## INDUSTRIAL HOME SCHOOL

Salaries: For personal services, \$45,012; temporary labor, \$1,000; in all, \$46,012.

For maintenance, including subsistence of internes and including purchase of equipment, maintenance of non-passenger-carrying motor vehicles, \$28,500.

For repairs and improvements to buildings and grounds, \$20,000, including \$15,000 for repairs and alterations to buildings on the site, 5300 Loughborough Road Northwest, to make them suitable for use by the Industrial Home School.

## HOME FOR AGED AND INFIRM

Salaries: For personal services, \$161,160; temporary labor, \$2,000; in all, \$163,160.

For provisions, fuel, forage, harness and vehicles and repairs to same, ice, shoes, clothing, dry goods, tailoring, drugs and medical supplies, including subsistence of internes, furniture and bedding, kitchen utensils, and other necessary items, and maintenance of non-passenger-carrying motor vehicles, \$140,000.

Not to exceed \$25,150 of the unexpended balance of the appropriation of \$48,000 for an additional amount for repairs and improvements to buildings and grounds contained in the First Deficiency Appropriation Act, 1942, is continued available in the fiscal year 1944.

56 Stat. 103.

## MUNICIPAL LODGING HOUSE

For personal services, \$4,220; maintenance, \$4,500; in all, \$8,720.

## PUBLIC ASSISTANCE

For the purpose of affording relief to indigent residents of the District of Columbia 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, including not to exceed \$73,170 for personal services, \$261,740, together with not to exceed \$225,000 of the unexpended balance of the appropriation for this purpose contained in the District of Columbia Appropriation Act, 1943, and such amount shall include the distribution of surplus commodities and relief milk, the burial

Relief to indigent residents.

56 Stat. 446.

Anti-deficiency provision.

Supervision of accounting, etc.

of indigent residents of the District of Columbia, and the certification of persons eligible for any public benefits which are or may become available as may be approved by the Commissioners: *Provided*, That no part of this appropriation shall be expended in such a manner as to require a deficiency to supplement such appropriation: *Provided further*, 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.

D. C. Code §§ 32-701 to 32-710.

56 Stat. 446.  
Apportionment of funds.

Home Care for Dependent Children: 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. 758-760), including not to exceed \$28,860 for personal services in the District of Columbia, \$243,400, together with not to exceed \$55,000 of the unexpended balance of the appropriation for this purpose contained in the District of Columbia Appropriation Act, 1943: *Provided*, That this appropriation shall be so apportioned and distributed by the Commissioners over the fiscal year ending June 30, 1944, and shall be so administered during such fiscal year as to constitute the total amount that will be utilized during such fiscal year for such purposes, and no more than \$400 shall be paid for burial of children dying while beneficiaries under said Act.

D. C. Code §§ 46-201 to 46-215.

56 Stat. 446.

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. 747), \$635,465, together with not to exceed \$50,000 of the unexpended balance of the appropriation for this purpose contained in the District of Columbia Appropriation Act, 1943, including not to exceed \$72,420 for personal services, and recipients of old-age assistance shall be eligible to receive surplus commodities distributed to needy persons by the Secretary of Agriculture under authority of law.

D. C. Code §§ 46-101 to 46-116; Supp. II, § 46-105.

"Penny milk" program for school children.  
42 Stat. 1488.  
5 U. S. C. § 661; Supp. II, § 661 *et seq.*

Pensions for needy blind persons: To carry out the provisions of the Act entitled "An Act to provide aid for needy blind persons of the District of Columbia and authorizing appropriations therefor", approved August 24, 1935 (49 Stat. 744), \$68,800.

Food-conservation program.

Deposit of collections.

For necessary expenses, including personal services without regard to the Classification Act of 1923, as amended, for the carrying out, under regulations to be prescribed by the Commissioners of the District of Columbia, of a "penny milk" program for the school children of the District, including the purchase and distribution of milk under agreements with the United States Department of Agriculture, and for the carrying out of a food-conservation program in the District of Columbia, including the supervision of "Victory" gardens and the canning of the products thereof, \$75,000: *Provided*, That collections from the milk program shall be paid to the collector of taxes, District of Columbia, for deposit in the Treasury of the United States to the credit of the District, and that reimbursement for such canning shall be in kind and for the benefit of public-welfare institutions of the District of Columbia.

#### TEMPORARY HOME FOR FORMER SOLDIERS AND SAILORS

For personal services, \$5,925; maintenance, \$10,750; and repairs to buildings and grounds, \$1,000; in all, \$17,675, to be expended under the direction of the Commissioners; and former soldiers, sailors, or marines of any war of the United States, including the Philippine Insurrection and China Relief Expedition, shall be

admitted to the home, all under the supervision of a board of management. For the purpose of this appropriation, World War I shall be deemed to have been concluded as of July 2, 1921, and World War II to have begun on December 7, 1941.

FLORENCE CRITTENTON HOME AND SAINT ANN'S INFANT ASYLUM  
AND MATERNITY HOSPITAL

For care and maintenance of women and children under contracts to be made by the Board of Public Welfare, with the Florence Crittenton Home and Saint Ann's Infant Asylum and Maternity Hospital, \$8,000.

NATIONAL LIBRARY FOR THE BLIND

For aid and support of the National Library for the Blind, located at 1126 Twenty-first Street Northwest, to be expended under the direction of the Commissioners of the District of Columbia, \$5,000.

COLUMBIA POLYTECHNIC INSTITUTE

For the training and employment of the blind under contracts to be made by the Board of Public Welfare with the Columbia Polytechnic Institute for the Blind, \$3,000.

SAINT ELIZABETHS HOSPITAL

For support of indigent insane of the District of Columbia in Saint Elizabeths Hospital, as provided by law, \$3,250,080.

NONRESIDENT INSANE

For deportation of nonresident insane persons, in accordance with the Act of Congress entitled "An Act to provide for insanity proceedings in the District of Columbia", approved June 8, 1938, including persons held in the psychopathic ward of the Gallinger Municipal Hospital, \$33,600.

52 Stat. 625.  
D. C. Code § 21-317.

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 \$500 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.

Advances for deportation.

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, 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 NONRESIDENT PERSONS

For transportation of indigent nonresident persons to their legal residence or to the home of a relative or relatives, including maintenance pending transportation, and transportation of other indigent persons, including indigent veterans of the World War and their families, \$17,000, of which amount not to exceed \$7,265 shall be available for personal services.

## VOCATIONAL REHABILITATION

*Post.*, pp. 373, 502,  
536, 616.

45 Stat. 1260.  
D. C. Code §§ 31-  
501 to 31-507.  
*Post.*, p. 373.

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, \$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, \$10,920; temporary labor, \$1,000; 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; streetcar 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, \$3,500; in all, \$15,420.

## NATIONAL CAPITAL PARKS

## SALARIES, PUBLIC PARKS, DISTRICT OF COLUMBIA

For personal services, \$337,760.

## 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 Secretary of the Interior, 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, erection of stands, furnishing and placing of chairs, and services incident thereto in connection with national, patriotic, civic, and recreational functions held in the parks, including the President's Cup Regatta, 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 said Secretary; the purchase and maintenance of draft animals, harness, and wagons; contingent expenses; city directories; communica-

tion service; carfare; traveling expenses; professional, scientific, technical, and lawbooks; periodicals and reference books, blank books and forms; photographs, dictionaries and maps; leather and rubber articles for the protection of employees and property; the maintenance, 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, maintenance, and repair of equipment and fixtures, and so forth, \$394,950: *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 State Park Police force, in accordance with the Act approved May 27, 1924, as amended, \$188,900.

43 Stat. 175.  
D. C. Code §§ 4-203,  
4-204.

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 equipment and the rental of teletype service, \$18,950.

#### NATIONAL CAPITAL PARK AND PLANNING COMMISSION

For reimbursement to the United States in compliance with section 4 of the Act approved May 29, 1930 (46 Stat. 482), as amended, \$1,000,000.

46 Stat. 485.  
D. C. Code §§ 8-106  
note.

For each and every purpose, except the acquisition of land, requisite 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 playground system of the National Capital", approved June 6, 1924 (40 U. S. C. 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 periodicals, \$47,050.

43 Stat. 463.  
D. C. Code §§ 8-101.

#### 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-propelled 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 exceeding \$100 for the purchase of necessary books and periodicals, \$270,130, no part of which sum shall be available for architect's fees or compensation.

## HIGHWAY FUND, GASOLINE TAX AND MOTOR VEHICLE FEES

Appropriations from special fund.

43 Stat. 106; 50 Stat. 676.  
D. C. Code §47-1901.

The following sums are appropriated wholly out of the special fund created by 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, and the Act entitled "An Act to provide additional revenue for the District of Columbia, and for other purposes", approved August 17, 1937, for expenses of the following departments and activities:

### DEPARTMENT OF VEHICLES AND TRAFFIC

For personal services, including \$6,000 for temporary clerk hire, \$169,660.

Parking meters.

Traffic safety education.

Streetcar loading platforms.

Deposit of fees from parking meters.

Parking spaces for Members of Congress.

For purchase, installation, and modification of electric traffic lights, signals, and controls, markers, painting white lines, labor, maintenance of non-passenger-carrying motor vehicles, printing and binding, postage, telephone service, heating, electricity, repairs to equipment of inspection stations, continuation of the operation of parking meters on the streets of the District of Columbia, including maintenance and repair, not to exceed \$15,000 for such expenses as the Commissioners, in their discretion, may deem necessary in connection with traffic safety education, and such other expenses as may be necessary in the judgment of the Commissioners, said amount to be expended without reference to any other law, including not to exceed \$35,000 for the operation and maintenance of electric traffic lights, signals, and controls, \$191,160, of which not more than \$20,000 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 streetcar loading platforms and lights of any description employed to distinguish same, except that a permanent type of platform may be constructed from appropriations contained in this Act for street improvements when plans and locations thereof are approved by the Public Utilities Commission and the Director of Vehicles and Traffic: *Provided further*, That the street-railway company shall after construction maintain, mark, and light the same at its expense: *Provided further*, That fees from parking meters shall be deposited to the credit of the highway fund of the District of Columbia.

The Commissioners of the District of Columbia are authorized and directed to designate, reserve, and properly mark appropriate and sufficient parking spaces on the streets adjacent to all public buildings in such District for the use of Members of Congress engaged on public business.

For the purchase of motor-vehicle identification number plates, \$7,000.

### POLICE TRAFFIC CONTROL

For expenses necessarily involved in the police control, regulation, and administration of traffic upon the highways, \$607,500, which amount shall be transferred to the appropriation contained in this Act for pay and allowances of officers and members of the Metropolitan Police force.

### HIGHWAY DEPARTMENT

For personal services, \$251,266.

## STREET IMPROVEMENTS

For paving, repaving, grading, and otherwise improving streets, avenues, and roads, including temporary per diem services, surveying instruments and implements, and drawing materials, printing and binding, postage, and miscellaneous expenses, and the purchase (including exchange), operation and maintenance of motor vehicles used in this work, including curbing and gutters and replacement of curb-line trees where necessary, and including assessment and permit work and the several purposes provided for thereunder, as follows:

Not to exceed \$75,000 of the unexpended balance of the appropriation of \$200,000 for paving, repaving, and surfacing, and so forth, contained in the District of Columbia Appropriation Act, 1943, is continued available for the same purposes until June 30, 1944;

Reappropriation.

56 Stat. 451.

For grading, paving, repaving, surfacing, and otherwise improving streets, avenues, and roads, including curbing and gutters, drainage structures, retaining walls, the replacement and relocation of sewers, water mains, and fire-alarm boxes and police-patrol boxes, and replacement of curb-line trees, when necessary, as Federal-aid highway projects under section 1-b of the Federal Aid Highway Act of 1938 (Public Numbered 584, Seventy-fifth Congress), \$50,000, to remain available until June 30, 1945: *Provided*, That in connection with the highway-planning survey, involving surveys, plans, engineering, and economic investigations of projects for future construction in the District of Columbia, as provided for under section 10 of the Federal Aid Highway Act of 1938, this fund shall be available to the extent authorized in said section for the employment of engineering or other professional services by contract or otherwise, and without reference to section 3709 of the Revised Statutes (41 U. S. C. 5), the Classification Act of 1923, as amended, and civil-service requirements, and for engineering and incidental expenses;

Grading, etc., under Federal Aid Highway Act of 1938.

52 Stat. 633.  
23 U. S. C. § 41b.

Professionalservices.

52 Stat. 636; 53 Stat. 1066.

42 Stat. 1468.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

For grading streets, alleys, and roads, including construction of necessary culverts and retaining walls, \$60,000;

The appropriation of \$25,000 for construction of curbs and gutters, and so forth, contained in the District of Columbia Appropriation Act, 1943, is continued available for the same purposes until June 30, 1944;

56 Stat. 452.

Not to exceed \$150,000 of the unexpended balance of the appropriation of \$300,000 for the surfacing and resurfacing, and so forth, contained in the District of Columbia Appropriation Act, 1943, is continued available for the same purposes until June 30, 1944;

56 Stat. 452.

Not to exceed \$100,000 of the unexpended balance of the appropriation of \$250,000 for the construction of and changes in drainage structures, and so forth, contained in the District of Columbia Appropriation Act, 1943, is continued available for the same purposes until June 30, 1944;

56 Stat. 452.

Not to exceed \$50,000 of the unexpended balance of the appropriation of \$100,000 for the reconstruction and changes in layout of roadways and curb lines, and so forth, contained in the District of Columbia Appropriation Act, 1943, is continued available for the same purposes until June 30, 1944;

56 Stat. 452.

For construction, maintenance, operation, and repair of bridges, \$55,000, together with not to exceed \$50,000 of the unexpended balance of the appropriation for this purpose contained in the District of Columbia Appropriation Act, 1943;

Bridges.

56 Stat. 452.

Not to exceed \$150,000 of the unexpended balance of the appropriation of \$300,000 for grading, paving, surfacing, and so forth, contained in the District of Columbia Appropriation Act, 1943, is continued available for the same purposes until June 30, 1944;

Grading, etc., in newly developed areas.

56 Stat. 452.

Repairs, snow re-  
moval, etc.

56 Stat. 453.

56 Stat. 451.

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 passenger and non-passenger-carrying motor vehicles used in this work, \$636,000, together with not to exceed \$30,000 of the unexpended balance of the appropriation for this purpose contained in the District of Columbia Appropriation Act, 1943, and not to exceed the following amounts of the unexpended balances of appropriations for street improvements contained in the District of Columbia Appropriation Act, 1943: \$154,000 of the appropriation for paving, repaving, and surfacing, including curbing and gutters where necessary, the following: Northwest: Dalecarlia Parkway, and so forth; \$25,000 of the appropriation for paving, repaving, and surfacing, including curbs and gutters where necessary, such streets, avenues, and roads, and so forth; \$50,000 of the appropriation for grading, paving, repaving, surfacing, and otherwise improving streets, avenues, and roads, and so forth; \$50,000 of the appropriation for the construction of and changes in drainage structures, and so forth; \$50,000 of the appropriation for the preparation of studies, preliminary plans and surveys, estimates and investigation of foundation conditions, and so forth; of which amount \$45,000 shall be available exclusively for snow-removal purposes: *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;

Purchase of asphalt  
plant.

Street-railway pave-  
ments.

D. C. Code § 7-604.

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. 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.

20 Stat. 105.

D. C. Code § 7-604.

Anacostia River  
bridge, construction.

56 Stat. 453.

The appropriation of \$1,000,000 for beginning construction of a bridge over the Anacostia River between the vicinity of South Capitol and P Streets and Anacostia Parkway at the northern end of the Naval Air Station grounds (old Bolling Field) contained in the District of Columbia Appropriation Act, 1943, is continued available for the fiscal year 1944;

Grade separation  
structure.

56 Stat. 454.

The appropriation of \$18,000 for studies, preparation of plans and specifications, surveys and estimates for a grade separation structure in the vicinity of Rock Creek Park and Klinge Road, including a bridge across Rock Creek contained in the District of Columbia Appropriation Act for 1943, is continued available for the fiscal year 1944;

Opening streets,  
etc., permanent high-  
way system.

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, \$75,000, to remain

available until June 30, 1945: *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, \$50,000, together with not to exceed \$100,000 of the unexpended balance of the appropriation for this purpose contained in the District of Columbia Appropriation Act, 1943;

The appropriation of \$1,424,000 for street improvements in connection with the improvement of the approaches to the Potomac River bridges contained in the Third Supplemental National Defense Appropriation Act, 1942, is continued available in the fiscal year 1944;

In all, \$926,000, together with not to exceed \$1,059,000 of the unexpended balances of appropriations for street improvements as specified above, to be immediately available, to be disbursed and accounted for as "Street improvements", 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 herein appropriated: *Provided further*, That any portion of this appropriation 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 and other construction projects authorized under section 8 of the Act approved June 16, 1936 (49 Stat. 1521), and section 1-b of the Federal Aid Highway Act of 1938 (Public, Numbered 584, Seventy-fifth Congress), pending reimbursement to the District of Columbia by the Public Roads Administration, Federal Works Agency, reimbursement to be credited to fund from which payment was made.

The Commissioners are hereby authorized to settle the claim of the District of Columbia against the Baltimore and Ohio Railroad Company, growing out of the construction of the Franklin Street Bridge and approaches, in the amount of \$47,177.05, for the sum of \$32,279.83; and the Commissioners are further authorized to settle the claim of the District of Columbia against the said Company, growing out of the construction of the Eastern Avenue Bridge and approaches, in the amount of \$13,684.14, for the sum of \$10,999.45.

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 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 District

Assessment and permit work, etc.

56 Stat. 454.

Approaches to Potomac River bridges.

55 Stat. 823.

Disbursement, etc.

Assessments under existing law.

Grade-crossing elimination

23 U. S. C. § 24a.  
52 Stat. 633  
23 U. S. C. § 41b.

Baltimore and Ohio Railroad Co., settlement of claims.

Widths of sidewalks and roadways.

Open competition for street-improvement contracts.

Liability for repairs

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.

Nonuse of funds for testing laboratory.

No part of the appropriations contained in this Act shall be used for the operation of a testing laboratory of the Highway Department for making tests of materials in connection with any activity of the District government.

For personal services, trees and parkings, \$28,360.

For contingent expenses, trees and parkings, including laborers, trimmers, nurserymen, repairmen, teamsters, hire of carts, wagons, or motortrucks, 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, printing and binding and miscellaneous items, \$115,000.

#### MAINTENANCE OF PARK ROADS

For the maintenance of vehicular roads, public parks, \$20,000, which amount shall be transferred to the appropriation contained in this Act for general expenses of public parks and be available solely for the maintenance of vehicular roads in such parks.

#### REIMBURSEMENT OF DISTRICT OFFICES FOR ADMINISTRATIVE EXPENSES

Transfer of funds.

For administrative services rendered to the Departments of Motor Vehicles and Traffic, Highways, and Trees and Parkings, there is hereby authorized to be transferred sums from the special fund created by 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, and the Act entitled "An Act to provide additional revenue for the District of Columbia, and for other purposes", approved August 17, 1937, to other appropriations, as follows: \$4,525 to "Purchasing Division, Salaries, District of Columbia"; \$5,298 to "District Buildings, Salaries, District of Columbia"; \$3,542 to "District Buildings, Expenses, District of Columbia"; \$4,555 to "Collector, Salaries, District of Columbia"; \$12,720 to "Auditor, Salaries, District of Columbia"; \$9,775 to "Corporation Counsel, Salaries, District of Columbia"; and \$2,028 to "Electrical Department, Expenses, District of Columbia"; in all, \$42,443.

43 Stat. 106; 50 Stat. 676.  
D. C. Code § 47-1901.

Refunding erroneous collections.

Refunding erroneous collections: To enable the Commissioners, in cases where motor-vehicle registration fees, motor-vehicle operators' permit fees, motor-vehicle title fees, motor-vehicle fuel taxes, importers' license fees, special assessments, or collections of any character have been erroneously covered into the Treasury to the credit of the special fund created by 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, and the Act entitled "An Act to provide additional revenue for the District of Columbia, and for other purposes", approved August 17, 1937, to refund such erroneous payments, \$1,500: *Provided*, That this appropriation shall also be available for refunding such payments made within the last three fiscal years prior to the fiscal year for which this appropriation is made available: *Provided further*, That this appropriation shall not be available for refunds authorized by section 10 of the Act of April 23, 1924.

43 Stat. 106; 50 Stat. 676.  
D. C. Code § 47-1901.

Availability of funds.

Exception.  
43 Stat. 106.  
D. C. Code § 47-1910.

## 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, repair, and protection of Washington aqueducts and their accessories, 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 MacArthur Boulevard, purchase, installation, and maintenance of water meters on Federal services; purchase, care, repair, and operation of vehicles, including the purchase and exchange of two passenger-carrying motor vehicles; purchase and repair of rubber boots and protective apparel; printing and binding; and for each and every purpose connected therewith, \$722,528.

For repairs to McMillan filters; rehabilitation of McMillan filters; and all necessary expenses incident thereto, \$85,000, to continue available until June 30, 1945.

For an additional amount for the construction of a covered reservoir of approximately twenty million gallon capacity on United States Government-owned land adjacent to the present filtered-water reservoir of the McMillan filter plant, with all necessary appurtenances and auxiliaries, including the objects specified under this head in the District of Columbia Appropriation Act, 1943, \$69,500, and the authorized limit of cost of the said reservoir, appurtenances, and auxiliaries is hereby increased from \$620,000 to \$689,500.

For the preparation of plans and specifications for structures and facilities for increasing the water supply for the District of Columbia and environs, including engineering and other professional services by contract or otherwise, without reference to section 3709 of the Revised Statutes, the Classification Act of 1923, as amended, or the civil-service requirements, \$25,000.

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.

### WATER DEPARTMENT

For revenue and inspection and distribution branches: For personal services, \$244,360.

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 vehicles; and the replacement of passenger-carrying motor vehicles; 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 \$3,300; postage, purchase of technical reference books and periodicals not to exceed \$275, and other necessary items; in all for maintenance, \$416,520, of which not exceeding \$5,000 shall be available for operation of pumps at Bryant

Maintenance, etc., of aqueducts and accessories.

Meters on Federal services.

McMillan filters.

Covered reservoir.

56 Stat. 456.

Increase of water supply.

41 U. S. C. § 5.  
42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 et seq.

Superintendence and control.

Operating expenses.

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, \$100,000, together with not to exceed \$289,000 of the unexpended balance of the appropriation of \$475,000 for this purpose contained in the District of Columbia Appropriation Act, 1943.

56 Stat. 457.

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, \$120,000.

For installing fire and public hydrants, \$30,000.

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 and replacing old service pipes in advance of pavements, \$50,000, together with not to exceed \$50,000 of the unexpended balance of appropriation of \$150,000 for this purpose contained in the District of Columbia Appropriation Act, 1943.

56 Stat. 457.

Refunds.

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.

Post, p. 619.

For a water waste and leakage survey, \$25,000.

For cleaning and lining water mains, \$25,000.

For the construction of a drain from the pipe vault at the Bryant Street Pumping Station, \$25,000, to continue available until June 30, 1945.

For investment by the Secretary of the Treasury in United States securities for the account of the Water Fund of the District of Columbia, \$300,000.

Temporary services of draftsmen, etc.

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 1944: *Provided further*, That, excluding inspectors in the sewer department, one inspector in the electrical department, and one inspector in the repair shop, 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.

Limitation.

Maximum period of employment.

D. C. Unemployment Compensation Act, contributions. *Ante*, p. 100.

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. 946).

Temporary labor.

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 exclu-

sively 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 motortrucks 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 motortrucks 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 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 materials, supplies, passenger-carrying and other motor vehicles, and equipment no longer required. Surplus articles purchased from the Government, if the same have not been

Horses, horse-drawn vehicles, etc.

Temporary employment.

Use of miscellaneous trust-fund deposits, D. C.

33 Stat. 368.  
D. C. Code § 47-311.

Employment of laborers, etc.

Purchase of material, supplies, etc.

Surplus articles.

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.

40 U. S. C. § 311a  
note.

Rental of quarters.

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.

Prior leases.

Unexpended appro-  
priations, impound-  
ment and deposit.

Increases in salaries.

SEC. 7. Appropriations contained in this Act shall be used to pay increases in the salaries of officers and employees by reason of the reallocation of the position of any officer or employee by the Civil Service Commission, and administrative promotions within the several grades: *Provided*, That the total reallocation increases under such appropriations shall not exceed \$35,000: *Provided further*, That such reallocation increases and administrative promotions shall be subject to the approval of the Commissioners of the District of Columbia.

Congressional tags.

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.

D. C. Code § 40-603.

Citizenship require-  
ment.

SEC. 9. No part of any appropriation contained in this Act or authorized hereby to be expended shall be used to pay the compensation of any officer or employee of the Government of the United States, or of the District of Columbia unless such person is a citizen of the United States, or a person in the service of the United States or the District of Columbia on the date of the approval of this Act who being eligible for citizenship had theretofore filed a declaration of intention to become a citizen or who owes allegiance to the United States. This section shall not apply to citizens of the Commonwealth of the Philippines.

Exception.

Persons advocating  
overthrow of U. S.  
Government.

SEC. 10. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not

Affidavit.

Penalty.

more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Sec. 11. This Act may be cited as the "District of Columbia Appropriation Act, 1944".

Approved July 1, 1943.

Short title.

[CHAPTER 185]

AN ACT

Making appropriations for the Military Establishment for the fiscal year ending June 30, 1944, and for other purposes.

July 1, 1943  
[H. R. 2996]  
[Public Law 108]

*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, 1944, and for other purposes, namely:

Military Appropriation Act, 1944.  
Post, p. 545.

MILITARY ACTIVITIES

OFFICE OF THE SECRETARY OF WAR

CONTINGENCIES OF THE ARMY

For all emergencies and extraordinary expenses arising 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, including personal services, the purchase of lawbooks, books of reference, subscriptions to newspapers and periodicals; the actual and necessary expenses or per diem in lieu thereof, as may be determined and approved by the Secretary of War, of military and civilian personnel in and under the Military Establishment on special duty in foreign countries; 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, and payments from this appropriation may, in the discretion of the Secretary of War, be made on his certificate that the expenditures were necessary for confidential military purposes, \$22,142,000.

Special duty in foreign countries.

EXPEDITING PRODUCTION

Expediting production of equipment and supplies for national defense: To enable the Secretary of War, without reference to sections 3709 and 1136, as amended, Revised Statutes, to expedite the production of equipment and supplies for the Army for emergency national-defense purposes, including all of the objects and purposes specified under each of the appropriations available to the War Department during the fiscal year 1944, for procurement or production of equipment or supplies, for erection of structures, or for acquisition of land; the furnishing of Government-owned facilities at privately owned plants; the procurement and training of civilian personnel in connection with the production of equipment and material and the use and operation thereof; and for any other purposes which in the discretion of the Secretary of War are desirable in expediting production for military purposes, \$657,011,000: *Provided*, That expenditures from any appropriation under this heading may be made without securing the specific approval of the projects by the President: *Provided further*, That clauses (1) and (2) of subsection

41 U. S. C. § 5; 10  
U. S. C. § 1359.

Expenditures without Presidential approval.

Renegotiation of contracts.

56 Stat. 982.  
50 U. S. C., Supp.  
II, app. § 1191 (a) (1),  
(2).

(a) of section 403 of the Sixth Supplemental National Defense Appropriation Act, 1942, as amended, are amended to read as follows:

"SEC. 403. (a) For the purposes of this section—

"Department."

"1. The term 'Department' means the War Department, the Navy Department, the Treasury Department, the Maritime Commission, Defense Plant Corporation, Metals Reserve Company, Defense Supplies Corporation, and Rubber Reserve Company, respectively.

"Secretary."

"2. In the case of the Maritime Commission, the term 'Secretary' means the Chairman of such Commission, and in the case of Defense Plant Corporation, Metals Reserve Company, Defense Supplies Corporation, and Rubber Reserve Company, the term 'Secretary' means the board of directors of the appropriate corporation."

56 Stat. 245.  
50 U. S. C., Supp.  
II, app. § 1191.  
Post, p. 564.

*Provided further*, That section 403 of the Sixth Supplemental National Defense Appropriation Act, 1942, as amended, is further amended by adding at the end thereof the following subsection:

Application to additional agencies.

"(k) All the provisions of this section shall be construed to apply to Defense Plant Corporation, Metals Reserve Company, Defense Supplies Corporation, and Rubber Reserve Company."

#### GENERAL STAFF CORPS

##### CONTINGENT FUND, CHIEF OF STAFF

Emergent military uses.

For such emergent military uses as the Chief of Staff may determine to be necessary, to be expended at his discretion, notwithstanding any other provision of law, \$100, and any advances made from this fund to meet emergency requirements to which any other military appropriation would be legally applicable may, with the approval of the Secretary of War, be reimbursed from such appropriations when sufficient funds are found to remain therein, such reimbursed amounts to be available for the purposes of this appropriation.

##### FIELD EXERCISES

Participation by National Guard, etc.

For expenses required for the conduct of special field exercises, including participation therein by the National Guard and the Organized Reserves, and including pay and travel of temporary employees and officers and enlisted men of the National Guard and the Organized Reserves, not otherwise provided for, allowances for enlisted men for quarters and rations, troop movements and travel of personnel of the Regular Army, in connection with special field exercises, including special combat training for small units, movement of matériel, maintenance and operation of structures and utilities, rental of land or purchase of options to rent land without reference to section 3648, Revised Statutes, use or repair of private property, 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 in such manner as the Secretary of War may prescribe by regulations and is approved by the Secretary of War, or by such other officer or officers as he may designate, whose action thereon shall be conclusive, \$77,000,000.

Rental of land, etc.

31 U. S. C. § 529.

Private property damage claims.

##### ARMY WAR COLLEGE

For expenses of the Army War College, being for the purchase of the necessary special stationery; textbooks, books of reference, scien-

tific and professional papers; newspapers, and periodicals; maps, police utensils; employment of temporary, technical, or special services, and expenses of special lectures; purchase, repair, and cleaning of uniforms for guards; pay of employees; and for all other necessary expenses, \$124,000.

### 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; expenses of special lectures; and for other necessary expenses of instruction, at the Command and General Staff School, Fort Leavenworth, Kansas, \$145,000.

### FINANCE DEPARTMENT

#### FINANCE SERVICE, ARMY

**Pay of the Army:** For pay and allowances of the Army of the United States, including pay of Reserve officers and officers of the National Guard of the United States ordered to active duty under the provisions of section 37a and the fourth paragraph of section 38 of the National Defense Act, as amended; pay and allowances of the Women's Army Auxiliary Corps; pay of civilian employees at military headquarters; allowances for quarters for enlisted men on duty where public quarters are not available; interest on soldiers' deposits; payment of life insurance premiums authorized by law; payment of exchange fees and exchange losses incurred by disbursing officers or their agents; payments to military and civilian personnel in and under the Military Establishment due to the appreciation of foreign currencies as provided by the Act of March 26, 1934, as amended (5 U. S. C. 118c), and for every object and purpose specified therein; repayment of amounts determined by the Secretary of War, or officers designated by him, to have been erroneously collected from military and civilian personnel in and under the Military Establishment, \$11,512,374,665: *Provided*, That the appropriations contained in this Act shall not be available for increased pay for making aerial flights by nonflying officers at a rate in excess of \$720 per annum, which shall be the legal maximum rate as to such officers, and such nonflying officers shall be entitled to such rate of increase by performing three or more flights within each ninety-day period, pursuant to orders of competent authority, without regard to the duration of such flight or flights: *Provided further*, That, during the continuance of the present war and for six months after the termination thereof, a flying officer as defined under existing law shall include flight surgeons, and commissioned officers or warrant officers while undergoing flying training: *Provided further*, That during the fiscal year ending June 30, 1944, 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 (10 U. S. C. 803): *Provided further*, That provisions of law prohibiting the payment of any person not a citizen of the United States shall not apply to military and civilian personnel in and under the Military Establishment: *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 Army on disbursing duty and charged in their official accounts, except receipts to be credited to river and

Reserve and National Guard officers.

41 Stat. 776; 49 Stat. 391.

10 U. S. C. §§ 361, 364, 369; 32 U. S. C. § 81c.

Women's Army Auxiliary Corps. Post, p. 371.

48 Stat. 466.

Aerial flights by nonflying officers.

"Flying officer."

Officer owning mount.

35 Stat. 108.

Citizenship.

Use of receipts from sales, etc.

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: *Provided further*, That no appropriation contained in this Act shall be used for any expense pertaining to (1) the instruction, education, or training of class IV-E conscientious objectors in colleges, (2) the service of such conscientious objectors outside the United States, its territories, and possessions, (3) the transportation of such conscientious objectors to or from any college or any such service, or (4) the compensation of military or civilian personnel performing any services with respect to the matters set forth in (1), (2), or (3) above after the enactment of this Act, except any services which may be necessary promptly to terminate any such class IV-E conscientious-objector college or foreign-service projects existing on the date of the enactment of this Act;

Conscientious objectors.

Retired officers engaged in selling supplies to Army.

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;

Officers, etc., engaged with certain service publications.

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 allowances, etc.

Travel of the Army: For travel allowances and travel in kind, as authorized by law, for persons traveling in connection with the military activities of the War Department, including mileage, transportation, reimbursement of actual expenses, or per diem allowances, to officers, including officers of the Women's Army Auxiliary Corps, contract surgeons, nurses and other female military personnel of the Medical Department whose rank, pay and allowances are assimilated to officers; transportation of troops; transportation, or reimbursement therefor, of cadets, enrolled members of the Women's Army Auxiliary Corps, and of the Medical Department, enlisted men, recruits, recruiting parties, applicants for enlistment between places of acceptance for enlistment and recruiting stations, 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, and dependents of civilian and military personnel; 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; transportation of persons discharged for fraudulent enlistment; monetary allowances for liquid 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 civilian employees and civilian witnesses before courts martial; for rental of camp sites and the local procurement of communication service, fuel, light, water service, and other neces-

Post, p. 371.

sary supplies and services incident to individual or troop movements, including transportation of organizational equipment and impedimenta; and for transportation of authorized baggage of military and civilian personnel, including packing and unpacking, \$720,000,000: *Provided*, That other appropriations for the Military Establishment shall be charged with such amounts as may be required 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 Engineer Service, Army, the National Guard, the Organized Reserves, the Reserve Officers' Training Corps, and the National Board for the Promotion of Rifle Practice, and except as may be provided for in the appropriations "Special Field Exercises", "Inter-American Relations, War Department", and "Air Corps, Army": *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 \$7,500 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 attendance would be of benefit in the conduct of the work of the War Department: *Provided further*, That appropriations available for travel of personnel of the Military Establishment or employees under the War Department which are current at the date of relief from duty station of such personnel traveling under orders shall be charged with all expenses properly chargeable to such appropriations in connection with the travel enjoined, including travel of dependents and transportation of authorized baggage and household effects of such personnel, regardless of the dates of arrival at destination of the persons so traveling;

During the fiscal year 1944 the dependents and household effects of such military and civilian personnel in and under the Military Establishment on duty at stations outside the continental limits of the United States, or in Alaska, as may be determined upon by the Secretary of War, may, prior to the issuance of orders for the relief of such personnel from their stations, be moved (including packing and unpacking of household effects) to such locations as may be designated by such personnel, by the use of either Government or commercial means of transportation, and later from such locations to the duty stations to which such personnel may be ordered, and current appropriations of the Military Establishment available for travel and transportation may be used for this purpose, the decision of the Secretary of War to be final as to the dependency of any individual sought to be affected by this provision except as to travel performed subsequent to arrival in the United States: *Provided further*, That funds appropriated under this head may be applied to the payment of money allowances in lieu of transportation, or transportation and subsistence, at the rate of 3 cents per mile to enlisted men regardless of the mode of travel: *Provided further*, That the Secretary of War, in prescribing per diem rates of allowance in accordance with law for officers and warrant officers of the Army of the United States traveling on official business and away from their designated posts of duty, is hereby authorized to prescribe such per diem rates of allowance, whether or not orders are given to such officers for travel to be performed repeatedly between two or more places in the same vicinity,

Travel charges against other appropriations.

Restriction.

Attendance at meetings.  
39 Stat. 199.  
32 U. S. C. §§ 21, 22, 49.

Personnel traveling under orders.

Personnel outside U. S.  
Moving of dependents and effects.

Money allowance in lieu of transportation.

Per diem rates of allowance.

and without regard to the length of time away from their designated posts of duty under such orders;

Courts martial.

Expenses of courts martial: For expenses of courts martial, courts of inquiry, military commissions, retiring boards, and compensation of reporters and witnesses attending same, contract stenographic reporting services, and expenses of taking depositions and securing other evidence for use before the same, \$450,000;

Deserters.

Apprehension of deserters: 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 expenses incident to confinement of military prisoners in nonmilitary facilities; for a donation of \$10 to each prisoner discharged otherwise than honorably upon his release from confinement under court-martial sentence involving dishonorable discharge; and for a donation of not to exceed \$10 to each person discharged for fraudulent enlistment as authorized by law, \$150,000;

Dishonorable discharge.

Discharge for fraudulent enlistment.

Compensation and living quarters.

46 Stat. 818.

Private property damage claims.

Settlement.

Finance service: For compensation of clerks and other employees of the Finance Department, including not to exceed \$900 for any one person for allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (5 U. S. C. 118a), \$31,286,000;

Claims for damages to and loss of private property: 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, \$50,000: *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 (31 U. S. C. 218-222), \$200,000;

41 Stat. 1436.  
Post, p. 374.

In all: Finance Service, Army, \$12,264,510,665, to be accounted for as one fund.

## QUARTERMASTER CORPS AND TRANSPORTATION CORPS

### SUPPLIES AND TRANSPORTATION

Recreational facilities, etc.

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, including expenses for the entertainment and instruction of enlisted personnel, \$30,556,162: *Provided*, That no appropriation contained in this Act shall be avail-

Painting, etc., of war scenes or portraits.

able after August 31, 1943, for payment to or expenditure on account of any military or civilian personnel employed outside continental United States to paint or otherwise reproduce war scenes except by means of photography, or to paint portraits, or for payment to or expenditure on account of any military personnel within continental United States who engage in decorative art projects or painting portraits to the exclusion of regular military duties;

**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, 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 for 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; and for other necessary expenses incident to the purchase, testing, care, preservation, issue, sale, and accounting for subsistence supplies for the Army; in all, \$2,464,451,240: *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: *Provided further*, That no part of this or any other appropriation contained in this Act shall be available for the procurement of any article of food or clothing not grown or produced in the United States or its possessions, except to the extent that the Secretary of War shall determine that articles of food or clothing grown or produced in the United States or its possessions cannot be procured of satisfactory quality and in sufficient quantities and at reasonable prices as and when needed, and except procurements by vessels in foreign waters and by establishments located outside the continental United States, except the Territories of Hawaii and Alaska, for the personnel attached thereto: *Provided further*, That none of the funds appropriated in this Act shall be used for the payment of any subsidy on agricultural or other products;**

**Regular supplies of the Army:** For all supplies, services, and other expenses, not otherwise provided for, incident to the design, development, procurement, manufacture, care, protection, alteration, repair, maintenance, installation, storage, and issue of Quartermaster Corps supplies, materials, and equipment (exclusive of fixed installations in buildings otherwise provided for), including lawbooks, books of reference, periodicals, newspapers, market reports and personal services; for supplies and equipment for troop and general service schools; for operation of field printing plants under the jurisdiction of the Quartermaster Corps and contract printing and binding; for sub-

Purchase of subsistence supplies.

Army Transport Service.

Sales to officers, etc.

Payments.

Prizes.

Butter substitutes.

Procurement of food or clothing not produced in U. S.

Payment of subsidies.

Regular supplies of the Army.

sistence and care of riding and draft animals, for remounts, and for the authorized number of officers' mounts; for straw for soldiers' bedding; for expenses incident to raising and harvesting forage on military reservations, including, when specifically authorized by the Secretary of War, the cost of irrigation, \$206,219,000;

Clothing and equip-  
page.

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; for expenses of packing and handling and similar necessities; for a suit of citizens' 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 internment; 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, \$1,890,988,133;

Incidental expenses  
of the Army.

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 (5 U. S. C. 118a), and clerks, foremen, watchmen, and organist for the United States Disciplinary Barracks; incidental expenses of recruiting; for activities of chaplains (excluding ritual garments and personal services); for the operation of coffee-roasting plants; for maintenance of Quartermaster branch depots, including utilities; 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; for supplies, services, and other expenses essential in conducting instruction of the Army in tactical or special activities and in the operation of Arm or Service Boards not otherwise provided for; for burial of the dead as authorized by Acts of May 17, 1938 (10 U. S. C. 916-916d), and July 8, 1940 (5 U. S. C. 103a), including remains of personnel of the Women's Army Auxiliary Corps and of the Army of the United States who die while on active duty, including travel allowances of attendants accompanying remains, communication service, transporta-

46 Stat. 818.  
Recruiting.

Tests, research, etc.

Burial expenses.  
52 Stat. 398.  
54 Stat. 743.  
Post, p. 371.

tion of remains, and acquisition by lease or otherwise of temporary burial sites, \$262,965,473;

Army transportation: For transportation of Army supplies, including packing, crating, and unpacking; 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 Army personnel upon change of station; for maintenance and operation of transportation facilities and installations; for conducting instruction in Army transportation activities; for railroad operation, including purchase, lease, maintenance, and repair of equipment, materials, railroad motive power and rolling stock; for the purchase or construction, alteration, operation, and repair, and for the lease or procurement from the Maritime Commission or the War Shipping Administration or others, of boats and other vessels; research and development; 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, exchange, hire, operation, maintenance, and repair of wagons, carts, drays, other vehicles, and horse-drawn and motor-propelled passenger-carrying vehicles; for hire of draft and pack animals, \$1,552,583,000: *Provided*, That during the fiscal year 1944 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 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 expenses 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), \$3,786,000;

In all, supplies and transportation, \$6,411,549,008, to be accounted for as one fund.

### SIGNAL CORPS

#### SIGNAL SERVICE OF THE ARMY

Purchase, equipment, operation, and repair of military telegraph, telephone, radio, cable, and signaling systems; signal equipment and stores, heliographs, signal lanterns, flags, 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

Army transportation.

Privately owned automobiles.

Purchase, lease, etc., of vessels.

Vehicles.

Charges against other appropriations.

Horses, draft and pack animals.

Breeding of riding horses.

Telegraph, etc., systems.

Vehicles.

Telephone apparatus.

Telegraph lines.	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 matériel for Field Artillery;
Electrical installations.	
Salaries of civilian employees.	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 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 therefor, the introduction of water, electric light and power, sewerage, grading, roads and walks, and other equipment required; for all expenses incident to the preparation of plans, and construction, purchase, installation, equipment, maintenance, repair, and operation of aircraft warning service systems, and their accessories, including purchase of lands and rights-of-way, acquisition of leaseholds and other interests therein, and temporary use thereof, \$4,646,168,000.
Experimental work.	
Aircraft warning service systems.	

### AIR CORPS

#### AIR CORPS, ARMY

Courses of instruction.	For creating, maintaining, and operating at established aviation and related schools courses of instruction for military personnel, including payment of tuition, 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, including aerial mapping and charting; 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 military and civilian personnel in connection with the administration of this appropriation, including travel by air or rail required in connection with 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 aircraft, accessories thereto, and aviation engines, including plans, drawings, and speci-
Aircraft operation, etc.	
Photographic supplies.	
Helium gas. Post, p. 485. Travel expenses.	
Civilian employees.	
Development of new types of aircraft.	

fications thereof; for the purchase, manufacture, and construction of aircraft, including instruments 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; 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 rental of office space and other facilities in connection with Air Corps procurement activities; 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 \$25 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 and meteorological 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 payment of claims (not exceeding \$500 each) for damage to private property including claims of military and civilian personnel in and under the War Department, and for injury to persons other than military personnel 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, \$23,655,481,000.

Purchase, manufacture, and construction of aircraft.

Marking of military airways.

Consulting engineers.

Printing plants.

Payment of damage claims.

## MEDICAL DEPARTMENT

### MEDICAL AND HOSPITAL DEPARTMENT

For the manufacture and purchase of medical and hospital supplies for military posts, camps, hospitals, hospital ships and transports, for laundry work for enlisted men while patients in a hospital, and supplies required for mosquito destruction in and about military posts in the Canal Zone; for operation of the Army Medical Library and Museum under the direct supervision of the Surgeon General; for the purchase of veterinary supplies and hire of veterinary surgeons; for expenses of medical supply depots and maintenance of branch depots; for medical care and treatment of patients when entitled thereto by law, regulation, or contract, including their care, treatment and subsistence in private hospitals, whether on duty or on furlough or on leave of absence except when elective medical treatment has been obtained by such personnel in civilian hospitals or from civilian physicians or dentists; for medical care and treatment of authorized personnel of any country whose defense the President deems vital to the defense of the United States when such care and treatment cannot be obtained from medical units of their own country; 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

Supplies.

Care and treatment of patients.

Epidemic and contagious diseases.

Insane Filipino soldiers.

35 Stat. 122.  
Nurses, cooks, and  
other civilians.

Internes.  
Civilian physicians.

Army and Navy  
Hospital, Hot Springs,  
Ark.

approved May 11, 1908 (24 U. S. C. 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 internes; 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 the supply of Army and Navy Hospital at Hot Springs, Arkansas; for advertising, laundry, and all other necessary miscellaneous expenses of the Medical Department, \$446,212,000.

## CORPS OF ENGINEERS

### ENGINEER SERVICE, ARMY

Equipment, instru-  
ments, etc.

Engineer School.

Maps, etc.

Military and train-  
ing operations.

Railroad construc-  
tion.

Military posts.  
Post, p. 367.

Acquisition of land.

**Engineer Service:** For the design, development, procurement, manufacture, 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 including the purchase, maintenance, repair, and operation of passenger-carrying vehicles; 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 and training operations, including military surveys, and including (a) research and development of improved methods in such operations, (b) the rental of storehouses and grounds and (c) repair and alteration of buildings, including heat, light, power, water, and communication service, not otherwise provided for and (d) expenses of railroad construction, including purchase or lease of equipment and materials, and the acquisition of lands, rights-of-way thereon, and other interests therein and temporary use thereof, \$1,892,249,000;

**Military posts:** For construction and installation of buildings, utilities, flying fields, fortifications, and appurtenances thereto, or other facilities required for military use and for each and every object and expense connected therewith, including (a) housing, storage, interior facilities, fixed equipment, piers, roads, railroads, communications, water, sewerage, and electric systems, (b) expenses incident to the preparation of plans, the purchase and installation of equipment, (c) the employment of persons and the procurement of supplies, equipment, printing, binding, communication service, newspapers, lawbooks, books of reference, periodicals, at the seat of government and elsewhere, (d) the purchase, maintenance, repair, and operation of passenger-carrying vehicles, (e) the acquisition of land, rights pertaining thereto, leasehold, and other interests therein and temporary use thereof, and the land and interests therein, including the temporary use thereof, may be acquired and construction may be prosecuted thereon prior to the approval of the title by the Attorney General as required by section 355, Revised Statutes, as amended, and without regard to sections 1136, 3648, and 3734, Revised Statutes, as

40 U. S. C. § 255.  
10 U. S. C. § 1339, 31  
U. S. C. § 529; 40 U. S.  
C. §§ 259, 267.

amended, (f) the settlement of claims (not exceeding \$500 each) for damages to or loss of private property resulting from the use and occupancy of real estate by the Army, 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 in such manner as the Secretary of War may prescribe by regulations and is approved by the Secretary of War, or by such officer or officers as he may designate, whose action thereon shall be conclusive, (g) the payment of deficiency judgments and interests thereon arising out of condemnation proceedings heretofore instituted pursuant to specific Acts authorizing particular projects, notwithstanding limitations of amounts contained in such Acts, \$100: *Provided*, That no appropriation contained in this Act shall be available for the acquisition of land without the specific approval of the Secretary of War;

Claims for damages to private property.

Payment of deficiency judgments, etc.

Acquisition of land, approval.

Barracks and quarters.

Barracks and quarters, Army: For the maintenance, installation, repair, operation, protection and rental of buildings, structures, grounds, utilities, flying fields, fortifications, and appurtenances thereto, or other facilities required for military use; and for each and every object of expense connected therewith, including (a) the procurement of supplies, equipment, fuel, printing, binding, communication services, newspapers, lawbooks, books of reference, periodicals, at the seat of government and elsewhere, (b) the purchase, rental, maintenance, repair, and operation of passenger-carrying vehicles, (c) the manufacture, procurement, purchase, storage, issue, and transportation (including research, planning, design, development, inspection, tests, and the handling) of water, gas, electricity, fuel, tools, machinery and equipment, (d) construction of additions and extensions to and alterations, improvements, and rehabilitations of existing facilities, (e) and the furnishing of heat and light for buildings erected at private cost, in the operation of the Act approved May 31, 1902 (10 U. S. C. 1346), and buildings on military reservations, authorized by War Department regulations to be used for a similar purpose, \$580,152,400: *Provided*, That the amounts to be assessed and collected from nonmilitary interests on the Fort Monroe Military Reservation, Virginia, for expenditure in the maintenance, repair, and operation of wharves, roads, sewerage systems, and other utilities at said reservation shall be fixed by the Secretary of War during the fiscal year ending June 30, 1944, in proportion to the service rendered to such nonmilitary interests: *Provided further*, That this appropriation shall be available for the rental of offices, garages, and stables for military attachés: *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;

32 Stat. 282.

Fort Monroe Military Reservation, Va.

Military attachés, rental of offices, etc.

Construction, limitation on cost.

Stabling, rental rate.

In all: Engineer Service, Army, \$2,472,401,500, to be accounted for as one fund.

## ORDNANCE DEPARTMENT

### ORDNANCE SERVICE AND SUPPLIES, ARMY

For manufacture, procurement, storage, and issue, including research, planning, design, development, inspection, test, alteration, maintenance, repair, and handling of ordnance material, together with the machinery, supplies, and services necessary thereto; for supplies and services in connection with the general work of the Ordnance

Manufacture, issue, etc.

Contingent expenses.

Department, comprising police and office duties, rents, tolls, fuel, light, water, advertising, stationery, typewriting and computing machines, including their exchange, and furniture, tools, and instruments of service; to provide for instruction, training, and other incidental expenses of the ordnance service; for the purchase, hire, operation, maintenance, and repair of completely equipped 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, material, tools, and appliances for operation of the testing machines and chemical laboratory in connection therewith; for publications for libraries of the Ordnance Department, including the Ordnance Office, including subscriptions to newspapers and periodicals; not to exceed \$150,000 for services of such consultants as the Secretary of War may deem necessary, at rates of pay to be fixed by him not to exceed \$25 per day and for their necessary traveling expenses, \$7,992,522,000.

Vehicles.

Ammunition for military salutes.

Libraries of Ordnance Department.

Consultants.

#### 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, \$55,000.

#### CHEMICAL WARFARE SERVICE

Gases, etc.

Part-time employment of scientists, etc.

Construction of buildings, etc.

Special gas troops.

Chemical warfare training.

For purchase, manufacture, and test of chemical warfare gases or other toxic substances, incendiary materials and munitions, gas masks, or other offensive or defensive materials or appliances required for chemical 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 technicians as may be contracted for by the Secretary of War, in his discretion, at a rate of pay not exceeding \$25 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 computing 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, \$340,025,000.

#### SPECIAL SERVICE SCHOOLS

**Infantry School:** For supplies, services, and other expenses essential in conducting instruction at the Infantry School, \$618,000;

**Cavalry Activities:** 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; and for the instruction of the Army in cavalry activities, \$157,000;

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, \$786,000;

Coast Artillery Activities: For supplies, services, and other expenses essential in conducting instruction at the Coast Artillery Schools, including maintenance, operation, and repair of passenger-carrying vehicles, \$150,000;

In all: Special service schools, \$1,711,000, to be accounted for as one fund.

### ARMORED FORCE

#### INSTRUCTION IN ARMORED FORCE ACTIVITIES

For supplies, services, and other expenses essential in conducting instruction of the Army in armored force activities, \$580,000.

### SEACOAST DEFENSES

For all expenses incident to the preparation of plans and the construction, purchase, installation, equipment, maintenance, repair, and operation of fortifications and other works of defense, and their accessories, including personal services, ammunition storage, maintenance of channels to submarine-mine wharves, purchase of lands and rights-of-way as authorized by law, acquisition of leaseholds and other interests therein, and temporary use thereof, and payments for leasehold interests may be made in advance for the entire term notwithstanding the provisions of section 3648, Revised Statutes, and for experimental, test, and development work, \$29,632,000.

Leaseholds, etc.

31 U. S. C. § 529.

### UNITED STATES MILITARY ACADEMY

#### PAY OF MILITARY ACADEMY

Cadets: For pay of cadets, \$1,856,000: *Provided*, That during the fiscal year ending June 30, 1944, 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.

Army officers on detail, pay restriction.

Retired officer as librarian.

10 U. S. C. § 933.

#### MAINTENANCE AND OPERATION, UNITED STATES MILITARY ACADEMY

For text and reference books for instruction; increase and expense of library; 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; for commutation of rations for civilians employed at cadet mess in the same

Expenses.

Board of Visitors.  
Contingent fund.

amount as deducted from each civilian's pay for said rations; maintenance of children's school (not exceeding \$12,200); contingencies for superintendent of the academy, to be expended in his discretion (not to exceed \$5,200); 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 \$1,000); 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; pay of employees; and other necessary incidental expenses in the discretion of the superintendent; in all, \$4,125,000: *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.

Liquidation of indebtedness of certain cadets.

#### NATIONAL GUARD

Availability of funds.

55 Stat. 385.

Restriction on pay and expenses.

Status of adjutants general.

For the National Guard, \$100, which amount shall be available for any of the objects, as may be determined by the War Department, specified in the appropriations for the National Guard in the Military Appropriation Act, 1942.

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 herein shall be construed as barring the continuance of adjutants general in a federally recognized status without pay under this Act.

#### ORGANIZED RESERVES

For establishment, maintenance, and operation of Organized Reserve headquarters; for miscellaneous expenses incident to the administration of the Organized Reserves, including the maintenance and operation of motor-propelled passenger-carrying 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 and Reserve officers ordered to active duty for periods in excess of fifteen days traveling on duty in connection with the Organized Reserves, and for travel of dependents, and packing and transportation of baggage of such personnel, \$100.

Restriction on pay and expenses.

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.

Medical Reserve Corps.  
Pay, etc., of certain officers and nurses.

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 or other places designated by the Secretary of War, 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, or to pay commutation in lieu of subsistence at camps at rates fixed by the Secretary of War; for expenses incident to the use, including upkeep and depreciation costs, of supplies, equipment, and matériel 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 (10 U. S. C. 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. 1507); for mileage, traveling expenses, or transportation, for transportation of dependents (including dependents of retired officers, warrant officers, and enlisted men of the first three grades, and enlisted men of the first three grades of the Regular Army Reserve, ordered to active duty and upon relief therefrom), and for packing, crating, and unpacking, and transportation of baggage (including baggage of retired officers, warrant officers, and enlisted men of the first three grades, and enlisted men of the first three grades of the Regular Army Reserve ordered to active duty and upon relief therefrom) for officers, warrant officers, and enlisted men 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; for the procurement and issue as provided in section 55c of the Act approved June 4, 1920 (10 U. S. C. 1180), and in sec-

Supplies, etc.

Training camps.

Travel allowance.

Students attending advanced camps.

Subsistence commutation, senior division.

39 Stat. 193; 41 Stat. 778.  
Post, p. 430.  
Medical and hospital expenses.

10 U. S. C. §§ 455a-455d.

Vehicles.

Military equipment for schools, etc.  
41 Stat. 789.

10 U. S. C. § 1182a.

41 Stat. 776.  
10 U. S. C. § 381.Supplies from War  
Department surplus  
stocks.

Price.

Mounted, motor  
transport, or tank  
units.Student expenses in  
designated units.Restriction on use  
of other funds.

tion 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 the 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, \$2,125,000: *Provided*, That uniforms and other equipment or material issued to the Reserve Officers' Training Corps in accordance with law shall be furnished from surplus 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 a greater number of mounted units in the Reserve Officers' Training Corps than were in existence on January 1, 1928, or for additional motor transport or tank units unless in replacement of existing cavalry units: *Provided further*, That none of the funds appropriated 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, shall be used for expenses in connection with the Reserve Officers' Training Corps.

#### 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 \$30,000 in the District of Columbia; for procurement of materials, supplies, trophies, prizes, badges, services, and such other items as are authorized in section 113, Act of June 3, 1916, and under this head in War Department Appropriation Act of June 7, 1924; for the conduct of the national matches, including incidental travel of rifle teams and of individuals and of Marine Corps and other detachments required in the operation of the matches and including incidental travel of rifle teams and individuals attending regional, national, and international competitions, and for the purchase of medals and badges for use in National Rifle Association competitions, including those fired as a part of the national matches; for mileage at 8 cents per mile for members of the National Board for the Promotion of Rifle Practice when authorized by the Secretary of War, any provision of law to the contrary notwithstanding; and for maintenance of the National Board for the Promotion of Rifle Practice, including not to exceed \$4,500 for incidental expenses in addition to the amount authorized by Act of May 28, 1928; to be expended under the direction of the Secretary of War, \$100.

Supplies, etc.

39 Stat. 211; 43 Stat.  
510.  
32 U. S. C. §§ 183,  
186, 181.  
National matches.Mileage for Board  
members.Maintenance of  
Board.45 Stat. 786.  
32 U. S. C. § 181c.

## INTER-AMERICAN RELATIONS, WAR DEPARTMENT

For all expenses necessary to enable the Secretary of War to adopt such measures, appropriate to the functions and activities of the War Department, as he may deem advisable, to promote better relations with the other American countries, including transportation and subsistence expenses, while traveling in the Western Hemisphere, of army officers and military students of the other American countries and Army officers of the United States, \$500,000.

## ARMY OF THE PHILIPPINES

For all expenses necessary for the mobilization, operation, and maintenance of the Army of the Philippines, including expenses connected with calling into the service of the armed forces of the United States the organized military forces of the Government of the Commonwealth of the Philippines, and expenditures incident to pay, allowances, operation, maintenance, and other activities of units and personnel of said organized military forces, and for the emergent mobilization and training of such forces, may be made without regard to the provisions of law regulating the expenditure of or accounting for funds of the United States but shall be expended and accounted for in a manner prescribed by the President of the United States, \$100, which shall be available for payment to the Government of the Commonwealth of the Philippines upon its written request, either in advance of or in reimbursement for all or any part of the estimated or actual cost, as authorized by the Commanding General, United States Army Forces in the Far East, of necessary expenses for the purposes aforesaid: *Provided*, That any appropriation for the Military Establishment may be applied to the purposes aforesaid and may be reimbursed by transfer from this appropriation of the value of such property or service as may have been or may be applied to such purposes and any amount so transferred shall be available for expenditure for the purposes of the appropriation so reimbursed during the fiscal year in which such amount was received and the ensuing fiscal year.

Mobilization, operation, and maintenance.

Availability of funds.

Transfer of funds.

## SALARIES, WAR DEPARTMENT

For compensation for personal services in the War Department proper, as follows:

Office of Secretary of War: Secretary of War, Under Secretary of War, Assistant Secretaries of War, and other personal services, \$564,000: *Provided*, That not to exceed \$200,000 of the appropriations contained in this Act for military activities shall be available for the 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 Secretary of War, and for the temporary employment of persons (at not to exceed \$25 per day) or organizations, by contract or otherwise, without regard to section 3709 of the Revised Statutes or the civil service or classification laws: *Provided*, That no field-service appropriation shall be available for personal services in the War Department except as may be expressly authorized herein.

Expenses of persons in advisory capacity.

Temporary employment.

41 U. S. C. § 5.

Use of field-service appropriations for personal services.

Office of Chief of Staff, \$394,000.

Adjutant General's Office, \$2,088,000.

Office of the Inspector General, \$33,000.

Office of the Judge Advocate General, \$134,000.

Office of the Chief of Finance, \$609,000.

Office of the Quartermaster General, \$831,000.

Office of the Chief Signal Officer, \$371,000.

Office of Commanding General, Army Air Forces, \$517,000.

Office of the Surgeon General, \$393,000.

Technical and clerical personnel.

Office of Chief of Engineers, \$531,000: *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 Engineers, to carry into effect the various appropriations for rivers and harbors and flood control, surveys, and preparation for and the consideration of river and harbor and flood-control estimates and bills, to be paid from such appropriations: *Provided further*, That the expenditures on this account for the fiscal year 1944 shall not exceed \$604,219, 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.

Maximum expenditures, fiscal year 1944.

Report to Congress.

Office of Chief of Ordnance, \$883,000.

Office of Chief of Chemical Warfare Service, \$83,000.

Office of Chief of Chaplains, \$7,000.

National Guard Bureau, War Department, \$114,000.

In all, salaries, War Department, \$7,552,000.

Employment of additional personnel.

The Secretary of War is authorized to employ such additional personnel at the seat of government and elsewhere, and to provide out of any appropriations available for the Military Establishment for their salaries and for such printing and binding, communication and other services, and supplies as he may deem necessary to carry out the purposes of this Act, but the amount so used for personal services at the seat of government, other than for field service employees, shall not exceed one-third of 1 per centum of the total amount of cash appropriated for the Army.

## OFFICE OF THE SECRETARY

### CONTINGENT EXPENSES, WAR DEPARTMENT

For stationery and office supplies; purchase of professional and scientific books, lawbooks, including their exchange; books of reference, pamphlets, periodicals, newspapers (not to exceed \$3,500), maps; furniture and repairs to same; carpets, linoleum, filing equipment, photo supplies, towels, ice, brooms, soap, sponges; purchase of motortrucks; maintenance, repair, and operation of motortrucks and one motor-propelled passenger-carrying vehicle; freight and express charges; streetcar fares; postage; and other necessary expenses, \$511,000.

### PRINTING AND BINDING, WAR DEPARTMENT

Bulletins for instruction of medical officers.

For printing and binding for the War Department, except such as may be otherwise provided for in accordance with existing law, \$901,000: *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.

Time-measuring devices, restriction on use.

SEC. 2. 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 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 as may be otherwise authorized in this Act.

SEC. 3. Not to exceed 10 per centum of any of the appropriations for the Military Establishment for the fiscal year 1944 may be transferred with the approval of the Director of the Bureau of the Budget to any other of such appropriations, but no appropriation or sub-appropriation, except the subappropriations "Claims for Damages to and Loss of Private Property, Army" and "Claims of Officers, Enlisted Men, and Nurses of the Army for Destruction of Private Property", shall be increased more than 10 per centum thereby: *Provided*, That as to the appropriation "Engineer Service, Army", not to exceed 12½ per centum may be transferred from the subhead "Military Posts" to the subhead "Barracks and Quarters, Army".

SEC. 4. The foregoing appropriations for "Supplies and Transportation", "Signal Service of the Army", "Air Corps, Army", "Medical and Hospital Department", "Engineer Service, Army", "Ordnance Service and Supplies", "Chemical Warfare Service", and "Seacoast Defenses" shall each be available for the pay and allowances, including travel allowances, of such Reserve officers as the President may, with their consent, order to active duty for such periods, not in excess of two years, as their service may be required in the procurement or production of equipment therein appropriated for, or on duty pertaining to aviation.

SEC. 5. Appropriations for the Military Establishment for the fiscal year 1944 shall be available for carrying out the purposes of Executive Order Numbered 9112 of March 26, 1942.

SEC. 6. No part of any appropriation made by this Act shall be used in any way to pay any expense in connection with the conduct, operation, or management of any post exchange, branch exchange, or subexchange within any State, Territory, or the District of Columbia, save and except for real assistance and convenience under such regulations as the Secretary of War may prescribe, to such personnel as are now or may be hereafter authorized by law and regulation to purchase subsistence stores or other Quartermaster supplies and to civilians employed or serving at military posts in supplying them with articles of small personal needs, not similar to those furnished by the Government: *Provided*, That the commanding officer of the post at which any such exchange is situated shall certify on the monthly report of the post exchange council that such exchange was, during the period covered by such report, operated in compliance with this section: *Provided further*, That at posts isolated from a convenient market the Secretary of War may broaden the nature of the articles to be sold.

SEC. 7. No part of any appropriation contained in this Act shall be used directly or indirectly, except for temporary employment in case of emergency, for the payment of any civilian for services rendered by him on the Canal Zone while occupying a skilled, technical, clerical, administrative, executive, or supervisory position unless such person is a citizen of the United States of America or of the Republic of Panama: *Provided, however*, (1) That, notwithstanding the provision in the Act approved August 11, 1939 (53 Stat. 1409), limiting employment in the above-mentioned positions to citizens of the United States from and after the date of the approval of said Act, citizens of Panama may be employed in such positions; (2) that at no time shall the number of Panamanian citizens employed in the above-mentioned positions exceed the number of citizens of the United States so employed, if United States citizens

Cash rewards, etc.

Transfer of funds.

*Ante*, pp. 358, 359.

Pay and allowances of Reserve officers on active duty.

Financing war contracts.

7 F. R. 2367.

Post exchanges.

Certification on monthly reports.

Isolated posts.

Canal Zone. Citizenship requirement.

Employment of Panamanian citizens. 48 U. S. C. § 1307 note.

Limitation on number.

- are available in continental United States or on the Canal Zone; (3) that nothing in this Act shall prohibit the continued employment of any person who shall have rendered fifteen or more years of faithful and honorable service on the Canal Zone; (4) that in the selection of personnel for skilled, technical, administrative, clerical, supervisory, or executive positions, the controlling factors in filling these positions shall be efficiency, experience, training, and education; (5) that all citizens of Panama and the United States rendering skilled, technical, clerical, administrative, executive, or supervisory service on the Canal Zone under the terms of this Act (a) shall normally be employed not more than forty hours per week; (b) may receive as compensation equal rates of pay based upon rates paid for similar employment in continental United States plus 25 per centum; (6) this entire section shall apply only to persons employed in skilled, technical, clerical, administrative, executive, or supervisory positions on the Canal Zone directly or indirectly by any branch of the United States Government or by any corporation or company whose stock is owned wholly or in part by the United States Government: *Provided further*, That the President may suspend from time to time in whole or in part compliance with this section in time of war or national emergency if he should deem such course to be in the public interest.
- Sec. 8.** Appropriations for the Military Establishment for the fiscal year 1944 shall be available for all necessary expenses in connection with the instruction and training, including tuition, not otherwise provided for, of civilian employees in and under the War Department and the Military Establishment.
- Sec. 9.** Whenever, during the fiscal year ending June 30, 1944, the Secretary of War should deem it to be advantageous to the national defense, and if in his opinion the existing facilities of the War Department are inadequate, he is hereby authorized to employ, by contract or otherwise, without reference to section 3709, Revised Statutes, civil service or classification laws, or section 5 of the Act of April 6, 1914 (38 Stat. 335), and at such rates of compensation (not to exceed \$25 per day for individuals) as he may determine, the services of architects, engineers, or firms or corporations thereof, and other technical and professional personnel as may be necessary.
- Sec. 10.** Section 3648, Revised Statutes (31 U. S. C. 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 military attachés are required to operate or to payments made for tuition.
- Sec. 11.** No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.
- Employees with 15 years of service.
- Selection of personnel.
- Hours of employment; pay rates.
- Applicability of section.
- Wartime or emergency suspension.  
8 F. R. 9175.
- Instruction, etc., of civilian employees.
- Technical and professional personnel.
- 41 U. S. C. § 5.
- 5 U. S. C. § 55.
- Advances of public moneys.
- Persons advocating overthrow of U. S. Government.
- Affidavit.
- Penalty.

SEC. 12. No part of any money appropriated herein or included under any contract authority herein granted shall be expended for the payment of any commission on any land purchase contract in excess of 2 per centum of the purchase price.

Commissions on land purchase contracts.

SEC. 13. No part of any appropriation contained in this Act may be obligated for the construction of quarters, including heating and plumbing apparatus, wiring and fixtures, in continental United States, except in Alaska, for greater amounts per unit than follow:

Construction of quarters, limitations.

Permanent construction:

For commissioned officer, \$10,000.

For commissioned warrant or warrant officer, \$7,500.

For enlisted man, \$6,000.

Temporary construction:

For commissioned officer, \$7,500.

For commissioned warrant or warrant officer, \$5,000.

For enlisted man, \$3,500.

SEC. 14. Whenever the President deems it to be in the interest of national defense, he may authorize the Secretary of War to sell, transfer title to, exchange, lease, lend, or otherwise dispose of, to the government of any country whose defense the President deems vital to the defense of the United States, defense articles procured from funds appropriated in this or prior Acts, in accordance with the provisions of the Act of March 11, 1941, as amended (22 U. S. C. 411-419) to the extent that transfers have been authorized in prior Acts: *Provided*, That the term "defense article" as used herein shall be deemed to include defense information and services (including furnishing of quarters, subsistence, transportation, and hospitalization of personnel, and care of the dead), whether or not such information or service is necessary to or connected with the procurement or disposition of any defense article.

Disposal of defense articles.

55 Stat. 31.  
22 U. S. C., Supp.  
II, §§ 411-419.  
*Act*, p. 20.  
"Defense article."

SEC. 15. The Secretary of War is authorized to utilize any appropriation available for the Military Establishment, under such regulations as he may prescribe, for all expenses incident to the maintenance, pay, and allowances of prisoners of war, other persons in Army custody whose status is determined by the Secretary of War to be similar to prisoners of war, and persons detained in Army custody pursuant to Presidential proclamation.

Prisoners of war, etc.  
Maintenance, pay, and allowances.

SEC. 16. The appropriations contained in this Act which are available for the procurement or manufacture of munitions of war of special or technical design may be used for the development and procurement of gages, dies, jigs, and other special aids and appliances, production studies, factory plans, and other production data, including specifications and detailed drawings, in accordance with the provisions of sections 120 and 123 of the National Defense Act, as amended. Such appropriations may also be used for the purchase of letters patent, applications for letters patent, and licenses under letters patent and applications for letters patent that pertain to such equipment or material for which the appropriations are made.

Gages, dies, jigs, etc.

39 Stat. 213, 215.  
50 U. S. C. §§ 80, 78.

SEC. 17. Any appropriation contained in this Act shall be available to carry into effect the Act entitled "An Act to establish a Women's Army Auxiliary Corps for service with the Army of the United States", approved May 14, 1942.

W.A.A.C.  
56 Stat. 778.  
10 U. S. C., Supp.  
II, §§ 1393, 1701-1718;  
50 U. S. C., Supp. II,  
app. § 511.  
*Post*, p. 371.  
Family allowances.

SEC. 18. None of the moneys appropriated by this or any other Act shall be available to the War Department or the Military Establishment for audit work for the purpose of reconciling family allowance pay-roll deductions made by disbursing officers in the field with family allowance payments to dependents of military personnel under the provisions of the Servicemen's Dependents Allowance Act of 1942.

56 Stat. 381.  
37 U. S. C., Supp.  
II, §§ 231-220; 50 U. S.  
C., Supp. II, app.  
§§ 305, 315.  
*Post*, p. 577.

Availability of funds.

Merger of funds.

56 Stat. 611.

Rewards.

Allowances for rental of quarters.

56 Stat. 359. 37 U. S. C., Supp. II, §§ 101-120.

*Anie*, pp. 13, 219. *Post*, p. 571.

Availability of appropriations, etc.

Ratification of incurred obligations.

Short title.

SEC. 19. Appropriations available to the Military Establishment for the fiscal year 1943 shall remain available until June 30, 1944, and the appropriations made by this Act or otherwise available to the Military Establishment shall be merged with and become parts of appropriations under the respective heads in the Military Appropriation Act, 1943, as amended, or otherwise available, and shall include the objects and be subject to the limitations and conditions under said heads respectively in those Acts except as otherwise provided herein: *Provided*, That repayments affecting merged appropriations shall be credited to the applicable current appropriations.

SEC. 20. The appropriations for the Military Establishment for the fiscal year 1944 shall be available for the payment of rewards, subject to such regulations as the Secretary of War shall prescribe, to civilian officers and employees in addition to their usual compensation and to persons in civil life for suggestions resulting in improvement or economy in manufacturing process or plant or military material, and for suggestions resulting in efficiency or economy in the operation or administration of the War Department and the Military Establishment, and for expenses of such nonmonetary awards, including citations, insignia, emblems, medals, and devices; as may be granted in recognition of faithful and meritorious service.

SEC. 21. During the fiscal year 1944 occupancy of Government facilities under the jurisdiction of the Military Establishment on a rental basis by personnel of the services mentioned in the title of the Pay Readjustment Act of 1942 or by their dependents shall not deprive such personnel of money allowances for rental of quarters.

SEC. 22. The appropriations and authority with respect to appropriations contained herein shall be available from and including July 1, 1943, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between June 30, 1943, and the date of enactment of this Act in anticipation of such appropriations and authority are hereby ratified and confirmed if in accordance with the terms thereof.

SEC. 23. This Act may be cited as the "Military Appropriation Act, 1944".

Approved July 1, 1943.

[CHAPTER 186]

AN ACT

July 1, 1943

[S. 650]

[Public Law 100]

To revive and reenact the Act entitled "An Act granting the consent of Congress to the State of North Dakota to construct, maintain, and operate a free highway bridge across the Missouri River at or near Garrison, North Dakota", approved February 10, 1932.

Missouri River. Bridge across, at Garrison, N. Dak. 47 Stat. 43, 804; 48 Stat. 946; 49 Stat. 288, 1476; 50 Stat. 48; 52 Stat. 764; 53 Stat. 754.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Act approved February 10, 1932 (heretofore extended by Acts of Congress approved February 14, 1933, June 12, 1934, May 24, 1935, June 5, 1936, March 24, 1937, June 16, 1938, and May 24, 1939), granting the consent of Congress to the State of North Dakota to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at or near Garrison, North Dakota, be, and is hereby, revived and reenacted: *Provided*, That this Act shall be null and void unless the actual construction of the bridge herein referred to be commenced within two years and completed within four years from the date of approval hereof.

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

Approved July 1, 1943.

Time limitation.

## [CHAPTER 187]

## AN ACT

To establish a Women's Army Corps for service in the Army of the United States.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby established in the Army of the United States, for the period of the present war and for six months thereafter or for such shorter period as the Congress by concurrent resolution or the President by proclamation shall prescribe, a component to be known as the "Women's Army Corps". The total number of women enlisted or appointed into the Women's Army Corps shall not exceed the number authorized from time to time by the President.

SEC. 2. The enlisted personnel of such corps shall consist of women of excellent character in good physical health, who are enlisted in the Army of the United States under the provisions of the last paragraph of section 127a of the National Defense Act, as amended (54 Stat. 213), and who are on the date of such enlistment citizens of the United States between the ages of twenty and fifty years. All laws and regulations now or hereafter applicable to enlisted men or former enlisted men of the Army of the United States and their dependents and beneficiaries shall, in like cases and except where otherwise expressly provided, be applicable respectively to enlisted personnel and former enlisted personnel of such corps and their dependents and beneficiaries.

SEC. 3. The commissioned officers of such corps shall consist of women appointed as officers in the Army of the United States under the provisions of the joint resolution of September 22, 1941 (55 Stat. 728), and ordered into the active military service of the United States. The commanding officer of such corps shall be a colonel and such officers of lower rank shall be appointed as the Secretary of War may prescribe: *Provided*, That physicians and nurses shall not be enlisted in this corps: *And provided further*, That commissioned officers and noncommissioned officers of the Women's Army Corps shall exercise command only over women of the Women's Army Corps and other members of the Army of the United States specifically placed under their command. They and their dependents and beneficiaries shall have all of the rights, privileges, and benefits accorded in like cases to other persons under that Act, except where otherwise expressly provided.

SEC. 4. Notwithstanding any other provision of law, no woman appointed as an officer in the Army of the United States under the provisions hereof who has previously held an appointment as an officer of the Women's Army Auxiliary Corps established pursuant to the provisions of the Act of May 14, 1942 (Public Law 554, Seventy-seventh Congress), shall be entitled to any uniform allowance payable to officers of the Army of the United States. Such officers who have not received a complete issue of uniforms, insignia, accessories, and equipment prescribed under the provisions of section 8 of such Act of May 14, 1942, may be issued the remainder of such prescribed articles, and all such officers who have heretofore received, or may hereafter receive such complete issue, or any part thereof, may retain such articles as their personal property.

SEC. 5. Effective on the last day of the second calendar month following the date of the approval of this Act, the Act of May 14, 1942, as amended, except section 11 thereof, is hereby repealed. Section 11 of such Act of May 14, 1942, shall not be applicable to enlisted personnel or commissioned officers of the corps established by this Act except in cases in which its applicability is based upon the status of such enlisted personnel or commissioned officers as former members

July 1, 1943  
[S. 495]

[Public Law 110]

Women's Army Corps.  
Establishment as component of Army of U. S.

Maximum strength.

Enlisted personnel.

41 Stat. 785.  
10 U. S. C. § 634.

Commissioned officers.

10 U. S. C., Supp. II, § 494 note.  
Post, p. 360.

Physicians and nurses.

Exercise of command.

Rights, privileges, and benefits.

Officers' uniforms, etc.

56 Stat. 278.  
10 U. S. C., Supp. II, §§ 1393, 1701-1718;  
50 U. S. C., Supp. II, app. § 511.

56 Stat. 290.  
10 U. S. C., Supp. II, § 1708.

Repeal of existing law; exception.

56 Stat. 278.  
10 U. S. C., Supp. II, §§ 1393, 1701-1718;  
50 U. S. C., Supp. II, app. § 511.

Injury or death benefits.  
10 U. S. C., Supp. II, § 1711.

Termination of service under Act of May 14, 1942.

Transportation from last duty post.

of the corps established by such Act of May 14, 1942. Enlistment or acceptance of appointment under the provisions of this Act shall terminate service under the Act of May 14, 1942, and personnel who were enrolled or appointed under the Act last mentioned who do not so enlist or accept appointment hereunder will be discharged. The Secretary of War is authorized to provide transportation and sleeping accommodations, or an allowance in lieu thereof at the rate of 5 cents per mile, for the travel from her last duty post to the place of her acceptance for appointment or enrollment to any member of the Women's Army Auxiliary Corps established pursuant to the provisions of such Act of May 14, 1942, who is not appointed or enlisted in the Army of the United States pursuant to the provisions of this Act.

Approved July 1, 1943.

[CHAPTER 188]

AN ACT

July 3, 1943  
[S. 832]

[Public Law 111]

Relating to the sale of horse meat or food products thereof in the District of Columbia.

Horse meat and horse-meat products, D. C.  
Marking or labeling; notification.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That after thirty days after the date of enactment of this Act it shall be unlawful for any person, firm, or corporation, or any officer, agent, or employee thereof, to sell or offer for sale within the District of Columbia to any person any horse meat or food product thereof unless such meat or food product is plainly and conspicuously labeled, marked, branded, or tagged "horse meat" or "horse-meat product", as the case may be, or, in the case of any horse meat or food product thereof which is sold or offered for sale to any consumer at a hotel, restaurant, or similar establishment, unless such consumer is notified that the food which he receives contains horse meat or food products thereof.

Penalties.

SEC. 2. Any person who willfully violates any provision of this Act, or any regulation prescribed thereunder, shall, upon conviction thereof, be fined not more than \$500, or imprisoned for not more than one year, or both.

Regulations.

SEC. 3. The health officer of the District of Columbia, subject to the approval of the Commissioners of the District of Columbia, is authorized to make such regulations as may be necessary to carry out the purposes of this Act.

Approved July 3, 1943.

[CHAPTER 189]

AN ACT

July 3, 1943  
[S. 1026]

[Public Law 112]

To provide for the settlement of claims for damage to or loss or destruction of property or personal injury or death caused by military personnel or civilian employees, or otherwise incident to activities, of the War Department or of the Army.

Damages incident to activities of War Department or Army.  
Settlement of small claims.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War, and, subject to appeal to the Secretary of War, such other officer or officers as he may designate for such purposes and under such regulations as he may prescribe, are hereby authorized to consider, ascertain, adjust, determine, settle and pay in an amount not in excess of \$500, or in time of war not in excess of \$1,000, where accepted by the claimant in full satisfaction and final settlement, any claim against the United States arising on or after May 27, 1941, when such claim is substantiated in such manner as the Secretary of War may by regulation prescribe, for damage to or loss or destruction of property,

real or personal, or for personal injury or death, caused by military personnel or civilian employees of the War Department or of the Army while acting within the scope of their employment, or otherwise incident to noncombat activities of the War Department or of the Army, including claims for damage to or loss or destruction, by criminal acts, of registered or insured mail while in the possession of the military authorities, claims for damage to or loss or destruction of personal property bailed to the Government and claims for damages to real property incident to the use and occupancy thereof, whether under a lease, express or implied, or otherwise: *Provided*, That the damage to or loss or destruction of property, or the personal injury or death, shall not have been caused in whole or in part by any negligence or wrongful act on the part of the claimant, his agent, or employee. No claim shall be settled under this Act unless presented in writing within one year after the accident or incident out of which such claim arises shall have occurred: *Provided*, That if such accident or incident occurs in time of war, or if war intervenes within one year after its occurrence, any claim may on good cause shown be presented within one year after peace is established. The amount allowed on account of personal injury or death shall be limited to reasonable medical, hospital, and burial expenses actually incurred, except that no payment shall be made to any claimant in reimbursement for medical or hospital services furnished at the expense of the United States nor, in the case of burial, of such portion of the expense thereof as may be otherwise paid by the United States. Any such settlement made by the Secretary of War, or his designee, under the authority of this Act and such regulations as he may prescribe hereunder, shall be final and conclusive for all purposes, notwithstanding any other provision of law to the contrary. The provisions of this Act shall not be applicable to claims arising in foreign countries or possessions thereof which are cognizable under the provisions of the Act of January 2, 1942 (55 Stat. 880; 31 U. S. C. 224d), as amended, or to claims for damage to or loss or destruction of property of military personnel or civilian employees of the War Department or of the Army, or for personal injury or death of such persons, if such damage, loss, destruction, injury, or death occurs incident to their service. The Secretary of War may report such claims as exceed \$500, or in time of war \$1,000, to Congress for its consideration.

SEC. 2. Such appropriations as may be required for the settlement of claims under the provisions of this Act are hereby authorized. Appropriations available to the War Department for the settlement of claims under the provisions of other laws shall be available for the settlement of claims of the same character under the provisions of this Act.

SEC. 3. That portion of section 1 of the Act of August 24, 1912 (37 Stat. 586), reading as follows: "*Provided*, That hereafter the Secretary of War is authorized to consider, ascertain, adjust, and determine the amounts due on all claims for damages to and loss of private property when the amount of the claim does not exceed the sum of one thousand dollars, occasioned by heavy gun fire and target practice of troops, and for damages to vessels, wharves, and other private property, found to be due to maneuvers or other military operations for which the Government is responsible, and report the amounts so ascertained and determined to be due 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." is hereby repealed.

SEC. 4. The Act of December 28, 1922 (42 Stat. 1066; 31 U. S. C. 215-217), shall hereafter be inapplicable to the War Department.

Negligence or wrongful act of claimant.

Time limitation.

Extension in time of war.

Allowance in case of personal injury or death.

Settlement to be final.

Nonapplicability.

*Ante*, p. 66.

Claims in excess of designated amounts.

Appropriations authorized.  
*Post*, pp. 545. 632.

Repeals.  
5 U. S. C., Supp. II,  
§ 208.

SEC. 5. Section 4 of the River and Harbor Act, approved June 25, 1910 (36 Stat. 676), as amended by the Act of June 5, 1920 (41 Stat. 1015; 33 U. S. C. 564), is hereby repealed.

SEC. 6. The Act of March 3, 1885 (23 Stat. 350), as amended by the Act of July 9, 1918 (40 Stat. 880), and by the Act of March 4, 1921 (41 Stat. 1436), is hereby amended by adding, after section 5, the following sections:

"SEC. 5a. Any authorization or direction in this Act to the Secretary of War, and any reference herein to a decision, declaration, or other action by the Secretary of War, shall include authorization or direction to, and action by, as the case may be, such other officer or officers as he may designate for such purposes, acting under such regulations as he may prescribe. Any settlement made by the Secretary of War, or his designee, under the authority of this Act, under such regulations as he may prescribe, shall be final and conclusive for all purposes, notwithstanding any other provisions of law to the contrary.

"SEC. 5b. The provisions of this Act shall be applicable also to civilian personnel and civilian employees of the War Department or of the Army, including such personnel and employees engaged on civil works."

SEC. 7. The Act of February 13, 1936 (49 Stat. 1138; 31 U. S. C. 224a), shall hereafter be inapplicable to acts of officers, enlisted men, and employees of the Army and officers, employees, or agents of the War Department.

Approved July 3, 1943.

[CHAPTER 190]

AN ACT

To amend 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, as amended, 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 provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment", approved June 2, 1920, as amended (U. S. C., title 29, ch. 4), is amended to read as follows:

"AVAILABILITY OF FUNDS

"SECTION 1. Moneys made available for the purpose pursuant to this Act shall be used for making payments to States (and Alaska, Hawaii, and Puerto Rico, herein referred to as 'States') which have submitted, and had approved by the Federal Security Administrator (herein referred to as the 'Administrator'), State plans for vocational rehabilitation of disabled individuals.

"STATE PLANS

"SEC. 2. (a) To be approvable under this Act, a State plan for vocational rehabilitation shall—

"(1) designate the State board of vocational education (herein referred to as the 'State board') as the sole agency for the administration, supervision, and control of the State plan; except that where under the State's law, the State blind commission, or other agency which provides assistance or services to the adult blind is authorized to provide them vocational rehabilitation, the plan

31 U. S. C. §§ 218-222.  
Loss of property in military service.

Delegation of functions.

Settlement to be final.

Applicability to civilian personnel.

Claims for injury or death abroad.

July 6, 1943  
[H. R. 2536]  
[Public Law 113]

Vocational Rehabilitation Act Amendments of 1943.

41 Stat. 735.  
29 U. S. C. §§ 31-38,  
41-44.

Post, pp. 502, 536, 616.

Requirements.

State board as sole agency.

Agency assisting adult blind.

shall provide for administration by such State blind commission or other State agency of the part of the plan under which vocational rehabilitation is provided the blind: *Provided*, That in any State which by law has established a rehabilitation commission prior to the date of enactment of this Act, with authority to provide rehabilitation services to disabled individuals, the State board may delegate to such commission all or any part of the operation of the State plan, under a written agreement of cooperation approved by the Administrator;

Operation by rehabilitation commission.

"(2) provide that the State treasurer (or, if there be no State treasurer, the officer exercising similar functions for the State) be appointed as custodian of funds received under this Act from the Federal Government and receive and provide for the proper custody of such funds;

State treasurer as custodian of Federal funds.

"(3) show the plan, policies, and methods to be followed in carrying out the work under the State plan and in its administration and supervision;

Policies, etc., under State plan.

"(4) provide that vocational rehabilitation under the plan shall be made available only to classes of employable individuals defined by the Administrator;

Limitation.

"(5) contain such provisions as to the qualification of personnel for appointment in administering the plan as are necessary to the establishment and maintenance of personnel standards; the duty of the Administrator in approving a plan shall be solely the determination of whether the plan contains such provisions, but the Administrator shall exercise no authority with respect to the selection, method of selection, tenure of office, or compensation of any individual employed in accordance with such provisions;

Qualification of personnel.

"(6) provide such methods of administration, other than establishment and maintenance of personnel standards, as are found by the Administrator to be necessary for the proper and efficient administration of the plan;

Administrative methods.

"(7) provide that the State board will make such reports, in such form and containing such information, as the Administrator may from time to time require, and comply with such provisions as he may from time to time find necessary to assure the correctness and verification of such reports;

Reports.

"(8) provide that no portion of any money paid to the State under this Act shall be applied, directly or indirectly, to the purchase, preservation, erection, or repair of any building or buildings, or for the purchase or rental of any land for administrative purposes;

Purchase, etc., of buildings and land.

"(9) provide such rules, regulations, and standards with respect to expenditures upon which Federal grants are made available under section 3 (a) as the Administrator may find reasonable and necessary, including (A) provisions designed to secure good conduct, regular attendance, and cooperation of trainees and reduction of allowance in the case of on-the-job training; (B) maximum fees which may be paid for training and maximum duration of training; (C) maximum schedules of fees for surgery, therapeutic treatment, hospitalization, and medical examination, and for prosthetic devices; and (D) maximum rates of compensation of personnel; and

Rules, regulations, and standards.

"(10) provide that vocational rehabilitation provided under the State plan shall be available, under such rules and regulations as the Administrator shall prescribe, to any civil employee of the United States disabled while in the performance of his duty and to any war disabled civilian (as defined in section 10).

Civil employees of U. S. and war disabled civilians.

Approval of plans.

“(b) The Administrator shall approve any plan which he believes to be feasible and which fulfills the conditions specified in subsection (a) of this section, except that he shall not approve any plan which he finds contains such restrictions with respect to the expenditure of funds under such plan as would (1) substantially increase the costs of vocational rehabilitation in the State, or (2) seriously impair the effectiveness of the State plan in carrying out the purposes of this Act.

“PAYMENTS TO STATES

“SEC. 3. (a) From the sums made available pursuant to section 2, the Secretary of the Treasury shall pay to each State which has an approved plan for vocational rehabilitation, for each quarter or other shorter payment period prescribed by the Administrator, the sum of amounts he determines to be—

War disabled civilians.  
Necessary cost to State.

“(1) the necessary cost (exclusive of administrative expenses) to such State under the plan of providing vocational rehabilitation during the period for which such payment is to be made to disabled individuals certified to the State by the Administrator as war disabled civilians;

Other disabled individuals.  
One-half of necessary expenditures.

“(2) one-half of necessary expenditures under such plan in such period (exclusive of administrative expense) for rehabilitation training and medical examinations where necessary to determine eligibility for vocational rehabilitation, the nature of rehabilitation services required, or occupational limitations, in the case of other disabled individuals; and

Physical restoration services.  
One-half of necessary expenditures.

“(3) one-half of necessary expenditures under such plan in such period (exclusive of administrative expense) for rehabilitation services specified in subparagraphs (A), (B), (C), (D), and (E), to disabled individuals (not including war disabled civilians) found to require financial assistance with respect thereto, after full consideration of the eligibility of such individual for any similar benefit by way of pension, compensation, or insurance, such rehabilitation services being—

“(A) corrective surgery or therapeutic treatment necessary to correct or substantially modify a physical condition which is static and constitutes a substantial handicap to employment, but is of such a nature that such correction or modification should eliminate or substantially reduce such handicap within a reasonable length of time;

“(B) necessary hospitalization, in no case to exceed ninety days, in connection with surgery or treatment specified in subparagraph (A);

“(C) transportation, occupational licenses and customary occupational tools and equipment not mentioned elsewhere in this subsection;

“(D) such prosthetic devices as are essential to obtaining or retaining employment;

“(E) maintenance not exceeding the estimated cost of subsistence during training, including the cost of any necessary books and other training material.

Administrative expenses.

“(4) expenditures in such period necessary for the proper and efficient administration of the plan, including necessary administrative costs in connection with providing the foregoing services to, and guidance and placement of, disabled individuals.

Increase of Federal share.

“(b) In the case of any State found by the Administrator to have substantially exhausted its funds available for necessary expenditures specified in subsection (a), he may increase amounts payable to such State under such subsection during periods prior to July 1, 1945, under

such conditions as shall be prescribed in general regulations promulgated by him.

“(c) The method of computing and paying amounts pursuant to subsections (a) and (b) shall be as follows:

Computation and payment.

Estimates.

“(1) The Administrator shall from time to time estimate the amount to be paid to each State under the provisions of this Act, such estimate to be based on (A) a report filed by the State containing its estimate of the total sum to be expended for vocational rehabilitation during the period for which such estimate is made, and stating the amount appropriated or made available by the State and its political subdivisions for such expenditures in such period, (B) a report filed by the State containing its estimate for such period of the administrative expenses to be incurred by the State board in carrying out its functions under such State plan, (C) records showing the number of individuals in the State needing and eligible under the State plan for vocational rehabilitation, and (D) such other investigation as the Administrator may find necessary.

Certification.

“(2) The Administrator shall then certify to the Secretary of the Treasury the amount so estimated by the Administrator for any period, reduced or increased, as the case may be, by any sum by which he finds that his estimate for any prior period was greater or less than the amount which should have been paid to the State for such prior period, except that such increases or reductions shall not be made to the extent that such sums have been applied to make the amount certified for any prior period greater or less than the amount estimated by the Administrator for such prior period.

Payments.

“(3) The Secretary of the Treasury shall, upon receiving such certification, pay, through the Division of Disbursement of the Treasury Department and prior to audit or settlement by the General Accounting Office, to the State, at the time or times fixed by the Administrator, the amounts so certified. The money so received by the State shall be paid out in accordance with the provisions of the State plan.

#### “OPERATION OF STATE PLANS

“SEC. 4. Whenever the Administrator, after reasonable notice and opportunity for hearing to the State board, finds that in the administration of the plan there is—

Withholding of funds.

“(1) a failure to comply substantially with any provision of the plan approved by the Administrator under section 2; or

“(2) a failure to afford reasonable cooperation with other Federal and State agencies providing vocational rehabilitation or similar services,

the Administrator shall notify such State board that further payments will not be made to the State under this Act until he is satisfied that there will no longer be any such failure. Until he is so satisfied the Administrator shall make no further certification to the Secretary of the Treasury with respect to such State under this Act.

#### “SERVICES FOR STATE BOARDS

“SEC. 5. To facilitate the operation of State plans under this Act, the Administrator is hereby authorized to enter into agreements with two or more State boards needing access to special facilities and services and to furnish to such boards, on a cost basis, services and facilities; and is hereby authorized to establish such needed facilities.

Agreements to furnish services and facilities.

Reimbursement. Costs of establishing such facilities and furnishing such services for any State shall be paid from funds appropriated pursuant to this Act, but shall be deemed expenditures under the State plan, and reimbursement with respect to such cost shall be made by deducting an amount equal to such cost from payments made to such State under this Act.

*Ante*, p. 336.  
*Post*, pp. 379, 502,  
536, 616.  
Disabled residents.

Cooperation with  
U. S. Employees'  
Compensation Com-  
mission.

#### "DISTRICT OF COLUMBIA

"SEC. 6. Out of funds made available for the purpose, the Administrator is authorized to provide vocational rehabilitation services to disabled persons actually residing in the District of Columbia and to formulate and carry out a plan of cooperation with the United States Employees' Compensation Commission with respect to the vocational rehabilitation of any such disabled residents as are civil employees of the United States disabled while in the performance of duty. In carrying out his functions under this section, the Administrator is authorized to utilize and enlarge facilities of appropriate units of the Federal Security Agency, and to enter into agreements and cooperative working arrangements with public agencies and private persons, agencies, and institutions, within the United States, its Territories, and possessions, for services and use of facilities of such persons, agencies, and institutions and to compensate them and such units for such services and use.

#### "ADMINISTRATION

Authority of Ad-  
ministrator.

Aptitude studies,  
etc.

Instruction courses.  
*Post*, p. 616.

Books and tuition.

Travel status.

Method of payment  
for use of facilities, etc.

"SEC. 7. (a) In carrying out his duties under this Act, the Administrator is authorized—

"(1) to make studies, investigations, and reports with respect to abilities, aptitudes, and capacities of handicapped individuals, development of their potentialities, and their utilization in gainful and suitable employment;

"(2) until July 1, 1945, to conduct appropriate courses of instruction for any personnel who participate or will participate in carrying out the purposes of this Act, and to detail such personnel to attend such courses and appropriate courses of not more than six weeks' duration conducted by other public agencies and private agencies and organizations, which detail shall be part of the official duties of such employees;

"(3) until July 1, 1945, to provide personnel so detailed with necessary books and other material and pay their tuition, or reimburse them for expenditures therefor; and, in any case where such detail is away from an employee's official station he may, for purposes of subsistence and traveling expenses, be deemed on travel status.

"(b) Payment for use of facilities, and services obtained pursuant to this Act by the Administrator from units of the Federal Security Agency or other Federal agencies, shall be by check either in advance or as reimbursement, for the actual or estimated cost of such facilities and services, and amounts so paid shall be credited, as determined by such Administrator, either to special working funds as provided in existing law or to the appropriation or appropriations against which charges are to be made or have been made in providing the facilities or services, and payment for services and facilities of other agencies shall be made by check to the payee or payees specified by such agencies.

"(c) The Administrator is hereby authorized to make rules and regulations governing the administration of this Act, and to delegate to any officer or employee of the United States such of his powers and

Rules and regula-  
tions; delegation of  
powers.

duties, except the making of rules and regulations, as he finds necessary in carrying out the purposes of this Act.

#### “REPORTS

“SEC. 8. Annual reports shall be made to the Congress by the Administrator as to the administration of this Act.

#### “APPROPRIATION

“SEC. 9. There are hereby authorized to be included for each fiscal year in the appropriations for the Federal Security Agency such sums as are necessary to carry out the provisions of this Act, including an equitable share from District of Columbia funds of the sums made available for carrying out the purposes of section 6.

Annual appropriations.  
*Post*, pp. 502, 616.  
Share from D. C. funds.  
*Ante*, p. 378.

#### “DEFINITIONS

“SEC. 10. As used in this Act—

“(a) The term ‘vocational rehabilitation’ and the term ‘rehabilitation services’ means any services necessary to render a disabled individual fit to engage in a remunerative occupation; and

“(b) The term ‘war disabled civilian’ means—

“(1) Any civilian (except a person who is paid by the United States, or any department, agency, or instrumentality thereof, for services as a civilian defense worker) disabled while serving at any time after December 6, 1941, and prior to the termination of the present war as declared by Presidential proclamation or concurrent resolution of the Congress—

“(A) in the Aircraft Warning Service; or

“(B) as a member of the Civil Air Patrol; or

“(C) as a member, in accordance with regulations prescribed by the Director of the Office of Civilian Defense, of the United States Citizens Defense Corps in the protective services engaged in civilian defense, as such protective services are established from time to time by regulation or order of such Director; or

“(D) as a registered trainee taking training in accordance with regulations prescribed by such Director for such protective services, and

“(2) Any civilian disabled while serving at any time after December 6, 1941, and prior to the termination of the present war as so declared as an officer or member of the crew of a vessel owned or chartered by the Maritime Commission, or the War Shipping Administration, or operated under charter from such Commission or Administration; but no individual shall be considered to be a war disabled civilian unless he is disabled as a result of disease or injury, or aggravation of a preexisting disease or injury, incurred in line of duty during such period, not due to his own misconduct.

#### “SHORT TITLE

“SEC. 11. This Act may be cited as the ‘Vocational Rehabilitation Act.’”

SEC. 2. Effective July 1, 1943, 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, as amended, is hereby repealed.

Repeal.  
45 Stat. 1260.  
D. C. Code §§ 31-  
501 to 31-507.

Effectiveness of  
prior Act.  
41 Stat. 735.  
29 U. S. C. §§ 31-38,  
41-44.

45 Stat. 1260.  
D. C. Code §§ 31-  
501 to 31-507.

Benefits extended  
awaiting State legis-  
lation.

Short title.

SEC. 3. (a) The Act of June 2, 1920, as in effect prior to the enactment of this Act, and plans and regulations approved and promulgated thereunder prior to the enactment of this Act may, notwithstanding the amendment made by section 1 of this Act, be considered to remain in effect with respect to the period ending ninety days after the date of the enactment of this Act; and the plan formulated with the United States Employees' Compensation Commission pursuant to the Act of February 23, 1929, as in effect prior to the enactment of this Act, and regulations promulgated under such Act of February 23, 1929, prior to the enactment of this Act, shall remain in effect except to the extent they may be hereafter modified or superseded.

(b) If any State cannot fully comply with the conditions of the Vocational Rehabilitation Act, as amended by this Act, on the date of the enactment of this Act such State may secure the benefits of the Vocational Rehabilitation Act as so amended, until sixty days after the legislature of such State first meets in due course after such date of enactment or until the earliest effective date after such sixty days which could be given in such State to legislation passed within such sixty days to secure the benefits of this Act, whichever is the later, if it complies therewith to the extent possible.

SEC. 4. This Act may be cited as the "Vocational Rehabilitation Act Amendments of 1943".

Approved July 6, 1943.

[CHAPTER 191]

AN ACT

To adjust the pay status of warrant officers temporarily commissioned in the Army of the United States.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That effective as of December 7, 1941, the joint resolution entitled "Joint resolution to authorize temporary appointments of officers in the Army of the United States", approved September 22, 1941, is amended by inserting after the second proviso a colon and the following: "*Provided further*, That no warrant officer temporarily appointed as a commissioned officer under the authority of this Act shall suffer any reduction in pay and allowances to which he was entitled at the time of such temporary appointment".

SEC. 2. No back pay or allowances shall be held to have accrued prior to December 7, 1941, by reason of the enactment of this Act.

Approved July 7, 1943.

[CHAPTER 192]

AN ACT

To provide for the disposal of certain records of the United States Government.

*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, the word "records" includes all books, papers, maps, photographs, or other documentary materials, regardless of physical form or characteristics, made or received by any agency of the United States Government in pursuance of Federal law or in connection with the transaction of public business and preserved or appropriate for preservation by that agency or its legitimate successor as evidence of the organization, functions, policies, decisions, procedures, operations, or other activities of the Government or because of the informational value of data contained therein. Library and museum material made or acquired and preserved solely for reference or exhibition purposes,

July 7, 1943

[H. R. 2349]

[Public Law 114]

Army of the U. S.  
Pay of warrant officers temporarily commissioned.

55 Stat. 728.  
10 U. S. C., Supp.  
II, § 484 note.

July 7, 1943

[H. R. 2943]

[Public Law 115]

Disposal of certain  
Government records.

Materials excluded.

extra copies of documents preserved only for convenience of reference, and stocks of publications and of processed documents are not included within the definition of the word "records" as used in this Act.

SEC. 2. The National Archives Council shall promulgate regulations, not inconsistent with this Act, establishing (1) procedures for the compiling and submitting to the Archivist of the United States of lists and schedules of records proposed for disposal, (2) procedures for the disposal of records authorized for disposal, and (3) standards for the reproduction of records by photographic or microphotographic processes with a view to the disposal of the original records. Such regulations, when approved by the President, shall be binding on all agencies of the United States Government.

Regulations governing procedures.

SEC. 3. The head of each agency of the United States Government shall submit to the Archivist of the United States, in accordance with regulations promulgated as provided in section 2 of this Act (1) lists of any records in the custody of the agency that have been photographed or microphotographed in accordance with the said regulations and that, as a consequence thereof, do not appear to have sufficient value to warrant their further preservation by the Government; (2) lists of any other records in the custody of the agency that are not needed by it in the transaction of its current business and that do not appear to have sufficient administrative, legal, research, or other value to warrant their further preservation by the Government; and (3) schedules proposing the disposal after the lapse of specified periods of time of records of a specified form or character that either have accumulated in the custody of the agency or that may accumulate therein at any time after the submission of such schedules and that apparently will not after the lapse of the period specified have sufficient administrative, legal, research, or other value to warrant their further preservation by the Government.

Submission of lists and schedules to Archivist.

SEC. 4. The Archivist shall submit to Congress, at such times as he shall deem expedient, the lists or schedules submitted to him in accordance with the provisions of section 3 of this Act, or parts of such lists or schedules, and lists or schedules of any records in his legal custody, insofar as it shall appear to him that the records listed in such lists or schedules do not, or will not after the lapse of the period specified, have sufficient administrative, legal, research, or other value to warrant their continued preservation by the United States Government: *Provided*, That the Archivist shall not submit to Congress lists or schedules of records of any existing agency of the Government in his legal custody without first having obtained the written consent of the head of such agency.

Submission of lists and schedules to Congress.

SEC. 5. Whenever the Archivist shall submit lists or schedules to Congress, it shall be the duty of the presiding officer of the Senate to appoint two Senators who, with the members of the Committee on the Disposition of Executive Papers of the House of Representatives, shall constitute a joint committee to which all such lists or schedules shall be referred, and the joint committee shall examine such lists or schedules and submit to the Senate and House of Representatives, respectively, a report of such examination and its recommendations.

Consent of existing agency.

Examination and report by joint Congressional committee.

SEC. 6. If the joint committee reports that any of the records listed in a list or schedule referred to it do not, or will not after the lapse of the period specified, have sufficient administrative, legal, research, or other value to warrant their continued preservation by the Government, the Archivist shall notify the head of the agency by which the list or schedule was submitted of the action of the joint committee and the head of such agency shall cause such records to be disposed of in accordance with regulations promulgated as provided in section 2 of this Act.

Disposal of unnecessary records.

Disposal of records on failure of committee to report.

SEC. 7. If the joint committee fails to make a report during any regular or special session of Congress on any list or schedule submitted to Congress by the Archivist not less than ten days prior to the adjournment of such session, the Archivist may empower the head of the agency who submitted the list or schedule to cause the records listed therein to be disposed of in accordance with regulations promulgated as provided in section 2 of this Act.

Duplications.

SEC. 8. Whenever it shall appear to the Archivist that any agency has in its custody, or is accumulating, records of the same form or character as any records of the same agency previously authorized by Congress to be disposed of, he may empower the head of such agency to dispose of such records, after they have been in existence a specified period of time, in accordance with regulations promulgated as provided in section 2 of this Act and without listing or scheduling them.

Records of claims, demands, and accounts.

SEC. 9. Records pertaining to claims and demands by the Government of the United States or against it, or to any accounts in which the Government of the United States is concerned, either as debtor or creditor, shall not be disposed of by the head of any agency under any authorizations granted pursuant to the provisions of sections 6, 7, and 8 of this Act, until such claims, demands, and accounts have been settled and adjusted in the General Accounting Office, except upon the written approval of the Comptroller General of the United States.

Records dangerous to health, etc.

SEC. 10. Whenever the Archivist and the head of the agency that has custody of them shall jointly determine that any records in the custody of any agency of the United States Government are a continuing menace to human health or life or to property, the Archivist shall cause such menace to be eliminated immediately by whatever method he may deem necessary. If any records in the custody of the Archivist are disposed of under this section, the Archivist shall report the disposal thereof to the agency from which they were transferred.

Emergency disposal in time of war.

SEC. 11. At any time during the existence of a state of war between the United States and any other nation or when hostile action by a foreign power appears imminent, the head of any agency of the United States Government may authorize the destruction of any records in his legal custody situated in any military or naval establishment, ship, or other depository outside the territorial limits of continental United States (1) the retention of which would be prejudicial to the interests of the United States or (2) which occupy space urgently needed for military purposes and are, in his opinion, without sufficient administrative, legal, research, or other value to warrant their continued preservation: *Provided*, That within six months after the disposal of any such records, the official who directed the disposal thereof shall submit a written report thereon to the Archivist in which he shall describe the character of such records and state when and where the disposal thereof was accomplished.

Report to Archivist.

Reports to Congress.

SEC. 12. The Archivist shall transmit to Congress at the beginning of each regular session reports as to the records authorized for disposal under the provisions of section 7 of this Act and as to the records disposed of under the provisions of sections 9 and 10 of this Act.

Photographs or microphotographs. Admissibility in evidence.

SEC. 13. Photographs or microphotographs of any records made in compliance with regulations promulgated as provided in section 2 of this Act shall have the same force and effect as the originals thereof would have and shall be treated as originals for the purpose of their admissibility in evidence. Duly certified or authenticated reproductions of such photographs or microphotographs shall be admitted in evidence equally with the original photographs or microphotographs.

SEC. 14. All moneys derived by agencies of the Government from the sale of records authorized for disposal under the provisions of this Act shall be paid into the Treasury of the United States unless otherwise required by existing law applicable to the agency.

SEC. 15. The procedures herein prescribed are exclusive and no records of the United States Government shall be alienated or destroyed except in accordance with the provisions of this Act.

SEC. 16. The Act entitled "An Act to provide for the disposition of certain records of the United States Government", approved August 5, 1939 (53 Stat. 1219), the Act entitled "An Act to provide for the disposition of certain photographed records of the United States Government, and for other purposes", approved September 24, 1940 (54 Stat. 958), and all other Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed.

Approved July 7, 1943.

Receipts from sales.

Procedures deemed exclusive.

Repeals.

44 U. S. C. §§ 351-361, 362, 363; Supp. II, §§ 351-361.

[CHAPTER 193]

AN ACT

Relating to appointments to the United States Military Academy and the United States Naval Academy in the case of redistricting of congressional districts.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That cadets at the United States Military Academy and midshipmen at the United States Naval Academy, or nominees for appointment thereto, whose place of residence, by reason of redistricting the State concerned, falls in another congressional district, and who were appointed with respect to or nominated by the Representative of the former district, shall be charged to the Representative of the latter district as additional numbers but the number of cadets and midshipmen otherwise respectively allowed at such respective academies for the Representative of such latter district shall be temporarily increased by the number of such cadets or midshipmen, as the case may be, and by the number of such nominees who are appointed and qualify: *Provided,* That such temporary increase in numbers authorized herein for the Representative concerned shall be reduced accordingly as each cadet or midshipman, in attendance at either academy under an appointment from such former district is finally separated therefrom.

Approved July 7, 1943.

July 7, 1943  
[H. R. 3026]  
[Public Law 116]

U. S. Military Academy and U. S. Naval Academy.  
Appointments.

[CHAPTER 194]

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 four years from September 1, 1943, 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 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 Con-

July 7, 1943  
[H. J. Res. 139]  
[Public Law 117]

Oil and gas conservation.  
Consent of Congress to extension of compact.

49 Stat. 939.

gress and the Congress gave consent to such compact by H. J. Res. 407, approved August 27, 1935 (Public Resolution Numbered 64, Seventy-fourth Congress), and which said compact was thereafter extended and renewed for a period of two years from September 1, 1937, by an agreement 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 was duly ratified by the States of Oklahoma, Texas, Kansas, New Mexico, Illinois, and Colorado, and was deposited in the Department of State of the United States, and thereafter such extended and renewed compact was, by the President, presented to the Congress and the Congress gave consent to such extended and renewed compact by S. J. Res. 183, approved August 10, 1937 (Public Resolution Numbered 57, Seventy-fifth Congress), and which said compact was thereafter extended and renewed for a period of two years from September 1, 1939, by an agreement duly executed and ratified by the States of Oklahoma, Texas, Kansas, Colorado, New Mexico, and Michigan, and was deposited in the Department of State of the United States, thereafter such extended and renewed compact was, by the President presented to the Congress and the Congress gave consent to such extended and renewed compact by H. J. Res. 329, approved July 20, 1939 (Public Resolution Numbered 31, Seventy-sixth Congress), and which said compact was thereafter extended and renewed for a period of two years from September 1, 1941, by an agreement duly executed and ratified by the States of Texas, Oklahoma, California, Kansas, and New Mexico, and was deposited in the Department of State of the United States, and thereafter such extended and renewed compact was, by the President, presented to Congress and the Congress gave consent to such extended and renewed compact by H. J. Res. 228, approved August 21, 1941 (Public Law 246, Seventy-seventh Congress).

50 Stat. 617.

53 Stat. 1071.

55 Stat. 666.

Text of compact.

The extended and renewed compact dated the 1st day of April 1943, duly executed by the representatives of the States of Kansas, Oklahoma, Texas, Colorado, New Mexico, Arkansas, Louisiana, and Kentucky, and which extended and renewed compact has been deposited in the Department of State of the United States, reads as follows:

#### AN AGREEMENT TO EXTEND THE INTERSTATE COMPACT TO CONSERVE OIL AND GAS

Whereas, on the 16th day of February, 1935, in the City of Dallas, Texas, there was executed "An Interstate Compact to Conserve Oil and Gas" which was thereafter formally ratified and approved by the States of Oklahoma, Texas, New Mexico, Illinois, Colorado, and Kansas, the original of which is now on deposit with the Department of State of the United States, a true copy of which follows:

#### "AN INTERSTATE COMPACT TO CONSERVE OIL AND GAS

##### "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 the same in force, to accomplish within reasonable limits the prevention of:

"(a) The operation of any oil well within 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 of 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 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 1. 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.

"Whereas said Interstate Compact was heretofore duly renewed and extended for two (2) years from September 1, 1937, its original expiration date, to September 1, 1939; and,

"Whereas said Interstate Compact was again duly renewed and extended for two (2) years from September 1, 1939, its second expiration date, to September 1, 1941; and,

"Whereas said Interstate Compact was again duly renewed and extended for two (2) years from September 1, 1941, its third expiration date, to September 1, 1943; and,

"Whereas it is desired to again extend and renew said Interstate Compact to Conserve Oil and Gas for another period of four (4) years from September 1, 1943, its present expiration date, to September 1, 1947: 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 hereby is, extended for a period of four (4) years from September 1, 1943, its present date of expiration, this agreement to become effective within those states joining herein when executed by any three of the States of Texas, Oklahoma, Kansas, Colorado, Arkansas, Louisiana, Kentucky and New Mexico, and consent thereto is given by Congress.

"The signatory states executed 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 First day of April, 1943, by the several undersigned states, at their several capitols, through their proper officials thereunder duly authorized by statutes, resolutions, or proclamations of the several states."

SEC. 2. The right to alter, amend, or repeal the provisions of section 1 is hereby expressly reserved.

Approved July 7, 1943.

[CHAPTER 195]

JOINT RESOLUTION

Relating to the marketing of burley and flue-cured tobacco under the Agricultural Adjustment Act of 1938, as amended.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That notwithstanding the provisions of section 312 (a) of the Agricultural Adjustment Act of 1938, as amended, relating to the finding of the total supply of tobacco, the reserve supply level and the amount of the national marketing quota, and the provisions of section 313 of said Act relating to the apportionment of the national marketing quota for tobacco among the States and farms, national marketing quotas for burley and flue-cured tobacco for the marketing year 1944-45 shall be proclaimed and the national marketing quotas and State and farm acreage allotments shall be the same as for the preceding year: *Provided, however,* That an additional acreage not in excess of 2 per centum of the total acreage allotted to all farms in each State in 1940 shall be allotted in accordance with the applicable provisions of subsection (a) of section 313 and an additional acreage equal to not more than 5 per centum of the national marketing quota shall be allotted to farms on which no tobacco was produced in the last five years in accordance with the provisions of subsection (g) of section 313. This joint resolution shall not have the effect of modifying or repealing any other provision of said Act.

Approved July 7, 1943.

[CHAPTER 196]

AN ACT

To increase by \$300,000,000 the amount authorized to be appropriated for defense housing under the Act of October 14, 1940, as amended, 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 3 of the Act entitled "An Act to expedite the provision of housing in connection with national defense, and for other purposes", approved October 14, 1940, as amended, is amended by striking out "\$1,200,000,000" and inserting in lieu thereof "\$1,500,000,000".

SEC. 2. That section 3 of said Act approved October 14, 1940, as amended, is amended by striking out the period at the end thereof and inserting in lieu thereof a colon and a further proviso, as follows: "*Provided further,* That the term 'administrative expenses' as used herein shall be deemed to include administrative expenses of the National Housing Agency in connection with any functions performed by it with respect to priorities or allocations of materials relating to public or private housing for persons engaged in national defense activities."

July 7, 1943  
[H. J. Res. 144]  
[Public Law 118]

Burley and flue-cured tobacco.  
Marketing quotas.  
52 Stat. 46, 47.  
7 U. S. C. § 1313;  
Supp. II, §§ 1312 (a),  
1313 (b).  
*Ante*, p. 69.

Additional acreage.

52 Stat. 47.  
7 U. S. C. § 1313 (a).  
*Ante*, p. 69.

53 Stat. 1261.  
7 U. S. C. § 1313 (g).

July 7, 1943  
[S. 1109]  
[Public Law 119]

Defense housing.  
Increase of amount  
authorized.  
54 Stat. 1126; 56 Stat.  
763.  
42 U. S. C., Supp.  
II, § 1523.  
*Post*, pp. 541, 618.

"Administrative expenses."

54 Stat. 1127; 55 Stat. 363.  
 42 U. S. C., Supp. II, § 1543.  
 Availability of rental moneys, etc.  
 55 Stat. 14, 198, 818;  
 54 Stat. 883.  
 42 U. S. C., Supp. II, § 1523 note.

SEC. 3. That section 303 of said Act, approved October 14, 1940, as amended, is amended to read as follows:

“SEC. 303. Moneys derived from rental or operation of property acquired or constructed under the provisions of this Act, of Public Laws Numbered 9, 73, and 353, Seventy-seventh Congress, and of section 201 of the Second Supplemental National Defense Appropriation Act, 1941, as amended, shall be available for expenses of operation and maintenance and expenses found necessary in the disposition of any such property or the removal of temporary housing by the Administrator, including the establishment of necessary reserves therefor and administrative expenses in connection therewith: *Provided*, That moneys derived by the Administrator from the rental or operation of any such property may be deposited in a common fund account or accounts in the Treasury: *And provided further*, That except for necessary reserves authorized by this Act or by section 201 of the Second Supplemental National Defense Appropriation Act, 1941, as amended, the unobligated balances of the moneys deposited into the Treasury from the rental or operation of such property shall be covered at the end of each fiscal year into miscellaneous receipts.”

Deposits.

54 Stat. 883.

55 Stat. 363.  
 42 U. S. C., Supp. II, §§ 1541-1552.

SEC. 4. That the said Act approved October 14, 1940, as amended, is further amended by adding at the end of title III the following new section:

Removal of temporary housing.

“SEC. 313. The Administrator shall, as promptly as may be practicable and in the public interest, remove all housing under his jurisdiction which is of a temporary character, as determined by him, and constructed under the provisions of this Act, Public Law 781, Seventy-sixth Congress, and Public Laws 9, 73, and 353, Seventy-seventh Congress. Such removal shall, in any event, be accomplished not later than two years after the President declares that the emergency declared by him on September 8, 1939, has ceased to exist, with the exception only of such housing as the Administrator, after consultation with local communities finds is still needed in the interest of the orderly demobilization of the war effort: *Provided*, That all such exceptions shall be reexamined annually by the Administrator and that all such exceptions and reexaminations shall be reported to the Congress.”

54 Stat. 883; 55 Stat. 14, 198, 818.  
 42 U. S. C., Supp. II, § 1523 note.

54 Stat. 2643.  
 50 U. S. C. app., note prec. § 1.

Approved July 7, 1943.

[CHAPTER 197]

AN ACT

To authorize the Secretary of Agriculture to adjust titles to lands acquired by the United States which are subject to his administration, custody, or control.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That if the Secretary of Agriculture shall find within ten years after the acquisition by the United States of any land or interest therein which is subject to his administration, custody, or control, other than land acquired by exchange of public domain land or resources, that the title thereto is legally insufficient for the purposes for which such land or interest was acquired and no consideration therefor has been paid by the United States, or that title or color of title to such land or interest was acquired through mistake, misunderstanding, error, or inadvertence, he is hereby authorized to execute and deliver on behalf of and in the name of the United States to the person from whom the title was acquired or to the person whom he finds entitled thereto a quitclaim deed to such land or interest: *Provided, however*, That if the person to whom such deed is made is the same person from whom the United States acquired title, or his successor in interest, any consideration given by the United States for such land or interest shall be

July 8, 1943  
 [H. R. 6]  
 [Public Law 120]

Secretary of Agriculture.  
 Quitclaim of U. S. interest in certain lands.

Return of consideration or value equivalent.

restored or, in lieu thereof, the value equivalent of such consideration as determined by the Secretary of Agriculture shall be paid to the United States; and any consideration or value equivalent so restored or paid shall, so far as is practicable, be restored to the jurisdiction, or deposited to the credit, of the department, agency, appropriation, or fund from which the consideration was transferred or paid at the time of the acquisition of title by the United States.

Approved July 8, 1943.

[CHAPTER 198]

AN ACT

To authorize the exchange of certain patented lands in the Death Valley National Monument for Government lands in the monument.

July 8, 1943  
[H. R. 1397]  
[Public Law 121]

*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 exchange of certain patented lands in the Death Valley National Monument for Government lands in the monument", approved October 17, 1940, is hereby amended to read as follows:

Death Valley National Monument, Calif.

54 Stat. 1193.

Exchange of lands.

"That the owner of the east half of the northeast quarter, section 35, township 15 south, range 44 east, of the Mount Diablo meridian, Inyo County, California, within the Death Valley National Monument, is hereby permitted and authorized to convey the title thereto to the United States, and select in lieu thereof the west half of the southeast quarter, section 36, township 15 south, range 44 east, of the Mount Diablo meridian; and the Secretary of the Interior is hereby authorized and empowered to accept such conveyance for said land, subject to the reservations contained in the patent issued by the State of California, to H. W. Eichbaum, dated March 8, 1928, recorded December 12, 1934, in book 32, page 308, of Official Records of Inyo County, California, and subject to an easement for State highway, as granted to the State of California by deed dated December 21, 1934, and recorded January 16, 1935, in book 32, page 396, of Official Records, and by deed dated December 19, 1934, recorded December 20, 1934, in book 32, page 338, of Official Records of Inyo County, and thereafter cause a patent for the land so selected in lieu thereof to be issued to such owner, reserving to the United States, however, such rights-of-way as may be needed for the construction and maintenance of roads in the national monument: *Provided*, That the land so conveyed to the United States shall become and be a part of the said national monument, and also subject to all laws and regulations relating to other land therein: *And provided further*, That the owner of such privately owned land within said national monument shall, before any exchange is effective, furnish to the Secretary of the Interior evidence satisfactory to him of title to the patented land offered in exchange."

Approved July 8, 1943.

[CHAPTER 199]

AN ACT

To amend the description of the area affected by the Act of May 28, 1928, entitled "An Act for the relief of the town of Springdale, Utah", and for other purposes.

July 8, 1943  
[H. R. 2527]  
[Public Law 122]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act of May 28, 1928 (45 Stat. 787, ch. 818), is hereby amended by substituting the following language in lieu of the language in the Act following the words "to grant permission to the town of Springdale, Utah,"

Springdale, Utah.  
Water supply.

“to convey through such piping facilities as may be necessary, for domestic and other uses within the limits of said town of Springdale, Utah, water from certain springs in the Zion National Park, Utah, located in sections 17, 22, and 27, township 41 south, range 10 west, Salt Lake base and meridian”.

Approved July 8, 1943.

[CHAPTER 200]

AN ACT

To authorize the use of part of the United States Capitol Grounds east of the Union Station for the parking of motor vehicles.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Architect of the Capitol is authorized to permit the Washington Terminal Company to use, during the present war and for six months thereafter, for parking space for passenger motor vehicles, that part of the United States Capitol Grounds described as squares S-721 and N-721. Any such use shall be in accordance with such terms and conditions as the Architect of the Capitol may deem necessary and proper.

Approved July 8, 1943.

[CHAPTER 209]

AN ACT

To relieve newspapers and periodical publications which have voluntarily suspended publication for the duration of the war from payment of second-class application fees upon resumption of publication.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That no newspaper or other periodical publication which has been accorded second-class mail privileges, and which has voluntarily suspended publication, or shall hereafter voluntarily suspend publication, for the duration of the war because of conditions attributable to the war effort, shall be required upon resumption of regular publication to pay any of the fees provided for by the Act entitled “An Act to provide for fees for entry of a publication as second-class matter, and for other purposes”, approved July 7, 1932, as amended, if such newspaper or periodical publication resumes regular publication prior to the end of the sixth month following the expiration of the unlimited national emergency proclaimed by the President on May 27, 1941: *Provided,* That before any such newspaper or periodical shall be entitled to reentry as second-class matter without payment of any application fee the publisher shall furnish to the Postmaster General satisfactory evidence that the suspension of his publication was because of conditions attributable to the war effort.

Approved July 9, 1943.

[CHAPTER 210]

AN ACT

Prescribing the salary for the Commissioner of Public Roads and the Commissioner of Public Buildings.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Commissioner of Public Roads and the Commissioner of Public Buildings in the Federal Works Agency each shall receive a salary of \$10,000 per annum from and after July 1, 1943.

Approved July 9, 1943.

July 8, 1943  
[H. R. 3020]  
[Public Law 123]

U. S. Capitol  
Grounds, parking  
space.

July 9, 1943  
[H. R. 1004]  
[Public Law 124]

Newspapers and  
periodicals.  
Wartime suspen-  
sion; reentry as sec-  
ond-class mail.

47 Stat. 647.  
39 U. S. C. § 226a,  
273a.

55 Stat. 1647.  
50 U. S. C., Supp.  
II, app., note prec. § 1.

July 9, 1943  
[H. R. 1940]  
[Public Law 125]

[CHAPTER 211]

AN ACT

To amend the Selective Training and Service Act of 1940 by providing for the postponement of the induction of high-school students who have completed more than half of their academic year.

July 9, 1943  
[H. R. 1991]  
[Public Law 126]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 5 (f) of the Selective Training and Service Act of 1940, as amended, is amended to read as follows:

Selective Training and Service Act of 1940, amendment. 54 Stat. 889. 50 U. S. C., Supp. II, app. § 305 (f). Postponement of induction of certain students.

“(f) Any person eighteen or nineteen years of age who, while pursuing a course of instruction at a high school or similar institution of learning, is ordered to report for induction under this Act during the last half of one of his academic years at such school or institution, shall, upon his request, have his induction under this Act postponed until the end of such academic year, without regard to the date during the calendar year on which such academic year ends, or until he ceases to pursue such course of instruction, whichever is the earlier. The induction of any such person shall not be postponed under this subsection beyond the date which would constitute the end of his academic year if he continued to pursue such course of instruction.”

Approved July 9, 1943.

[CHAPTER 212]

AN ACT

To provide a penalty for the willful violation of regulations or orders respecting the protection or security of vessels, harbors, ports, or water-front facilities.

July 9, 1943  
[H. R. 2663]  
[Public Law 127]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That whoever willfully shall violate any regulation or order promulgated or approved by the Secretary of the Navy pursuant to lawful authority for the protection or security of vessels, harbors, ports, or water-front facilities, relating to fire hazards, fire protection, lighting, machinery, guard service, disrepair, disuse, or other unsatisfactory conditions thereon, or the ingress thereto, or egress or removal of persons therefrom, or otherwise providing for safeguarding the same against destruction, loss, or injury by accident, or by enemy action, sabotage, or other subversive acts, shall be guilty of a misdemeanor and upon conviction thereof shall be liable to a fine of not to exceed \$5,000 or to imprisonment for not more than one year, or both.

Naval regulations for protection of vessels, etc. Penalty for willful violation.

SEC. 2. The provisions of this Act shall remain in effect only until six months after the cessation of hostilities in the present war.

Approved July 9, 1943.

[CHAPTER 213]

AN ACT

To provide for clerical assistance at post offices, branches, or stations serving military and naval personnel, and for other purposes.

July 9, 1943  
[S. 1316]  
[Public Law 128]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, during the present war and for six months thereafter, whenever deemed necessary in serving military and naval personnel at military and naval camps, posts, or stations, the Postmaster General is hereby authorized to detail any postal employee from main post offices to postal units, at such camps, posts, or stations, without changing the official station of such postal employee, and to authorize allowances, not exceeding \$2.50 per day in lieu of actual expenses, while so detailed, without

Postal employees. Details to military and naval posts, etc.

Allowances.

44 Stat. 688.  
5 U. S. C. § 821;  
Supp. II, § 823.

regard to the Subsistence Expense Act of 1926, such allowances to be paid from the appropriation "Miscellaneous items, first- and second-class post offices".

SEC. 2. The Comptroller General of the United States is authorized and directed to allow credit for any payments heretofore made not exceeding the allowances herein provided, to the employees so detailed.

Approved July 9, 1943.

[CHAPTER 215]

AN ACT

Making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1944, 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 for the fiscal year ending June 30, 1944, namely:

## DEPARTMENT OF AGRICULTURE

### OFFICE OF THE SECRETARY

#### SALARIES AND EXPENSES

For the Secretary of Agriculture, hereafter in this Act referred to as the Secretary, and other personal services in the Office of the Secretary in the District of Columbia, and elsewhere, and other necessary expenses, including the purchase of one and the maintenance, repair, and operation of four motor-propelled passenger-carrying vehicles; travel expenses, including examination of estimates for appropriations in the field; stationery, supplies, materials, and equipment; freight, express, and drayage charges; advertising, communication service, postage, washing towels, repairs and alterations, and 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, \$1,498,184, together with such amounts from other appropriations or authorizations as are provided in the schedules in the Budget for the fiscal year 1944 for such services and expenses, which several amounts or portions thereof as may be determined by the Secretary, not exceeding a total of \$75,476, shall be transferred to and made a part of this appropriation: *Provided, however,* That if the total amounts of such appropriations or authorizations for the fiscal year 1944 shall at any time exceed or fall below the amounts estimated, respectively, therefor in the Budget for 1944, the amounts transferred or to be transferred therefrom to this appropriation and the amount which may be expended for personal services in the District of Columbia shall be increased or decreased in such amounts as the Director of the Bureau of the Department of Agriculture, hereafter in this Act referred to as the Department, shall determine are appropriate to the requirements as changed by such reductions or increases in such appropriations or authorizations: *Provided further,* That the Secretary is authorized to contract for stenographic reporting services, and the appropriations made in this Act shall be available for such purposes, and to expend from appropriations available for the purchase of lands not to exceed \$1 for each option to purchase

July 12, 1943  
[H. R. 2481]  
[Public Law 129]

Department of Agriculture Appropriation Act, 1944.  
*Post*, pp. 542, 619.

Adjustments in amounts.

Stenographic reporting services.

Options to purchase lands.

any particular tract or tracts of land: *Provided further*, That not to exceed \$25,000 of the appropriations available for salaries and expenses of officers and employees of the Department 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 (5 U. S. C. 118a): *Provided further*, That with the approval of the Secretary, employees of the the Department 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 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, except as to damage threatened or caused by insects and pests, 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: *Provided further*, That, except to provide materials required in or incident to research or experimental work where no suitable domestic product is available, no part of the funds appropriated by this Act shall be expended in the purchase of twine manufactured from commodities or materials produced outside of the United States.

Allowances for living quarters abroad.

46 Stat. 818.  
Payments for rent, etc., in advance.

Employees predicting future prices of cotton.

Laboratory investigations.

Purchase of twine.

#### WORKING CAPITAL FUND

For the establishment of a working capital fund, \$400,000, without fiscal year limitation, for the payment of salaries and other expenses necessary to the maintenance and operation of (1) central duplicating, photographic, and tabulating services, (2) a central motor-transport service for the maintenance, repair, and operation of motor-transport vehicles and other equipment, (3) a central supply service for the purchase, storage, handling, issuance, packing, or shipping of stationery, supplies, equipment, blank forms, and miscellaneous materials, for which stocks thereof, not to exceed \$200,000 in value (except for the value of blank forms) at the close of any fiscal year, may be maintained sufficient to meet, in whole or in part, requirements of the bureaus and offices of the Department in the city of Washington and elsewhere, and (4) such other services as the Secretary, with the approval of the Director of the Bureau of the Budget, determines may be performed more advantageously as central services; said fund to be reimbursed from applicable funds of bureaus, offices, and agencies for which services are performed on the basis of rates which shall include estimated or actual charges for personal services, materials, equipment (including maintenance, repairs, and depreciation) and other expenses: *Provided*, That such central services shall, to the fullest extent practicable, be used to make unnecessary the maintenance of separate like services in the bureaus, offices, and agencies of the department: *Provided further*, That a separate schedule of expenditures and reimbursements, and a statement of the current assets and liabilities of the working capital fund as of the close of the last completed fiscal year, shall be included in the annual Budget.

Central services.  
Fund for operation and maintenance.

Reimbursement.

Use of services.

Accounting.

Total, Office of the Secretary, \$1,898,184.

## OFFICE OF THE SOLICITOR

For necessary expenses for the Office of Solicitor including personal services in the District of Columbia and elsewhere, purchase of lawbooks, books of reference, and periodicals, and payment of fees or dues for the use of law libraries by attorneys in the field service, \$1,679,105, together with such amounts from other appropriations or authorizations as are provided in the schedules in the Budget for the fiscal year 1944 for such expenses, which several amounts or portions thereof, as may be determined by the Secretary, not exceeding a total of \$123,250, shall be transferred to and made a part of this appropriation; and there may be expended for personal services in the District of Columbia not to exceed \$845,000: *Provided, however,* That if the total amounts of such appropriations or authorizations for the fiscal year 1944 shall at any time exceed or fall below the amounts estimated, respectively, therefor in the Budget for 1944, the amounts transferred or to be transferred therefrom to this appropriation and the amount which may be expended for personal services in the District of Columbia shall be increased or decreased in such amounts as the Director of the Bureau of the Budget, after a hearing thereon with representatives of the Department, shall determine are appropriate to the requirements as changed by such reductions or increases in such appropriations or authorizations.

Adjustments in amounts.

## OFFICE OF INFORMATION

## SALARIES AND EXPENSES

For necessary expenses in connection with the publication, indexing, illustration, and distribution of bulletins, documents, and reports, the preparation, distribution, and display of agricultural motion and sound pictures, and exhibits, and the coordination of informational work in the Department, \$439,257, together with such amounts from other appropriations or authorizations as are provided in the schedules in the Budget for the fiscal year 1944 for such expenses, which several amounts or portions thereof, as may be determined by the Secretary, not exceeding a total of \$11,179, shall be transferred to and made a part of this appropriation, of which total appropriation amounts not exceeding those specified may be used for the purposes enumerated as follows: For personal services in the District of Columbia, \$402,860; for preparation and display of exhibits, \$40,000 and the preparation, distribution, and display of motion and sound pictures \$50,000, including cooperation with Federal, State, County, Municipal, and other agencies: *Provided, however,* That if the total amounts of the appropriations or authorizations for the fiscal year 1944 from which transfers to this appropriation are herein authorized shall at any time exceed or fall below the amounts estimated, respectively, therefor in the Budget for 1944, the amounts transferred or to be transferred therefrom to this appropriation and the amount which may be expended for personal services in the District of Columbia shall be increased or decreased in such amounts as the Director of the Bureau of the Budget, after a hearing thereon with representatives of the Department, shall determine are appropriate to the requirements as changed by such reductions or increases in such appropriations or authorizations: *Provided further,* That when and to the extent that in the judgment of the Secretary agricultural exhibits and motion and sound pictures relating to the authorized programs of the various agencies of the Department can be more advantageously prepared, displayed, or distributed by the Office of

Adjustments in amounts.

Transfer of additional funds if Office acts as central agency.

Information, as the central agency of the Department thereof, additional funds not exceeding \$300,000 for these purposes may be transferred to and made a part of this appropriation, from the funds applicable, and shall be available for the objects specified herein, including personal services in the District of Columbia: *Provided further*, That in the preparation of motion pictures or exhibits by the Department, not exceeding a total of \$10,000 may be used for the temporary employment, by contract or otherwise, of specialists, technicians, and experts, without regard to the Classification Act of 1923, as amended: *Provided*, That no part of this appropriation shall be used for the establishment or maintenance of regional or State field offices or for the compensation of employees in such offices except that not to exceed \$9,100 may be used to maintain the San Francisco radio office.

Temporary employment of specialists, etc.

42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*  
Regional or field offices.

#### PRINTING AND BINDING

For all printing and binding for the Department, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, except as otherwise in this Act provided, \$1,200,000, 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 (44 U. S. C. 111, 212-220, 222, 241, 244), March 4, 1915 (7 U. S. C. 418), and June 20, 1936 (5 U. S. C. 108), and in pursuance of the Act approved March 30, 1906 (44 U. S. C. 214, 224), 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 Forest Service authorized by the Joint Committee on Printing, in accordance with the Act approved March 1, 1919 (44 U. S. C. 111, 220): *Provided*, That the Secretary may transfer to this appropriation from the appropriation made for "Conservation and Use of Agricultural Land Resources" such sums as may be necessary for printing and binding in connection with marketing quotas under the Agricultural Adjustment Act of 1938, and from funds appropriated to carry into effect the terms of section 32 of the Act of August 24, 1935 (7 U. S. C. 612c), as amended, such sums as may be necessary for printing and binding in connection with the activities under said section 32, and from funds appropriated for parity payments under section 303 of the Agricultural Adjustment Act of 1938, such sums as may be necessary for printing and binding in connection with such payments: *Provided further*, That the total amount that may be transferred under the authority granted in the preceding proviso shall not exceed \$550,000.

Annual Report of the Secretary.  
28 Stat. 601.  
38 Stat. 1110.  
49 Stat. 1550.  
34 Stat. 825.  
Farmers' bulletins.

40 Stat. 1270.  
Transfer of funds.  
Post, p. 416.

52 Stat. 31.  
7 U. S. C. § 1281;  
Supp. II, ch. 35.  
*Ante*, p. 69.  
49 Stat. 774.  
7 U. S. C., Supp. II,  
§ 612c note.

52 Stat. 45.  
7 U. S. C. § 1303.

Reproduction of 1942 Yearbook of Agriculture: For printing and binding 231,250 copies of the remainder of the quotas for the Senate and House of Representatives of part 2 of the annual report of the Secretary of Agriculture (known as the Yearbook of Agriculture, 1942, entitled "Keeping Livestock Healthy"), as authorized by section 73 of the Act of January 12, 1895 (44 U. S. C. 241), \$178,000.

28 Stat. 612.

Total, Office of Information, \$1,817,257.

#### LIBRARY, DEPARTMENT OF AGRICULTURE

Salaries and expenses: For purchase and exchange of reference books, lawbooks, technical and scientific books, periodicals, and for expenses incurred in completing imperfect series; not to exceed

Adjustments in amounts.

Sale of bibliographies and reproductions.

\$1,200 for newspapers; for dues, when authorized by the Secretary, 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 travel expenses, and for library fixtures, library cards, supplies, and for all other necessary expenses, \$468,932, together with such amounts from other appropriations or authorizations as are provided in the schedules in the Budget for the fiscal year 1944 for such salaries and expenses, which several amounts or portions thereof, as may be determined by the Secretary, not exceeding a total of \$750, shall be transferred to and made a part of this appropriation, of which total appropriation not to exceed \$334,640, may be expended for personal services in the District of Columbia: *Provided, however,* That if the total amounts of such appropriations or authorizations for the fiscal year 1944 shall at any time exceed or fall below the amounts estimated, respectively, therefor in the Budget for 1944, the amounts transferred or to be transferred therefrom to this appropriation and the amount which may be expended for personal services in the District of Columbia shall be increased or decreased in such amounts as the Director of the Bureau of the Budget, after a hearing thereon with representatives of the Department, shall determine are appropriate to the requirements as changed by such reductions or increases in such appropriations or authorizations: *Provided further,* That the Secretary is authorized to make copies of bibliographies prepared by the Department library, microfilm and other photographic reproductions of books and other library materials in the Department and sell such bibliographies and reproductions at such prices (not less than estimated cost of furnishing same) as he may determine, the money received from such sales to be deposited in the Treasury to the credit of this appropriation.

## EXTENSION SERVICE

### PAYMENTS TO STATES; HAWAII; ALASKA; AND PUERTO RICO

Cooperation with State colleges.

12 Stat. 503.

45 Stat. 711.

Capper-Ketcham extension work: To enable the Secretary 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 (7 U. S. C. 301-308), and all Acts supplementary thereto, and the United States Department of Agriculture", approved May 22, 1928 (7 U. S. C. 343a, 343b), \$1,480,000.

Additional cooperative extension work: For additional cooperative agricultural extension work in agriculture and home economics, to be allotted and paid by the Secretary to the several States and the Territories of Alaska, Hawaii, and Puerto Rico, in such amounts as he may deem necessary to accomplish such purposes, \$555,000.

49 Stat. 433.

Extension work, section 21, Bankhead-Jones Act: To enable the Secretary 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 (7 U. S. C. 343c), \$12,000,000.

Alaska: To enable the Secretary 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 (7 U. S. C. 386c), \$13,950; 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 (7 U. S. C. 343e), \$10,000; in all, for Alaska, \$23,950.

45 Stat. 1256.

Puerto Rico: To enable the Secretary to carry into effect the provisions of the Act entitled "An Act to extend the benefits of section 21 of the Bankhead-Jones Act to Puerto Rico", approved August 28, 1937 (7 U. S. C. 343f-343g), \$140,000.

49 Stat. 1564.

50 Stat. 861.

In all, payments to States, Hawaii, Alaska, and Puerto Rico for agricultural extension work, \$14,198,950.

#### SALARIES AND EXPENSES

Administration and coordination of extension work: For the employment of persons and means in the District of Columbia and elsewhere to enable the Secretary to administer the provisions of the Smith-Lever Act, approved May 8, 1914 (7 U. S. C. 341-348), and Acts amendatory or supplementary thereto, and to coordinate the extension work of the Department and the several States, Territories, and insular possessions, including cooperation with other bureaus and offices of the Department, and Federal, State, county, and other agencies, in the development, preparation, and distribution of educational material designed to increase the effectiveness of cooperative extension work as conducted by the Department in cooperation with land-grant colleges, \$658,843, of which amount not to exceed \$547,610 may be expended for personal services in the District of Columbia.

38 Stat. 372.

Cooperation with other bureaus, etc.

Total, Extension Service, \$14,857,793.

#### BUREAU OF AGRICULTURAL ECONOMICS

Economic investigations: For acquiring and diffusing useful information among the people of the United States, for conducting investigations, experiments, and demonstrations, and for aiding in formulating programs for authorized activities of the Department, relative to agricultural production, distribution, land utilization, and conservation in their broadest aspects, including farm management and practice, utilization of farm and food products, purchasing of farm supplies, farm population and rural life, farm labor, farm finance, insurance and taxation, adjustments in production to probable demand for the different farm and food products; land ownership and values, costs, prices and income in their relation to agriculture, including causes for their variations and trends, \$2,127,236, together with such amounts from other appropriations or authorizations as are provided in the schedules in the Budget for the fiscal year 1944 for such salaries and expenses, which several amounts or portions thereof, as may be determined by the Secretary, not exceeding a total of \$115,377 shall be transferred to and made a part of this appropriation: *Provided, however,* That if the total amounts of such appropriations or authorizations for the fiscal year 1944 shall at any time exceed or fall below the amounts estimated, respectively, therefor in the Budget for 1944, the amounts transferred or to be transferred therefrom to this appropriation and the amount which may be expended for personal services in the District of Columbia shall be increased or decreased in such amounts as the Director of the Bureau of the Budget, after a hearing thereon with representatives of the Department, shall determine are appropriate to the requirements as changed by such reductions or increases in such appropriations or authorizations: *Provided further,* That no part of the funds herein

Adjustments in amounts.

Land-use planning.

appropriated or made available to the Bureau of Agricultural Economics shall be used for State and county land-use planning.

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, and for the collection and publication of statistics of peanuts as provided by the Act approved June 24, 1936, as amended May 12, 1938 (7 U. S. C. 951-957), \$1,354,266: *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: *Provided further*, That estimates of apple production shall be confined to the commercial crop.

Total, salaries and expenses, Bureau of Agricultural Economics, \$3,481,502, including the employment of persons and means in the District of Columbia and elsewhere, either independently or in cooperation with public agencies or organizations, of which amount not to exceed \$1,826,649 may be expended for personal services in the District of Columbia, including the salary of the Chief of Bureau at \$10,000 per annum, and not to exceed \$1,000 for the purchase of books of reference, periodicals, and newspapers.

#### OFFICE OF FOREIGN AGRICULTURAL RELATIONS

Salaries and expenses: For carrying out the functions of the Secretary under the Act of June 5, 1930, as amended (7 U. S. C. 541-545), 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, and for enabling the Secretary to discharge his functions as a member of the joint Great Britain-United States board known as the Combined Food Board, including the employment of persons and means in the District of Columbia and elsewhere, and the purchase of such books and periodicals and not to exceed \$500 for newspapers as may be necessary in connection with this work, \$420,670.

#### INTERNATIONAL PRODUCTION CONTROL COMMITTEES

During the fiscal year 1944 the Secretary may expend not to exceed \$12,500 from the funds available to the Agricultural Conservation and Adjustment Administration for the share of the United States as a member of the International Wheat Advisory Committee, the International Sugar Council, or like events or bodies concerned with the reduction of agricultural surpluses or with other objectives of said Administration, together with traveling and other necessary expenses relating thereto.

Grand total, Office of the Secretary of Agriculture, \$24,623,443: *Provided*, That the appropriations and authority with respect to appropriations contained in this Act shall be available from and including July 1, 1943, for the purposes respectively provided in such appropriations and authority: *Provided further*, That all obligations incurred during the period between June 30, 1943, 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.

Peanut statistics.

49 Stat. 1898.

52 Stat. 348.

Cotton acreage report.

Apple production.

46 Stat. 497.

Combined Food Board.  
Membership expenses.

Grand total, Office of the Secretary.  
Availability of funds.

Incurred obligations ratified.

## AGRICULTURAL RESEARCH ADMINISTRATION

### OFFICE OF ADMINISTRATOR

Salaries and expenses: For necessary salaries and expenses of the Office of Administrator, including the salary of the Administrator at \$9,200 per annum, and personal services in the District of Columbia and elsewhere, \$60,965.

### SPECIAL RESEARCH FUND, DEPARTMENT OF AGRICULTURE

For enabling the Secretary 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 (7 U. S. C. 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, coordination, and printing the results of such research, to be conducted by such agencies of the Department as the Secretary 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, \$1,147,086, of which amount \$697,100 shall be available for the maintenance and operation of research laboratories and facilities in the major agricultural regions provided for by section 4 of said Act.

49 Stat. 436.

### 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 (7 U. S. C. 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 (7 U. S. C. 301-305, 307-308), and of the Act supplementary thereto", the sums apportioned to the several States, to be paid quarterly in advance, \$720,000.

24 Stat. 440.

12 Stat. 503.

Adams Act: To carry into effect the provisions of an Act approved March 16, 1906 (7 U. S. C. 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.

34 Stat. 63.

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 (7 U. S. C. 361, 366, 370, 371, 373-376, 380, 382), \$2,880,000.

43 Stat. 970.

Hawaii: To carry into effect the provisions of an Act entitled "An Act to extend the benefits of certain Acts of Congress to the Territory of Hawaii", approved May 16, 1928 (7 U. S. C. 386-386b), \$90,000.

45 Stat. 571.

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 (7 U. S. C. 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

45 Stat. 1256.

49 Stat. 1554. the Capper-Ketcham Act to the Territory of Alaska, and for other purposes", approved June 20, 1936 (7 U. S. C. 369a), \$22,500; in all, for Alaska, \$37,500.

46 Stat. 1520. 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, as amended (7 U. S. C. 386d-386f), \$90,000.

Research. Title I, Bankhead-Jones Act: For payments to States, Hawaii, Alaska, and Puerto Rico, pursuant to authorizations contained in title I 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 (7 U. S. C. 427-427g), \$2,463,708: *Provided*, That in order to prevent reduced allotments because of changes in relative rural population, \$63,708 of this appropriation shall be available for allotment during this fiscal year in the same amounts and to the same States and Territory which received allotments from this appropriation in the fiscal year 1942.

49 Stat. 436. In all, payments to States, Hawaii, Alaska, and Puerto Rico for agricultural experiment stations, \$7,001,208.

#### SALARIES AND EXPENSES

24 Stat. 440; 34 Stat. 63; 43 Stat. 970; 45 Stat. 571, 1256; 46 Stat. 1527; 49 Stat. 1553.

Administration of grants and coordination of research with States: For salaries and expenses, including personal services in the District of Columbia, necessary to enable the Secretary to enforce the provisions of the Acts approved March 2, 1887, March 16, 1906, February 24, 1925, May 16, 1928, February 23, 1929, March 4, 1931, and June 20, 1936, and Acts amendatory thereto (7 U. S. C. 361-386f), relative to their administration and for the administration of an agricultural experiment station in Puerto Rico, \$156,010; and the Secretary 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 State agricultural colleges and experiment stations in the lines authorized in said Acts with research of the Department in similar lines, and make report thereon to Congress.

Insular experiment stations: To enable the Secretary to establish and maintain an agricultural experiment station in Puerto Rico, including the erection of buildings, the preparation, illustration, and distribution of reports and bulletins, \$100,000; and the Secretary is authorized to sell such products as are obtained on the land belonging to the agricultural experiment station in 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, \$256,010.

Total, Office of Experiment Stations, \$7,257,218, of which amount not to exceed \$145,278 may be expended for personal services in the District of Columbia.

#### BUREAU OF ANIMAL INDUSTRY

##### SALARIES AND EXPENSES

23 Stat. 31.  
7 U. S. C. § 391;  
Supp. II, §§ 391-394.

For the employment of persons and means in the District of Columbia and elsewhere for carrying out the provisions of the Act, as amended, establishing a Bureau of Animal Industry, and related Acts; and the Secretary, upon application of any exporter, importer.

packer, or owner of, or the agent thereof, 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; collect and disseminate information concerning livestock and animal products; prepare and disseminate reports on animal industry; 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, test the same, and disseminate the results of said tests in such manner as he may deem best, and 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:

Inspections at other than headquarters.

Reports.

Purchase and destruction of diseased animals.

**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, \$165,575.

**Animal husbandry:** 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 necessary to carry on the experiments, \$800,000: *Provided*, That of the sum thus appropriated \$240,935 may be used for experiments in poultry feeding and breeding, of which amount \$44,080 may be used in cooperation with State authorities in the administration of regulations for the improvement of poultry, poultry products, and hatcheries.

Poultry feeding and breeding experiments.

**Diseases of animals:** For scientific investigations of diseases of animals, including the construction of necessary buildings at Beltsville, Maryland, and necessary expenses for investigations of tuberculin, serums, antitoxins, and analogous products, \$706,463: *Provided*, That fees shall be charged for all diagnoses in connection with rabies, except those performed for agencies of the United States Government, in such amounts as the Secretary shall prescribe, and such fees shall be covered into the Treasury as miscellaneous receipts.

Beltsville, Md., construction of buildings.

Rabies, fees for diagnoses.

**Eradicating tuberculosis and Bang's disease:** For the control and eradication of the diseases of tuberculosis and paratuberculosis of animals, avian tuberculosis, and Bang's disease of cattle, \$5,983,800: *Provided*, That in carrying out the purpose of this appropriation, if in the opinion of the Secretary it shall be necessary to condemn and destroy tuberculous or paratuberculous cattle, or cattle reacting to the test for Bang's disease, and 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 for the payment of indemnities to owners of such animals but, except as hereinafter provided, 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

Indemnities for destroyed animals.

State, etc., cooperation.

Limitation on amount of compensation.

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; and that in no case shall any payment hereunder be more than \$25 for any grade animal or more than \$50 for any purebred animal.

**Eradicating cattle ticks:** For the eradication of southern cattle ticks, \$220,000: *Provided*, That, except upon the written order of the Secretary, 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 expositions where the Department 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, \$100,580.

**Inspection and quarantine:** For inspection and quarantine work, including 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, alterations, improvements, or additions to buildings thereon; the inspection work relative to the existence of contagious diseases, and the mallein testing of animals, \$661,350.

**Meat inspection:** For carrying out the provisions of laws relating to Federal inspection of meat and meat food products, including the purchase of printed tags, labels, stamps, and certificates without regard to existing laws applicable to public printing, \$7,134,079.

37 Stat. 832.

**Virus Serum Toxin Act:** For carrying out the provisions of the Act approved March 4, 1913 (21 U. S. C. 151-158), regulating the preparation, sale, barter, exchange, or shipment of any virus, serum, toxin, or analogous product manufactured in the United States and the importation of such products intended for use in the treatment of domestic animals, \$223,148.

48 Stat. 33.  
7 U. S. C. § 612

49 Stat. 781.

**Marketing agreements with respect to hog cholera virus and serum:** The sum of \$30,689 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 for which appropriations are herein made to carry into effect sections 56 to 60, inclusive, of the Act approved August 24, 1935 (7 U. S. C. 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.

In all, salaries and expenses, Bureau of Animal Industry, \$15,994,995.

## 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 diseases of animals, which, in the opinion of the Secretary, 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, not to exceed \$305,000, 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 appraisalment based on the meat, dairy, or breeding value, but in case of appraisalment based on breeding value no appraisalment 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, 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 for which appropriations are herein made to enable the Secretary to control and eradicate the European fowl pest and similar diseases in poultry.

Total, Bureau of Animal Industry, \$15,994,995, of which amount not to exceed \$622,520 may be expended for departmental personal services in the District of Columbia.

## BUREAU OF DAIRY INDUSTRY

Salaries and expenses: For necessary expenses, including not to exceed \$362,740 for personal services in the District of Columbia, of the Bureau of Dairy Industry in carrying out the provisions of the Act of May 29, 1924 (7 U. S. C. 401-404), including investigations, experiments, and demonstrations in dairy industry, cooperative investigations of the dairy industry in the various States, inspection of renovated butter factories, repairs to buildings, and not to exceed \$5,000 for the construction of buildings, \$755,720.

## BUREAU OF PLANT INDUSTRY

## SALARIES AND EXPENSES

For the investigation of fruits, fruit trees, grain, cotton, tobacco, vegetables, grasses, forage, drug, medicinal, poisonous, fiber, and other plants and plant industries, and of soils and soil-plant relationships, in cooperation with other branches of the Department, the State experiment stations, and practical farmers; for the erection of necessary farm buildings: *Provided*, That the cost of any building erected, except head houses connecting greenhouses, shall not exceed \$2,500; and for the employment of persons and means in the city of Wash-

Payment of claims.

Basis of appraisalment.

Eradication of European fowl pest, etc.

43 Stat. 682.

43 Stat. 243.  
7 U. S. C., Supp.  
II, §§ 401-404.

Plant and soil investigations.

Farm buildings; cost limitation.

ington 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, \$183,430.

**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, for the investigation of the cultivation and breeding of flax for seed purposes, including a study of flax diseases, for the investigation and improvement of broomcorn and methods of broomcorn production, and for determining the distribution of weeds and means for their control, \$547,070.

**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, cotton soil-fertility, and the control of diseases, \$422,940, of which sum not less than \$14,700 shall be used for experimenting in Sea Island cotton, including its hybridization with other varieties.

**Drug and related plants:** For the investigation, testing, and improvement of plants yielding drugs, spices, poisons, oils, and related products and byproducts, \$62,250.

**Dry-land agriculture:** For the investigation and improvement of methods of crop production under subhumid, semiarid, or dry-land conditions, \$230,563: *Provided*, That no part of this appropriation shall be used for the establishment of any new field station.

**Forage crops and diseases:** For the investigation and improvement of forage crops, including grasses, alfalfas, clovers, soybeans, lespedezas, 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, \$292,000.

**Forest pathology:** For the investigation of diseases of forest and shade trees and forest products, including a study of the nature and habits of the parasitic fungi, bacteria, viruses, and other causes of such diseases, for the purpose of developing methods of control and eradication and determining their application, \$239,100.

**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, \$1,361,828.

**Irrigation agriculture:** For investigations of crop production on irrigable lands, the quality of irrigation water and its use by crops, and methods for improving and maintaining the productivity of irrigated soils, \$134,900.

**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 (20 U. S. C. 191-194), erection of buildings, employment of persons and means in the city of Washington and elsewhere, and travel expenses of employees and advisory council, \$38,000, 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.

44 Stat. 1422.

42 Stat. 1488.  
5 U. S. C. § 661; Supp.  
II, § 661 *et seq.*

Plant exploration, introduction, and surveys: 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 also wild native plants, for experiments with reference to their introduction and cultivation in this country, for plant-disease investigations, including nematology, and for plant and plant-disease collections and surveys, \$286,160.

Plant Industry Experiment Farm: For the maintenance of a general experiment farm and agricultural station in the vicinity of Beltsville, Maryland, \$48,550.

Beltsville, Md.

Soil and fertilizer investigations: For soil and fertilizer investigations, including soil minerals, soil organic matter, soil solution, soil physical and chemical investigations, soil microbiology, including the testing of cultures procured in the open market for inoculating legumes, other crops, or soil, 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; for investigations of the causes of soil infertility and the maintenance of soil productivity; and 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, \$320,130.

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 plats, by coloring or otherwise, the results of such investigations and surveys, \$149,595.

Sugar-plant investigations: For sugar-plant investigations, including studies of diseases and the improvement of sugar beets and sugar-beet seed, sugarcane, and other sugar-producing plants, cultural and production methods, and the improvement and maintenance of soil fertility in relation to sugar plants, \$350,340.

Tobacco investigations: For the investigation and improvement of tobacco and the methods of tobacco production and handling, \$120,520.

Total, salaries and expenses, Bureau of Plant Industry, \$4,787,376.

## 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 to carry into effect the provisions of the Plant Quarantine Act of August 20, 1912, as amended (7 U. S. C. 146, 147, 151-167, 281, 282), 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, unless otherwise specifically provided, the cost for the*

37 Stat. 315.

Cost of buildings.

construction of any building shall not exceed \$1,500 and 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, \$138,420.

Fruit insects: For insects affecting fruits, grapes, and nuts, \$399,130.

Japanese beetle control: For the control and prevention of spread of the Japanese beetle, \$360,120: *Provided*, That no part of this appropriation shall be used to pay the cost or value of trees or other property injured or destroyed.

Sweetpotato weevil control: For the determination and application of such methods of control for sweetpotato weevils as, in the judgment of the Secretary, may be necessary, \$67,770: *Provided*, That in the discretion of the Secretary, no part of this appropriation shall be expended for the control of sweetpotato 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.

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, \$155,320.

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 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, \$9,650: *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.

Gypsy and brown-tail moth control: For the control and prevention of spread of the gypsy and brown-tail moths, \$350,000.

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" and of a virus disease of elm trees prevalent in the Ohio Valley, \$333,330, to be immediately available: *Provided*, That no part of this appropriation shall be expended in any State subsequent to the final adjournment of any session of the legislature thereof which shall have begun subsequent to the enactment of the Department of Agriculture Appropriation Act, 1944, unless the laws of such State contain provisions, deemed adequate by the Secretary, requiring the owners of elm trees suffering from the Dutch elm disease to remove and destroy the same without expense to the Federal Government: *Provided further*, That, in the discretion of the Secretary, 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 expenditures incurred by landowners for removal of trees from their own lands shall not be considered a part of such appropriations, subscriptions, or contributions: *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.

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 may be necessary,

State legislation.

State, etc., cooperation.

Expenditures by landowners.

Cost or value of injured property.

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, \$87,090: *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 (16 U. S. C. 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, \$150,000.

45 Stat. 701.

Truck crop and garden insects: For insects affecting truck crops, ornamental and garden plants, including tobacco, sugar beets, and greenhouse and bulbous crops, \$282,340.

Cereal and forage insects: For insects affecting cereal and forage crops, including sugarcane and rice, and including research on the European corn borer, \$350,170.

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 may be necessary to accomplish such purposes, \$223,250: *Provided*, That, in the discretion of the Secretary, 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.

State, etc., cooperation.

Cotton insects: For insects affecting cotton, \$140,730.

Pink bollworm and *Thurberia* weevil control: For the control and prevention of spread of the *Thurberia* weevil and 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, \$637,460.

Cooperation with Mexico.

Bee culture: For bee culture, apiary management, and the propagation and distribution by sale of bee-breeding stock, \$79,500: *Provided*, That the rates at which such sales are made shall be fixed by regulations of the Secretary and the proceeds of such sales shall be covered into the Treasury as miscellaneous receipts.

Insects affecting man and animals: For insects affecting man, household possessions, and animals, \$165,940.

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-pest survey for the collection and dissemination of information to Federal, State, and other agencies concerned with insect-pest control, \$130,000.

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, \$19,740.

**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, \$66,585, of which not less than \$10,000 shall be used for methyl bromide investigations.

**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, \$113,820.

37 Stat. 315.

**Transit inspection:** For the inspection in transit or otherwise of articles quarantined under the Act of August 20, 1912 (7 U. S. C. 161, 164a), as amended, and for the interception and disposition of materials found to have been transported interstate in violation of quarantines promulgated thereunder, \$38,940.

Cotton and cotton-seed from Mexico.

**Foreign plant quarantines:** For enforcement of foreign 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, \$682,900: *Provided*, That any moneys received in payment of charges fixed by the Secretary 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 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, \$29,180: *Provided*, That moneys received on account of such inspection and certification shall be covered into the Treasury as miscellaneous receipts.

Total, salaries and expenses, Bureau of Entomology and Plant Quarantine, \$4,767,340, of which amount not to exceed \$620,000 may be expended for personal services in the District of Columbia.

## BUREAU OF AGRICULTURAL CHEMISTRY AND ENGINEERING

### SALARIES AND EXPENSES

For investigations, experiments, and demonstrations hereinafter authorized, independently or in cooperation with other branches of the Department, other departments or agencies of the Federal Government, States, State agricultural experiment stations, universities, and other State agencies and institutions, counties, municipalities, business, farm, 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; and for erection, alteration, and repair of buildings outside the District of Columbia at a total cost not to exceed \$15,000, 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, \$102,044.

**Agricultural chemical investigations:** For conducting the investigations contemplated by the Act of May 15, 1862 (5 U. S. C. 511, 512), relating to the application of chemistry to agriculture; for the biological, chemical, physical, microscopical, and technological investigation of foods, feeds, drugs, plant 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, \$348,557.

12 Stat. 387.

**Agricultural engineering investigations:** For investigations, experiments, and demonstrations involving the application of engineering principles to agriculture; for investigating and reporting upon the different kinds of farm power and appliances; upon farm domestic water supply and sewage 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 and rural electrification, 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 (7 U. S. C. 424, 425); for giving expert advice and assistance in agricultural and chemical engineering; for collating, reporting, and illustrating the results of investigations and preparing, publishing, and distributing bulletins, plans, and reports, \$257,128, together with the unobligated balance of the funds made available under this head for the fiscal year 1943 for the construction of a water tower fire protection system at the United States Cotton Ginning Laboratory, Stoneville, Mississippi, to be available for the same purpose in 1944.

Cotton ginning.  
46 Stat. 248.

**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, 1935 (5 U. S. C. 556b), \$115,100.

49 Stat. 653.

Total, salaries and expenses, Bureau of Agricultural Chemistry and Engineering, \$822,829, of which amount not to exceed \$472,500 may be expended for personal services in the District of Columbia.

#### REGIONAL RESEARCH LABORATORIES

For all salaries and expenses, including personal services in the District of Columbia, necessary to enable the Secretary to continue the researches established under the provisions of section 202 (a) to 202 (e), inclusive, of title II, and subject to the provisions of section 393 of title III, of the Agricultural Adjustment Act of 1938 (7 U. S. C. 1292, 1393), including research on food products of farm commodities, \$3,959,385.

52 Stat. 37.

52 Stat. 70.

#### BUREAU OF HOME ECONOMICS

Salaries and expenses: For necessary expenses, including not to exceed \$169,657 for personal services in the District of Columbia, of

the Bureau of Home Economics 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 in the home, with special suggestions of plans and methods for the more effective utilization of such products for these purposes, and such economic investigations, including housing and household buying, as have for their purpose the improvement of the rural home, and for disseminating useful information on this subject, \$416,131.

#### BELTSVILLE RESEARCH CENTER

For general administrative purposes, including maintenance, operation, construction of necessary buildings at a cost of not to exceed \$7,500 for any one building, repairs, and other expenses, \$100,560; which appropriation may be augmented, by transfer of funds or by reimbursement, from applicable appropriations, to cover the charges, including handling and other related services, for equipment rentals (including depreciation, maintenance, and repairs); for services, supplies, equipment and materials furnished, stores of which may be maintained at the Center, and for building construction, alteration, and repair performed by the Center in carrying out the purposes of such applicable appropriations and the applicable appropriations may also be charged their proportionate share of the necessary general expenses of the Center not covered by this appropriation.

#### WHITE PINE BLISTER RUST CONTROL

For expenses necessary to enable the Secretary to carry out the purposes of the Act entitled "An Act for forest protection against the white pine blister rust", approved April 26, 1940 (16 U. S. C. 594a), and in accordance with the provisions thereof, including the employment of persons and means in the District of Columbia and elsewhere, \$1,900,000; of which amount \$170,747 shall be available to the Department of the Interior for control of white pine blister rust on or endangering Federal lands under the jurisdiction of that Department or lands of Indian tribes which are under the jurisdiction of or retained under restrictions of the United States; \$1,018,160 of said amount to the Forest Service for the control of white pine blister rust on or endangering lands under its jurisdiction; and \$711,093 of said amount to the Bureau of Entomology and Plant Quarantine for leadership and general coordination of the entire program, method development, and for operations conducted under its direction for such control, including, but not confined to, cooperation with individual States, local authorities and private agencies in the control of white pine blister rust on or endangering State and privately owned lands.

#### FOREST SERVICE

##### SALARIES AND EXPENSES

For the employment of persons and means in the District of Columbia and elsewhere to enable the Secretary 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 neces-

54 Stat. 168.

Availability of funds to designated agencies.

Experiments and investigations.

sary 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 2 per centum of the cost of such building as certified by the Secretary; 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 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 collate, digest, report, and illustrate the results of experiments and investigations made by the Forest Service; to purchase lawbooks, 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, equipment, and materials stored therein for distribution to projects under the supervision of the Forest Service and for sale and distribution to other Government activities and to State and private agencies who cooperate with the Forest Service in fire control under terms of written cooperative agreements, the cost of such supplies, equipment, and materials, including the cost of supervision, transportation, warehousing, and handling, to be reimbursed to appropriations current at the time additional supplies and materials are procured for warehouse stocks: *Provided further*, That the appropriations for the work of the Forest Service available for the operation, repair, maintenance, and replacement of motor and other equipment may be reimbursed for use of such equipment on projects of the Forest Service chargeable to other appropriations, or on work of other Federal agencies, when requested by such agencies, reimbursement to be made from appropriations applicable to the work on which used at rental rates fixed by the Chief Forester based on the actual or estimated cost of operation, repair, maintenance, depreciation, and equipment management control, and credited to appropriations currently available at the time adjustment is effected: *Provided further*, That the Forest Service may rent equipment for fire-control purposes to State, county, private, or other non-Federal agencies cooperating with the Forest Service in fire control under the terms of written cooperative agreements, the amount collected for such rental to be credited to appropriations currently available at the time payment is received, as follows:

Cost of buildings.

Protection, etc., of national forests.

Care of fish and game.

Medical supplies.

Warehouse maintenance, etc.

Reimbursement for use of equipment.

Rental of equipment to non-Federal agencies.

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 (16 U. S. C. 514), and for other personal services in the District of Columbia, \$563,670.

National forest protection and management: For the administration, protection, use, maintenance, improvement, and development of the national forests, including the establishment and maintenance of forest tree nurseries, including the procurement of tree seed and nursery stock by purchase, production, or otherwise, seeding and tree planting and the care of plantations and young growth; the maintenance and operation of aerial fire control by contract or otherwise, with authority to renew any contract for such purpose annually, not more than twice, without additional advertising; the maintenance of roads and trails and the construction and maintenance of all other improvements necessary for the proper and economical administration, protection, development, and use of the national forests, including experimental areas under Forest Service administration: *Provided*, That where, in the opinion of the Secretary, direct purchases will be more economical than construction, improvements may be purchased; the construction, equipment, and maintenance of sanitary, fire preventive, and recreational facilities; control of destructive forest tree diseases and insects; timber cultural operations; development and application of fish and 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; acceptance of moneys from timber purchasers for deposit into the Treasury in the trust account, Forest Service Cooperative Fund, which moneys are hereby appropriated and made available until expended for scaling services requested by purchasers in addition to those required by the Forest Service, and for refunds of amounts deposited in excess of the cost of such work; 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, and the Act of August 10, 1912 (16 U. S. C. 506-509), as provided by the Act of March 4, 1913 (16 U. S. C. 512); and all expenses necessary for the use, maintenance, improvement, protection, and general administration of the national forests, including lands under contract for purchase or for the acquisition of which condemnation proceedings have been instituted under the Act of March 1, 1911 (16 U. S. C. 521), and the Act of June 7, 1924 (16 U. S. C. 471, 499, 505, 564-570), lands transferred by authority of the Secretary from the Resettlement Administration to the Forest Service, and lands transferred to the Forest Service under authority of the Bankhead-Jones Farm Tenant Act, \$14,978,537: *Provided*, That this appropriation shall be available for the expenses of properly caring for the graves of persons who have lost their lives as a result of fighting fires while employed by the Forest Service: *Provided further*, That in sales of logs, ties, poles, posts, cordwood, pulpwood, and other forest products the amounts made available for schools and roads by the Act of May 23, 1908 (16 U. S. C. 500), and the Act of March 4, 1913 (16 U. S. C. 501), shall be based upon the stumpage value of the timber.

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, \$9,410.

Fighting forest fires: For fighting and preventing forest fires on or threatening lands under Forest Service administration, including lands under contract for purchase or in process of condemnation for

Aerial fire control.

Direct purchases.

Forest Service Co-operative Fund.

Homestead lands.

34 Stat. 233; 37 Stat. 287, 842.

36 Stat. 963; 43 Stat. 653.

50 Stat. 522.  
7 U. S. C. §§ 1000-1029; Supp. II, § 1011 (c).

35 Stat. 260; 37 Stat. 843.

Forest Service purposes, and unappropriated public forest lands, \$100,000, which amount shall also be available for meeting obligations of the preceding fiscal year.

**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, as amended (16 U. S. C. 581, 581a, 581f-581i), as follows:

45 Stat. 699.

**Forest management:** Fire, silvicultural, and other forest investigations and experiments under said section 2, as amended, at forest experiment stations or elsewhere, \$400,000.

16 U. S. C. § 581a.

**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, \$250,000.

16 U. S. C. § 581f.

**Forest products:** Experiments, investigations, and tests of forest products under section 8, at the Forest Products Laboratory, or elsewhere, \$940,280.

16 U. S. C. § 581g.

**Forest survey:** A comprehensive forest survey under section 9, \$140,000.

16 U. S. C. § 581h.

**Forest economics:** Investigations in forest economics under section 10, \$75,000.

16 U. S. C. § 581i.

**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, stream-flow regulation, erosion, climate, and maintenance of soil productivity, and for developing preventive and control measures therefor, \$75,000.

Total; additional from contributions.

In all, salaries and expenses, \$17,531,897; 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 (16 U. S. C. 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 (16 U. S. C. 498): *Provided*, That not to exceed \$887,074 may be expended for departmental personal services in the District of Columbia: *Provided further*, That 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 Union of Forest Research Stations and of the Department of Timber Utilization of the Comité International du Bois.

43 Stat. 1132.

38 Stat. 430

#### 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 the continuous production of timber on lands chiefly suitable therefor", approved June 7, 1924, as amended (16 U. S. C. 564-570),

43 Stat. 653.

Study of effect of tax laws, etc.  
16 U. S. C. § 566.

Critical areas of national importance.

including also the study of the effect of tax laws and the investigation of timber insurance as provided in section 3 of said Act, \$6,300,000, of which not to exceed \$87,418 and \$5,000 shall be available for personal services and for the purchase of supplies and equipment, respectively, in the District of Columbia: *Provided*, That the Secretary of Agriculture may authorize expenditures not to exceed \$2,300,000 from this appropriation for preventing and suppressing forest fires on critical areas of national importance without requiring an equal expenditure by the State and private owners.

#### FARM AND OTHER PRIVATE FORESTRY COOPERATION

50 Stat. 188.

43 Stat. 654.

State, etc., cooperation.

Nursery stock.

New nurseries.

To enable the Secretary (1) to carry into effect, through such agencies of the Department as he may designate, the provisions of the Cooperative Farm Forestry Act, approved May 18, 1937 (16 U. S. C. 568b), (not to exceed \$496,011) and the provisions of sections 4 (not to exceed \$83,700) and 5 (not to exceed \$65,100), 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 (16 U. S. C. 567-568), and Acts supplementary thereto; and (2) through the Forest Service to cooperate with and advise timberland owners and associations, wood-using industries or other appropriate agencies in the application of forest management principles to federally owned lands leased to States and to private forest lands, so as to attain sustained-yield management, the conservation of the timber resources, the productivity of forest lands, and the stabilization of employment and economic continuance of forest industries, not to exceed \$101,357; in all, not to exceed \$746,168, of which not to exceed \$44,110 may be expended for personal services in the District of Columbia; the purchase of reference books and technical journals; not to exceed \$30,000 for the construction or purchase of necessary buildings, and other improvements: *Provided*, That no part of this appropriation which is available for carrying out the Cooperative Farm Forestry Act and sections 4 and 5 of the Act approved June 7, 1924, shall be expended in any State or Territory unless the State or Territory, or local subdivision thereof, or individuals, or associations contribute a sum equal to that to be allotted therefrom by the Government or make contributions other than money deemed by the Secretary to be the value equivalent thereof: *Provided further*, That any part of this appropriation allocated for the production or procurement of nursery stock by any Federal agency, or funds appropriated to any Federal agency for allocation to cooperating States for the production or procurement of nursery stock, shall remain available for expenditure for not more than three fiscal years: *Provided further*, That in carrying into effect the provisions of the Cooperative Farm Forestry Act, no part of this appropriation shall be used to establish new nurseries or to acquire land for the establishment of such new nurseries.

#### ACQUISITION OF LANDS FOR NATIONAL FORESTS

36 Stat. 961.

For the acquisition of forest lands under the provisions of the Act approved March 1, 1911, as amended (16 U. S. C. 513-519, 521), \$100,000, of which not to exceed \$18,675 may be expended for personal services in the District of Columbia.

Total, Forest Service, \$24,678,065.

## FOREST ROADS AND TRAILS

For carrying out the provisions of section 23 of the Federal Highway Act approved November 9, 1921 (23 U. S. C. 23), and for the construction, reconstruction, and maintenance of roads and trails on experimental areas under Forest Service administration, including not to exceed \$59,500 for personal services in the District of Columbia, \$2,537,168 for forest development roads and trails, representing the balance of the amount authorized to be appropriated therefor for the fiscal year 1943 by the Act of September 5, 1940 (54 Stat. 867), together with \$1,241,555 from the unobligated balances of previous appropriations for forest highways which is hereby reappropriated for forest development roads and trails; in all, \$3,778,723, 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 and repair 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.

42 Stat. 218.

Buildings for storage of equipment.

## EMERGENCY RUBBER PROJECT

For all expenses necessary to enable the Secretary to carry into effect the Act of March 5, 1942, as amended (56 Stat. 126-128, 796-797), including personal services in the District of Columbia and elsewhere; printing and binding without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111); purchase of books of reference and periodicals; purchase of passenger-carrying vehicles; erection of necessary buildings; procurement of medical supplies or services for emergency use in the field; and the acceptance of donations of land and rubber-bearing plants, and furnishing to employees daily transportation between points of assembly and work projects, \$13,048,000: *Provided*, That any proceeds from the sales of guayule, rubber processed from guayule, or other rubber-bearing plants, or from other sales, rentals, and fees resulting from operations under such Act of March 5, 1942, as amended, shall be covered into the Treasury as miscellaneous receipts.

7 U. S. C., Supp. II, §§ 171-175.

40 Stat. 1270.

Proceeds from sales, etc.

## WAR FOOD ADMINISTRATION

Salaries and expenses: For expenses necessary to enable the War Food Administration to perform its functions, including those prescribed by Executive Orders 9280, 9322, 9328, and 9334, independently or in cooperation (by transfer of funds or otherwise) with public and private agencies and individuals, including not to exceed \$10,000 per annum for an Administrator, other personal services in the District of Columbia and elsewhere in accordance with the provisions of law applicable to the appointment and compensation of persons employed by the Agricultural Adjustment Agency, including not to exceed \$50,000 for the temporary employment of persons or organizations by contract or otherwise without regard to the Classification Act of 1923, as amended; printing and binding; the purchase of lawbooks, books of reference, periodicals, and newspapers; the purchase, operation, and maintenance (including two in the District of Columbia) of passenger-carrying vehicles; \$25,000,000: *Provided*, That transfers of funds to other offices or administrative units in the Department with respect to which transfers of funds are otherwise authorized in this Act shall be in addition to, and subject to the same restrictions as, the amounts provided therefor in the Budget schedules.

7 F. R. 10179; 8 F. R. 2807, 4681, 5423, 14783.  
5 U. S. C., Supp. II, § 514 note.42 Stat. 1488.  
5 U. S. C. § 661; Supp. II, § 661 et seq.

Transfer of funds.

## COMMODITY CREDIT CORPORATION

Salaries and administrative expenses: Not to exceed \$4,500,000 of the funds of the Commodity Credit Corporation shall be available for administrative expenses of the Corporation in carrying out its activities as authorized by law, 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 (5 U. S. C. 821-833); printing and binding; lawbooks and books of reference; not to exceed \$400 for periodicals, maps, and newspapers; procurement of supplies, equipment, and services; rent in the District of Columbia; and all other necessary administrative expenses: *Provided*, That all necessary expenses (including legal and 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: *Provided further*, That none of the fund made available by this paragraph shall be obligated or expended unless and until an appropriate appropriation account shall have been established therefor pursuant to an appropriation warrant or a covering warrant, and all such expenditures shall be accounted for and audited in accordance with the Budget and Accounting Act of 1921, as amended: *Provided further*, That none of the fund made available by this paragraph shall be used for administrative expenses connected with the sale of Government-owned or Government-controlled stocks of farm commodities at less than parity price as defined by the Agricultural Adjustment Act of 1938 or the comparable price as provided by section 4 (a) of the Act of July 1, 1941 (Public Law Numbered 147, Seventy-seventh Congress): *Provided further*, That the foregoing shall not apply to the sale or other disposition of any agricultural commodity substantially deteriorated in quality or sold for the purpose of feeding, or the extraction of peanut oil, or commodities sold to farmers for seed or for new or byproduct uses: *Provided further*, That no wheat or corn shall be sold for feed at a price less than the parity price of corn at the time such sale is made: *Provided further*, That in making regional adjustments in the sale price of corn or wheat the minimum price need not be higher in any area than the United States average parity price of corn.

Travel expenses.

44 Stat. 688.  
5 U. S. C., Supp. II,  
§ 823.

Nonadministrative expenses.

Accounting.

42 Stat. 20.  
31 U. S. C. § 1; Supp.  
II, § 16 *et seq.*  
Sales at less than  
parity price.

52 Stat. 38; 55 Stat.  
498.  
7 U. S. C. § 1301 (a);  
15 U. S. C., Supp. II,  
§ 713a-8 (a).

Sale of wheat or  
corn for feed.

CONSERVATION AND USE OF AGRICULTURAL LAND  
RESOURCES

Soil conservation.

49 Stat. 1148.  
16 U. S. C., Supp. II,  
§ 590h.  
52 Stat. 31.  
7 U. S. C., Supp. II,  
ch. 35.  
*Ante*, p. 60.

To enable the Secretary to carry into effect the provisions of sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, approved February 29, 1936, as amended (16 U. S. C. 590g-590q), and the provisions of the Agricultural Adjustment Act of 1938, as amended (7 U. S. C. 1281-1407) (except the making of payments pursuant to sections 303 and 381 and the provisions of titles IV and V), including the employment of persons and means in the District of Columbia and elsewhere; not to exceed \$50,000 for the preparation and display of exhibits, including such displays at State, interstate, and international fairs within the United States; purchase of lawbooks, books of reference, periodicals, newspapers, \$400,000,000, to remain available until June 30, 1945, for compliance with programs under the Agricultural Adjustment Act of 1938, as amended, and the

Act of February 29, 1936, as amended, pursuant to the provisions of the 1943 programs carried out during the period July 1, 1942, to December 31, 1943, inclusive: *Provided*, That no part of said appropriation or any other appropriation in this Act shall be used for incentive or production adjustment payments, except for soil conservation and water conservation payments and payment of acreage allotment commitments on commodities as defined in the Agricultural Adjustment Act of 1938, as amended, and as enumerated and set forth in the "1943 Agricultural Conservation Program" bulletin, dated December 3, 1942: *Provided further*, That not to exceed \$30,000,000 of said amount shall be available for salaries and other administrative expenses for carrying out such programs: *Provided further*, That none of the funds herein appropriated or made available for the functions assigned to the Agricultural Adjustment Agency pursuant to the Executive Order (No. 9069) of February 23, 1942, shall be used to pay the salaries or expenses of any regional information employees or any State or county information employees, but this shall not preclude the answering of inquiries or supplying of information to individual farmers: *Provided further*, That such amount shall be available for salaries and other administrative expenses in connection with the formulation and administration of the 1944 programs of soil-building practices and soil and water-conservation practices, under the Act of February 29, 1936, and programs under the Agricultural Adjustment Act of 1938, as amended, the total expenditures of which, including administration, shall not exceed \$300,000,000: *Provided further*, That no part of such amounts shall be available after June 30, 1944, for salaries and other administrative expenses except for payment of obligations therefor incurred prior to July 1, 1944: *Provided further*, That the Secretary 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, lime, trees, or any other farming materials, or any soil-terracing services, and making grants thereof to agricultural producers to aid them in carrying out farming practices approved by the Secretary in the 1943, 1944, and 1945 programs under said Act of February 29, 1936, as amended; for the reimbursement of any Federal, State, or local government agency for fertilizers, seeds, lime, trees, or other farming materials, or any soil-terracing services, furnished by such agency; 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 notwithstanding any other provision of law, persons who in 1943 carry out farming operations as tenants or sharecroppers on cropland owned by the United States Government and who comply with the terms and conditions of the 1943 agricultural conservation program, formulated pursuant to sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, as amended, shall be entitled to apply for and receive payments, or to retain payments heretofore made, for their participation in said program to the same extent as other producers: *And provided further*, that no part of such amount shall be available for carrying out the provisions of section 202 (a) to (f) of the Agricultural Adjustment Act of 1938.

Incentive, etc., adjustment payments.

Administrative expenses.

Information employees.

50 U. S. C., Supp. II, app. § 601 note.

Programs of soil-building, etc., practices.

Availability of funds, time limit.

Transfer of funds.

Purchases of farming materials.

Reimbursements of States, etc.

Payments to tenants and sharecroppers.

49 Stat. 1148.  
16 U. S. C. §§ 590g-590q; Supp. II, § 590h.

52 Stat. 37.  
7 U. S. C. § 1292 (a)-(f).

## PARITY PAYMENTS

To enable the Secretary to make full parity payments for the crop year 1942 pursuant to the authorization under this head in the Department of Agriculture Appropriation Act, 1943, \$170,281,000, to

56 Stat. 603.

remain available until June 30, 1945, and to be merged with and made a part of the appropriation under this head in said Act, and the unobligated balance of appropriation so merged shall remain available until June 30, 1946, for administrative expenses (including expenses of county and local committees), and not to exceed \$5,000,000 of said unobligated balance may be expended for administrative expenses in the District of Columbia (including personal services) and elsewhere (excluding expenses of county and local committees), including such part of the total expenses of making acreage allotments, establishing normal yields, checking performance, and related activities in connection with wheat, cotton, corn, rice, and tobacco under the authorized farm program as the Secretary finds necessary to supplement the amount provided in section 392 of the Agricultural Adjustment Act of 1938.

52 Stat. 69.  
7 U. S. C., Supp. II,  
§ 1392.

56 Stat. 693.

Basis for payments.

The second proviso contained under this head in the Department of Agriculture Appropriation Act, 1943, is amended to read as follows: "*Provided further*, That such payments with respect to any such commodity shall be made upon the normal yield of the farm acreage allotment established for the commodity under the 1942 agricultural conservation program and shall be made with respect to a farm in full amount only in the event that the acreage planted to the commodity for harvest on the farm in 1942 was not in excess of the farm acreage allotment established for the commodity under said program, and, if such allotment has been exceeded, the parity payment with respect to the commodity shall be reduced by not more than 10 per centum for each 1 per centum, or fraction thereof, by which the acreage planted to the commodity is in excess of such allotment."

## SUGAR ACT

To enable the Secretary to carry into effect the provisions, other than those specifically relating to the Philippine Islands, of the Sugar Act of 1937, approved September 1, 1937, as amended (7 U. S. C. 1100-1183), including the employment of persons and means, in the District of Columbia and elsewhere, as authorized by said Act, \$54,883,060, to remain available until June 30, 1945, and in addition, \$9,000,000 to be immediately available and to remain available to June 30, 1944, and to be merged with and made a part of the appropriation under this head in the Department of Agriculture Appropriation Act, 1943; in all, \$63,883,060.

50 Stat. 903.  
7 U. S. C., Supp. II,  
ch. 34.

56 Stat. 694.

## FEDERAL CROP INSURANCE ACT

Administrative and operating expenses: For operating and administrative expenses under the Federal Crop Insurance Act, approved February 16, 1938, as amended (7 U. S. C. 1501-1518; 55 Stat. 255-256), \$3,500,000, including the employment of persons and means in the District of Columbia and elsewhere, printing and binding, purchase of lawbooks, books of reference, periodicals, and newspapers: *Provided*, That no part of this appropriation shall be used for or in connection with the insurance of wheat and cotton crops planted subsequent to July 31, 1943, or for any other purpose except in connection with the liquidation of insurance contracts on the wheat and cotton crops planted prior to July 31, 1943.

52 Stat. 72.  
7 U. S. C., Supp. II,  
ch. 36.

Restriction on use of  
funds.

## SOIL CONSERVATION SERVICE

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 (16 U. S. C. -590a-590f), 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 the employment of persons and means in the District of Columbia and elsewhere, purchase of books and periodicals, maintenance, repair, and operation of one passenger-carrying automobile 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 eight 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 for which appropriations are herein made 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.

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, \$401,315: *Provided*, That no part of the money appropriated in this paragraph shall be available for expenditure if any emergency 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, soil and moisture depletion and methods of soil and moisture conservation (including the construction and hydrologic phases of farm irrigation and land drainage); and for construction, operation, and maintenance of experimental watersheds, stations, laboratories, plots, and installations, \$1,071,573.

Soil and moisture conservation and land-use 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, and including the improvement of farm irrigation and land drainage, the establishment and operation of erosion nurseries, the making of conservation plans and surveys, and the dissemination of information, \$19,130,000: *Provided*, That any part of this appropriation allocated for the production or procurement of nursery stock by any Federal agency, or funds appropriated to any Federal agency for allocation to cooperating States for the production or procurement of nursery stock, shall remain available for expenditure for not more than three fiscal years.

Emergency erosion control, Everglades region, Florida: For research and demonstration work in soil conservation control

49 Stat. 163.  
16 U. S. C., Supp. II,  
§ 590a.

Cost of buildings.

Construction on  
land not owned by  
Government.

Warehouse mainte-  
nance, etc.

Nursery stock.

Everglades region,  
Fla.

measures, including research and demonstration work in fire control and irrigation construction work to eliminate fire hazards, in the Everglades region of Florida, \$72,248: *Provided*, That no expenditures shall be made for these purposes until a sum at least equal to such expenditures shall have been made available by the State of Florida, or a political subdivision thereof, for the same purposes.

Total, Soil Conservation Service, \$20,675,136, of which not to exceed \$1,069,391 may be expended for personal services in the District of Columbia.

### WATER FACILITIES, ARID AND SEMIARID AREAS

To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "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", approved August 28, 1937, as amended (16 U. S. C. 590r-590x, 590z-5), including the purchase, exchange, operation, and maintenance of passenger-carrying vehicles, \$1,000,000, of which not to exceed \$11,000 may be expended for personal services in the District of Columbia.

50 Stat. 889.

### LAND UTILIZATION AND RETIREMENT OF SUBMARGINAL LAND

To enable the Secretary to carry out the provisions of title III of the Bankhead-Jones Farm Tenant Act, approved July 22, 1937 (7 U. S. C. 1010-1013), including the employment of persons and means in the District of Columbia and elsewhere, \$1,126,120.

50 Stat. 525.  
7 U. S. C., Supp. II,  
§ 1011 (e).

### EXPORTATION AND DOMESTIC CONSUMPTION OF AGRICULTURAL COMMODITIES

To enable the Secretary of Agriculture to further carry out the provisions of section 32, as amended, of the Act entitled "An Act to amend the Agricultural Adjustment Act, and for other purposes", approved August 24, 1935, and subject to all provisions of law relating to the expenditure of funds appropriated by such section, during the fiscal year ending June 30, 1944, funds appropriated by or for the purposes of section 32 of said Act shall be available to the Secretary of Agriculture for the maintenance and operation of a school milk and lunch program under clause (2) of said section 32 in a sum not exceeding \$50,000,000: *Provided*, That such funds shall be available for such purposes during the fiscal year 1944 without regard to the requirement therein relating to the encouragement of domestic consumption but no part of such funds shall be available to defray the expenses of any activity heretofore carried on by the Work Projects Administration.

School milk and  
lunch program.  
49 Stat. 774.  
7 U. S. C. § 612c;  
Supp. II, § 612c note.

Activities hereto-  
fore carried on by  
WPA.

### MARKETING SERVICE

For the employment of such persons and means in the city of Washington and elsewhere as may be necessary in conducting investigations, experiments, and demonstrations, either independently or in cooperation with public or private agencies, organizations, or individuals, as follows:

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, feeds, 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, \$1,084,570.

Market inspection of farm products: For enabling the Secretary, 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 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 officers and employees who, under proper authorization, use privately owned motor vehicles in the performance of official travel within the corporate limits of their official stations for the purpose of inspecting and grading farm and food products and the supervision thereof at points located within the said corporate limits may be reimbursed for such travel at a rate not to exceed 3 cents per mile: *Provided further*, 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, \$474,137.

Marketing farm products: For acquiring and diffusing among the people of the United States useful information relative to the standardization, classification, grading, preparation for market, handling, and marketing of farm and food products, including the demonstration and promotion of the use of uniform standards of classification of American farm and food products throughout the world, and for making analyses of cotton fiber as provided by the Act of April 7, 1941 (7 U. S. C. 473d), \$388,250: *Provided*, That samples, illustrations, practical forms, or sets of the grades recommended or promulgated by the Secretary for farm or food products 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.

Tobacco Inspection and Tobacco Stocks and Standards Acts: To enable the Secretary 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 (7 U. S. C. 511-511q), and an Act entitled "An Act to provide for the collection and publication of statistics of tobacco by the Department of Agriculture", approved January 14, 1929 (7 U. S. C. 501-508), as amended, \$812,530.

Perishable Agricultural Commodities, Produce Agency, and Standard Container Acts: To enable the Secretary to carry into effect

Travel in privately owned motor vehicles.

Certificates of authorized agents.

Cotton fiber analyses.  
55 Stat. 131.  
7 U. S. C., Supp. II, § 473d.  
Sale of samples, etc.

49 Stat. 731.

45 Stat. 1079.

the provisions of the Perishable Agricultural Commodities Act, approved June 10, 1930, as amended (7 U. S. C. 499a-499r) and as further amended by the Act of April 6, 1942 (Public Law 516), and the Act to prevent the destruction or dumping of farm produce, and for other purposes, approved March 3, 1927 (7 U. S. C. 491-497), the Standard Baskets Act, approved August 31, 1916, as amended (15 U. S. C. 251-256), and the Act to fix standards for hampers, round stave baskets, and splint baskets for fruits and vegetables, and for other purposes, approved May 21, 1928 (15 U. S. C. 257-257i), \$177,520.

Cotton Statistics, Classing, Standards, and Futures Acts: To enable the Secretary to carry into effect the provisions of the Act authorizing him to collect and publish statistics of the grade and staple length of cotton, approved March 3, 1927, as amended by the Act of April 13, 1937 (7 U. S. C. 471-476), and to perform the duties imposed upon him by chapter 14 of the Internal Revenue Code relating to cotton futures (26 U. S. C. 1920-1935), and to carry into effect the provisions of the United States Cotton Standards Act, approved March 4, 1923, as amended (7 U. S. C. 51-65), including such means as may be necessary for effectuating agreements with cotton associations, cotton exchanges, and other cotton organizations in foreign countries, for (1) the adoption, use, and observance of universal standards of cotton classification, (2) the arbitration or settlement of disputes with respect thereto, and (3) the preparation, distribution, inspection, and protection of the practical forms or copies thereof under such agreements, \$1,042,428.

United States Grain Standards Act: To enable the Secretary to carry into effect the provisions of the United States Grain Standards Act, \$742,330.

United States Warehouse Act: To enable the Secretary to carry into effect the provisions of the United States Warehouse Act, \$464,115.

Federal Seed Act: To enable the Secretary to carry into effect the provisions of the Act entitled "An Act to regulate interstate and foreign commerce in seeds; to require labeling and to prevent misrepresentation of seeds in interstate commerce; to require certain standards with respect to certain imported seeds; and for other purposes", approved August 9, 1939 (7 U. S. C. 1561-1610), \$80,650: *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 the work of the various adhering governments on problems relating to seed analysis or other subjects which the Congress may determine to be necessary in the interest of international seed trade.

Packers and Stockyards Act: For carrying out the provisions of the Packers and Stockyards Act, approved August 15, 1921, as amended by the Act of August 14, 1935 (7 U. S. C. 181-229), \$364,070: *Provided*, That hereafter the Secretary 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 or a court of competent jurisdiction.

Naval Stores Act: For enabling the Secretary to carry into effect the provisions of the Naval Stores Act of March 3, 1923 (7 U. S. C. 91-99), \$30,120.

46 Stat. 531; 56 Stat. 200.  
7 U. S. C., Supp. II, § 499b.

44 Stat. 1355.  
39 Stat. 673.

45 Stat. 685.

44 Stat. 1372; 50 Stat. 62.  
7 U. S. C., Supp. II, § 473d.  
53 Stat. 210.

42 Stat. 1517.

39 Stat. 482.  
7 U. S. C. §§ 71-87.

39 Stat. 486.  
7 U. S. C. §§ 241-273.

53 Stat. 1275.  
International Seed Testing Congress.

42 Stat. 159; 49 Stat. 648.  
7 U. S. C., Supp. II, § 217a.  
Bonds from agencies and dealers.

42 Stat. 1435.

**Enforcement of the Insecticide Act:** For enabling the Secretary to carry into effect the provisions of the Act of April 26, 1910 (7 U. S. C. 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", \$167,880.

36 Stat. 331.

**Commodity Exchange Act:** To enable the Secretary to carry into effect the provisions of the Commodity Exchange Act, as amended (7 U. S. C. 1-17a), and as further amended by the Act of October 9, 1940 (7 U. S. C. 2), \$300,000.

49 Stat. 1491; 54 Stat. 1059.

**Total, Marketing Service,** \$6,128,600, of which amount not to exceed \$1,349,063 may be expended for departmental personal services in the District of Columbia.

## RURAL ELECTRIFICATION ADMINISTRATION

To enable the Secretary to carry into effect the provisions of the Rural Electrification Act of 1936, approved May 20, 1936, as amended (7 U. S. C. 901-914), as follows:

49 Stat. 1363.

**Salaries and expenses:** For administrative expenses and expenses of studies, investigations, publications, and reports including the salary of the Administrator, Rural Electrification Administration, and other personal services in the District of Columbia and elsewhere; purchase and exchange of books, lawbooks, books of reference, directories, and periodicals; not to exceed \$300 for newspapers; financial and credit reports, \$2,258,000.

**Loans:** For loans in accordance with sections 3, 4, and 5, and for the purchase of property and costs and expenses incurred in connection therewith in accordance with section 7 of the Rural Electrification Act of May 20, 1936, as amended (7 U. S. C. 901-914), \$20,000,000.

Loans and purchase of property.  
49 Stat. 1364, 1365.

**Total, Rural Electrification Administration,** \$22,258,000.

## FARM CREDIT ADMINISTRATION

### SALARIES AND EXPENSES

For salaries and expenses of the Farm Credit Administration in the District of Columbia and the field, including printing and binding; travel expenses, 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; lawbooks, books of reference, and not to exceed \$750 for periodicals and newspapers; contract stenographic reporting services; 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 manuscripts, data, and special reports by personal service without regard to the provisions of any other Act; purchase, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles in the District of Columbia and elsewhere; garage rental in the District of Columbia; payment of actual transportation and other necessary expenses and not to exceed \$10 per diem in lieu of subsistence of persons serving, while away from their homes, without other compensation from the United States, in an advisory capacity to the Farm Credit Administration; employment of persons, firms, and others for the performance of special services, including legal services; necessary administrative expenses in connection with the making of loans under the provisions of the Act of January 29, 1937 (12 U. S. C. 1020i-1020n, 1020o), and the collection of moneys due the United States on account of loans

50 Stat. 5.  
Collection of moneys on loans.

made under the provisions of said Act and similar Acts administered by the Farm Credit Administration relating to loans for crop production, feed, seed, and harvesting; examination of corporations, banks, associations, and institutions operated, supervised, or regulated by the Farm Credit Administration: *Provided*, That hereafter the requirement (12 U. S. C. 952) that Federal land banks and joint stock land banks shall be examined at least twice each year is hereby modified so that such examinations need be made only once each year:

**Land banks, examinations.** *Provided further*, That hereafter the expenses and salaries of employees engaged in such examinations shall be assessed against the said corporations, banks, or institutions in accordance with the provisions of existing laws except that the amounts collected from the Federal land banks, joint stock land banks, and Federal intermediate credit banks pursuant to the Act of July 17, 1916, as amended (12 U. S. C. 657), shall be covered into the Treasury and credited to a special fund, and the Administration shall estimate the cost to the Farm Credit Administration of the administrative supervision of the Federal land banks, the banks for cooperatives, the Federal intermediate credit banks, and the production credit corporations for the fiscal year 1944 and shall apportion the amount so determined among such banks and corporations on such equitable basis as said Administration shall determine, and shall assess and collect such amounts in advance from such banks and corporations and the amount so collected shall be covered into the Treasury and credited to said special fund, which fund is hereby made available to said Administration for expenditure for the purposes set forth in this appropriation:

**Assessments.** *Provided further*, That as soon as practicable after June 30, 1944, said Administration shall determine, on a fair and reasonable basis, (1) the cost of the examination services rendered during the fiscal year 1944 to each Federal land bank, joint stock land bank, and Federal intermediate credit bank and (2) the amount which fairly and equitably should be allocated to each Federal land bank, bank for cooperatives, Federal intermediate credit bank, and production credit corporation as the cost during the fiscal year 1944 of their administrative supervision, and if the sum of these two items in any case is greater than the total amount collected from the bank or the corporation concerned, the difference shall be collected from such bank or corporation or, if less, shall be refunded from said special fund to the bank or the corporation entitled thereto; in all, \$689,259, together with not to exceed \$3,938,561 from the funds made available to the Farm Credit Administration pursuant to the Act of January 29, 1937 (12 U. S. C. 1020i-1020n, 1020o).

**Cost of examination services.**

**Cost of administrative supervision.**

**Adjustments.**

**50 Stat. 5.**

**50 Stat. 3.**

**54 Stat. 560.**

**54 Stat. 560.**

**50 Stat. 5.**

Farmers' crop production and harvesting loans: For loans to farmers under the Act of January 29, 1937 (12 U. S. C. 1020i-1020n, 1020o), as amended by the Acts of February 4, 1938 (52 Stat. 26), June 30, 1939 (53 Stat. 939), June 25, 1940 (12 U. S. C. 1020n-1), and July 1, 1941 (55 Stat. 444), and July 22, 1942 (56 Stat. 700-701), \$4,907,273, together with the unobligated balance (exclusive of the amount of such balance made available for "Salaries and expenses, Farm Credit Administration, 1944") of the appropriation "Crop production and harvesting loans" as made in the First Deficiency Appropriation Act, fiscal year 1937 (50 Stat. 8, 11), and as continued available by the Acts of February 4, 1938 (52 Stat. 26), June 30, 1939 (53 Stat. 939), June 25, 1940 (12 U. S. C. 1020n-1), July 1, 1941 (55 Stat. 444), and July 22, 1942 (56 Stat. 700-701), together with all collections of principal and interest on loans heretofore or hereafter made under said Act of January 29, 1937 (12 U. S. C. 1020i-1020n, 1020o).

## FEDERAL FARM MORTGAGE CORPORATION

Not to exceed \$7,822,000 of the funds of the Federal Farm Mortgage Corporation, established by the Act of January 31, 1934 (12 U. S. C. 1020-1020h), shall be available during the fiscal year 1944 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, 1926, as amended (5 U. S. C. 821-833); printing and binding, lawbooks, books of reference, and not to exceed \$250 for periodicals and newspapers; contract stenographic reporting services; procurement of supplies, equipment, and services; purchase, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, to be used only for official purposes; rent in the District of Columbia; payment of actual transportation and other necessary expenses and not to exceed \$10 per diem in lieu of subsistence 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 expenditures which under the accounting system prescribed for the Corporation by the General Accounting Office are to be treated as capital investments, increasing the book value of acquired fixed property (real estate and chattel), shall be considered as non-administrative expenses for the purposes hereof: *Provided further*, That except for the limitation 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 (12 U. S. C. 1016-1020h).

Total, Farm Credit Administration, \$5,596,532.

Administrative expenses.  
48 Stat. 344.

Travel expenses.

44 Stat. 688.  
5 U. S. C., Supp. II,  
§ 823.

Special services.

Nonadministrative expenses.

Payment of administrative expenses, etc.

48 Stat. 344.  
*Ante*, p. 196.

*Post*, p. 610.

Assistance to needy farmers.

**LOANS, GRANTS, AND RURAL REHABILITATION**

To enable the Secretary through the War Food Administration to continue to provide assistance through rural rehabilitation and grants to needy farmers in the United States, its Territories, and possessions, including (1) farm debt adjustment service, and making and servicing of loans and grants under this and prior laws; (2) loans to needy individual farmers; (3) grants; and (4) liquidation as expeditiously as possible of Federal rural rehabilitation projects under the supervision of the War Food Administration, \$20,000,000, which sum shall be also available for necessary administrative expenses incident to the foregoing, including personal services in the District of Columbia and elsewhere; compensation of experts without regard to the Classification Act of 1923, as amended; purchase of lawbooks, books of reference, periodicals, and newspapers; purchase, operation, and maintenance of motor-propelled passenger-carrying vehicles; and printing and binding: *Provided*, That the War Food Administrator shall transmit to the Congress semiannually a progress report with respect to the liquidation of Federal rural rehabilitation projects, under his supervision, showing by name and by States all dispositions of such projects, or parts thereof, together with the amounts of Federal funds

42 Stat. 1488.  
5 U. S. C. § 661; Supp.  
II, § 661 *et seq.*

Semiannual report to Congress.

Expenditure a u - thorization.	expended in the process of liquidation, and any losses incurred in the use of such funds: <i>Provided further</i> , That during the first four months of the fiscal year ending June 30, 1944, the Administrator of the War Food Administration may, in his discretion, authorize expenditures from this appropriation at a rate in excess of one-twelfth of the total appropriation during each of such months.
Performance of work requirement.	In making any grant payments under this Act, the Secretary is authorized to require with respect to such payments the performance of work on useful public projects, Federal and non-Federal, including work on private or public land in furtherance of the conservation of natural resources, and the provisions of the Act of February 15, 1934 (5 U. S. C. 796), as amended, relating to disability or death compensation, and benefits shall apply to those persons performing such work: <i>Provided</i> , That this section shall not apply to any case coming within the purview of the workmen's compensation law of any State, Territory, or possession, or in which the claimant has received or is entitled to receive similar benefits for injury or death.
Disability or death benefits. 48 Stat. 351. 5 U. S. C., Supp. II, § 796.	
Advances from RFC. Post, p. 619.	For additional funds for the purpose of making rural rehabilitation loans to needy individual farmers, who are unable to obtain credit elsewhere at comparable rates for the area where such loan is proposed to be made, the Reconstruction Finance Corporation is authorized and directed to make advances to the Secretary upon his request in an aggregate amount of not to exceed \$60,000,000. Such advances shall be made (1) with interest at the rate of 3 per centum per annum payable semiannually; (2) upon the security of obligations acceptable to the Corporation heretofore or hereafter acquired by the Secretary pursuant to law; (3) in amounts which shall not exceed 75 per centum of the then unpaid principal amount of the obligations securing such advances; and (4) upon such other terms and conditions, and with such maturities, as the Corporation may determine. The Secretary shall pay to the Corporation, currently as received by him, all moneys collected as payments of principal and interest on the loans made from the amounts so advanced or collected upon any obligations held by the Corporation as security for such advances, until such amounts are fully repaid. The amount of notes, debentures, bonds, or other such obligations which the Corporation is authorized and empowered to issue and to have outstanding at any one time under the provisions of law in force on the date this Act takes effect is hereby increased by an amount sufficient to carry out the provisions of this paragraph.
Repayment.	
Increase of RFC obligations.	
Limitations on use of funds.	None of the moneys appropriated or otherwise authorized under this caption ("Loans, grants, and rural rehabilitation") shall be used for (1) the purchase or leasing of land or for the carrying on of any land-purchase or land-leasing program; (2) the carrying on of any operations in collective farming, or cooperative farming, or the organization, promotion or management of homestead associations, land-leasing associations, land-purchasing associations, or cooperative land purchasing for colonies of rehabilitants or tenant purchasers, except for the liquidation as expeditiously as possible of any such projects heretofore initiated; or (3) the making of loans to any individual farmer in excess of \$2,500; or (4) the making of loans to any cooperative association; or (5) the making of loans for the payment of dues to or the purchase of any share or stock interest in any cooperative association (except for medical, dental or hospital services) or for any expenditure other than that deemed necessary, in the discretion of the Administrator, for the production of agricultural commodities.
	The Secretary of Agriculture may expend funds administered by him as trustee under the various transfer agreements with the several

State rural rehabilitation corporations only for purposes for which funds made available under this caption may be expended, and the limitations applicable to such funds shall also be applicable to the expenditure of such trust funds by the Secretary of Agriculture.

The appropriation and authorizations herein made under the heading "Loans, grants, and rural rehabilitation", shall constitute the total amount to be available for obligation under this heading during the fiscal year 1944 and shall not be supplemented by funds from any source.

No part of the appropriation herein made under the heading "Loans, grants, and rural rehabilitation" shall be available to pay the compensation of any person appointed in accordance with the civil-service laws.

### FARM TENANCY

To enable the Secretary through the War Food Administration to carry into effect the provisions of title I of the Bankhead-Jones Farm Tenant Act, approved July 22, 1937 (7 U. S. C. 1000-1006), as follows:

50 Stat. 522.

**Salaries and expenses:** For necessary expenses in connection with the making of loans under title I of the Bankhead-Jones Farm Tenant Act, approved July 22, 1937 (7 U. S. C. 1000-1006), and the collection of moneys due the United States on account of loans heretofore made under the provisions of said Act, including the employment of persons and means in the District of Columbia and elsewhere, exclusive of printing and binding as authorized by said Act, \$1,326,070.

**Loans:** For loans to individual farmers in accordance with title I of the Bankhead-Jones Farm Tenant Act, approved July 22, 1937 (7 U. S. C. 1000-1006), \$30,000,000, which sum shall be borrowed from the Reconstruction Finance Corporation at an interest rate of 3 per centum per annum and which sum shall not be used for making loans under the terms of said Act for the purchase of farms of greater value than the average farm unit of thirty acres and more in the county, parish, or locality in which such purchase may be made, which value shall be determined solely according to statistics of the farm census of 1940: *Provided*, That the amount which is available to any State or Territory for making loans under such title I shall be distributed by the Secretary, in accordance with rules prescribed by him, among the several counties or parishes in such State or Territory, except that he shall not distribute to any such county or parish in excess of two times the amount which would be distributed to such county or parish were the entire amount available to the State or Territory distributed among the several counties or parishes in such State or Territory on the basis of farm population and the prevalence of tenancy, or an amount sufficient to make not more than five loans in any one State or Territory, whichever amount is the larger; and the Reconstruction Finance Corporation is hereby authorized and directed to lend such sum to the Secretary upon the security of any obligations of borrowers from the Secretary under the provisions of title I of the Bankhead-Jones Farm Tenant Act, approved July 22, 1937 (7 U. S. C. 1000-1006): *Provided*, That the amount loaned by the Reconstruction Finance Corporation shall not exceed 85 per centum of the principal amount outstanding of the obligations constituting the security therefor: *Provided further*, That the Secretary may utilize proceeds from payments of principal and interest on any loans made under such title I to repay the Reconstruction Finance Corporation the amount borrowed therefrom under

Distribution.

RFC loans.

Limitation on amount.

Repayment.

Increase of RFC obligations.

the authority of this paragraph: *Provided further*, That the amount of notes, bonds, debentures, and other such obligations which the Reconstruction Finance Corporation is authorized and empowered to issue and to have outstanding at any one time under existing law is hereby increased by an amount sufficient to carry out the provisions hereof.

## LIQUIDATION AND MANAGEMENT OF RESETTLEMENT PROJECTS

50 Stat. 530.  
7 U. S. C. § 1017.

To enable the Secretary to carry out the provisions of section 43 of title IV of the Bankhead-Jones Farm Tenant Act, approved July 22, 1937 (7 U. S. C. 1014-1029), including the employment of persons and means, in the District of Columbia and elsewhere, exclusive of printing and binding, as authorized by said Act, \$421,039.

Limitations respecting loans or advances.

SEC. 2. No part of any appropriation contained in this Act or authorized hereby to be expended shall be used to pay the compensation or expenses of any officer or employee of the Department of Agriculture, or any bureau, office, agency, or service of the Department, or any corporation, institution, or association supervised thereby, who makes or approves, or directs or authorizes any other officer or employee of the Department or of any such bureau, office, agency, service, corporation, institution, or association to make or approve, (1) any loan or advance under the provisions of food production financing bulletins F-1 or F-2, issued by the Farm Credit Administration operating under the Food Production Administration, Production Loans Branch, as heretofore or hereafter amended, unless (a) the applicant represents in writing and it is administratively determined that credit sufficient in amount to finance the production of the crops or livestock specified in the application is not available to him from sources other than the Regional Agricultural Credit Corporation or is available from other sources only on such terms and conditions that he could not use the other credit available to the extent necessary to produce the entire quantity of such crops or livestock specified in his application and (b) the person authorized to approve the loan or advance on behalf of the Regional Agricultural Credit Corporation finds that a greater quantity of the crops or livestock specified in the application would be likely to be produced if the loan or advance is made than would be produced otherwise, or (2) any loan or advance under the provisions of section 201 (e) of the Emergency Relief and Construction Act of 1932 (12 U. S. C. 1148), as amended (other than loans or advances under bulletins F-1 and F-2 made or approved on the conditions specified in this section) except (a) in regions in which loans or advances had been made under said section 201 (e) of the Emergency Relief and Construction Act of 1932 within one year prior to December 1, 1942, or (b) in any region which the Secretary of Agriculture shall have designated as a region in which the making of such loans or advances is necessary in order to finance the production of crops or livestock that otherwise would not be produced in such region: *Provided*, That none of the limitations provided for by this section shall apply with respect to any loan or advance made or approved before the date this Act becomes effective, or to the disbursement either before or after such date of any part of the proceeds of any loan or advance theretofore made or to any loan or advance made or approved at any time for the purpose of financing the completion of production undertaken before such date or for the purpose of protecting or preserving the security for or assisting in the collection or liquidation of any loan or advance made or approved before such date.

47 Stat. 713.

Prior loans or advances.

SEC. 3. Not to exceed 7 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 7 per centum shall be added to any one item of appropriation except in cases of extraordinary emergency.

Interchange of appropriations.

SEC. 4. During the fiscal year for which appropriations are herein made 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 transfer to the Department for direct expenditure such sums as may be necessary for the performance of such work.

Work for other departments.

SEC. 5. Within the unit limit of cost fixed by law the lump-sum appropriations herein made for the Department 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 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 prevent the continued use for official service of motortrucks in the District of Columbia: *Provided further*, That appropriations contained in this Act shall be available for the maintenance, operation, and repair of motor-propelled and horse-drawn passenger-carrying vehicles: *Provided further*, That the funds available to the Agricultural Conservation and Adjustment Administration may be used for the maintenance, repair, and operation of one passenger-carrying vehicle in the District of Columbia.

Vehicles.

Limitation on use.

Maintenance, etc.

Use of designated funds.

SEC. 6. Provisions of law prohibiting or restricting the employment of aliens shall not apply to (1) the temporary employment of translators when competent citizen translators are not available; (2) employment in cases of emergency of persons in the field service of the Department for periods of not more than sixty days; (3) employment on the Emergency Rubber Project; (4) employment by the Rural Electrification Administration of not to exceed twenty junior engineer trainees who are citizens of other American republics; and (5) employment under the appropriation for the Office of Foreign Agricultural Relations.

Employment of aliens.

SEC. 7. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That such administrative or supervisory employees of the Department as may be designated for the purpose by the Secretary are hereby authorized to administer the oaths to persons making affidavits required by this section, and they shall charge no fee for so doing: *Provided further*, That any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution

Persons advocating overthrow of U. S. Government.

Affidavit.

Administration of oaths.

Penalty.

Emergency work.

for, any other provisions of existing law: *Provided further*, That nothing in this section shall be construed to require an affidavit from any person employed for less than sixty days for sudden emergency work involving the loss of human life or destruction of property, and payment of salary or wages may be made to such persons from applicable appropriations for services rendered in such emergency without execution of the affidavit contemplated by this section.

Cotton crops damaged by flood or insect infestation.  
52 Stat. 31.  
7 U.S.C. § 1281; Supp. II, ch. 35.  
*Ante*, p. 69.

Sec. 8. That notwithstanding the provisions of the Agricultural Adjustment Act of 1938, as amended, or any other provision of law, any owner, lessee, tenant, or operator of any farm land on which a substantial part of any crop was destroyed or damaged by flood or by insect infestation in 1943 so that abandonment or replanting of such crop is necessary, may market without penalty the actual production of cotton from any acreage planted on such farm land and the planting in 1943 of any acreage in excess of the farm cotton acreage allotment on such farm land shall not cause the producer to suffer any deduction or loss of eligibility for payment, commodity loans, or price support: *Provided*, That the acreage in excess of the farm acreage allotment in 1943 shall not constitute past acreage or past production of cotton in determining the farm, county, or State acreage allotment for any subsequent year.

Short title.

This Act may be cited as the "Department of Agriculture Appropriation Act, 1944".

Approved July 12, 1943.

## [CHAPTER 216]

## AN ACT

To establish in the Medical Department of the Army a corps to be known as the Pharmacy Corps.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That there is hereby established in the Medical Department of the Army a corps to be known as the "Pharmacy Corps". The Pharmacy Corps shall consist of seventy-two officers in grades from colonel to second lieutenant, inclusive. Appointments in the Pharmacy Corps, except as herein-after provided for transfer thereto, shall be made in the grade of second lieutenant from pharmacists between the ages of twenty-one and thirty-two years who are graduates of recognized schools or colleges of pharmacy requiring four years of instruction for graduation, under such regulations and after such examinations as the Secretary of War shall prescribe. An officer of the Pharmacy Corps shall be promoted to the grade of first lieutenant after three years' service, to the grade of captain after six years' service, to the grade of major after twelve years' service, to the grade of lieutenant colonel after twenty years' service, and to the grade of colonel after twenty-six years' service: *Provided*, That officers of the Regular Army holding commissions in the Medical Administrative Corps on the date of enactment of this Act shall be transferred to the Pharmacy Corps and commissioned in grade in such corps in addition to the seventy-two officers authorized for the corps.

Sec. 4. The first and second provisos of section 47c of the National Defense Act of June 3, 1916, as amended, are amended to read as follows: "*Provided*, That any medical, dental, pharmacy, or veterinary student may be admitted to a Medical, Dental, Pharmacy, or Veterinary Corps unit of the Reserve Officers' Training Corps for a course of training at the rate of ninety hours of instruction per annum for the four college years, and if at the end of two years of such training he has been selected by the professor of military science and tactics and the head of the institution for advanced training, and has agreed

Pharmacy Corps,  
Army.  
Establishment; com-  
position.

Promotions.

Transfer of Medical  
Administrative Corps  
officers.

41 Stat. 778.  
10 U. S. C. §§ 383, 384,  
387a.

Admission of stu-  
dents to Medical, etc.,  
units of ROTC.

Advanced training;  
commutation of sub-  
sistence.

in writing to continue in the Reserve Officers' Training Corps for the remainder of his course at the institution, and has agreed in writing to pursue the course in camp training prescribed by the Secretary of War, he may be furnished, at the expense of the United States, with commutation of subsistence at such rate not exceeding the cost of the garrison ration prescribed for the Army, as may be fixed by the Secretary of War, during the remainder of his service in the Reserve Officers' Training Corps, not exceeding two years: *Provided further*, That any Reserve officer who is also a medical, dental, pharmacy, or veterinary student may be admitted to such Medical, Dental, Pharmacy, or Veterinary Corps unit for such training, under such rules and regulations as the Secretary of War may prescribe."

Approved July 12, 1943.

Admission of certain Reserve officers to Medical, etc., units of ROTC.

[CHAPTER 217]

AN ACT

To provide for the acceptance on behalf of the United States of a statue of Sir William Blackstone, the work of the late Paul W. Bartlett, 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 accept, on behalf of the United States, the bronze statue of Sir William Blackstone, the work of the late Paul W. Bartlett, as a gift from Mrs. Paul W. Bartlett, and, with the advice of the Commission of Fine Arts, to provide for the erection of such statue at a suitable location on the north side of Judiciary Square in the District of Columbia.

SEC. 2. There is authorized to be appropriated the sum of \$10,000, or so much thereof as may be necessary, for carrying out the provisions of this Act, including the procurement of a suitable pedestal for such statue.

Approved July 12, 1943.

July 12, 1943  
[H. R. 2106]  
[Public Law 131]

Statue of Sir William Blackstone.

Appropriation authorized.

[CHAPTER 218]

AN ACT

Making appropriations to supply urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1943, and for prior fiscal years, 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 urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1943, and for prior fiscal years, and for other purposes, namely:

July 12, 1943  
[H. R. 2714]  
[Public Law 132]

Urgent Deficiency Appropriation Act, 1943.

TITLE I—GENERAL APPROPRIATIONS

LEGISLATIVE

SENATE

Office of the Sergeant at Arms and Doorkeeper: For the payment of twenty-one pages for the Senate Chamber, at \$4 per day each, for the period July 1, 1943, to December 31, 1943, both dates inclusive, \$15,456.

Senate Restaurants: For payment to the Architect of the Capitol in accordance with the Act approved September 9, 1942 (Public Act 709, Seventy-seventh Congress), fiscal year 1943, \$13,592.

56 Stat. 750,  
40 U. S. C., Supp.  
II, § 174f-174j,  
Amr., p. 79.

## HOUSE OF REPRESENTATIVES

For payment of forty-seven pages, including ten pages for duty at the entrances to the Hall of the House, from July 1 to December 31, 1943, both inclusive, at \$4 per day each, \$34,592.

*Post*, p. 612.

For an additional allowance for stationery of \$300 for each Representative, Delegate, and the Resident Commissioner from Puerto Rico, for the first session of the Seventy-eighth Congress, \$131,400, to remain available until June 30, 1944.

## ARCHITECT OF THE CAPITOL

Capitol Buildings: For an additional amount for the Capitol Building, fiscal year 1943, including the same objects specified under this head in the Legislative Branch Appropriation Act, 1943, \$10,600, to remain available until June 30, 1944.

*Post*, p. 441.

56 Stat. 341.

## EXECUTIVE OFFICE OF THE PRESIDENT

## FOREIGN WAR RELIEF

The appropriation "Foreign war relief" contained in the Second Deficiency Appropriation Act, 1942, is hereby continued available until June 30, 1944.

56 Stat. 593.

## EMERGENCY FUND FOR THE PRESIDENT

The appropriation "Emergency fund for the President," contained in the First Supplemental National Defense Appropriation Act, 1943, as supplemented by the Second Supplemental National Defense Appropriation Act, 1943, is hereby continued available until June 30, 1944, and the limitation on the amount which may be expended for objects of a confidential nature is hereby increased by \$25,000,000: *Provided*, That no part of such fund shall be available after June 30, 1943, for allocation to finance a function or project for which function or project a budget estimate of appropriation was transmitted pursuant to law during the Seventy-eighth Congress and such appropriation denied after consideration thereof by the Senate and House of Representatives or by the Committees on Appropriations of both bodies.

56 Stat. 704, 995.

Objects of confidential nature.

Restriction on allocation of funds.

## DEFENSE AID

In carrying out the Act of March 11, 1941 (Public Law 11), as amended, transfers are authorized to be made from the consolidated appropriation for "Necessary services and expenses" to the consolidated appropriation for "Administrative expenses" and the amounts so transferred shall be reimbursed by transfer from the appropriation first made hereafter for "Administrative expenses" for carrying out such Act as amended.

Transfer of funds.  
55 Stat. 31.  
22 U. S. C., Supp.  
II, §§ 411-419.  
*Ante*, p. 20.

## OFFICE FOR EMERGENCY MANAGEMENT

War Production Board: For an additional amount for the Office for Emergency Management, War Production Board, fiscal year 1943, including the objects specified for the appropriation under this head in the First Supplemental National Defense Appropriation Act, 1943, and including the purchase or hire of fifteen passenger-carrying automobiles; reimbursement, at not to exceed 3 cents per mile, of employees for expenses incurred by them in performance of official travel in privately owned automobiles within the limits of their official stations; not to exceed \$20,000 for the temporary employment

*Post*, p. 442.

56 Stat. 709.

Automobiles, etc.

of persons (including aliens) or organizations by contract or otherwise without regard to the civil service and classification laws; not to exceed \$1,250,000 additional for scientific research on materials, material substitutes, and other subjects related to the functions of the Board; and, in addition to the amounts authorized by section 203 of such Act, not to exceed \$1,207,000 for travel, and not to exceed \$834,000 for printing and binding; \$4,497,000.

War Shipping Administration: Notwithstanding the provisions of section 203 of the First Supplemental National Defense Appropriation Act, 1943 (Public Law 678), the Office for Emergency Management, War Shipping Administration, may expend during the fiscal year 1943 not to exceed \$294,430 for travel.

56 Stat. 721.

Travel expenses.

56 Stat. 721.

## OFFICE OF PRICE ADMINISTRATION

For printing and binding for the Office of Price Administration, fiscal year 1943, in addition to the amount authorized by section 203 of the First Supplemental National Defense Appropriation Act, 1943, \$3,000,000: *Provided*, That the limitation on the amount for printing and binding for the Office of Price Administration for such fiscal year shall not apply to obligations incurred for the printing of forms, instructions, regulations, and coupon books incidental to the rationing of commodities.

56 Stat. 721.

Printing incidental to rationing.

## INDEPENDENT EXECUTIVE AGENCIES

## BITUMINOUS COAL CONSUMERS' COUNSEL

Salaries and expenses: For the Office of the Bituminous Coal Consumers' Counsel, fiscal year 1943, in carrying out the functions thereof as created by the Bituminous Coal Act of 1937, as amended (15 U. S. C. 849 and 852), as further amended by the Act of April 24, 1943 (Public Law 40), and as further amended, to be supplemental to and merged with the appropriation under this head in the Independent Offices Appropriation Act, 1943, and to be available for the same objects of expenditure, \$16,000, to continue available during the fiscal year 1944.

56 Stat. 134.  
15 U. S. C., Supp.  
II, §§ 849, 852.  
Act, pp. 68, 82.

56 Stat. 306.

## FEDERAL SECURITY AGENCY

## PUBLIC HEALTH SERVICE

Miscellaneous and contingent expenses: For an additional amount for "Miscellaneous and contingent expenses", fiscal year 1943, including the objects specified under this head in the Federal Security Agency Appropriation Act, 1943, \$31,000.

56 Stat. 580.

Training for nurses, Public Health Service (national defense): For an additional amount for "Training for nurses (national defense)", fiscal year 1943, including the objects specified under this head in the Federal Security Agency Appropriation Act, 1943, \$609,000.

56 Stat. 583.

## FREEDMEN'S HOSPITAL

Miscellaneous expenses: For an additional amount for "Miscellaneous expenses", Freedmen's Hospital, fiscal year 1943, including the objects specified under this head in the Federal Security Agency Appropriation Act, 1943, \$55,000: *Provided*, That the foregoing appropriation shall be chargeable to the District of Columbia as specified under this head in such appropriation Act.

56 Stat. 571.

## HOWARD UNIVERSITY

Power plant.  
56 Stat. 571.

For an additional amount, for "Expenses, Howard University", for the fiscal year 1943, to be used for partial or total conversion of the existing power plant at Howard University from the use of oil as fuel to the use of coal or for an additional boiler and facilities for use of coal as fuel, including the cost of engineering and architectural services, \$229,500, to be available until June 30, 1944.

## FEDERAL WORKS AGENCY

Post, p. 443.

## PUBLIC BUILDINGS ADMINISTRATION

56 Stat. 407.

Salaries and expenses, public buildings and grounds in the District of Columbia and adjacent area: For an additional amount, fiscal year 1943, including the objects specified under this head in the Independent Offices Appropriation Act, 1943, \$1,203,800.

56 Stat. 407.

Salaries and expenses, public buildings and grounds outside the District of Columbia: For an additional amount, fiscal year 1943, including the objects specified under this head in the Independent Offices Appropriation Act, 1943, \$876,000.

## VETERANS' ADMINISTRATION

Ante, p. 44.

Vocational rehabilitation revolving fund (Act of March 24, 1943): To enable the Administrator of Veterans' Affairs to carry out the provisions of paragraph 8, part VII, of Veterans Regulation Numbered 1 (a), as amended by Public Law 16, Seventy-eighth Congress, \$500,000, to be utilized as a revolving fund and to remain available until expended.

## DISTRICT OF COLUMBIA

## 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 1943, \$4,000.

56 Stat. 428.

Judicial expenses: For an additional amount for judicial expenses, fiscal year 1943, including the objects specified under this head in the District of Columbia Appropriation Act, 1943, \$1,675.

General advertising: For an additional amount for general advertising, authorized and required by law, and for tax and school notices and notices of changes in regulations, fiscal year 1941, \$108.40.

Printing and binding: For an additional amount for printing and binding, fiscal year 1943, \$8,200.

## REFUND OF ERRONEOUS COLLECTIONS

56 Stat. 430.

Refund of erroneous collections: For an additional amount for refund of erroneous collections, fiscal year 1943, including the objects specified under this head in the District of Columbia Appropriation Act, 1943, \$35,000.

## PAYMENT TO JOSEPH SHARFSIN

56 Stat. 1192.

For payment to Joseph Sharfsin, of the Philadelphia (Pennsylvania) bar, in accordance with the provisions of the Act of June 23, 1942 (Private Law 469), \$3,472.39.

## HEALTH DEPARTMENT

Tuberculosis sanatoria, expenses: For an additional amount for provisions, and so forth, fiscal year 1943, including the objects specified under this head in the District of Columbia Appropriation Act, 1943, \$28,500.

56 Stat. 440.

## COURTS

## THE MUNICIPAL COURT FOR THE DISTRICT OF COLUMBIA

Salaries: For an additional amount for personal services, including pay of retired judges, fiscal year 1943, \$5,464.14.

## PUBLIC WELFARE

## GENERAL ADMINISTRATION, WORKHOUSE AND REFORMATORY, DISTRICT OF COLUMBIA

Support of convicts: For an additional amount for support, maintenance, and transportation of convicts transferred from District of Columbia, fiscal year 1941, including the objects specified under this head in the District of Columbia Appropriation Act, 1941, \$6,036.58.

54 Stat. 327.

## NATIONAL TRAINING SCHOOL FOR BOYS

National Training School for Boys: For an additional amount 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 made by the Board of Public Welfare with the Attorney General at a rate of not to exceed \$2 per day for each boy so committed, fiscal year 1942, \$4,562.

## NONRESIDENT INSANE

Nonresident insane: For an additional amount for deportation of nonresident insane persons, fiscal year 1943, including the objects specified under this head in the District of Columbia Appropriation Act, 1943, \$4,500.

56 Stat. 447.

## MILITIA

For an additional amount for personal services and other expenses, fiscal year 1941, including the objects specified under this head in the District of Columbia Appropriation Act, 1941, \$453.12.

54 Stat. 331.

## SETTLEMENT OF CLAIMS AND SUITS

For the payment of claims in excess of \$250, approved by the Commissioners in accordance with the Act of February 11, 1929, as amended by the Act approved June 5, 1930 (45 Stat. 1160; 46 Stat. 500), \$2,152.54.

D. C. Code §§ 1-902 to 1-905.

## JUDGMENTS

For the payment of final judgments, including costs, rendered against the District of Columbia, as set forth in Senate Document Numbered 44, together with such further sum as may be necessary 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, \$11,418.75.

## 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 (31 U. S. C. 713), being for the service of the fiscal year 1940 and prior fiscal years:

18 Stat. 110.

Public schools, salaries, District of Columbia, 1940, community centers, \$6.08;

General advertising, District of Columbia, 1940, \$11.24;

Support of convicts, District of Columbia, 1940, \$108.80;

Metropolitan Police expenses, District of Columbia, 1939, motor vehicles, \$147.92;

Support of convicts, District of Columbia, 1939, \$328.50;

Support of convicts, District of Columbia, 1938, \$149.40;

Contingent and miscellaneous expenses, 1937, general advertising, \$286;

In all, audited claims, \$1,037.94.

## TEMPORARY INCREASE IN COMPENSATION FOR CERTAIN EMPLOYEES OF THE DISTRICT OF COLUMBIA

For additional amounts for appropriations for the fiscal year 1943 for the payment of increases in compensation authorized by the Act of April 1, 1943 (Public Law 22, Seventy-eighth Congress), as follows:

Ante, p. 57.

For Poundmaster, salaries, District of Columbia, 1943, \$175;

Commission on Mental Health, District of Columbia, 1943, \$525;

Public schools, salaries, District of Columbia, 1943: Administrative and supervisory, \$11,373; attendance officers, \$265; teachers and librarians, \$470,700; in all, \$482,338;

Recreation Board, salaries and expenses, District of Columbia, 1943, \$14,305;

Metropolitan Police, salaries, District of Columbia, 1943: Pay and allowances, officers and members, \$48,000;

Fire Department, salaries, District of Columbia, 1943: Pay of officers and members, \$7,000;

Gallinger Municipal Hospital, salaries, District of Columbia, 1943, \$36,000;

Probation system, courts, District of Columbia, 1943, \$750;

In all, \$589,093.

## HIGHWAY FUND, GASOLINE TAX AND MOTOR VEHICLE FEES

## DEPARTMENT OF VEHICLES AND TRAFFIC

Expenses: For an additional amount, fiscal year 1941, for purchase, installation, and modification of electric traffic lights, signals and controls, and so forth, including the objects specified under this head in the District of Columbia Appropriation Act, 1941, \$468.19.

54 Stat. 334.

## REFUND OF PAVING ASSESSMENTS

Refund of paving assessments: For the refund in part of paving assessments paid by abutting property owners in connection with the restoration of abandoned street railway track areas, where portions of such assessments were subsequently paid by the street railway

company, \$7,426.65, payable from the special fund created by the Act of April 23, 1924, as amended by the Act of August 17, 1937.

#### WATER SERVICE

Washington Aqueduct: For an additional amount for operation, fiscal year 1943, including the objects specified under this head in the District of Columbia Appropriation Act, 1943, \$174,763, payable wholly from the revenues of the Water Department.

43 Stat. 106; 50 Stat. 676, 683.  
D. C. Code §§ 47-1901 to 47-1916; Supp. II, §§ 47-1904 to 47-1906.

Post, p. 449.

56 Stat. 456.

#### DIVISION OF EXPENSES

The foregoing sums for the District of Columbia, unless otherwise therein specifically provided, 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

#### BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

##### SALARIES AND EXPENSES

Gypsy and brown-tail moth control: For an additional amount for gypsy and brown-tail moth control, fiscal year 1943, including the objects specified for the appropriation for this purpose in the Department of Agriculture Appropriation Act, 1943, \$137,400.

Post, p. 443.

56 Stat. 684.

### DEPARTMENT OF THE INTERIOR

#### OFFICE OF THE SECRETARY

##### BITUMINOUS COAL DIVISION

For the Bituminous Coal Division, fiscal year 1943, in carrying out the purposes of the Bituminous Coal Act of 1937, as amended (15 U. S. C. 828-849), as further amended by the Act of April 24, 1943 (Public Law 40), and as further amended, to be supplemental to and merged with the appropriation under this head in the Interior Department Appropriation Act, 1943, and to be available for the same objects of expenditure, \$700,000, to continue available during the fiscal year 1944.

50 Stat. 72.  
15 U. S. C. §§ 828-851; Supp. II, §§ 829, 849, 852.

Ante, pp. 68, 82.

56 Stat. 507.

#### BUREAU OF INDIAN AFFAIRS

Maintenance, Wapato irrigation and drainage system, and so forth, Yakima Reservation, Washington (receipt limitation): For operation and maintenance of the Wapato irrigation and drainage system and auxiliary units thereof, Yakima Indian Reservation, Washington, fiscal year 1943, \$20,000, to be added to the \$165,980 appropriated for this purpose in the Interior Department Appropriation Act, 1943 (56 Stat. 520).

#### BUREAU OF RECLAMATION

Vale project, Oregon: For an additional amount for operation and maintenance, from the reclamation fund, special fund, fiscal year 1943, \$4,000.

Kendrick project, Wyoming: The limitation of \$100,000 upon the amount that may be expended from power revenues for the operation

Post, p. 445.

and maintenance of the power system, contained in the Interior Department Appropriation Act, 1943, is hereby increased to \$110,000.

56 Stat. 533.

Post, p. 445.

Boulder Canyon project: The limitation of \$750,000 upon the amount which may be expended from power and other revenues for operation, maintenance, and replacements, including other specific purposes, contained in the Interior Department Appropriation Act, 1943, is hereby increased to \$950,000.

56 Stat. 535.

#### GEOLOGICAL SURVEY

To enable the Geological Survey to meet obligations incurred by it arising from cooperative work pending reimbursement from cooperating agencies in accordance with the provisions of the Acts of February 27, 1925 (43 U. S. C. 39, 40); May 10, 1926, as amended (43 U. S. C. 48); June 17, 1935 (43 U. S. C. 49); March 4, 1915, as amended (31 U. S. C. 686); and July 2, 1942 (56 Stat. 537-539), fiscal year 1943, \$400,000, which amount shall be placed to the credit of the 1943 appropriation account of the Geological Survey: *Provided*, That there shall be returned to the Treasury not later than six months after the close of the fiscal year 1943 out of reimbursements received from cooperating agencies an amount equal to the sum herein appropriated.

43 Stat. 1011; 44 Stat. 487; 49 Stat. 386; 38 Stat. 1084.  
31 U. S. C., Supp. II, § 686.  
*Ante*, p. 219.  
Repayment.

Post, p. 445.

#### GOVERNMENT IN THE TERRITORIES

Salaries and expenses, Government of the Virgin Islands: For an additional amount for salaries and expenses, fiscal year 1943, including the objects specified for the appropriation for this purpose in the Interior Department Appropriation Act, 1943 (56 Stat. 560), \$7,000.

Salaries and expenses, agricultural experiment station and vocational school, Virgin Islands: For an additional amount for salaries and expenses, fiscal year 1943, including the objects specified for the appropriation for this purpose in the Interior Department Appropriation Act, 1943 (56 Stat. 560), \$2,100.

Defraying deficits in treasuries of municipal governments, Virgin Islands: For an additional amount, fiscal year 1943, for defraying the deficit in the treasury of the municipal government of Saint Croix because of the excess of current expenses over current revenues for the fiscal year 1943 (56 Stat. 560), \$45,000.

Post, p. 445.

#### PUERTO RICAN HURRICANE RELIEF

The limitation of \$19,950 upon the amount that may be expended for administrative expenses, Puerto Rican Hurricane Relief, contained in the Interior Department Appropriation Act, 1943, is hereby increased to \$22,350.

56 Stat. 560.

#### DEPARTMENT OF JUSTICE

##### OFFICE OF THE ATTORNEY GENERAL

Fees and expenses of conciliation commissioners, United States courts: For an additional amount for fees and expenses of conciliation commissioners, United States courts, fiscal years 1937-40, including the objects specified under this head in the Second Deficiency Appropriation Act, fiscal year 1937 (50 Stat. 224), \$335.98.

Probation system, United States courts: For an additional amount for probation system, United States courts, fiscal year 1939 (52 Stat. 264), 88 cents.

Traveling expenses, Department of Justice: For an additional amount for traveling expenses, fiscal year 1943, including the objects specified under this head in the Department of Justice Appropriation Act, 1943, \$70,000.

56 Stat. 481.

Post, p. 446.

## MISCELLANEOUS

Salaries and expenses, Lands Division: For an additional amount for salaries and expenses, Lands Division, fiscal year 1943, including the objects specified under this head in the Department of Justice Appropriation Act, 1943, \$280,000.

Ante, p. 28.

56 Stat. 484.

Salaries and expenses of district attorneys, and so forth: For an additional amount for salaries and expenses of district attorneys, and so forth, fiscal year 1943, including the objects specified under this head in the Department of Justice Appropriation Act, 1943, \$205,000.

56 Stat. 485.

Salaries and expenses of marshals, and so forth: For an additional amount for salaries and expenses of marshals, and so forth, fiscal year 1943, including the objects specified under this head in the Department of Justice Appropriation Act, 1943, \$233,000.

56 Stat. 485.

Pay and expenses of bailiffs: For an additional amount for pay and expenses of bailiffs, fiscal year 1943, including the objects specified under this head in the Department of Justice Appropriation Act, 1943, \$10,000.

56 Stat. 486.

## PENAL AND CORRECTIONAL INSTITUTIONS

Support of United States prisoners: For an additional amount for support of United States prisoners, fiscal year 1943, including the objects specified under this head in the Department of Justice Appropriation Act, 1943, \$150,000.

Post, p. 446.

56 Stat. 487.

## POST OFFICE DEPARTMENT

(Out of the postal revenues)

## OFFICE OF THE CHIEF INSPECTOR

Clerks, division headquarters: For an additional amount for compensation of three hundred and thirty-two clerks at division headquarters and other posts of duty of post-office inspectors, fiscal year 1943, \$8,800.

Post, p. 447.

## OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

Star Route Service: For an additional amount for inland transportation by star routes (excepting service in Alaska), including temporary service to newly established post offices, fiscal year 1942, \$14,000.

Post, p. 447.

Railway Mail Service: For an additional amount for Railway Mail Service, salaries, fiscal year 1943, \$5,375,000.

Post, p. 543.

Railway postal clerks, travel allowance: For an additional amount for travel allowance to railway postal clerks and substitute railway postal clerks, fiscal year 1943, \$375,000.

Post, p. 543.

Railway Mail Service, traveling expenses: For an additional amount for Railway Mail Service, traveling expenses, fiscal year 1943, \$3,000.

Domestic air-mail service: For an additional amount for the inland transportation of mail by aircraft, including the objects specified

under this head in the Post Office Department Appropriation Act for the fiscal years which follow, respectively:

For 1941, \$192,541;  
For 1942, \$327,891.

54 Stat. 73.  
55 Stat. 231.  
*Ante*, p. 29; *post*, p.  
628.

#### OFFICE OF THE THIRD ASSISTANT POSTMASTER GENERAL

Indemnities, domestic mail: For an additional amount for payment of indemnities, including the objects specified under this head in the Post Office Department Appropriation Acts for the fiscal years which follow, respectively:

For 1942, \$110,000;  
For 1943, \$660,000.

55 Stat. 231.  
*Ante*, p. 30.  
56 Stat. 166.  
*Post*, p. 628.

### DEPARTMENT OF STATE

Printing and binding: For an additional amount for the appropriation, "Printing and binding, Department of State", fiscal year 1943, \$20,000.

### TREASURY DEPARTMENT

#### OFFICE OF THE SECRETARY

Travel expenses.

Appropriations of the Treasury Department for the fiscal years 1943 and 1944 shall be available, in accordance with the Standardized Government Travel Regulations, the Subsistence Expense Act of 1926, as amended (5 U. S. C., ch. 16), and the Act of February 14, 1931, as amended (5 U. S. C. 73a), for the payment of travel expenses to and from their homes or regular places of business and per diem in lieu of subsistence at place of employment of persons employed intermittently away from their homes or regular places of business by the Treasury Department as consultants and receiving compensation on a per diem when actually employed basis.

44 Stat. 688.  
5 U. S. C. § 821;  
Supp. II, § 823.  
46 Stat. 1103.

Transfer of funds.

Administrative expenses, Adjusted Compensation Payment Act, 1936: For transfer to the Post Office Department to cover registry fees and postage on mailings of bonds issued under the provisions of the Adjusted Compensation Payment Act of 1936, fiscal year 1943, \$3,500.

49 Stat. 1099.  
38 U. S. C. § 688b.

#### BUREAU OF ACCOUNTS

Refund of moneys erroneously received and covered: For an additional amount for refund of moneys erroneously received and covered, fiscal year 1943, \$50,000.

### WAR DEPARTMENT

#### CIVIL FUNCTIONS

##### UNITED STATES SOLDIERS' HOME

For maintenance and operation of the United States Soldiers' Home, to be paid from the Soldiers' Home Permanent Fund, \$44,800: *Provided*, That no part of the Soldiers' Home Permanent Fund shall be used for the payment of salaries including overtime in excess of amounts fixed by the Board of Commissioners for the Soldiers' Home.

### TITLE II—WAR OVERTIME PAY AND OTHER COMPENSATION INCREASES

SEC. 201. For additional amounts for appropriations for the fiscal year 1943, for the payment of increases in compensation authorized

by the Acts of August 1, 1942 (Public Law 694, Seventy-seventh Congress), December 22, 1942 (Public Law 821, Seventy-seventh Congress), April 9, 1943 (Public Law 25, Seventy-eighth Congress), and May 7, 1943 (Public Law 49, Seventy-eighth Congress), as follows:

56 Stat. 733, 1068.  
5 U. S. C., Supp. II,  
§§ 673, 678 note, 681;  
29 note, 29a note.  
*Ante*, pp. 59, 75.

#### LEGISLATIVE BRANCH

For reporting debates and proceedings, Senate, 1943, \$846;  
Salaries, Capitol Police, Senate, 1943, \$6,373;  
Salaries and expenses, Joint Committee on Printing, Senate, 1943, \$458;  
Salaries, officers and employees, House of Representatives, 1943, \$60,402;  
Clerk hire, Members and Delegates, House of Representatives, 1943, \$177,225;  
Salaries, Capitol Police, House of Representatives, 1943, \$830;  
Salaries and expenses, Joint Committee on Printing, House of Representatives, 1943, \$63;  
Capitol Building and repairs, 1943, \$17,100;  
Maintenance, legislative garage, 1943, \$1,157;  
Maintenance, Senate Office Building, 1943, \$4,500;  
Maintenance, House Office Buildings, 1943, \$23,556;  
Capitol power plant, 1943, \$22,237;  
Library buildings and grounds, 1943, \$9,978;  
Salaries, Botanic Garden, 1943, \$2,810;  
Salaries, Library proper, Library of Congress, 1943, \$36,964;  
Salaries, Copyright Office, Library of Congress, 1943, \$2,750;  
Legislative Reference Service, Library of Congress, 1943, \$9,070;  
Distribution of card indexes, Library of Congress, 1943, \$7,217;  
Index to State legislation, Library of Congress, 1943, \$1,596;  
Union catalogs, Library of Congress, 1943, \$476;  
Salaries, Library buildings, Library of Congress, 1943, \$40,704;  
Salaries, Office of the Superintendent of Documents, 1943, \$89,430;  
Total, Legislative Establishment, \$515,742.

*Ante*, p. 4.

*Ante*, p. 432.

#### THE JUDICIARY

For care of Supreme Court Building and grounds, 1943, \$2,566;  
Salaries, United States Court of Customs and Patent Appeals, 1943, \$1,979;  
Salaries and expenses of clerks, United States Courts, 1943, \$141,338;  
Miscellaneous salaries, United States Courts, 1943, \$10,000;  
Probation system, United States Courts, 1943, \$16,658;  
Salaries, Administrative Office, United States Courts, 1943, \$2,748;  
Total, The Judiciary, \$175,289.

#### EXECUTIVE OFFICE OF THE PRESIDENT

For salaries and expenses, National Resources Planning Board, 1943, \$23,900;  
National defense activities, National Resources Planning Board, 1943, \$8,000;  
Salaries and expenses, Board of Economic Warfare, 1943, \$889,000.  
Office for Emergency Management:  
For Selective Service System, War Manpower Commission, 1943, \$2,603,000;  
Grants to States, employment services, War Manpower Commission, 1943, \$798,500;  
Training within industry, War Manpower Commission, 1943, \$25,000;

*Ante*, p. 5.

*Ante*, p. 432.

Salaries and expenses, War Production Board, 1943, \$5,403,000;  
 Salaries and expenses, Office of Price Administration, 1943,  
 \$10,450,000;  
 Total, Executive Office of the President, \$20,200,400.

## INDEPENDENT ESTABLISHMENTS

*Ante*, p. 23.

For salaries and expenses, Civil Service Commission, 1943, \$570,000;  
 Salaries and expenses, Civil Service Commission (national defense),  
 1943, \$520,000;

Salaries and expenses, Federal Communications Commission, 1943,  
 \$85,000;

Salaries and expenses, Federal Communications Commission  
 (national defense), 1943, \$215,000;

Safety of employees, Interstate Commerce Commission, 1943,  
 \$29,300;

Signal safety systems, Interstate Commerce Commission, 1943,  
 \$1,900;

*Ante*, p. 79.

Locomotive inspection, Interstate Commerce Commission, 1943,  
 \$21,600;

*Ante*, p. 24.

Advisory Committee for Aeronautics, 1943, \$852,000;

Salaries, National Labor Relations Board, 1943, \$19,800;

Salaries and expenses, National Labor Relations Board (national  
 defense), 1943, \$21,000;

Salaries and expenses, National Mediation Board, 1943, \$4,000;

Salaries and expenses, National Railroad Adjustment Board,  
 National Mediation Board, 1943, \$6,700;

Preservation of collections, Smithsonian Institution, 1943, \$53,040;

Salaries and expenses, National Gallery of Art, 1943, \$22,460;

United States Tariff Commission, 1943, \$62,500;

*Ante*, p. 25.

49 Stat. 1987.

46 U. S. C. § 1116.

Construction fund, United States Maritime Commission, Act of  
 June 29, 1936, revolving fund (the amount that may be used for  
 administrative expenses for fiscal year 1943 is hereby increased by  
 \$1,875,000) ;

Salaries and expenses, Veterans' Administration, 1943, \$6,775,000;

Total, independent establishments, \$9,259,300.

## FEDERAL SECURITY AGENCY

For salaries, office of general counsel, Federal Security Agency,  
 1943, \$21,300;

Columbia Institution for the Deaf, Federal Security Agency, 1943,  
 \$12,200;

Salaries and expenses, Food and Drug Administration, Federal  
 Security Agency, 1943, \$62,600;

Salaries, Freedmen's Hospital, Federal Security Agency, 1943,  
 \$28,700;

Salaries, Howard University, Federal Security Agency, 1943,  
 \$57,000;

Salaries, Office of Education, 1943, \$15,200;

Library service and research, Office of Education, 1943, \$780;

Salaries and expenses, vocational education, Office of Education,  
 1943, \$11,500;

Salaries and expenses, vocational rehabilitation, Office of Educa-  
 tion, 1943, \$3,320;

Salaries and expenses, Office of Education (national defense),  
 1943, \$24,000;

Salaries, Office of Surgeon General, Public Health Service, 1943,  
 \$50,400;

Pay of personnel and maintenance of hospitals, Public Health Service, 1943, \$975,000; *Ante, p. 79.*

Foreign quarantine service, Public Health Service, 1943, \$10,000;  
Expenses, Division of Mental Hygiene, Public Health Service, 1943, \$71,800;

Disease and sanitation investigations, Public Health Service, 1943, \$5,900; *Ante, p. 24.*

Salaries and expenses, National Institute of Health, Public Health Service, 1943, \$79,200;

Emergency health and sanitation activities, Public Health Service (national defense), 1943, \$289,700; *Ante, p. 24.*

Saint Elizabeths Hospital, Federal Security Agency, 1943, \$105,500;  
Salaries, Offices of the Social Security Board, 1943, \$28,900;

Salaries, Bureau of Old-Age and Survivors' Insurance, Social Security Board, 1943, \$322,200;

Salaries, Bureau of Employment Security, Social Security Board, 1943, \$3,500;

Total, Federal Security Agency, \$2,178,700.

#### FEDERAL WORKS AGENCY

For general administrative expenses, Public Buildings Administration, 1943, \$45,500;

Salaries and expenses, public buildings and grounds in the District of Columbia and adjacent area, Public Buildings Administration, 1943, \$3,000,000; *Ante, p. 434.*

Salaries and expenses, public buildings and grounds outside the District of Columbia, Public Buildings Administration, 1943, \$767,000; *Ante, p. 434.*

Administrative expenses, Public Works Administration, 1943 (increase in limitation on prior year unobligated funds, \$3,500).

Total, Federal Works Agency, \$3,812,500.

#### DEPARTMENT OF AGRICULTURE

For salaries, Office of Secretary of Agriculture, 1943, \$90,000;

Salaries and expenses, Library, Department of Agriculture, 1943, \$39,400;

Salaries and expenses, Bureau of Agricultural Economics, 1943, \$205,000;

Salaries and expenses, Office of Foreign Agricultural Relations, 1943, \$22,400;

Administrative expenses, Agricultural War Relations, Food Production Administration, 1943, \$6,000;

Administrative expenses, Agricultural War Relations, Food Distribution Administration, 1943, \$1,000;

Salaries and expenses, Office of Administrator, Agricultural Research Administration, 1943, \$700;

Salaries and expenses, Experiment Stations, Agricultural Research Administration, 1943, \$10,500;

Salaries and expenses, Animal Industry, Agricultural Research Administration, 1943, \$10,000;

Salaries and expenses, Plant Industry, Soils, and Agricultural Engineering, 1943, \$47,000;

Salaries and expenses, Agricultural and Industrial Chemistry, Agricultural Research Administration, 1943, \$1,400;

Salaries and expenses, Entomology and Plant Quarantine, Agricultural Research Administration, 1943, \$234,000; *Ante, p. 437.*

Salaries and expenses, Human Nutrition and Home Economics, Agricultural Research Administration, 1943, \$9,200;

Beltsville Research Center, Agricultural Research Administration, 1943, \$7,000;  
 White pine blister rust control, Department of Agriculture, 1943, \$52,000;  
 Salaries and expenses, Forest Service, 1943, \$997,000;  
 Forest fire cooperation, 1943, \$2,000;  
 Administrative expenses, Commodity Credit Corporation, Department of Agriculture, 1943 (the amount that may be used for administrative expenses is hereby increased by \$230,900);  
 Salaries and expenses, Soil Conservation Service, 1943, \$1,535,000;  
 Land utilization and retirement of submarginal land, Department of Agriculture, 1943, \$80,000;  
 Salaries and expenses, Marketing Service, Food Distribution Administration, 1943, \$1,239,000;  
 Total, Department of Agriculture, \$4,588,600.

## DEPARTMENT OF COMMERCE

For salaries, Office of the Secretary, 1943, \$19,800;  
 Expenses of the Sixteenth Census, 1943, \$100,000;  
 Salaries and expenses, Bureau of the Census, 1943, \$217,000;  
 General administration, Office of Administrator of Civil Aeronautics, 1943, \$29,000;  
 Maintenance of air-navigation facilities, Office of Administrator of Civil Aeronautics, 1943, \$653,000;  
 Maintenance and operation, Washington National Airport, Office of Administrator of Civil Aeronautics, 1943, \$28,000;  
 Magnetic and seismological work, Coast and Geodetic Survey, 1943, \$6,200;  
 Geodetic control surveys, Coast and Geodetic Survey, 1943, \$30,100;  
 Salaries, Coast and Geodetic Survey, 1943, \$83,800;  
 Aeronautical charts, Coast and Geodetic Survey, 1943, \$24,700;  
 Operation and administration, National Bureau of Standards, 1943, \$47,400;  
 Testing, inspection, and information service, National Bureau of Standards, 1943, \$77,500;  
 Research and development, National Bureau of Standards, 1943, \$52,800;  
 Standards for commerce, National Bureau of Standards, 1943, \$16,400;  
 Salaries and expenses, Weather Bureau, Department of Commerce, 1943, \$425,000;  
 Total, Department of Commerce, \$1,810,700.

## DEPARTMENT OF THE INTERIOR

For salaries, Office of Secretary of the Interior, 1943, \$83,000;  
 Salaries, Office of Solicitor, Department of the Interior, 1943, \$15,200;  
 Salaries and expenses, Grazing Service, Department of the Interior, 1943, \$64,300;  
 Salaries, General Land Office, 1943, \$4,500;  
 Salaries and commissions of registers of land offices, 1943, \$1,940;  
 Revested Oregon and California Railroad and reconveyed Coos Bay Wagon Road grant lands, Oregon (reimbursable), 1943, \$11,630;  
 Salaries, Geological Survey, 1943, \$8,300;  
 Salaries, Bureau of Indian Affairs, 1943, \$2,500;  
 Maintaining law and order on Indian reservations, 1943, \$7,000;  
 Expenses of organizing Indian corporations, and so forth, 1943, \$4,300;  
 Expenses, sale of timber (reimbursable), 1943, \$5,000;

Maintenance, San Carlos irrigation project, Gila River Reservation, Arizona (receipt limitation), 1943 (from operation and maintenance collections), \$18,000;

Improvement and maintenance, irrigation system, Colorado River Reservation, Arizona (reimbursable), 1943, \$1,000;

Improvement and maintenance, irrigation system, Colorado River Reservation, Arizona (receipt limitations), 1943 (from operation and maintenance collections), \$1,000;

Maintenance, irrigation systems, Fort Peck Reservation, Montana (reimbursable), 1943, \$1,000;

Improvement and maintenance, irrigation systems, Blackfeet Reservation, Montana (reimbursable), 1943, \$250;

Improvement and maintenance, irrigation systems, Crow Reservation, Montana (reimbursable), 1943, \$500;

Improvement and maintenance, irrigation systems, Crow Reservation, Montana (receipt limitation), 1943 (from operation and maintenance collections), \$2,500;

Improvement and maintenance, irrigation systems, Klamath Reservation, Oregon (reimbursable), 1943, \$350;

Maintenance, irrigation systems, Wind River Reservation and ceded lands, Wyoming (reimbursable), 1943, \$2,000;

Indian boarding schools, 1943, \$85,000;

Administration of Indian property, 1943, \$50,000;

Miscellaneous Indian tribal funds, 1943:

Arizona: Pima (Camp McDowell), \$100, and Truxton Cañon, \$690; in all, \$790;

California: Mission, \$990;

Oregon: Klamath, \$9,900;

Utah: Uintah and Ouray, \$220;

Washington: Colville, \$600, and Taholah, \$140; in all, \$740;

Support of Osage Agency and pay of tribal officers, Oklahoma, \$7,400;

Protection of project works, Bureau of Reclamation (national defense), 1943, \$50,000;

Advances to Colorado dam fund, Boulder Canyon project, 1943 (amount that may be used from power and other revenues increased by \$29,500);

*Ante*, p. 438.

Reclamation fund, special fund, Kendrick project, Wyoming, 1943 (amount that may be used from power revenues increased by \$9,500);

*Ante*, p. 437.

Coal-mine inspections and investigations, Bureau of Mines, 1943, \$39,000;

Investigation of domestic sources of mineral supply, Bureau of Mines (national defense), 1943, \$30,000;

Manganese beneficiation pilot plants and research, Bureau of Mines (national defense), 1943, \$60,000;

Expenses, mining experiment stations, Bureau of Mines, 1943, \$20,000;

Care, and so forth, buildings and grounds, Bureau of Mines, Pittsburgh, Pennsylvania, 1943, \$9,900;

Magnesium pilot plants and research (national defense), 1943, \$60,000;

Salaries and expenses, Government of the Virgin Islands, 1943, \$12,250;

*Ante*, p. 438.

Salaries and expenses, agricultural experiment station and vocational school, Virgin Islands, 1943, \$400;

*Ante*, p. 438.

Puerto Rican hurricane relief, administrative expenses, Department of the Interior, 1943 (the amount of available unobligated funds that may be used is hereby increased by \$1,790);

*Ante*, p. 438.

Total, Department of the Interior, \$650,820.

*Ante*, pp. 28, 439.

## DEPARTMENT OF JUSTICE

For salaries, Office of Assistant Solicitor General, Department of Justice, 1943, \$1,160;  
 Salaries, Office of Assistant to the Attorney General, 1943, \$4,800;  
 Salaries, Administrative Division, Department of Justice, 1943, \$92,800;  
 Salaries, Criminal Division, Department of Justice, 1943, \$34,100;  
 Salaries, Office of Pardon Attorney, Department of Justice, 1943, \$2,140;  
 Salaries and expenses, Lands Division, Department of Justice, 1943, \$226,000;  
 Miscellaneous salaries and expenses, field, Department of Justice, 1943, \$10,600;  
 Salaries and expenses of district attorneys, etc., Department of Justice, 1943, \$264,700;  
 Salaries and expenses of marshals, etc., Department of Justice, 1943, \$231,000;  
 Pay and expenses of bailiffs, Department of Justice, 1943, \$20,500;  
 Salaries and expenses, Federal Bureau of Investigation, 1943, \$497,000;  
 Salaries and expenses, Federal Bureau of Investigation (national defense), 1943, \$2,125,000;  
 Salaries and expenses, Immigration and Naturalization Service, 1943, \$1,788,000;  
 Support of United States prisoners, 1943, \$16,800;  
 Total, Department of Justice, \$5,314,600.

## DEPARTMENT OF LABOR

For salaries, Office of the Secretary of Labor, 1943, \$32,400;  
 Salaries and expenses, Office of the Solicitor, Department of Labor, 1943, \$13,900;  
 Salaries and expenses, Division of Labor Standards, Department of Labor, 1943, \$7,500;  
 Salaries and expenses, safety and health program, Department of Labor (national defense), 1943, \$11,000;  
 Salaries and expenses, Commissioners of Conciliation, Department of Labor, 1943, \$26,300;  
 Salaries and expenses, Bureau of Labor Statistics, 1943, \$107,400;  
 Salaries and expenses, Bureau of Labor Statistics (national defense), 1943, \$100,000;  
 Salaries and expenses, Children's Bureau, 1943, \$14,900;  
 Salaries and expenses, child labor provisions, Fair Labor Standards Act Children's Bureau, 1943, \$10,500;  
 Salaries and expenses, maternal and child welfare, Social Security Act, Children's Bureau, 1943, \$13,600;  
 Salaries and expenses, Women's Bureau, 1943, \$15,900;  
 Total, Department of Labor, \$353,400.

*Ante*, p. 28.*Ante*, p. 439; *post*, p. 543.

## POST OFFICE DEPARTMENT

(Out of the postal revenues)

For salaries, Office of the Postmaster General, 1943, \$22,800;  
 Salaries, Office of Budget and Administrative Planning, 1943, \$330;  
 Salaries, Office of the First Assistant Postmaster General, 1943, \$56,400;  
 Salaries, Office of the Second Assistant Postmaster General, 1943, \$44,300;

Salaries, Office of the Third Assistant Postmaster General, 1943, \$56,870;  
 Salaries, Office of the Fourth Assistant Postmaster General, 1943, \$9,200;  
 Salaries, Office of the Solicitor for the Post Office Department, 1943, \$3,000;  
 Salaries, Office of the Chief Inspector, 1943, \$20,000;  
 Salaries, Office of the Purchasing Agent, 1943, \$2,200;  
 Salaries, Bureau of Accounts, 1943, \$14,200;  
 Post Office inspectors, salaries, 1943, \$158,000;  
 Post Office inspectors, clerks, division headquarters, 1943, \$8,300;  
 Compensation to postmasters, 1943, \$5,088,200;  
 Compensation to assistant postmasters, 1943, \$971,900;  
 Clerks, first- and second-class post offices, 1943, \$24,329,000;  
 Separating mails, 1943, \$28,600;  
 Unusual conditions at post offices, 1943, \$82,000;  
 Clerks, third-class post offices, 1943, \$564,000;  
 Miscellaneous items, first- and second-class post offices, 1943, \$3,900;  
 Village delivery service, 1943, \$93,100;  
 City delivery carriers, 1943, \$14,707,000;  
 Special-delivery fees, 1943, \$866,000;  
 Railroad transportation and mail messenger service, 1943, \$2,100;  
 Railway Mail Service, salaries, 1943, \$4,968,000;  
 Rural Delivery Service, 1943, \$4,544,900;  
 Operating force for public buildings, Post Office Department, 1943, \$3,503,000;  
 Vehicle service, 1943, \$981,000;  
 Total, Post Office Department, \$61,128,300.

## DEPARTMENT OF STATE

For salaries, Department of State, 1943, \$299,400;  
 Passport agencies, Department of State, 1943, \$4,000;  
 Salaries, Foreign Service officers, 1943, \$177,000;  
 Salaries, Foreign Service clerks, 1943, \$316,400;  
 Miscellaneous salaries and allowances, Foreign Service, 1943, \$38,200; *Ante, p. 30.*  
 Foreign Service, auxiliary (emergency), 1943, \$127,600; *Ante, p. 31.*  
 International Boundary Commission, United States and Mexico, 1943, \$21,800; *Ante, p. 30.*  
 Rio Grande canalization, Department of State, 1943, \$16,200;  
 Salaries and expenses, International Joint Commission, United States and Great Britain, 1943, \$1,000;  
 Total, Department of State, \$1,001,600.

## TREASURY DEPARTMENT

For salaries and expenses, foreign-owned property control, 1943, \$146,200;  
 Salaries, Division of Research and Statistics, Treasury Department, 1943, \$13,600;  
 Salaries, Office of General Counsel, Treasury Department, 1943, \$6,700;  
 Salaries, Division of Personnel, Treasury Department, 1943, \$18,300;  
 Salaries, office of chief clerk, Treasury Department, 1943, \$22,700;  
 Salaries, operating force, Treasury Department buildings, 1943, \$73,400;

Salaries and expenses, guard force, Treasury Department buildings, 1943, \$71,500;

Salaries and expenses, Bureau of Accounts, Treasury Department, 1943, \$52,300;

*Ante*, p. 80.

Salaries and expenses, Division of Disbursement, 1943, \$232,600;

Salaries and expenses, Bureau of the Public Debt, 1943, \$311,400;

40 Stat. 292,  
31 U. S. C. §§ 760,  
761.

Expenses of loans, Act September 24, 1917, as amended and extended, 1943 (the amount that may be used is hereby increased by \$913,800);

*Ante*, p. 31.

Salaries, Office of Treasurer of United States, 1943, \$357,300;

*Ante*, pp. 5, 32.

Salaries, Office of Treasurer of United States (Federal Reserve notes, reimbursable), 1943, \$5,200;

Collecting the revenue from customs, 1943, \$1,336,200;

*Ante*, p. 31.

Salaries, Office of Comptroller of the Currency, 1943, \$12,600;

Collecting the internal revenue, 1943, \$7,398,000;

*Ante*, p. 80.

Salaries and expenses, Bureau of Narcotics, 1943, \$26,500;

Suppressing counterfeiting and other crimes, 1943, \$107,000;

Salaries and expenses, Procurement Division, 1943, \$11,100;

Total, Treasury Department, \$10,202,600.

#### WAR DEPARTMENT

##### CIVIL FUNCTIONS

For cemeterial expenses, War Department, 1943, \$56,800;

Sanitation, Canal Zone, Panama Canal, 1943, \$146,800;

Civil government, Panama Canal and Canal Zone, 1943, \$111,000;

Total, War Department, Civil Functions, \$314,600.

#### DISTRICT OF COLUMBIA

For executive office, salaries, District of Columbia, 1943, \$1,540;

Purchasing Division, salaries, District of Columbia, 1943, \$620;

District buildings, salaries, District of Columbia, 1943, \$27,400;

Board of Tax Appeals, salaries, District of Columbia, 1943, \$440;

*Ante*, p. 25.

Collector, salaries, District of Columbia, 1943, \$3,680;

Auditor, salaries, District of Columbia, 1943, \$4,200;

Corporation Counsel, salaries, District of Columbia, 1943, \$100;

Alcoholic Beverage Control Board, District of Columbia, 1943, \$130;

Coroner, salaries, District of Columbia, 1943, \$1,380;

Chief clerk, Engineer Department, salaries, District of Columbia, 1943, \$1,530;

Department of Insurance, salaries, District of Columbia, 1943, \$470;

Commission on Mental Health, District of Columbia, 1943, \$130;

Board of Indeterminate Sentence and Parole, District of Columbia, 1943, \$110;

Office of Administrator of Rent Control, salaries and expenses, District of Columbia, 1943, \$1,570;

Register of Wills, salaries, District of Columbia, 1943, \$710;

Recorder of Deeds, salaries, District of Columbia, 1943, \$8,500;

Motor vehicles, District of Columbia, 1943, \$470;

Free Public Library, salaries, District of Columbia, 1943, \$22,600;

*Ante*, p. 79.

Collection and disposal of refuse, salaries, District of Columbia, 1943, \$3,180;

Electrical Department, salaries, District of Columbia, 1943, \$7,630;

Public schools, salaries, District of Columbia, 1943, \$107,700;

Metropolitan Police, salaries, District of Columbia, 1943, \$10,200;

Tuberculosis Sanatoria, salaries, District of Columbia, 1943, \$28,700;

Gallinger Municipal Hospital, salaries, District of Columbia, 1943, \$30,800;

Division of Child Welfare, detention of children, District of Columbia, 1943, \$1,050;

Workhouse and reformatory, salaries, District of Columbia, 1943, \$27,600;

Industrial Home School for Colored Children, salaries, District of Columbia, 1943, \$2,600;

Industrial Home School, salaries, District of Columbia, 1943, \$3,660;

Municipal Lodging House, District of Columbia, 1943, \$470;

Public parks, salaries, District of Columbia, 1943, \$6,400;

National Zoological Park, District of Columbia, 1943, \$7,690;

Total, District of Columbia, exclusive of highway and water funds, \$313,260.

For trees and parking, salaries, highway fund, District of Columbia, 1943, to be paid wholly out of the special fund created by the Act entitled "An Act to provide a tax on motor-vehicle fuels sold within the District of Columbia, and for other purposes," approved April 23, 1924 (43 Stat. 106), and the Act entitled "An Act to provide additional revenue for the District of Columbia, and for other purposes," approved August 17, 1937, \$740.

For general expenses, Washington Aqueduct, District of Columbia, 1943, to be paid wholly out of the revenues of the Water Department of the District of Columbia, \$49,800;

Total, District of Columbia, including highway and water funds, \$363,800.

The foregoing sums for the District of Columbia, unless otherwise specifically provided, 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 Act, 1943.

Total, section 201, \$121,870,951.

SEC. 202. The restrictions contained in appropriations or affecting appropriations or other funds, available during the fiscal year 1943, limiting the amounts which may be expended for personal services or for other purposes, are hereby waived to the extent necessary to meet the increases in compensation authorized by the Act of August 1, 1942 (Public Law 694), amending section 13 of the Classification Act of 1923, the Act of December 22, 1942 (Public Law 821), authorizing the payment of overtime compensation to civilian employees in or under the United States Government, the Act of April 9, 1943 (Public Law 25), authorizing additional compensation for employees in the Postal Service, and by other legislation enacted during and applicable to the fiscal year 1943 authorizing overtime compensation for civilian employees of the Government: *Provided*, That the head of any department, establishment, or agency is hereby authorized to allocate from the sum herein appropriated under any appropriation title administered by him to any subappropriation under such title such amount as may be necessary for the purposes of this section.

### TITLE III—GENERAL PROVISIONS

SEC. 301. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered

D. C. Code §§ 47-1901 to 47-1916; Supp. II, §§ 47-1904 to 47-1906.  
50 Stat. 676.

*Ante*, p. 437.

56 Stat. 424.

Waiver of restrictions on amounts for personal services, etc.

56 Stat. 733, 1068.  
5 U. S. C., Supp. II, §§ 673, 678 note, 681; 29 note, 20a note.

*Ante*, p. 59.

Allocations of funds.

Persons advocating overthrow of U. S. Government.

*Affidavit*.

*prima facie* evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

**Penalty.****Citizenship requirement.**

SEC. 302. Except as otherwise provided for in this Act, no part of any appropriation contained in or authorized to be expended by this Act shall be used to pay the compensation of any officer or employee of the Government of the United States whose post of duty is in continental United States unless such person (1) is a citizen of the United States, or (2) is a person in the service of the United States on the date of enactment of this Act who, being eligible for citizenship, had filed a declaration of intention to become a citizen of the United States prior to such date, or (3) is a person who owes allegiance to the United States: *Provided*, That for the purpose of this section, an affidavit signed by any such person shall be considered *prima facie* evidence that the requirements of this section with respect to his status have been complied with. The provisions of this section shall not apply to citizens of the Commonwealth of the Philippines.

**Affidavit.****Exceptions.****Emergency Fund for the President, reimbursement.**

SEC. 303. Appropriations contained herein may be used to reimburse the Emergency Fund for the President for advances made therefrom to meet pay-roll obligations for which funds are provided in this Act.

**Compensation of Goodwin B. Watson, William E. Dodd, Jr., and Robert Morss Lovett.**

SEC. 304. No part of any appropriation, allocation, or fund (1) which is made available under or pursuant to this Act, or (2) which is now, or which is hereafter made, available under or pursuant to any other Act, to any department, agency, or instrumentality of the United States, shall be used, after November 15, 1943, to pay any part of the salary, or other compensation for the personal services, of Goodwin B. Watson, William E. Dodd, Junior, and Robert Morss Lovett, unless prior to such date such person has been appointed by the President, by and with the advice and consent of the Senate: *Provided*, That this section shall not operate to deprive any such person of payment for leaves of absence or salary, or of any refund or reimbursement, which have accrued prior to November 15, 1943: *Provided further*, That this section shall not operate to deprive any such person of payment for services performed as a member of a jury or as a member of the armed forces of the United States nor any benefit, pension, or emolument resulting therefrom.

**Availability of funds.****Ratification of incurred obligations.**

SEC. 305. The appropriations and authority with respect to appropriations in this Act in whole or in part for the fiscal year 1944 shall be available from and including July 1, 1943, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between June 30, 1943, 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.

**Short title.**

SEC. 306. This Act may be cited as the "Urgent Deficiency Appropriation Act, 1943".

Approved July 12, 1943.

[CHAPTER 219]

AN ACT

Making appropriations for the Department of the Interior for the fiscal year ending June 30, 1944, and for other purposes.

July 12, 1943  
[H. R. 2719]  
[Public Law 133]

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, 1944, namely:

Interior Department  
Appropriation Act, 1944.  
Post, p. 621.

OFFICE OF THE SECRETARY

SALARIES

Salaries: For the Secretary of the Interior (hereafter in this Act referred to as the Secretary), and other personal services in the District of Columbia, including a special assistant to the Secretary to be appointed without reference to civil-service requirements, at a salary of not to exceed \$5,000, \$1,052,015: *Provided*, That no part of the appropriation made available to the office of the Secretary by this section shall be used for the broadcast of radio programs designed for or calculated to influence the passage or defeat of any legislation pending before the Congress.

Radio broadcasts respecting legislation.

OFFICE OF SOLICITOR

For personal services in the District of Columbia and in the field, \$188,500.

DIVISION OF TERRITORIES AND ISLAND POSSESSIONS

For personal services in the District of Columbia, \$108,620.

GRAZING SERVICE

Salaries and expenses: For carrying out the provisions of the Act of June 28, 1934, as amended (43 U. S. C. 8A), including examination and classification of lands with respect to grazing or agricultural utility, preparation of land classification maps and reports, fire prevention and the suppression or emergency prevention of fires on or threatening lands under the jurisdiction of the Grazing Service, traveling and other necessary expenses, not to exceed \$12,925 for personal services in the District of Columbia, and the purchase (not to exceed \$12,300), operation, and maintenance of motor-propelled passenger-carrying vehicles, \$811,700; 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, \$55,000; in all, \$866,700.

48 Stat. 1260.  
43 U. S. C. §§ 315-315e-1.

Advisory committees of local stockmen.

Range improvements.

48 Stat. 1273.  
43 U. S. C. §§ 315i, 315j, 315h.

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, as amended (43 U. S. C. 8A), and not including contributions under section 9 of the Act of June 28, 1934, \$75,000: *Provided*, That expenditures hereunder shall not exceed 25 per centum of all moneys received from grazing districts under the provisions of said Act of June 28, 1934, as amended, during the fiscal years 1943 and 1944.

Leasing of grazing lands: For leasing State, county, or privately owned lands in accordance with the provisions of the Act of June 23, 1938 (52 Stat. 1033), \$9,000: *Provided*, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of said Act.

43 U. S. C. §§ 315m-1 to 315m-4.

43 U. S. C. § 315m-4.

## PETROLEUM CONSERVATION DIVISION

49 Stat. 30.  
15 U. S. C. §§ 715-  
715d; Supp. II, § 715d.

For all salaries and expenses necessary for administering and enforcing the provisions of the Act of February 22, 1935, as amended (15 U. S. C. 15A), and for cooperation with Federal and State authorities in the production and conservation of oil and gas, including personal services in the District of Columbia; travel expenses; contract stenographic reporting services; stationery and office supplies; not to exceed \$3,600 for printing and binding; not to exceed \$700 for books and periodicals; and the maintenance, operation, and repair of passenger-carrying vehicles, \$235,000.

## SOIL AND MOISTURE CONSERVATION OPERATIONS

49 Stat. 163.  
54 Stat. 1235.  
5 U. S. C. § 133t  
note.

For all necessary expenses of administering and carrying out directly and in cooperation with other agencies a soil and moisture conservation program on lands under the jurisdiction of the Department of the Interior in accordance with the provisions of the Act of April 27, 1935 (16 U. S. C. 590a-590f), and Reorganization Plan Numbered IV, including such special measures as may be necessary to prevent floods and siltation of reservoirs; the improvement of irrigation and land drainage; the procurement of nursery stock and the establishment and operation of erosion nurseries; the making of conservation plans and surveys; the dissemination of information; and including departmental personal services including such services in the District of Columbia (not to exceed \$70,000), and elsewhere; traveling expenses; furniture, furnishings, office equipment and supplies; not to exceed \$2,000 for the purchase of books and periodicals; purchase (not to exceed \$5,000), operation, maintenance, and repair of motor-propelled and horse-drawn passenger-carrying vehicles, \$1,198,200: *Provided*, That this appropriation shall be available for meeting 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 Department of the Interior, 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 the appropriation for soil and moisture conservation operations current at the time such reimbursement is received: *Provided further*, That any part of this appropriation allocated for the production or procurement of nursery stock shall remain available for expenditure for not more than three fiscal years.

Personal services.

Warehouse maintenance, etc.

Nursery-stock funds.

Fire protection of forests, forest industries, and strategic facilities (national defense): For all expenses necessary to enable the Department of the Interior, independently or in cooperation with other agencies, to initiate and augment forest-fire prevention and suppression measures on critical forest, brush, and grass areas under the administration of the Department of the Interior, including not to exceed \$7,000 for personal services in the District of Columbia; maintenance, operation, and repair of passenger-carrying automobiles; travel expenses, including expenses of attendance at training courses and meetings of organizations concerned with the furtherance of the purposes hereof; and purchase in the District of Columbia or elsewhere of other items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior", \$530,000, and in addition thereto, the unexpended balances for this purpose contained in the Sixth Supplemental National Defense Appropriation Act, 1942, and the Interior Department Appropriation Act, 1943, are continued available during the fiscal year 1944.

56 Stat. 241, 508.

## CONTINGENT EXPENSES, DEPARTMENT OF THE INTERIOR

For the contingent expenses of the office of the Secretary and the bureaus and offices of the Department (except as otherwise provided), including furniture, carpets, ice, lumber, hardware, dry goods, advertising, teletype rentals and service, telegraphing, telephone service, including personal services of temporary or emergency telephone operators; streetcar fares not exceeding \$150; 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 \$500 for the payment of damages caused to private property by Department motor vehicles; purchase of motortrucks, motorcycles, and bicycles; maintenance, repair, and operation of four motor-propelled passenger-carrying vehicles and motortrucks, motorcycles, and bicycles to be used only for official purposes; 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 necessary expenses not hereinafter provided for, \$160,000; and, in addition thereto, sums amounting to \$52,900 for stationery supplies shall be deducted from other appropriations made for the fiscal year 1944 as follows: General Land Office, \$6,500; Geological Survey, \$9,000; National Park Service, \$7,500; Bureau of Reclamation, \$8,400, any unexpended portion of which shall revert and be credited to the reclamation fund; Bureau of Mines, \$15,500; Grazing Service, \$6,000; and said sums so deducted shall be credited to this appropriation.

Stationery supplies.

Additional sums from specified appropriations.

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, \$500, and in addition there is hereby made available from any appropriations made for any of the following bureaus or offices of the Department not to exceed the following respective sums: Grazing Service, \$250; Indian Service, \$500; Bureau of Reclamation, \$8,000; Geological Survey, \$6,000; National Park Service, \$3,000; General Land Office, \$1,000; Bureau of Mines, \$4,500.

Purchase of books, etc.

Additional sums from specified appropriations.

## PRINTING AND BINDING

For printing and binding for the Department of the Interior, including the purchase of reprints of scientific and technical articles published in periodicals and journals, \$217,500, of which \$37,500 shall be for the National Park Service, \$85,000 for the Bureau of Mines, and \$25,000 for the Fish and Wildlife Service, including the publication of 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 the bulletins to be delivered to or sent out under addressed franks furnished by the Senators, Representatives, and Delegates in Congress, as they may direct.

### COMMISSION OF FINE ARTS

36 Stat. 371.

For expenses made necessary by the Act entitled "An Act establishing a Commission of Fine Arts", approved May 17, 1910 (40 U. S. C. 104), including the purchase of periodicals, 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, \$7,420, of which not to exceed \$5,000 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, \$7,720.

### BONNEVILLE POWER ADMINISTRATION

Not to exceed \$3,270,000 of the unobligated balance of the appropriation "Construction, Operation, and Maintenance, Bonneville Power Transmission System", shall be available in the fiscal year 1944 for expenses of marketing and operation of transmission facilities, and administrative costs in connection therewith, including \$20,000 for personal services in the District of Columbia.

### UNITED STATES HIGH COMMISSIONER TO THE PHILIPPINE ISLANDS

48 Stat. 460.  
48 U. S. C. §1237 (4).

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 U. S. C. 1232), 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 lawbooks 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, and return, utilizing Government vessels whenever practicable; operation, maintenance, and repair of motor vehicles, and all other necessary expenses, \$97,200, of which not exceeding \$5,200 shall be available for expenditure in the discretion of the High Commissioner for maintenance of his household: *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 (41 U. S. C. 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.

Legal adviser and  
financial expert.

Post, p. 621.

### SOLID FUELS ADMINISTRATION FOR WAR

8 F. R. 5355.

For all necessary expenses of the Solid Fuels Administration for War in performing its functions as prescribed in Executive Order Numbered 9332 of April 19, 1943, including the employment without regard to civil service and classification laws of a Deputy Administrator at not to exceed \$10,000 per annum and not to exceed eighteen technical employees; other personal services in the District of Columbia; printing and binding; traveling expenses, including attendance at meetings of organizations concerned with the purposes

of this appropriation, and actual transportation and other necessary expenses and not to exceed \$10 per diem in lieu of subsistence of persons serving, while away from their homes, in an advisory capacity without other compensation from the United States, or at \$1 per annum; contract stenographic reporting services; books of reference, periodicals and newspapers; office supplies; furniture and equipment; purchase, maintenance, repair, and operation of passenger-carrying automobiles; and the acceptance and utilization of voluntary and uncompensated services, \$875,000: *Provided*, That section 3709, Revised Statutes, shall not apply to any purchase or service rendered under this appropriation when the aggregate amount involved does not exceed \$300.

41 U. S. C. § 5.

### GENERAL LAND OFFICE

For personal services in the District of Columbia, \$786,300, including one clerk, who shall be designated by the President, to sign land patents.

For traveling expenses of officers and employees, for employment of stenographers and other assistants, for separate maps of public-land States and Alaska; 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, \$18,000.

Hearings, etc.

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, \$450,000, including 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 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 hereto it shall be reimbursed from the applicable appropriation, fund, or special deposit.

Detail of employees.

Expenditures for surveys.

Salaries and expenses, branch of field examination: For salaries and expenses of field examinations, classification of lands, and investigations required in the administration and execution of the public land laws, and the protection of the public lands and their resources from trespass, including operation and maintenance of passenger-carrying automobiles and motorboats, \$345,000.

Registers: For salaries and commissions of registers of district land offices, \$74,000.

Salaries and expenses of land offices: For salaries (except registers) and all necessary expenses incident to the operation and maintenance of district land offices and the disposal, supervision, and management of the public lands, including operation and maintenance of motor-propelled passenger-carrying vehicles, \$163,000: *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.

Alaska.  
Prevention of fires.

For the prevention and suppression of fires on the public domain in Alaska, including the maintenance of patrols, the employment of field personnel, the use of airplanes by charter or otherwise, and the maintenance and operation of motor-propelled passenger-carrying vehicles, \$29,500.

Payments to States.

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, \$2,500: *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.

48 Stat. 1227.  
31 U. S. C. § 725c.

Revested Oregon and California Railroad and reconveyed Coos Bay Wagon Road grant lands, Oregon: For carrying out the provisions of title I of the Act of August 28, 1937 (50 Stat. 874), including fire protection and patrol on these and adjacent and intermingled public lands, through cooperative agreements with Federal, State, and county agencies, or otherwise, and including travel and other necessary expenses; not to exceed \$5,500 for personal services in the District of Columbia; and operation and maintenance of motor-propelled passenger-carrying vehicles, \$285,000: *Provided*, That such expenditures shall be reimbursed from the 25 per centum referred to in section c, title II, of the Act approved August 28, 1937, of the special fund designated the "Oregon and California Land Grant Fund" and section 4 of the Act approved May 24, 1939, of the special fund designated the "Coos Bay Wagon Road Grant Fund".

Reimbursement.

50 Stat. 876.

53 Stat. 754.

Range improvements on public lands outside of grazing districts (receipt limitation): For construction, purchase, and maintenance of range improvements on the public lands subject to grazing leases under the provisions of section 15 and pursuant to the provisions of section 10 of the Act of June 28, 1934, as amended (43 U. S. C. 8A), including operation and maintenance of motor-propelled passenger-carrying vehicles, \$36,550: *Provided*, That expenditures hereunder shall not exceed 25 per centum of all moneys received under the provisions of section 15 of said Act during the fiscal years 1943 and 1944.

48 Stat. 1275, 1273.  
43 U. S. C. §§ 315m,  
315i.

Payment to Oklahoma from royalties, oil and gas, south half of Red River: For payment of 37½ 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 (30 U. S. C. 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 (30 U. S. C. 191), \$3,000: *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.

42 Stat. 1448.

41 Stat. 450.

48 Stat. 1227.  
31 U. S. C. § 725c.

## BUREAU OF INDIAN AFFAIRS

### SALARIES AND GENERAL EXPENSES

For departmental personal services, including such services in the District of Columbia, \$697,800.

For travel expenses of departmental employees of the Bureau of Indian Affairs; radio, telegraph, and telephone toll messages on busi-

ness pertaining to the Indian Service sent and received by the Bureau of Indian Affairs at Washington, District of Columbia, and Chicago, Illinois; rental of office equipment and the purchase of necessary supplies therefor, and other necessary expenses of the Indian Service for which no other appropriation is available, \$50,000.

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, \$790,000: *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 maintaining law and order on Indian reservations, including 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, and including traveling expenses, supplies, and equipment, \$267,000.

For lease, purchase, construction (not to exceed \$1,500 for any one building), repair, and improvement of agency buildings, exclusive of hospital buildings, including the installation, repair, and improvement of heating, lighting, power, and sewerage and water systems in connection therewith, \$175,000.

Vehicles, Indian Service: Not to exceed \$450,000 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 \$175,000 of applicable appropriations may be used for the purchase of motor-propelled passenger-carrying vehicles, and such vehicles may be used for 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, 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.

Purchase of goods and supplies.

Maintenance of law and order.

Lease, etc., of agency buildings.

Report to Congress.

#### INDIAN LANDS

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, \$12,000, payable from funds on deposit to the credit of the Navajo Tribe.

The unexpended balance of the appropriation of \$25,000 contained in the Interior Department Appropriation Act, fiscal year 1938, for the 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, when such land was purchased with trust or restricted funds with the understanding that after purchase it would be nontaxable, as authorized by the Act of June 20, 1936 (49 Stat. 1542), is hereby continued available for the same purposes until June 30, 1944.

For payments to Indians, and to States, counties, or political subdivisions thereof, in accordance with the provisions of the Act of

Restricted lands, taxes, etc.  
50 Stat. 573.

25 U. S. C. § 412a.

Reimbursement for taxes paid on allotted lands.

June 11, 1940, entitled "An Act for the relief of Indians who have paid taxes on allotted lands for which patents in fee were issued without application by or consent of the allottees and subsequently canceled, and for the reimbursement of public subdivisions by whom judgments for such claims have been paid" (54 Stat. 298), as amended by the Act of February 10, 1942 (56 Stat. 87-88), \$45,000.

25 U. S. C. § 352c;  
Supp. II, § 352c.

Indians of Blackfeet  
Reservation, Mont.

For the purchase of land and improvements thereon for the Indians of the Blackfeet Reservation, Montana, \$25,000, payable from funds on deposit to the credit of said Indians: *Provided*, That title to any land and improvements so purchased shall be taken in the name of the United States in trust for the Indians of the Blackfeet Reservation.

Flathead Indians,  
Mont.

Purchase of land, Flathead Indians, Montana (tribal funds): For the purchase of land and improvements thereon for the Indians of the Flathead Reservation, Montana, \$25,000, payable from funds on deposit to the credit of said Indians: *Provided*, That title to any land and improvements so purchased shall be taken in the name of the United States in trust for the Indians of the Flathead Reservation: *Provided further*, That no funds shall be expended under this authorization without the consent of the tribal council of the Confederated Salish and Kootenai Tribes of the Flathead Reservation.

#### INDUSTRIAL ASSISTANCE AND ADVANCEMENT

Timber preserva-  
tion, etc.

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, \$412,500: *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.

Availability of funds.

Timber sales, etc.,  
expenses.

For expenses incidental to the sale of timber, and for the expenses of administration, including fire prevention, of Indian forest lands only from which such timber is sold, \$140,000, reimbursable to the United States as provided in the Act of February 14, 1920 (25 U. S. C. 413), from the proceeds of timber sales: *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.

41 Stat. 415.

Rewards.

Suppression, etc., of  
forest fires.

For the suppression or emergency prevention of forest fires on or threatening Indian reservations, \$12,000, 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 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.

Additional amount  
available.

Report to Congress.

Geological Survey.  
Transfer of funds.

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 (25 U. S. C. 336, 371, 397), May 27, 1908 (35 Stat. 312), March 3, 1909 (25 U. S. C. 396), and other Acts authorizing the

26 Stat. 794; 35  
Stat. 783.

leasing of such lands for mining purposes, including purchase (not to exceed \$2,000), maintenance, repair, and operation of passenger-carrying vehicles, and not to exceed \$8,000 for personal services in the District of Columbia, \$85,000.

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, \$600,000, of which not to exceed \$10,000 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 sheepbreeding station on the Navajo Reservation, and not to exceed \$5,000 may be used for defraying the expenses of Indian fairs, including premiums for exhibits.

Industrial assistance (tribal funds): For advances to individual members of the tribes for the construction of homes and for the purchase of land, 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, \$180,000, payable from tribal funds as follows: Flathead, Montana, \$130,000; Fort Peck, Montana, \$25,000; Standing Rock, North Dakota, \$25,000; and the unexpended balances of funds available under this head in the Interior Department Appropriation Act for the fiscal year 1943 are hereby continued available during the fiscal year 1944 for the purposes for which they were appropriated: *Provided*, That advances may be made to worthy Indian youths to enable them to take educational courses, including courses in nursing, home economics, forestry, agriculture, 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 may prescribe: *Provided further*, That all moneys reimbursed during the fiscal year 1944 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 under regulations prescribed by the Secretary, and revenues derived therefrom shall be covered into the Treasury to the credit of the respective tribes: *Provided further*, That upon the incorporation of a tribe operating an enterprise under the authority contained in the foregoing proviso, the operation of the enterprise and the handling of revenues therefrom may thereafter be governed by the rules and regulations established for the making of loans from the revolving loan fund authorized by the Act of June 18, 1934 (25 U. S. C. 470): *Provided further*, That the unexpended balances of prior appropriations under this head for any tribe, including reimbursements to such appropriations and the appropriations made herein, may be advanced to such tribe, if incorporated, for use under rules and regulations established for the making of loans from the revolving loan fund authorized by the Act of June 18, 1934 (25 U. S. C. 470).

For the purpose of encouraging industry and self-support among Indians and promoting the economic development of tribes and of their members, not to exceed \$600,000 of the revolving fund established pursuant to the Acts of June 18, 1934 (48 Stat. 986), and June 26, 1936 (49 Stat. 1967), may be loaned to individual Indians and Indian organizations otherwise ineligible to participate in said fund, under regulations prescribed pursuant to said Act or under

Development of agriculture and stock raising.

Navajo Reservation, sheep-breeding station.

Advances for home construction, etc.

Reappropriation. 56 Stat. 516.

Advances for educational purposes.

Moneys reimbursed, availability.

Establishment, etc., of tribal enterprises.

Operation and handling of revenues.

48 Stat. 986.  
Advances.

Loans to encourage industry, etc.

25 U. S. C. §§ 461-479; Supp. II, § 470a.  
25 U. S. C. §§ 501-509.

other regulations prescribed by the Secretary and subject to the provisions of existing law relating to said revolving fund, except as otherwise provided herein; and not to exceed \$135,000 of said revolving fund shall be available for all necessary expenses of administering such and other loans to Indians, including not to exceed \$2,500 for printing and binding.

Development of Indian arts and crafts.

25 U. S. C. §§ 305-305e.

Salary limitation.

Reappropriation.

55 Stat. 826.

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. 891), including personal services, purchase and transportation of equipment and supplies, periodicals, directories, and books of reference, purchase and operation of motor-propelled passenger-carrying vehicles, telegraph and telephone services, expenses of exhibits and of attendance at meetings concerned with the development of Indian arts and crafts, traveling expenses, not to exceed \$2,500 for printing and binding, and other necessary expenses, \$25,000, of which not to exceed \$9,000 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 \$6,500 per annum.

The appropriation "Suppressing contagious diseases of livestock on Indian reservations" contained in the Third Supplemental National Defense Appropriation Act, 1942, is hereby continued available for the same purposes until June 30, 1944.

#### DEVELOPMENT OF WATER SUPPLY

For the development, rehabilitation, repair, maintenance, and operation of domestic and stock water facilities on the Navajo Reservation in Arizona, New Mexico, and Utah, the Hopi Reservation in Arizona, the Papago Reservation in Arizona, and the several Pueblos in New Mexico, including the purchase and installation of pumping and other equipment, \$95,000.

#### 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, \$237,750, reimbursable, together with \$44,500 operation and maintenance collections, from which latter amount expenditures for any one project shall not exceed the aggregate receipts from such project covered into the Treasury pursuant to section 4 of the Permanent Appropriation Repeal Act, 1934:

48 Stat. 1227.  
31 U. S. C. § 725c.

Miscellaneous projects, \$40,415: Arizona: Ak Chin, \$4,000; Chiu Chui, \$4,000; Fort Apache, \$4,500; San Carlos, \$5,000; Navajo, miscellaneous projects, Arizona and New Mexico, \$37,950, together with \$21,500 (Fruitlands, \$9,000; Ganado, \$1,500; Hogback, \$7,000; miscellaneous projects, \$4,000), collections; Hopi, miscellaneous projects, \$1,500; San Xavier, \$2,000; Truxton Canon, \$1,000; California: Mission, \$7,000; together with \$3,000 (Morongo, \$1,000; Pala and Rincon, \$1,000; miscellaneous projects, \$1,000), collections; Colorado: Southern Ute, \$8,000, together with \$8,000, collections; Montana: Tongue River, \$2,250, together with \$1,000, collections; Nevada: Pyramid Lake, \$3,000, together with \$500, collections; Walker River, \$4,500, together with \$1,500, collections; Western Shoshone, \$8,000, together with \$2,000, collections; New Mexico: Miscellaneous Pueb-

los, \$24,300; Mescalero, \$2,500; Oregon: Warm Springs, \$3,500; Washington: Colville, \$5,000, together with \$5,000, collections; Lummi diking project, \$500, together with \$2,000, collections; and for necessary miscellaneous expenses incident to the general administration of Indian irrigation projects, including pay of employees and their traveling and incidental expenses, \$68,835: *Provided*, That the foregoing amounts shall be available interchangeably in the discretion of the Secretary, for necessary expenditures for damages by floods and other unforeseen exigencies, but the amounts 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 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, \$125,000 (operation and maintenance collections), and \$220,000 (power revenues), of which latter sum not to exceed \$20,000 shall be available for major repairs in case of unforeseen emergencies caused by fire, flood, or storm, from which amounts, of \$125,000 and \$220,000, 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, \$345,000.

For continuing subjugation and for cropping operations on the lands of the Pima Indians in Arizona, there shall be available not to exceed \$200,000 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.

For improvement, operation, and maintenance of the irrigation system on the Colorado River Indian Reservation, Arizona, as provided in the Act of April 4, 1910 (36 Stat. 273), \$9,000, reimbursable, together with \$18,495, 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 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, \$11,500, reimbursable.

For improvements, maintenance, and operation of the Fort Hall irrigation systems, Idaho, \$24,825, together with \$23,100, 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, \$11,625, reimbursable, together with \$3,875, 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, \$7,500,

Interchange of amounts.

Apportionment of costs.

San Carlos project, Ariz.

48 Stat. 1227.  
31 U. S. C. § 725c.

Pima Indians, Ariz.  
Subjugation and cropping operations.

Colorado River Indian Reservation, Ariz.

48 Stat. 1227.  
31 U. S. C. § 725c.

Yuma Reservation, Calif.

Fort Hall irrigation systems, Idaho.

48 Stat. 1227.  
31 U. S. C. § 725c.

Fort Belknap Reservation, Mont.

48 Stat. 1227.  
31 U. S. C. § 725c.

Fort Peck project, Mont.

reimbursable, together with \$4,965, 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.

48 Stat. 1227.  
31 U. S. C. § 725c.

Blackfeet Indian  
Reservation, Mont.

For the improvement, maintenance, and operation of the irrigation systems on the Blackfeet Indian Reservation in Montana, \$11,350, reimbursable, together with \$13,575, 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.

Flathead Reserva-  
tion, Mont.

For operation and maintenance of the irrigation and power systems on the Flathead Reservation, Montana, \$4,500, reimbursable, together with \$114,750 (operation and maintenance collections) and \$115,750 (power revenues), from which amounts of \$114,750 and \$115,750, 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, \$235,000.

48 Stat. 1227.  
31 U. S. C. § 725c.

Crow Reservation,  
Mont.

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, \$4,500, reimbursable, together with \$42,000, 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.

Tongue River  
Water Users' Asso-  
ciation, etc., Mont.

For payment to the Tongue River Water Users' Association, Montana, or the State Water Conservation Board of Montana, in accordance with the provisions of the Act approved August 11, 1939 (53 Stat. 1411), \$9,750, reimbursable as provided in said Act.

Paiute Indian lands  
within Newlands proj-  
ect, Nev.

For payment of annual installment of reclamation charges against Paiute Indian lands within the Newlands reclamation project, Nevada, \$5,385; 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, \$5,565, to be immediately available; in all, \$10,950.

Drains to Truckee-  
Carson district.

Albuquerque In-  
dian School, N. Mex.

For operation and maintenance assessments on Indian lands, and the buildings and grounds of the Albuquerque Indian School, within the Middle Rio Grande Conservancy District, New Mexico, \$5,086, of which amount \$3,948 shall be reimbursed in accordance with existing law.

Klamath Reserva-  
tion, Oreg.

For improvements, maintenance, and operation of miscellaneous irrigation projects on the Klamath Reservation, Oregon, \$2,480, reimbursable, together with \$4,000, from which amount expenditures shall not exceed the aggregate receipts from operation and maintenance collections on the Sand Creek and Modoc Point units covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

48 Stat. 1227.  
31 U. S. C. § 725c.

Uncompahgre, etc.,  
Utes, Utah.

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. 375), \$19,750, reimbursable, together with \$36,250 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.

Uintah project,  
Utah.  
25 U. S. C., Supp.  
II, § 389 note.

For payment of operation and maintenance assessments on certain lands within the Uintah Indian irrigation project as authorized by section 4 (a) of the Act of May 28, 1941 (55 Stat. 209), \$1,000.

For operation and maintenance of the Wapato irrigation and drainage system, and auxiliary units thereof, Yakima Indian Reservation, Washington, \$1,000, reimbursable, together with \$182,490 (collections from the water users on the Wapato-Satus, Toppenish-Simcoe, and Ahtanum units), 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.

Yakima Reservation, Wash.  
Wapato system.

48 Stat. 1227.  
31 U. S. C. § 725c.

For reimbursement to the reclamation fund for stored water to irrigate Indian lands on the Yakima Indian Reservation, Washington, pursuant to the Act of July 1, 1940 (54 Stat. 707), \$20,000.

Reimbursement to reclamation fund.

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. 604), \$11,000.

Wind River Reservation, Wyo.

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, \$20,000, reimbursable, together with \$28,000, 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.

48 Stat. 1227.  
31 U. S. C. § 725c.

Protection of project works (national defense): For all expenses necessary to provide protection against sabotage and other subversive depredations, of dams, powerhouses, or other structures of the irrigation systems of the Indian Service, including employment of civilian guards, floodlights, gates, barricades, firearms, and ammunition, \$70,000.

Protection against sabotage.

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:

Construction, repair, etc., of designated projects.

California: Mission, \$7,500; Sacramento, \$6,000;

Montana: Fort Belknap, \$6,250;

Nevada: Carson, \$11,000; Western Shoshone, \$9,000;

Oregon: Warm Springs, \$7,500;

Miscellaneous garden tracts, \$60,000;

For surveys, investigations, and administrative expenses, including departmental personal services, and not to exceed \$2,500 for printing and binding, \$92,750;

Surveys, investigations, etc.

In all, \$200,000, to be reimbursable in accordance with law, and to remain available until completion of the projects: *Provided*, That the foregoing amounts may be used interchangeably in the discretion of the Secretary, 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.

Interchange of amounts.

#### EDUCATION

For the support of Indian schools not otherwise provided for, and for other Indian educational purposes, including apprentice teachers for reservation and nonreservation schools, educational

Support of Indian schools.

facilities authorized by treaty provisions, care of Indian children of school age attending public and private schools, support and education of deaf, dumb, blind, physically handicapped, delinquent, or mentally deficient Indian children; for subsistence of pupils in boarding schools during summer months, 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 may prescribe; and tuition and other assistance for Indian pupils attending public schools, and for the support of Indian museums at Rapid City, South Dakota, and Browning, Montana, \$5,864,665: *Provided*, That formal contracts shall not be required for payment (which may be made from the date of admission) of such tuition and care of Indian pupils: *Provided further*, That not to exceed \$10,000 of this appropriation may be used for printing and binding (including illustrations) in authorized Indian-school printing plants: *Provided further*, That no part of any appropriation in this Act for the Bureau of Indian Affairs shall be available for expenses of travel for the study of educational systems or practices outside the continental limits of the United States and the Territory of Alaska.

Formal contracts not required.

Printing and binding.

Travel expenses, restriction.

Expenditures from tribal funds.

44 Stat. 560.

Chippewa children attending schools in Minnesota.

Formal contracts not required.

St. Louis Mission Boarding School, Okla.

Vocational and trade schools.  
Loans for payment of tuition.

Liberal-arts courses.

Reimbursement for advances.

Buildings at Indian schools.

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, delinquent, 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 (25 U. S. C. 155), not more than \$340,190, including not to exceed \$22,190 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. 645): *Provided*, That formal contracts shall not be required for payment (which may be made from the date of admission) of such tuition and care of Indian pupils.

Education, Osage Nation, Oklahoma (tribal funds): For the education of unallotted Osage Indian children in the Saint Louis Mission Boarding School, Oklahoma, \$1,500, 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, and for apprentice training in Federal, manufacturing, and other establishments, \$55,000: *Provided*, That not more than \$37,500 of the amount available for the fiscal year 1944 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 may prescribe.

For lease, purchase, repair, and improvement of buildings at Indian schools not otherwise provided for, including the installation, repair, and improvement of heating, lighting, power, sewer, and water systems in connection therewith, and including the purchase of materials for the use of Indian pupils in the construction of buildings (not to exceed \$1,500 for any one building) at Indian schools not otherwise provided for, \$340,000.

For support and education of Indian pupils at the following non-reservation boarding schools in not to exceed the following amounts respectively :

Phoenix, Arizona : For five hundred pupils, including not to exceed \$2,500 for printing and issuing school paper, \$166,140; for pay of superintendent or other officer in charge, drayage, and general repairs and improvements, \$25,000; in all, \$191,140;

Sherman Institute, Riverside, California : For six hundred and fifty pupils, including not to exceed \$2,000 for printing and issuing school paper, \$225,580; for pay of superintendent, drayage, and general repairs and improvements, \$23,700; in all \$249,280;

Haskell Institute, Lawrence, Kansas : For six hundred and twenty-five pupils, including not to exceed \$2,500 for printing and issuing school paper, \$217,360; for pay of superintendent, drayage, and general repairs and improvements, including necessary drainage work, \$25,200; in all, \$242,560;

Pipestone, Minnesota : For three hundred pupils, \$100,235; for pay of superintendent, drayage, and general repairs and improvements, \$15,200; in all, \$115,435;

Carson City, Nevada : For five hundred and twenty-five pupils, \$172,620; for pay of principal, drayage, and general repairs and improvements, \$20,000; in all, \$192,620;

Albuquerque, New Mexico : For five hundred pupils, \$173,320; for pay of superintendent or other officer in charge, drayage, and general repairs and improvements, \$25,200; in all, \$198,520;

Santa Fe, New Mexico : For three hundred and eighty pupils, \$137,845; for drayage, and general repairs and improvements, \$15,000; in all, \$152,845;

Wahpeton, North Dakota : For two hundred and seventy pupils, \$89,515; for pay of superintendent, drayage, and general repairs and improvements, \$13,000; in all, \$102,515;

Chilocco, Oklahoma : For six hundred and fifty pupils, including not to exceed \$2,000 for printing and issuing school paper, \$226,600; for pay of superintendent, drayage, and general repairs and improvements, \$25,200; in all, \$251,800;

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, \$117,545; for pay of superintendent, drayage, and general repairs and improvements, \$15,000; in all, \$132,545;

Carter Seminary, Oklahoma : For one hundred and sixty-five pupils, \$58,850; for pay of principal, drayage, and general repairs and improvements, \$7,000; in all, \$65,850;

Euchee, Oklahoma : For one hundred and fifteen pupils, \$41,495; for pay of principal, drayage, and general repairs and improvements, \$7,000; in all, \$48,495;

Eufaula, Oklahoma : For one hundred and forty pupils, \$49,590; for pay of principal, drayage, and general repairs and improvements, \$7,000; in all, \$56,590;

Jones Academy, Oklahoma : For one hundred and seventy-five pupils, \$62,365; for pay of principal, drayage, and general repairs and improvements, \$7,000; in all, \$69,365;

Wheelock Academy, Oklahoma : For one hundred and thirty pupils, \$46,835; for pay of principal, drayage, and general repairs and improvements, \$7,000; in all, \$53,835;

Chemawa, Oregon : For four hundred and fifty pupils, including not to exceed \$1,000 for printing and issuing school paper, \$156,485; for pay of superintendent, drayage, and general repairs and improvements, \$20,200; in all, \$176,685;

Nonreservation  
boarding schools.  
Support, etc., of In-  
dian pupils.

Phoenix, Ariz.

Sherman Insti-  
tute, Riverside, Calif.

Haskell Institute,  
Lawrence, Kans.

Pipestone, Minn.

Carson City, Nev.

Albuquerque,  
N. Mex.

Santa Fe, N. Mex.

Wahpeton, N. Dak.

Chilocco, Okla.

Sequoyah Orphan  
Training School, Okla.

Carter Seminary,  
Okla.

Euchee, Okla.

Eufaula, Okla.

Jones Academy,  
Okla.

Wheelock Acad-  
emy, Okla.

Chemawa, Oreg.

- Flandreau, S. Dak. Flandreau, South Dakota: For four hundred and fifty pupils, \$164,140; for pay of superintendent, drayage, and general repairs and improvements, \$19,000; in all, \$183,140;
- Pierre, S. Dak. Pierre, South Dakota: For three hundred pupils, \$99,020; for pay of superintendent, drayage, and general repairs and improvements, \$15,200; in all, \$114,220;
- Interchange of amounts. In all, for above-named nonreservation boarding schools, not to exceed \$2,597,440: *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.
- Report to Congress. Tuition for Indian pupils attending public schools, etc. For tuition and for care and other assistance for Indian pupils attending public schools and special Indian day schools and for the repair of special Indian day schools in the Cherokee, Creek, Choctaw, Chickasaw, and Seminole Nations and the Quapaw Agency in Oklahoma, \$378,745, to be expended in the discretion of the Secretary and under rules and regulations to be prescribed by him: *Provided*, That not to exceed \$26,000 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-blooded Indian communities, where there are not adequate white day schools available for their attendance.
- Salaries of certain public-school teachers. Natives in Alaska: To enable the Secretary, in his discretion, 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; repair and rental of school buildings; textbooks and industrial apparatus; pay and traveling expenses of employees; repair, equipment, maintenance, and operation of vessels; and all other necessary miscellaneous expenses which are not included under the above special heads, \$1,238,800, to be immediately available and to remain available until June 30, 1945: *Provided*, That a report shall be made to Congress covering expenditures from the amount herein provided for relief of destitution.
- Natives in Alaska. Support, relief, etc. Report to Congress.

#### CONSERVATION OF HEALTH

- Clinical surveys and general medical research. 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 and per diem 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, \$5,657,300, including not to exceed \$4,145,000 for the following-named hospitals and sanatoria:
- Allotments to specified hospitals and sanatoria. Arizona: Indian Oasis Hospital, \$32,975; Kayenta Sanatorium, \$55,725; Navajo Medical Center, \$303,615; Phoenix Sanatorium, \$116,420; Pima Hospital, \$38,490; Truxton Canyon Hospital, \$15,395;

Western Navajo Hospital, \$37,810; Chin Lee Hospital, \$22,390; Fort Apache Hospital, \$30,885; Hopi Hospital, \$46,135; San Carlos Hospital, \$34,100; Tohatchi Hospital, \$19,485; Colorado River Hospital, \$24,175; San Xavier Sanatorium, \$47,495; Phoenix Hospital, \$49,000; Winslow Sanatorium, \$65,900;

California: Hoopa Valley Hospital, \$31,430; Soboba Hospital, \$27,775; Fort Yuma Hospital, \$23,895;

Colorado: Ute Mountain Hospital, \$16,330; Edward T. Taylor Hospital, \$30,000;

Idaho: Fort Lapwai Sanatorium, \$103,250; Fort Hall Hospitals, \$15,390;

Minnesota: Pipestone Hospital, \$25,060; Cass Lake Hospital, \$34,230; Fond du Lac Hospital, \$27,315; Red Lake Hospital, \$24,800; White Earth Hospital, \$26,485;

Mississippi: Choctaw Hospital, \$26,640;

Montana: Blackfeet Hospital, \$52,515; Fort Peck Hospital, \$29,530; Crow Hospital, \$40,100; Fort Belknap Hospital, \$36,675; Tongue River Hospital, \$32,935;

Nebraska: Winnebago Hospital, \$52,000;

Nevada: Carson Hospital, \$29,595; Walker River Hospital, \$27,785; Western Shoshone Hospital, \$21,895;

New Mexico: Albuquerque Sanatorium, \$115,130; Jicarilla Hospital and Sanatorium, \$47,390; Mescalero Hospital, \$25,745; Eastern Navajo Hospital, \$73,050; Northern Navajo Hospital, \$52,590; Taos Hospital, \$17,645; Zuni Hospital, \$34,250; Albuquerque Hospital, \$55,070; Charles H. Burke Hospital, \$34,065; Santa Fe Hospital, \$46,580;

North Carolina: Cherokee Hospital, \$25,545;

North Dakota: Turtle Mountain Hospital, \$45,250; Fort Berthold Hospital, \$21,600; Fort Totten Hospital, \$25,410; Standing Rock Hospital, \$37,715;

Oklahoma: Cheyenne and Arapahoe Hospital, \$38,255; Talihina Sanatorium and Hospital, \$211,085; Shawnee Sanatorium, \$115,645; Claremore Hospital, \$90,885; Clinton Hospital, \$23,420; Pawnee and Ponca Hospital, \$41,915; Kiowa Hospital, \$157,820; William W. Hastings Hospital, \$78,700;

Oregon: Warm Springs Hospital, \$21,385;

South Dakota: Crow Creek Hospital, \$23,755; Pine Ridge Hospitals, \$66,750; Rosebud Hospital, \$53,950; Yankton Hospital, \$25,325; Cheyenne River Hospital, \$42,085; Sioux Sanatorium, \$154,045; Sisseton Hospital, \$38,690;

Utah: Uintah Hospital, \$32,700;

Washington: Yakima Sanatorium, \$44,060; Tacoma Sanatorium, \$382,270; Tulalip Hospital, \$13,055; Colville Hospital, \$42,480;

Wisconsin: Hayward Hospital, \$43,550; Tomah Hospital, \$37,190;

Wyoming: Wind River Hospital, \$33,325;

*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: *Provided further*, That in the discretion of the Secretary and under such rules and regulations as may be prescribed by him, fees may be collected from Indians for medical, hospital, and dental service and any fees so collected shall be covered into the Treasury of the United States.

Interchange of amounts.

Report to Congress

Contributions by nonreservation boarding schools.

Collection of fees.

Medical relief in  
Alaska.

Medical relief in Alaska: To enable the Secretary in his discretion 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; repair, rental, and equipment of hospital buildings; books and surgical apparatus; pay and traveling expenses of employees, and all other necessary miscellaneous expenses which are not included under the above special heads, \$575,000, to be available immediately and to remain available until June 30, 1945.

#### GENERAL SUPPORT AND ADMINISTRATION

Collection of fees.

For general administration of Indian property, including pay of employees authorized by continuing or permanent treaty provisions, \$2,785,000: *Provided*, That in the discretion of the Secretary, and under such rules and regulations as may be prescribed by him, fees may be collected from individual Indians for services performed for them, and any fees so collected shall be covered into the Treasury of the United States.

Support, etc., of  
needy Indians.

For general support and rehabilitation of needy Indians in the United States, \$700,000, of which amount not to exceed \$1,000 shall be available for expenses of Indians participating in folk festivals, and not to exceed \$40,000 shall be available for administrative expenses incident thereto, including departmental personal services (not to exceed \$30,000).

Reindeer service.

Reindeer service: For supervision of reindeer in Alaska and instruction in the care and management thereof, including salaries and travel expenses of employees, purchase, rental, erection, and repair of range cabins, purchase and maintenance of communication and other equipment, and all other necessary miscellaneous expenses, \$80,000, to be immediately available, and to remain available until June 30, 1945.

Support of Indians,  
etc., under specified  
agencies.

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: Colorado River, \$1,620; Fort Apache, \$45,000; Navajo, \$4,900, including all necessary expenses of holding a tribal fair, erection of structures, awards for exhibits and events, feeding of livestock, and labor and materials; Pima (Camp McDowell), \$360; San Carlos, \$4,240; Truxton Canon, \$11,300; in all, \$67,420;

California: Mission, \$26,000;

Colorado: The appropriations under this head (Southern Ute and Ute Mountain) for the fiscal year 1943, including the purchase of land, the subjugation thereof, and the construction of improvements thereon, are hereby continued available until June 30, 1944, for the purposes hereof;

Iowa: Sac and Fox, \$630;

Minnesota: Consolidated Chippewa, \$1,600 for salary and incidental expenses of the secretary of the tribal executive committee;

Montana: Flathead, \$35,000;

Nevada: Western Shoshone, \$1,000;

North Carolina: Cherokee, \$8,000;

Oregon: Klamath, \$119,275, of which not to exceed \$4,500 shall be available for fees and expenses of an attorney or firm of attorneys selected by the tribe and employed under a contract approved by the Secretary; Umatilla, \$1,315; in all, \$120,590;

Utah: Uintah and Ouray, \$7,000;

Washington: Colville, \$5,400; Puyallup, \$1,000 for upkeep of the Puyallup Indian cemetery; Taholah (Makah), \$6,600, including the purchase of land, title to which shall be taken in the name of the United States in trust for the Makah Indians; Yakima, \$300; Tulalip, \$1,000; in all, \$14,300;

Wisconsin: Menominee, \$99,025, including \$40,000, of which not exceeding \$10,000, shall be available for general relief purposes and not exceeding \$30,000 for monthly allowances, under such rules and regulations as the Secretary may prescribe, to old and indigent members of the Menominee Tribe who reside with relatives or friends and \$5,200 for the compensation and expenses of an attorney or firm of attorneys employed by the tribe under a contract approved by the Secretary: *Provided*, That not to exceed \$6,000 shall be available from the funds of the Menominee Indians for the payment of salaries and expenses of the chairman, secretary, and interpreters of the Menominee general council and members of the Menominee advisory council and tribal delegates when engaged on business of the tribe at rates to be determined by the Menominee general council and approved by the Commissioner of Indian Affairs;

Salaries, etc., of Menominee tribal officers.

In all, not to exceed \$380,565.

Relief of Chippewa Indians in Minnesota (tribal funds): Not to exceed \$49,000 of 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. 645), may be expended, in the discretion of the Secretary, in aiding indigent Chippewa Indians including boarding-home care of pupils attending public, private, or high schools.

Chippewa Indians, Minn.

Relief of needy Indians: For the relief of Indians in need of assistance, including cash grants; the purchase of subsistence supplies, clothing, and household goods; medical, burial, housing, transportation, and all other necessary expenses, \$100,000, payable from funds on deposit to the credit of the particular tribe concerned: *Provided*, That expenditures hereunder may be made without regard to section 3709, Revised Statutes, or to the Act of May 27, 1930 (46 Stat. 391), as amended.

Relief of needy Indians.

41 U. S. C. § 5.  
18 U. S. C. §§ 744a-744h.

Expenses incidental to the sale of timber on the Choctaw-Chickasaw Sanatorium Reserve: Not to exceed \$2,000 of the funds held by the United States in trust for the Choctaw and Chickasaw Tribes may be expended for expenses incidental to the sale of timber on the Choctaw-Chickasaw Sanatorium Reserve: *Provided*, That all payments from this appropriation shall be made in the same proportion as the interest of said tribes in such timber.

Choctaw-Chickasaw Sanatorium Reserve, sale of timber.

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, and for salaries and contingent expenses, as follows: Expenses of governor, Chickasaw Nation, not to exceed \$2,500; expenses of chief, Choctaw Nation, not to exceed \$2,500; expenses of chief, Creek Nation, not to exceed \$2,500; expenses of mining trustee, Choctaw-Chickasaw Nation, not to exceed \$2,500; expenses of Choctaw tribal attorney, not to exceed \$2,500; expenses of Chickasaw tribal attorney, not to exceed \$2,500; salary of governor, Chickasaw Nation, \$3,000; salary of chief, Choctaw Nation, \$3,000; salary of mining trustee, Choctaw-Chickasaw Nation, \$3,000; salary of chief, Creek Nation, \$1,200: *Provided*, That the attorneys for each of the Choctaw and Chickasaw Tribes shall be employed under contract approved by the President under existing law.

Five Civilized Tribes, Okla.  
Expenses of tribal officers.

Attorneys.

Osage Agency,  
Okla.  
Post, p. 622.

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 the superintendent of the agency and of necessary employees, 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 repair and operation of automobiles, \$170,000, payable from funds held by the United States in trust for the Osage Tribe of Indians in Oklahoma: *Provided*, That of the said sum herein appropriated \$7,500 is hereby made available for traveling and other expenses of members of the Osage Tribal Council, business committees, or other tribal organizations, when engaged on business of the tribe, including supplies and equipment, not to exceed \$6 per diem in lieu of subsistence, and not to exceed 5 cents per mile for use of personally owned automobiles, when duly authorized or approved in advance by the Commissioner of Indian Affairs: *Provided further*, That no part of the funds appropriated herein shall be available for the collection of any income due the Osage Tribe of Indians or the enrolled members thereof where such income is not deposited to the credit of the said Osage tribal funds account or to the credit of the proper member's account.

Traveling expenses,  
etc.

Collection of in-  
come due Osage tribe.

Tribal councils, etc.  
Expenses.

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 on business of the tribes, including supplies and equipment, not to exceed \$6 per diem in lieu of subsistence, and not to exceed 5 cents per mile for use of personally owned automobiles, when duly authorized or approved in advance by the Commissioner of Indian Affairs, \$25,000, payable from funds on deposit to the credit of the particular tribe interested: *Provided*, That no part of this appropriation, or of any other appropriation contained in this Act, shall be available for expenses of members of tribal councils, business committees, or other tribal organizations, when in the District of Columbia or Chicago, Illinois, for more than an eight-day period, unless the Secretary shall in writing approve a longer period.

Confederated Salish  
and Kootenai Tribes,  
Mont.

Compensation and expenses of attorneys, Confederated Salish and Kootenai Tribes, Montana (tribal funds): For compensation and expenses of an attorney or attorneys employed by the Confederated Salish and Kootenai Tribes of the Flathead Reservation, Montana, under a contract approved by the Secretary on May 9, 1941, \$24,000, payable from funds on deposit to the credit of such tribes.

Northern Cheyenne  
Tribe, Mont.

Expenses of attorneys, Northern Cheyenne Tribe, Tongue River Reservation, Montana (tribal funds): For expenses of an attorney or attorneys employed by the Northern Cheyenne Tribe of Indians of the Tongue River Reservation under a contract approved by the Assistant Secretary of the Interior on March 15, 1941, \$5,400, payable from funds on deposit in the Treasury to the credit of said tribe of Indians.

Shoshone Tribe of  
Wind River Reserva-  
tion, Wyo.  
Purchase of War  
bonds.  
Post, p. 623.

That the Secretary of the Interior be authorized and directed, with the consent of the business committee of the Shoshone Tribe of the Wind River Reservation in Wyoming, to purchase one United States Treasury War bond of the denomination of \$500 for each member of said Shoshone Tribe according to the official roll of said tribe on the date of the approval of this Act, and pay the total cost of the bonds so purchased out of the accrued interest in the judgment fund of said tribe in the Treasury. Said bonds shall be purchased and registered in the name of each enrolled member of the Shoshone Tribe and when issued shall be held in trust for such Shoshone

Indian by the United States to the date of maturity, whereupon said bond shall be delivered to the owner thereof free from such trust. Said bond shall not be sold or encumbered in any manner by the Shoshone owner nor shall said bond become liable, payable, or subject to any debt or debts contracted by the Shoshone owner prior to the date of maturity. In the event of the death of the Shoshone owner prior to the date of maturity, said bond, if not devised or bequeathed by will, shall descend to his or her heirs or next of kin as provided by existing law, subject to the existing trust. The Secretary of the Treasury is hereby authorized and directed to grant permission to the county chairman of the War bond purchase program of Fremont County, Wyoming, in which county the Shoshone Tribe resides, to include the total amount of bonds purchased for the members of said tribe in his quota of War bond sales.

#### ROADS AND BRIDGES

For maintenance and repair of that portion of the Gallup-Shiprock Highway within the Navajo Reservation, New Mexico, and that portion of the State highway in New Mexico between Gallup, New Mexico, and Window Rock, Arizona, serving the Navajo Reservation, \$20,000, reimbursable, as authorized by the Act of May 28, 1941.

For construction, improvement, repair, and maintenance of Indian reservation roads under the provisions of the Act of May 26, 1928 (25 U. S. C. 318a), as supplemented and amended, \$950,000, to remain available until expended: *Provided*, That not to exceed \$10,000 of the foregoing amount may be expended for departmental personal services: *Provided further*, That not to exceed \$15,000 of this appropriation shall be available for repair of structures for housing road materials, supplies, equipment, and quarters for road crews.

#### 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. 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 of 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. 895), as amended, \$175,000.

For payment of interest on moneys held in trust for the several Indian tribes, as authorized by various Acts of Congress, \$725,000.

Appropriations herein made for the support of Indians and administration of Indian property, the support of schools, including non-

Gallup-Shiprock  
Highway, N. Mex.

55 Stat. 207.

Reservation roads.

45 Stat. 750.

Senecas, N. Y.

Six Nations, N. Y.

7 Stat. 46.

Choctaws, Okla.

7 Stat. 90.

11 Stat. 614.

7 Stat. 213.

7 Stat. 212, 236.

7 Stat. 235.

Pawnees, Okla.  
11 Stat. 729; 27 Stat.  
644.

Indians of Sioux res-  
ervations.

Interest on trust  
funds, payments.

Availability of  
funds for purchase of  
supplies, etc.

reservation boarding schools and for conservation of health among Indians shall be available for the purchase of supplies, materials, and repair parts, for storage in and distribution from central warehouses, garages, and shops, and for the maintenance and operation of such warehouses, garages, and shops, and said appropriations shall be reimbursed for services rendered or supplies furnished by such warehouses, garages, or shops to any activity of the Indian Service.

Travel expenses, etc.

Appropriations made for the Indian Service for the fiscal year 1944 shall be available for travel expenses; the purchase of ice, and the purchase of rubber boots for official use of employees.

### BUREAU OF RECLAMATION

Sums appropriated from reclamation fund.

32 Stat. 388.

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 (43 U. S. C. 391, 411), and therein designated "the reclamation fund", to be available immediately:

Salaries and expenses: For personal services in the District of Columbia and other necessary expenses, \$101,000, including not to exceed \$3,500 for printing and binding;

32 Stat. 388.  
43 U. S. C. § 391.

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, \$7,500 for disseminating useful information, photographing and making photographic prints, and completing and distributing material, including recordings, \$41,250 for personal services, and \$7,500 for other expenses in the field legal offices; for the maintenance, in addition to the main office in the District of Columbia, of a branch of that office in Denver, Colorado, with appropriations herein made to be available therefor, the costs and expenses thereof to be accounted for as though said branch office were in the District of Columbia; 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 \$25,000 for purchase of horse-drawn and motor-propelled passenger-carrying vehicles; payment for contract stenographic reporting services; 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; 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; payment of rewards, when specifically authorized by the Secretary, for information leading to the apprehension and conviction of persons found guilty of the theft, damage, or destruction of public property: *Provided*, 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

Maintenance of branch office in Denver, Colo.

Vehicles.

Rewards.

Restriction where district is in arrears.

Lands in arrears.

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;

Parker Dam power project, Arizona-California: Not to exceed \$375,000 from power and other revenues shall be available for operation and maintenance;

Parker Dam, Ariz.-Calif.

Yuma project, Arizona-California: For operation and maintenance, \$67,500: *Provided*, That not to exceed \$25,000 from the power revenues shall be available for the operation and maintenance of the commercial system;

Yuma, Ariz.-Calif.

Colorado-Big Thompson project, Colorado: Not to exceed \$140,000 from power revenues shall be available for the operation and maintenance of the power system;

Colorado-Big Thompson, Colo.

Boise project, Idaho: For operation and maintenance, \$93,600;

Boise, Idaho.

Minidoka project, Idaho: For operation and maintenance, reserved works, \$16,500: *Provided*, That not to exceed \$82,175 from the power revenues shall be available for the operation of the commercial system;

Minidoka, Idaho.

North Platte project, Nebraska-Wyoming: Not to exceed \$90,000 from the power revenues shall be available for the operation and maintenance of the commercial system; and not to exceed \$5,500 from power revenues allocated to the Northport irrigation district under subsection I, section 4, of the Act of December 5, 1924 (43 U. S. C. 501), shall be available for payment on behalf of the Northport irrigation district, to the Farmers' irrigation district for carriage of water;

North Platte, Nebr.-Wyo.

43 Stat. 703.

Rio Grande project, New Mexico-Texas: For operation and maintenance, \$90,000: *Provided*, That not to exceed \$50,000 from power revenues shall be available for the operation and maintenance of the power system;

Rio Grande, N. Mex.-Tex.

Owyhee project, Oregon: For operation and maintenance, \$180,000;

Owyhee, Oreg.

Klamath project, Oregon-California: For operation and maintenance, \$130,000: *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;

Klamath, Oreg.-Calif.

Columbia Basin project, Washington (formerly Grand Coulee Dam project, Washington): Not to exceed \$900,000 of the moneys deposited in the special account pursuant to section 4 of Executive Order Numbered 8526 shall be transferred to the reclamation fund to be available immediately for operation, maintenance, and replacements, including operation and maintenance of camp and other facilities heretofore or hereafter turned over by construction contractors, and similar facilities and the furnishing of services related thereto, and the payment to the school district or school districts serving Mason City and Coulee Dam, Washington, as reimbursement for instruction during the 1943-1944 school year in the schools operated by said district or districts of each pupil who is a dependent of any employee of the United States living in or in the vicinity of Coulee Dam, in the sum of \$25 per semester per pupil in average daily attendance at said schools, payable after the term of instruction in any semester has been completed, under regulations prescribed by the Secretary;

Columbia Basin, Wash.  
*Ante*, p. 14.

5 F. R. 3390.

Reimbursement of school districts.

Yakima project, Washington: For operation and maintenance, \$248,000: *Provided*, That not to exceed \$25,000 from power revenues shall be available for operation and maintenance of the power system;

Yakima, Wash.

Kendrick project, Wyoming: Not to exceed \$100,000 from the power revenues shall be available for the operation and maintenance of the power system;

Kendrick, Wyo.

- Riverton, Wyo. Riverton project, Wyoming: For operation and maintenance, \$63,000: *Provided*, That not to exceed \$45,000 from the power revenues shall be available for the operation and maintenance of the commercial system;
- Shoshone, Wyo. Shoshone project, Wyoming: For operation and maintenance, Willwood division, \$16,200: *Provided*, That not to exceed \$45,000 from power revenues shall be available for the operation and maintenance of the commercial system;
- Pay and expenses. 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, and incident to the sale of unplatted portions of Government town sites and temporarily and permanently unproductive public lands as authorized by the Act of May 16, 1930 (46 Stat. 367), 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, \$100,000;
- <sup>43</sup> U. S. C. §§ 424-424e. Limitation of expenditures. 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 1944, 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 1944 exceed the whole amount in the reclamation fund for the fiscal year;
- Interchange of appropriations. 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;
- Construction of designated projects. Construction: For continuation of construction, and for general investigations and administrative expenses, of the following projects in not to exceed the following amounts, respectively, to be expended from the reclamation fund in the same manner and for the same objects of expenditure as specified under the caption "Bureau of Reclamation", under the head "Administrative provisions and limitations", but without regard to the amounts of the limitations therein set forth, all to be reimbursable under the reclamation law, and to remain available until expended:
- Ante*, p. 472.
- Boise project, Idaho, Payette Division, \$100,000;  
 Deschutes project, Oregon, \$100,000;  
 Klamath project, Oregon-California, \$420,000;  
 Riverton project, Wyoming, \$100,000;  
 Shoshone project, Wyoming, Heart Mountain Division, \$100,000;
- General investigations. General investigations: For engineering and economic investigations of proposed Federal reclamation projects and surveys, investigations and other activities relating to reconstruction, rehabilitation, extensions, or financial adjustments of existing projects, and studies of water conservation and development plans, such investigations, surveys, and studies to be carried on by said Bureau either inde-

pendently, or in cooperation with State agencies and other Federal agencies, including the Corps of Engineers, and the Federal Power Commission, \$350,000: *Provided*, 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 investigations;

State, etc., cooperation.

Administrative expenses: For personal services (not to exceed \$57,500 in the District of Columbia) and other expenses, \$75,000;

Administrative expenses.

Total, from reclamation fund, \$2,350,800.

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, and to defray the cost of other necessary protection works along the Colorado River between said Yuma project and Boulder Dam, as authorized by the Act of July 1, 1940 (54 Stat. 708), \$75,000.

Colorado River front work and levee system.

Colorado River Development Fund (expenditure account): For continuation and extension of studies and investigations by the Bureau of Reclamation for the formulation of a comprehensive plan for the utilization of waters of the Colorado River system, as authorized by section 2 of the Boulder Canyon Project Adjustment Act, approved July 19, 1940 (54 Stat. 774), \$200,000 from the Colorado River Development Fund (holding account), to remain available until expended, 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 the other objects of expenditures specified for projects hereinbefore included in this Act under the caption "Bureau of Reclamation", under the heading "Administrative provisions and limitations", but without regard to the amounts of the limitations therein set forth.

Colorado River Development Fund.

43 U. S. C. § 618a.

Ante, p. 472.

Protection of project works (national defense): For the employment of civilian guards and other necessary expenses, and for protective devices such as floodlights, gates, and barricades for the protection against sabotage and other depredations of any and all dams, powerhouses, and other structures and works whatsoever, heretofore or hereafter constructed by the Bureau of Reclamation, which in the opinion of the Secretary require such protection, \$680,000: *Provided*, That the Secretary may, in his discretion, enter into agreements with other Federal agencies or with States, counties, irrigation, construction, or reclamation districts or other political subdivisions or water users' associations for the protection of any such works and for reimbursement from this appropriation for amounts expended by them in furnishing protection for any such works.

Protection of project works.

Agreements with other Federal agencies, etc.

#### COLORADO RIVER DAM FUND

Boulder Canyon project: For the continuation of construction of the Boulder 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 (43 U. S. C., ch. 12A), \$775,000, to be immediately available and to remain available until advanced to the Colorado River Dam Fund; and there shall also be available from power and other revenues not to exceed \$900,000 for operation, maintenance, and replacements of the Boulder Dam,

Construction, etc.

Acquisition of lands.

45 Stat. 1057.

Reimbursement of school district for instruction.

power plant, and other facilities, including payment to the Boulder City School District, as reimbursement for instruction during the 1943-1944 school year in the schools operated by said district of each pupil who is a dependent of any employee of the United States, living in or in the immediate vicinity of Boulder City, in the sum of \$45 per semester per pupil in average daily attendance at said schools, payable after the term of instruction in any semester has been completed, under regulations to be prescribed by the Secretary, which amounts of \$775,000 and \$900,000 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: *Provided*, That the Secretary of the Interior shall make a report to the Congress prior to December 31, 1943, on expenditures from the Colorado River Dam Fund incurred in the construction, operation, and maintenance of Boulder City, together with his recommendations for allocations of such expenditures between the construction, operation, and maintenance of the Boulder Canyon project and other Federal activities in Boulder City.

Personal services.

*Ante*, p. 472.

Report to Congress.

Preparation of raw public lands for irrigation farming.

Boulder Canyon project (All-American Canal): Not to exceed \$100,000 from unexpended balances of appropriations for this project shall be available for land leveling, construction of farm ditches on units of public lands, production of soil-building crops, and other necessary expenses in the preparation of raw public lands for irrigation farming, any such expenditures to be charged into the construction costs to be repayable by the lands benefited, and any sums received from the sale of crops or otherwise as a result of these operations to be credited to such construction costs.

#### GENERAL FUND, CONSTRUCTION

Construction of designated projects, etc.

For continuation of construction of the following projects and for general investigations and administrative expenses 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 expenditures as specified for projects included hereinbefore in this Act under the caption "Bureau of Reclamation" under the heading "Administrative provisions and limitations", but without regard to the amounts of the limitations therein set forth, to be immediately available, to remain available until expended, and to be reimbursable under the reclamation law:

*Ante*, p. 472.

Gila, Ariz.

Gila project, Arizona: *Provided*, That appropriations heretofore made for this project shall be available for land leveling, construction of farm ditches on units of public lands, production of soil-building crops, and other necessary expenses in the preparation of raw public lands for irrigation farming, any such expenditures to be charged into the construction costs to be repayable by the lands benefited, and any sums received from the sale of crops or otherwise as a result of these operations to be credited to such construction costs;

Central Valley, etc., Calif.

Central Valley project, California, Shasta Dam, Reservoir, and power plant, \$10,900,000; Keswick Dam and power plant, \$1,474,000; Friant Dam and Reservoir, \$595,000; transmission line to Shasta substation, \$400,000; Friant-Kern Canal, \$7,000,000; Madera Canal, \$1,000,000; Contra Costa Canal, \$500,000; Contra Costa laterals, \$500,000; and examinations, surveys, and water rights, \$200,000; in all, \$22,569,000;

Colorado-Big Thompson project, Colorado, \$3,500,000;

Boise project, Idaho, Anderson Ranch, \$3,000,000;  
 Lugert-Altus project, Oklahoma, \$1,650,000: *Provided*, That of the total construction cost of all features of the project not to exceed \$3,080,000 shall be reimbursable under the provisions of the reclamation law;

Lugert-Altus, Okla.

Tucumcari project, New Mexico, \$500,000;

Yakima project, Washington, Roza division, \$865,000;

General investigations: For engineering and economic investigations of proposed Federal reclamation projects and for surveys and investigations for reconstruction, rehabilitation, extensions of existing projects, and studies of water conservation and development plans, such investigations, surveys, and studies to be carried on by the Bureau of Reclamation either independently, or, if deemed advisable by the Secretary, in cooperation with State agencies and other Federal agencies, including the Corps of Engineers, and the Federal Power Commission, \$350,000;

General investigations.

Administrative expenses: For personal services (not to exceed \$265,000 in the District of Columbia) and other expenses, \$375,000;  
 Total, general fund, construction, \$32,809,000.

Administrative expenses.

#### WATER CONSERVATION AND UTILIZATION PROJECTS

For the construction of water conservation and utilization projects and small reservoirs, including not to exceed \$220,000 for surveys, investigations, and administrative expenses in connection therewith (of which not to exceed \$20,000 shall be available for personal services in District of Columbia), all as authorized by the Act of August 11, 1939, as amended (16 U. S. C. 590y, 590z), \$64,000.

Post, p. 623.

The paragraph appearing in the Interior Department Appropriation Act 1942 (55 Stat. 337), under the caption "Bureau of Reclamation" under the heading "General Fund, Construction" authorizing the Secretary to incur obligations and enter into contracts for construction work within specified amounts, and without regard to appropriations made therein on the Gila project, Arizona, Colorado-Big Thompson project, Colorado, Boise project, Idaho, Tucumcari project, New Mexico, Lugert-Altus project, Oklahoma, Provo River project, Utah, and the Yakima project, Washington, Roza division, and the paragraph in the said Act (55 Stat. 338) authorizing the Bureau of Reclamation to enter into contracts for the procurement of materials and supplies and for the purchase of necessary interest in lands for the Fort Peck project, Montana, are hereby repealed.

53 Stat. 1418.  
 16 U. S. C., Supp.  
 II, § 590y.  
 Post, p. 566.

Authority to incur certain obligations, etc., repealed.

Services or labor of prisoners of war, enemy aliens, and American-born Japanese who are in the control of the Federal Government may be utilized in connection with the construction, operation, and maintenance of Federal reclamation projects, water conservation and utilization projects, Indian irrigation projects, and related work, subject to the approval of, and regulations by, the War Department or other Federal agency having control of such persons.

Enemy aliens, etc. Utilization of labor and services.

#### GEOLOGICAL SURVEY

For all salaries and expenses necessary for the work of the Geological Survey, including personal services in the District of Columbia; purchase (not to exceed \$52,500), hire, maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles for field use; and exchange of unserviceable and worn-out passenger-carrying and freight-carrying vehicles as part payment for new freight-carrying vehicles; as follows:

General expenses.

Salaries: For personal services in the District of Columbia, \$177,570;

Topographic surveys.	surveys.	Topographic surveys: For topographic surveys in the United States, Alaska, the Virgin Islands, and Puerto Rico, \$680,000, of which not to exceed \$235,000 may be expended for personal services in the District of Columbia: <i>Provided</i> , 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: <i>Provided further</i> , That \$260,000 of this amount shall be available only for such cooperation with States or municipalities;
Cooperation States, etc.	with	Geologic surveys: For geologic surveys in the United States and chemical and physical researches relative thereto, \$1,187,500, of which not to exceed \$492,500 may be expended for personal services in the District of Columbia;
Amount available.		Strategic and critical minerals (national defense): For scientific and economic investigations of strategic and critical minerals in the United States or its Territories or Insular possessions, \$624,000, of which not to exceed \$100,000 may be expended for personal services in the District of Columbia;
Strategic and critical minerals.		Mineral resources of Alaska: For investigation of the mineral resources of Alaska, \$150,000, to be available immediately, of which not to exceed \$43,500 may be expended for personal services in the District of Columbia;
Post, p. 623.		Gaging streams: For gaging streams and determining the water supply of the United States, investigating underground currents and artesian wells and methods of utilizing the water resources, \$1,314,000, of which not to exceed \$169,000 may be expended for personal services in the District of Columbia: <i>Provided</i> , 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: <i>Provided further</i> , That \$975,000 of this amount shall be available only for such cooperation with States or municipalities;
Cooperation States, etc.	with	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; and for performance of work for the Federal Power Commission, \$225,000, of which not to exceed \$55,000 may be expended for personal services in the District of Columbia;
Amount available.		Printing and binding, and so forth: For printing and binding, \$87,500; for preparation of illustrations, \$22,925; and for engraving and printing geologic and topographic maps, \$200,000; in all, \$310,425;
38 Stat. 742; 40 Stat. 297; 41 Stat. 437, 1363.		Mineral leasing: For the enforcement of the provisions of the Acts of October 20, 1914 (48 U. S. C. 435), October 2, 1917 (30 U. S. C. 141), February 25, 1920 (30 U. S. C. 181), as amended, and March 4, 1921 (48 U. S. C. 444), and other Acts relating to the mining and recovery of minerals on Indian and public lands and naval petroleum reserves, and for necessary related operations; and for every expense incident thereto, including supplies, equipment, expenses of travel, the construction, maintenance, and repair of necessary camp buildings and appurtenances thereto, \$475,000, of which not to exceed \$68,000 may be expended for personal services in the District of Columbia;

During the fiscal year 1944 the head of any department or independent establishment of the Government having funds available for scientific and technical investigations within the scope of the functions of the Geological Survey may, with the approval of the Secretary, transfer to the Geological Survey such sums as may be necessary therefor, which sums so transferred may be expended for the same objects and in the same manner as sums appropriated herein may be expended: *Provided*, That any funds herein appropriated for the Geological Survey for cooperative work may be utilized prior to July 1, 1943, as required to enable the Geological Survey to continue its cooperative work pending reimbursement from cooperative agencies, the amount required for such cooperative work to be placed to the credit of the 1943 appropriation account of the Geological Survey and subsequently repaid to the appropriation from which advanced: *Provided further*, That not to exceed 10 per centum of any of the appropriations for the Geological Survey may be transferred to any other of such appropriations, but no appropriation shall be increased more than 10 per centum thereby. Any such transfers shall be reported to Congress in the annual Budget;

In all, salaries and expenses, United States Geological Survey, \$5,143,495.

### BUREAU OF MINES

Salaries and expenses: For salaries and expenses necessary for the general administration of the Bureau of Mines, including \$56,000 for personal services in the District of Columbia, \$67,765.

Operating mine rescue cars and stations and investigation of mine accidents: For salaries and expenses necessary 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 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 investigations pertinent to the mining industry; including the construction of temporary buildings; equipment and supplies; travel 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 \$7,500, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles; purchase and exchange in part payment therefor of cooks' uniforms, goggles, gloves, rubber boots, aprons; and not to exceed \$64,600 for personal services in the District of Columbia, \$680,700, of which not to exceed \$500 may be expended for the purchase and bestowal of trophies in connection with mine-rescue and first-aid contests.

Coal-mine inspections and investigations: For all salaries and expenses necessary to enable the Bureau of Mines to perform the duties imposed upon it by the Act of May 7, 1941 (55 Stat. 177); including supplies and equipment; traveling expenses; not to exceed \$61,950 for personal services in the District of Columbia; purchase in the District of Columbia and elsewhere of furniture and equipment, stationery and supplies; professional books and publications; purchase (not to exceed \$1,500), operation, maintenance, and repair of motor-propelled trucks and passenger-carrying vehicles for official use and in transporting employees between their homes and temporary locations where they may be employed; purchase of special wearing apparel or equipment for the protection of employees while engaged

Cooperative work on scientific, etc., investigations.  
Transfer of funds.

Expenditure.

Utilization of funds.

Interchange of amounts.

Report to Congress.

Vehicles.

Personal services.

Trophies.

30 U. S. C., Supp. II, §§ 47-46.

Vehicles.

in their work; travel, and other incidental expenses of employees in attendance at meetings and conferences held for promoting safety and health in the coal-mining industry, \$722,880: *Provided*, That the Secretary, acting through the Director of the Bureau of Mines, is hereby authorized to accept buildings, equipment, and other contributions from public or private sources.

**Enforcement of Federal Explosives Act:** For all necessary expenses of the Bureau of Mines in performing the duties imposed upon it by the Federal Explosives Act, including not to exceed \$100,000 for personal services in the District of Columbia; books of reference, periodicals, and newspapers; not to exceed \$11,250 for printing and binding; contract stenographic reporting services; supplies and equipment; traveling expenses; maintenance, repair, and operation of passenger-carrying automobiles; purchase of special wearing apparel or equipment for the protection of employees while engaged in their work; purchase in the District of Columbia and elsewhere of other items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior"; \$530,000: *Provided*, That section 3709, Revised Statutes shall not apply to any purchase or service rendered under this appropriation when the aggregate amount involved does not exceed \$300: *Provided further*, That the Secretary, through the Director of the Bureau of Mines, is hereby authorized to carry out projects hereunder in cooperation with other departments or agencies of the Federal Government, the District of Columbia, States, Territories, insular possessions, with other organizations or individuals, and with foreign countries and the political subdivisions thereof.

**Protection of mineral resources and facilities (national defense):** For all expenses necessary to enable the Bureau of Mines, independently or in cooperation with other agencies, public or private, to initiate and augment measures to prevent subversive activities from interfering with the extraction and processing of minerals, including not to exceed \$30,000 for personal services in the District of Columbia; purchase (not to exceed \$4,500), maintenance, operation, and repair of passenger-carrying automobiles; travel expenses, including expenses of attendance at meetings of organizations concerned with the furtherance of the purposes hereof; not to exceed \$3,250 for printing and binding; purchase of special apparel and equipment for the protection of employees while engaged in their work; and purchase in the District of Columbia and elsewhere of other items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior", \$400,000.

**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 departments, establishments, or institutions of the United States in the District of Columbia, \$375,000, of which not to exceed \$63,500 may be expended for personal services in the District of Columbia.

**Mineral mining investigations:** For 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, and economy in the mining, quarrying, metallurgical, and other mineral industries; including all equipment, supplies, expenses of travel, purchase, not to exceed \$12,000, operation, maintenance,

Contributions.

55 Stat. 863.  
50 U. S. C., Supp.  
II, §§ 121-142.

*Ante*, p. 453.

41 U. S. C. § 5.

Cooperation with  
other agencies.

Vehicles.

*Ante*, p. 453.

*Post*, p. 623.

Recommendations  
to Government  
agencies.

Mineral mining in-  
vestigations.

and repair of motor-propelled passenger-carrying vehicles, and not to exceed \$30,000 for personal services in the District of Columbia, \$440,000: *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, and for every other expense incident thereto, including supplies, equipment, newspapers, expenses of travel, purchase, not to exceed \$6,500, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles, purchase of laboratory gloves, goggles, rubber boots, and aprons, \$533,380, of which not to exceed \$42,000 may be expended for personal services in the District of Columbia.

Oil and gas investigations.

Purchase of land, and so forth, Bartlesville, Oklahoma: For the purchase of land in Bartlesville, Oklahoma, which land may be acquired as an addition to the petroleum experiment station of the Bureau of Mines, and the purchase or construction of fences, temporary storage sheds, and other necessary structures, to remain available until expended, \$30,000.

Bartlesville, Okla.  
Purchase of land,  
etc.

Mining experiment stations: For personal services, purchase of laboratory gloves, goggles, rubber boots, and aprons, purchase not to exceed \$3,000, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles, and all other expenses in connection with the establishment, maintenance, and operation of mining experiment stations, as provided in the Act of March 3, 1915 (30 U. S. C. 8), \$629,500, of which not to exceed \$22,000 may be expended for personal services in the District of Columbia.

38 Stat. 959.  
30 U. S. C., Supp.  
II, § 8.

Buildings and grounds, Pittsburgh, Pennsylvania: For care and maintenance of buildings and grounds at Pittsburgh and Bruceton, Pennsylvania, including personal services, the purchase, operation, maintenance, and repair of passenger automobiles, and all other expenses requisite for and incident thereto, including not to exceed \$10,000 for additions and improvements, \$110,000.

Buildings and  
grounds, Pittsburgh  
and Bruceton, Pa.

Economics of mineral industries: For 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 commodities and primary products thereof; preparation of the reports of the mineral resources of the United States, including special statistical inquiries; and including personal services in the District of Columbia and elsewhere; purchase of furniture and equipment; stationery and supplies; newspapers; traveling expenses; purchase (not to exceed \$1,500), operation, maintenance, and repair of motor-propelled passenger-carrying vehicles; and for all other necessary expenses not included in the foregoing, \$475,650, of which not to exceed \$322,500 may be expended for personal services in the District of Columbia.

Post, p. 623.

Investigation of raw material resources for steel production (national defense): For all expenses, without regard to section 3709, Revised Statutes, necessary to enable the Bureau of Mines to investigate by subsurface exploration the amount and quality of iron ores, limestone, and coals essential to expanding steel production in States in which such deposits may exist, including pilot plant construction and operation to utilize more fully found resources and all necessary laboratory research; preliminary examination and subsurface exploration of raw materials; supplies and equipment; traveling expenses; purchase, operation, maintenance, and repair, of twenty-

Steel production.  
Investigation of raw  
material resources.  
41 U. S. C. § 5.

## Contributions.

two motor-propelled passenger-carrying vehicles; not to exceed \$31,000 for personal services in the District of Columbia; printing and binding; purchase in the District of Columbia and elsewhere of furniture and equipment, professional books and publications, stationery and supplies, and purchase of such personal wearing apparel or equipment as may be required for the protection of employees while engaged in their work, \$2,000,000: *Provided*, That the Secretary, acting through the Director of the Bureau of Mines, is hereby authorized to accept buildings, equipment, and other contributions from public or private sources and to carry out the projects in cooperation with other departments or agencies of the Federal Government, States, and State agencies, and other organizations.

## Electrodevelopment laboratory.

56 Stat. 543.

Construction and equipment of an electrodevelopment laboratory: The unobligated balance of the appropriation under this head in the Interior Department Appropriation Act, 1943, is hereby made available for the same purposes and under the same conditions until June 30, 1944.

## Gaseous and solid fuel reduction of iron ores.

41 U. S. C. § 5.

Gaseous and solid fuel reduction of iron ores (national defense): For necessary expenses without regard to section 3709, Revised Statutes, for pilot-scale tests on the gaseous and solid-fuel reduction of iron ores, including laboratory research and maintenance and operation of pilot plants; procurement of necessary materials and ores; purchase or lease of land or buildings; construction and equipment of buildings; engagement by contract or otherwise, at such rates of compensation as the Secretary of the Interior may determine, of engineers, architects, or firms or corporations thereof necessary to design and construct the buildings and pilot plants; supplies and equipment; travel expenses; not to exceed \$9,500 for personal services in the District of Columbia; not to exceed \$200 for printing and binding, books of reference and periodicals; purchase not to exceed \$2,775 (including exchange), operation, maintenance, and repair of passenger-carrying automobiles; special wearing apparel and equipment for the protection of employees while employed; purchase in the District of Columbia and elsewhere of other items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior", \$400,000: *Provided*, That the Secretary, through the Director of the Bureau of Mines, is authorized to accept lands, buildings, equipment, and other contributions from public or private sources for the purposes hereof, and to carry out projects in cooperation with other agencies, Federal, State, or private.

*Ante*, p. 453.

## Contributions.

## Manganese beneficiation pilot plants and research.

41 U. S. C. § 5.

Manganese beneficiation pilot plants and research (national defense): For all necessary expenses, without regard to section 3709, Revised Statutes, of investigations and development of methods of beneficiating and smelting domestic manganese ores, including ore dressing, hydrometallurgy, pyrometallurgy, and for the production of metallic manganese by electrolytic or other methods, including all necessary preliminary and supplemental laboratory research; maintenance and operation of pilot plants; procurement of necessary materials and ores for metallurgical tests, purchase or lease of land; construction and equipment of buildings to house pilot plants; including employment by contract or otherwise, at such rates of compensation as the Secretary may determine, of engineers, architects, or firms or corporations thereof that are necessary to design and construct the buildings and pilot plants; supplies and equipment; travel expenses; personal services in the District of Columbia (not to exceed \$20,000); printing and binding (not to exceed \$1,500); purchase in the District of Columbia and elsewhere of furniture and equipment, stationery and supplies; professional books and publications; purchase not to exceed \$5,000, operation, maintenance, and repair of motor-propelled

passenger-carrying vehicles; purchase of special wearing apparel or equipment for the protection of employees while engaged in their work, \$900,000: *Provided*, That the Secretary, acting through the Director of the Bureau of Mines, is hereby authorized to accept buildings, equipment, and other contributions from public or private sources offering to cooperate in carrying out the purposes of this appropriation, and to operate the plants in cooperation with other departments or agencies of the Federal Government, States, and State agencies, and other organizations.

Production of alumina from low-grade bauxite, aluminum clays and alunite (national defense): For all expenses necessary, without regard to section 3709, Revised Statutes, to the conduct of investigations and research on processes for production of alumina from siliceous bauxites, aluminum clays and alunite, including all necessary laboratory research; maintenance and operation of small subcommercial plants; procurement of necessary materials and ores; construction and equipment of buildings to house testing and subcommercial plant units; engagement by contract or otherwise, and at such rates of compensation as the Secretary may determine, of the services of engineers, architects, or firms or corporations thereof, that are necessary to design and construct the buildings and plant units; purchase of supplies and equipment; travel expenses; not to exceed \$15,000 for personal services in the District of Columbia; purchase of furniture and equipment, stationery and supplies, professional books and publications; purchase of special wearing apparel or equipment for protection of employees engaged in their work, \$490,000.

Investigation of bauxite and alunite ores and aluminum clay deposits (national defense): For all necessary expenses, without regard to section 3709, Revised Statutes, for investigations including laboratory research and procurement of materials therefor, concerning the extent, mode of occurrence, and quality of bauxite and alunite ores and aluminum clays in order to determine domestic sources of supply; to explore and develop on public lands and, with the consent of owners, on private lands, deposits of such ores and clays, including geologic studies and geophysical prospecting; construction, maintenance, and repair of necessary camp buildings and mining structures and appurtenances; including not to exceed \$52,500 for personal services in the District of Columbia; purchase (not to exceed \$6,000), operation, maintenance and repair of motor-propelled passenger-carrying vehicles; professional books and publications; printing and binding; purchase of such wearing apparel and equipment as may be required for the protection of employees while engaged in their work; and other items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior, fiscal year 1944", \$1,860,000, of which \$317,000 (including not to exceed \$19,800 for personal services in the District of Columbia) shall be made available to the Geological Survey to carry out the purposes of this appropriation: *Provided*, That the Secretary, acting through the Directors of the Bureau of Mines and the Geological Survey, is hereby authorized to accept buildings, equipment, and other contributions from public or private sources, and to carry out the projects in cooperation with other departments or agencies of the Federal Government, States, and State agencies, and other organizations.

Magnesium pilot plants and research (national defense): For all necessary expenses, without regard to section 3709 of the Revised Statutes, for the conduct of investigations and development of methods for the recovery of magnesium from domestic raw materials, including naturally occurring brines, salt deposits, dolomite, mag-

Contributions.

Alumina.  
Production from  
low-grade bauxite,  
etc.  
Post, p. 623.  
41 U. S. C. § 5.

Personal services.

41 U. S. C. § 5.

Ante, p. 453.

Contributions.

Magnesium pilot  
plants and research.  
Post, p. 624.  
41 U. S. C. § 5.

nesite, and brucite, by hydrometallurgy, direct reduction, and electrolytic methods, including laboratory research; maintenance and operation of pilot plants; procurement of necessary materials and ores for metallurgical tests; purchase or lease of land; construction and equipment of buildings to house pilot plants, including employment by contract or otherwise at such rates of compensation as the Secretary of the Interior may determine of engineers, architects, or firms or corporations thereof necessary to design and construct the buildings and pilot plants; supplies and equipment; travel expenses; not to exceed \$8,000 for personal services in the District of Columbia; not to exceed \$750 for printing and binding; purchase in the District of Columbia and elsewhere of other items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior"; books of reference and periodicals; special wearing apparel and equipment for protection of employees while employed; and the operation, maintenance, and repair of three passenger-carrying automobiles; \$225,000: *Provided*, That the Secretary of the Interior, through the Director of the Bureau of Mines, is authorized to accept buildings, equipment, and other contributions from public or private sources for the purposes hereof, and to operate said plants in cooperation with other agencies, Federal, State, or private.

*Ante*, p. 453.

Contributions.

Investigation of deposits of critical and essential minerals.

41 U. S. C. § 5.

Investigation of deposits of critical and essential minerals in the United States and its possessions (national defense): For all necessary expenses, without regard to section 3709 of the Revised Statutes, for investigating deposits of critical and essential minerals in the United States and its possessions, including laboratory research; preliminary examination and surface and subsurface exploration; supplies and equipment; travel expenses; not to exceed \$84,000 for personal services in the District of Columbia; not to exceed \$3,000 for printing and binding; purchase in the District of Columbia and elsewhere of other items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior"; books of reference and periodicals; purchase not to exceed \$20,000, operation, maintenance, and repair of passenger-carrying automobiles; special wearing apparel and equipment for the protection of employees while employed; \$3,900,000: *Provided*, That the Secretary, through the Director of the Bureau of Mines, is authorized to accept lands, buildings, equipment, and other contributions from public or private sources for the purposes hereof, and to carry out the projects in cooperation with other agencies, Federal, State, or private.

*Ante*, p. 453.

Contributions.

Drainage tunnel, Leadville, Colo.

41 U. S. C. § 5.

Drainage tunnel, Leadville, Colorado (national defense): For all expenses necessary, without regard to section 3709 of the Revised Statutes, to construct, operate, and maintain, independently or in cooperation with public or private agencies, a drainage tunnel, including lateral tunnels, to drain mining land in the Leadville, Colorado, mining district, including the acquisition by purchase, condemnation, or donation of lands, rights-of-way, or other interests in lands, or other property; the engagement by contract or otherwise at such rates of compensation as the Secretary of the Interior may determine, of individuals, firms, or corporations, necessary to design and construct the tunnel; purchase, not to exceed \$2,700, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles, which may be used for transporting employees from their homes to temporary locations of employment; purchase of special wearing apparel or equipment for the protection of employees while engaged in their work; not to exceed \$13,000 for personal services in the District of Columbia; and other items of expenditure otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior"; \$1,400,000, to remain available until expended.

*Ante*, p. 453.

During the fiscal year 1944 the head of any department or independent establishment of the Government having funds available for scientific investigations within the scope of the functions of the Bureau of Mines may, with the approval of the Secretary, transfer to the Bureau such sums as may be necessary therefor, which sums so transferred may be expended for the same objects and in the same manner as sums appropriated herein may be expended.

The Federal Security Administrator 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.

**Helium production and investigations:** The sums made available for the fiscal year 1944 in the Acts making appropriations for the War and Navy Departments for the acquisition of helium from the Bureau of Mines shall be transferred to the Bureau of Mines on July 1, 1943, for operation and maintenance of the plants for the production of helium for military and naval purposes, including laboratory gloves, goggles, rubber boots, and aprons; purchase, not to exceed \$4,500, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles, and all other necessary expenses, and including \$40,000 for personal services in the District of Columbia, in addition to which sums the Bureau of Mines may use for helium-plant operations in the fiscal year 1944 the unobligated balance of funds transferred to it for such operations, in the fiscal year 1943: *Provided*, That section 3709, Revised Statutes, shall not be construed to apply to this appropriation, or to the appropriation for development and operation of helium properties (special fund) in section 3 (c) of the Act of September 1, 1937 (50 U. S. C. 164).

The Bureau of Mines is hereby authorized, during the fiscal year 1944, to sell directly or through any Government agency, including corporations, any metal or mineral product that may be manufactured in pilot plants operated from funds appropriated to the Bureau of Mines, and the proceeds of such sales shall be covered into the Treasury as miscellaneous receipts.

Total, Bureau of Mines, \$16,170,875.

## NATIONAL PARK SERVICE

**Salaries:** For departmental personal services, including such services in the District of Columbia, and for the services of employees (including the temporary employment of specialists and experts without regard to civil service requirements) to examine lands to determine their suitability for inclusion in the national park system, \$337,500.

**Regional headquarters:** For salaries and expenses of regional headquarters necessary in the administration, protection, maintenance, and improvement of the national park system, including maintenance, operation, and repair of motor-driven passenger-carrying vehicles, \$186,110.

**General expenses:** For all expenses necessary for the work of the office of the Director not herein provided for, including traveling expenses, telegrams, photographic supplies, prints, and motion-picture films, and expenses of employees engaged in examining lands to determine their suitability for inclusion in the national park system, \$23,000.

**National parks:** For administration, protection, maintenance, and improvement of national parks, including maintenance and operation of passenger-carrying automobiles; \$3,000 for George B. Dorr, as

Cooperative work on scientific investigations.  
Transfer of funds.

Detail of medical officers.

Helium production and investigations.  
Transfer of funds.  
*Ante*, pp. 207, 356.  
*Post*, p. 624.

41 U. S. C. § 5.

50 Stat. 886.

Sale of products of pilot plants.

Administration, etc.

41 Stat. 614.  
5 U. S. C. §§ 691-694,  
697-738; Supp. II, §  
691 *et seq.*

superintendent of Acadia National Park, without regard to the requirements of the provisions of the Civil Service Retirement Act, as amended, and \$3,000 for temporary services for investigation of titles and preparation of abstracts thereof of lands donated to the United States for inclusion in Acadia National Park, Maine; necessary repairs to the roads from Glacier Park Station through the Blackfeet Indian Reservation to the various points in the boundary line of Glacier National Park, Montana, and the international boundary; repair and maintenance of approximately two and seventy-seven one-hundredths miles of road leading from United States Highway 187 to the north entrance of Grand Teton National Park, Wyoming; not to exceed \$1,000 for the maintenance of approach roads through the Lassen National Forest leading to Lassen Volcanic National Park, California; maintenance and repair of the Generals Highway between the boundaries of Sequoia National Park, California, and the Grant Grove section of Kings Canyon National Park, California; not exceeding \$15,500 for maintenance of the roads in the national forests leading out of Yellowstone National Park, Wyoming, Idaho, and Montana; and not exceeding \$2,000 for maintenance of the road in the Stanislaus National Forest connecting the Tioga Road with the Hetch Hetchy Road near Mather Station, Yosemite National Park, California, and necessary expenses of a comprehensive study of the problems relating to the use and enjoyment of Yosemite National Park and the preservation of its natural features, \$1,876,200.

National monuments: For administration, protection, maintenance, improvement, and preservation of national monuments, including maintenance, operation, and repair of motor-driven passenger-carrying vehicles, \$275,000.

National historical parks and monuments: For administration, protection, maintenance, and improvement, including maintenance, operation, and repair of motor-driven passenger-carrying vehicles, \$150,500.

Mount Rushmore  
National Memorial  
Commission.  
55 Stat. 553.

Mount Rushmore National Memorial Commission: Notwithstanding the proviso under this head in the Second Deficiency Appropriation Act, 1941, approved July 3, 1941, the Commission is hereby revived for performing, without any expense to the United States, the functions authorized by the Act of July 11, 1941 (Public Law 164), and when such functions are accomplished the Commission shall cease to exist or function.

55 Stat. 584.

Custer Battlefield  
National Cemetery,  
roads.

National military parks, battlefields, monuments, and cemeteries: For administration, protection, maintenance, and improvement, including maintenance, operation, and repair of motor-driven passenger-carrying vehicles, and including the maintenance and repair of the approach road to the Custer Battlefield National Cemetery and the road connecting the said cemetery with the Reno Monument site, Montana, and not exceeding \$308 for right-of-way easements across privately owned railroad lands necessary for supplying water to the Statue of Liberty National Monument, \$400,000.

Statue of Liberty  
National Monument,  
easements.

Boulder Dam National Recreational Area, Arizona and Nevada: For administration, protection, improvement, and maintenance of the recreational activities of the Boulder Dam National Recreational Area and any lands that may be added thereto by Presidential or other authority, including maintenance, operation, and repair of motor-driven passenger-carrying vehicles, \$70,000.

Emergency reconstruction and fighting forest fires: For reconstruction, replacement, and repair of roads, trails, bridges, buildings, and other physical improvements and of equipment in areas under the jurisdiction of the National Park Service that are damaged or destroyed by flood, fire, storm, or other unavoidable causes, and for fighting or emergency prevention of forest fires in areas adminis-

tered by the National Park Service, or fires that endanger such areas, including lands in process of condemnation for national park or monument purposes, \$30,000, together with not to exceed \$100,000 to be transferred upon the approval of the Secretary from the various appropriations for national parks and national monuments herein contained, any such diversions of appropriations to be reported to Congress in the annual Budget: *Provided*, That the allotment of these funds to the various areas administered by the National Park Service as may be required for fire-fighting purposes shall be made by the Secretary 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, personal services, and maintenance, operation, and repair of motor-driven passenger-carrying vehicles, \$155,000.

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 any such diversion of funds shall be reported to Congress in the annual Budget: *Provided further*, That no part of the foregoing appropriations for the National Park Service shall be available for the payment of the salaries or expenses of any employee of the National Park Service assigned to duties in connection with the Jefferson National Expansion Memorial in Saint Louis, Missouri.

Appropriations herein made for the national parks, national monuments, and other reservations under the jurisdiction of the National Park Service, shall be available for the giving of educational lectures therein; for the services of field employees in cooperation with such nonprofit scientific and historical societies engaged in educational work in the various parks and monuments as the Secretary may designate; and for travel expenses of employees attending Government camps for training in forest-fire prevention and suppression and the Federal Bureau of Investigation National Police Academy, and attending Federal, State, or municipal schools for training in building fire prevention and suppression.

Appropriations herein made for the National Park Service shall be available for the installation and operation of telephones in Government-owned residences, apartments, or quarters, occupied by employees of the National Park Service.

Appropriations available to the National Park Service for the construction of roads and trails and for the construction and maintenance of the Blue Ridge, Natchez Trace, and George Washington Memorial Parkways shall be available for the maintenance and operation of passenger-carrying automobiles.

Investigation and purchase of water rights: The unexpended balance of funds available for this purpose for the fiscal year 1943 is continued available for the same purpose during the fiscal year 1944, including the maintenance, operation, and repair of passenger-carrying automobiles.

Recreational demonstration areas: For administration, protection, operation, and maintenance of recreational demonstration areas, including personal services and the operation and repair of motor-driven passenger-carrying vehicles, \$150,000.

Recreational resources of Denison Dam and Reservoir project, Texas and Oklahoma: The unexpended balance of the appropriation under this head in the First Supplemental National Defense Appropriation Act, 1943, is hereby made available for the same purposes and under the same conditions until June 30, 1944, including not to exceed \$2,500 for printing and binding.

Transfer of funds.

Allotment restrictions.

Accounting.  
Interchange of amounts.

Jefferson National Expansion Memorial, St. Louis, Mo.

Educational lectures, etc.

Travel expenses.

Telephones in Government-owned residences, etc.

Vehicles.

Reappropriation.  
56 Stat. 553.

Reappropriation.

55 Stat. 717.

National Capital  
parks.

Salaries and expenses, National Capital parks: For administration, protection, maintenance, and improvement of the Arlington Memorial Bridge, George Washington Memorial Parkway, monuments and memorials, Lee Mansion, Battleground National Cemetery, Chopawamsic Recreational Area, 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 George Washington Memorial Parkway, and the purchase, operation, maintenance, repair, and storage of automobiles, and motorcycles, revolvers, ammunition, purchase, cleaning, and repair of uniforms for police, guards, and elevator conductors, 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, stenographic reporting service, traveling expenses and carfare, and leather and rubber articles for the protection of public property and employees, \$400,000.

D. C. Code §§ 8-102  
note, 8-106 note.

43 Stat. 174.

D. C. Code §§ 4-203,  
4-204.

Police force, George  
Washington Memo-  
rial Parkway.

Post, p. 624.

## FISH AND WILDLIFE SERVICE

For salaries and expenses, including the purchase of printed bags, tags, and labels, without regard to existing laws applicable to public printing, and traveling expenses, necessary in conducting investigations and carrying out the work of the Service, including cooperation with Federal, State, county, or other agencies or with farm bureaus, organizations, or individuals, as follows:

### SALARIES AND EXPENSES

General administrative expenses: For general administrative purposes, including personal services in the District of Columbia, \$170,000.

Propagation of food fishes: For maintenance, repair, alteration, improvement, equipment, and operation of fish-cultural stations, including the erection of necessary buildings and other structures; propagation and distribution of food fishes and fresh-water mussels; purchase, collection, and transportation of specimens and other expenses incidental to the maintenance and operation of aquarium, \$875,000.

Operation and maintenance of fish screens: For operation and maintenance, in cooperation with the Bureau of Reclamation and the Bureau of Indian Affairs, or either, of fish screens and ladders on Federal irrigation projects, and for the conduct of investigations and surveys, the preparation of designs, and for determining the requirements for fishways and other fish protective devices at dams constructed under licenses issued by the Federal Power Commission, \$11,350.

Post, p. 624.

Investigations respecting food fishes: For investigations and studies into the cause of the decrease of food fishes, and other aquatic and plant resources, in connection therewith, and of means of securing a maximum sustained yield from such resources; and maintenance, repair, improvement, equipment, and operation of fishery-experiment and biological stations, \$440,000.

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 enforcing the applicable provisions of the Act authorizing associations of producers of aquatic products (15 U. S. C. 521), including contract stenographic reporting services, \$293,540.

48 Stat. 1213.

**Fishery market news service:** For collecting, publishing, and distributing, by telegraph, mail, or otherwise, information on the fishery industry, market supply and demand, commercial movement, location, disposition, and market prices of fishery products, \$80,000.

**Alaska fisheries:** For protecting the seal, sea otter, and other fisheries of Alaska, including the furnishing of food, fuel, clothing, and other necessities of life to the natives of the Pribilof Islands of Alaska; construction, improvement, repair, and alteration of buildings and roads, and subsistence of employees while on said islands; and contract stenographic reporting service, \$464,500, of which \$100,000 shall be available immediately.

**Enforcement of Black Bass and Whaling Treaty Acts:** For enforcement of the Act of July 2, 1930, and the Act of May 1, 1936 (16 U. S. C. 851-856, 901-915), \$12,000.

**Fur-resources investigations:** For investigations, experiments, and demonstrations in connection with the production and utilization of animals the pelts of which are used commercially for fur, \$115,000, including not to exceed \$11,300 for the purchase of the land, buildings, and other privately owned property at the United States Rabbit Experiment Station at Fontana, California.

**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 \$35,000 for investigations of the relations of wild animal life to forests, under section 5 of the Act approved May 22, 1928 (16 U. S. C. 581d), and for investigations of the wildlife resources of the Territory of Alaska, \$175,000.

**Control of predatory animals and injurious rodents:** For investigations and demonstrations 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 as authorized by law (7 U. S. C. 426-426b); and for 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 (16 U. S. C. 667), \$750,000.

**Protection of migratory birds:** For the enforcement of the Migratory Bird Treaty Act of July 3, 1918, as amended, to carry into effect the treaty with Great Britain and the convention between the United States and the United Mexican States (16 U. S. C. 703-711); for cooperation with local authorities in the protection of migratory birds, including necessary investigations; for the enforcement of the Act for the protection of the bald eagle (16 U. S. C. 668c); for the enforcement of sections 241-244 of the Act approved March 4, 1909, as amended (18 U. S. C. 391-394), and for the enforcement of section 1 of the Act approved May 25, 1900 (16 U. S. C. 701), including necessary investigations, \$300,000, of which not to exceed \$10,000 may be expended in the discretion of the Secretary for the purpose of securing information concerning violations of the laws for the enforcement of which this appropriation is made available.

**Enforcement of Alaska game law:** For the enforcement of the Act of January 13, 1925, as amended (48 U. S. C. 192-211), \$140,000.

**Maintenance of mammal and bird reservations:** For the maintenance of mammal and bird reservations, and for the maintenance of game introduced into suitable localities on public lands, under supervision of the Fish and Wildlife Service, including construction

46 Stat. 845.  
49 Stat. 1246.

Fontana, Calif.

45 Stat. 701.

46 Stat. 1468.  
7 U. S. C., Supp. II,  
§ 426.  
Pocatello, Idaho, de-  
pot and laboratory.

49 Stat. 1913.

40 Stat. 755.  
16 U. S. C., Supp.  
II, § 704 note.

54 Stat. 250.  
16 U. S. C. §§ 668-  
668d.

35 Stat. 1137.

31 Stat. 187.

Securing of informa-  
tion of law violations.

Ante, p. 301.

of fencing, wardens' 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 (18 U. S. C. 145), and section 10 of the Migratory Bird Conservation Act of February 18, 1929 (16 U. S. C. 715i); 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, \$580,000.

35 Stat. 1104.  
45 Stat. 1224.

Migratory bird conservation refuges: For carrying into effect the Migratory Bird Conservation Act, as amended (16 U. S. C. 715-715r), \$50,000.

45 Stat. 1222.

In all, salaries and expenses, \$4,456,390.

MIGRATORY BIRD CONSERVATION FUND

For carrying into effect the provisions of section 4 of the Act of March 16, 1934, as amended (16 U. S. C. 718-718h), an amount equal to the sum received during the fiscal year 1944 from the proceeds from the sale of stamps, to be warranted monthly; and in addition thereto an amount equal to the unobligated balance on June 30, 1943, of the total of the proceeds received from the sale of stamps prior to July 1, 1943.

48 Stat. 451.

FEDERAL AID IN WILDLIFE RESTORATION

For carrying out the provisions of the Act of September 2, 1937, as amended (16 U. S. C. 669-669j), \$1,000,000: *Provided*, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury under the provisions of said Act.

50 Stat. 917.  
16 U. S. C., Supp.  
II, § 669g-1.

Fish and Wildlife Service.

Total, Fish and Wildlife Service, \$5,456,390, and in addition thereto funds made available under the Migratory Bird Conservation Fund, of which amounts not to exceed \$740,660 may be expended for departmental personal services, including such services in the District of Columbia, and not to exceed \$20,725 shall be available for the purchase of motor-propelled passenger-carrying vehicles. Funds available for the work of the Fish and Wildlife Service shall be available for the maintenance, repair, and operation of motor-propelled passenger-carrying vehicles; the installation and operation of telephones in Government-owned residences, apartments, or quarters occupied by employees of the Fish and Wildlife Service; books, periodicals, and newspapers (not to exceed \$100), rubber boots, oil-skins, first-aid outfits, plans and specifications for vessels, or for contract personal services for the preparation thereof, and rations for officers and crews of vessels; and for the expenditure from appropriations available for the purchase of lands of not to exceed \$1 per each option to purchase any tract of land. Not to exceed 10 per centum of the foregoing amounts for expenses of the Fish and Wildlife Service shall be available interchangeably for expenditure on the objects included within the general expenses of said Service, but no more than 10 per centum shall be added to any one item or appropriation.

Availability of funds.

Interchange of amounts.

Post, p. 624.

GOVERNMENT IN THE TERRITORIES

TERRITORY OF ALASKA

Salaries of the Governor and 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

\$11,200; janitor service for the Governor's office and the executive mansion, not to exceed \$4,480; traveling expenses; repair and preservation of Governor's house and furniture; care of grounds and purchase of necessary equipment; maintenance, operation, and repair of one motor-propelled passenger-carrying vehicle for the use of the Governor; stationery, lights, water, and fuel; in all, \$21,000, to be expended under the direction of the Governor.

For the establishment and maintenance of public schools, Territory of Alaska, \$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.

Insane of Alaska: For care and custody of persons legally adjudged insane in Alaska, including compensation and travel expenses of medical supervisor, transportation, burial, and other expenses, \$273,500: *Provided*, That authority is granted to the Secretary to pay from this appropriation to the Sanitarium Company, of Portland, Oregon, or to other contracting institution or institutions, not to exceed \$840 per capita per annum for the care and maintenance of Alaskan insane patients during the fiscal year 1944: *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 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 construction, repair, and maintenance of roads, tramways, bridges, and trails, Territory of Alaska, \$152,500, 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.

For the construction, repair, and maintenance of roads, tramways, ferries, bridges, and trails, Territory of Alaska, to be expended under the provisions of the Act approved June 30, 1932 (48 U. S. C. 321a-321c), \$880,000, to be immediately available.

The Alaska Railroad: All amounts received by the Alaska Railroad during the fiscal year 1944 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; maintenance and operation of lodges, camps, and transportation facilities for the accommodation of visitors to Mount McKinley National Park, including the purchase, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles as authorized by the Act of March 29, 1940 (54 Stat. 80); 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

Public schools.

48 Stat. 1227.  
31 U. S. C. § 725c.

Payments to Sanitarium Company, Portland, Oreg.

Return of inmates nonresidents of Alaska.

Construction of roads, bridges, etc.  
Post, p. 624.48 Stat. 1227.  
31 U. S. C. § 725c.

47 Stat. 446.

Payment of expenses from receipts.

Operation, etc., of boats.

Mount McKinley National Park.

16 U. S. C. § 253a.  
Damage claims.

39 Stat. 750.  
5 U. S. C., Supp. II,  
§ 793.  
Personal services;  
salary limitation.

Printing and bind-  
ing.

\$100 in value; payment of amounts due connecting lines; payment of compensation and expenses as authorized by section 42 of the Injury Compensation Act approved September 7, 1916 (5 U. S. C. 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 1944, 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 \$12,500 of such fund shall be available for printing and binding.

#### 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, \$1,950; private secretary to the Governor, \$3,100; temporary clerk hire, \$750; in all, \$5,800.

#### GOVERNMENT OF THE VIRGIN ISLANDS

Salaries.  
39 Stat. 1132; 49  
Stat. 1813.  
Miscellaneous ex-  
penses.  
*Post*, p. 625.

For salaries of the Governor and employees incident to the execution of the Acts of March 3, 1917 (48 U. S. C. 1391), and June 22, 1936 (48 U. S. C. 1405v), 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, 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, \$168,820.

Agricultural experi-  
ment station and vo-  
cational school.  
*Post*, p. 625.

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, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, \$37,640.

Deficit of municipal  
government of St.  
Croix.

For defraying the deficit in the treasury of the municipal government of Saint Croix because of the excess of current expenses over current revenues for the fiscal year 1944, \$140,000, to be paid to the said treasury in monthly installments.

#### PUERTO RICAN HURRICANE RELIEF

Administrative ex-  
penses.  
*Post*, p. 625.

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 loan 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 \$20,000 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 1944.

Loan adjustments.

Hire of work ani-  
mals, etc.

Sec. 2. Appropriations herein made for field work shall be available for the hire, with or without personal services, of boats, work

animals and animal-drawn and motor-propelled vehicles and equipment.

SEC. 3. Appropriations herein made shall be available for the purchase, maintenance, operation, and repair of vehicles generally known as quarter-ton or half-ton pick-up trucks and as station wagons without such vehicles being considered as passenger-carrying vehicles.

SEC. 4. Notwithstanding any provision of law to the contrary, aliens may be employed during the fiscal year 1944 in the field service of the Department for periods of not more than thirty days in cases of emergency caused by fire, flood, storm, act of God, or sabotage.

SEC. 5. Appropriations herein made for the following bureaus and offices shall be available for expenses of attendance of officers and employees at meetings or conventions of members of societies or associations concerned with their work in not to exceed the amounts indicated: Office of the Secretary, \$500; Grazing Service, \$400; Petroleum Conservation Division, \$150; General Land Office, \$400; Bureau of Indian Affairs, \$3,000; Bureau of Reclamation, \$2,500; Geological Survey, \$1,500; Bureau of Mines, \$5,000; National Park Service, \$1,500; Fish and Wildlife Service, \$2,250; and Soil and Moisture Conservation Operations (all bureaus), \$1,500.

SEC. 6. Appropriations available for expenses of travel of officers and employees of the Department shall be available for traveling expenses of new appointees from Seattle, Washington, or from any point within Alaska, to their posts of duty in Alaska, and return.

SEC. 7. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law: *Provided further*, That in cases of emergency, caused by fire, flood, storm, act of God, or sabotage, persons may be employed for periods of not more than thirty days and be paid salaries and wages without the necessity of inquiring into their membership in any organization.

SEC. 8. No part of any appropriation contained in this Act shall be used directly or indirectly by way of wages, salaries, per diem or otherwise, for the performance of any new administrative function or the enforcement or issuance of any rule or regulation occasioned by the establishment of the Jackson Hole National Monument as described in Executive Proclamation Numbered 2578, dated March 15, 1943.

SEC. 9. The appropriations and authority with respect to appropriations contained herein shall be available from and including July 1, 1943, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between June 30, 1943, and the date of enactment of this Act in anticipation of such appropriations and authority are hereby ratified and confirmed if in accordance with the terms thereof.

Pick-up trucks, etc.

Employment of  
aliens.

Attendance at meet-  
ings, etc.

Alaska.  
Travel expenses of  
new appointees.

Persons advocating  
overthrow of U. S.  
Government.

Affidavit.

Penalty.

Exception.

Jackson Hole Na-  
tional Monument.

8 F. R. 3277.

Availability of ap-  
propriations and au-  
thority.

Ratification of in-  
curred obligations.

Short title.

SEC. 10. This Act may be cited as the "Interior Department Appropriation Act, 1944".  
Approved July 12, 1943.

[CHAPTER 220]

## AN ACT

To approve and consent to the compact entered into by Iowa and Nebraska establishing the boundary between Iowa and Nebraska.

July 12, 1943

[H. R. 2794]

[Public Law 134]

Iowa-Nebraska  
boundary.  
Approval of com-  
pact.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the approval and consent of the Congress is hereby given to the compact effected by an Act enacted by the Legislature of the State of Iowa entitled "An Act to establish the boundary line between Iowa and Nebraska by agreement; to cede to Nebraska and to relinquish jurisdiction over lands now in Iowa but lying westerly of said boundary line and contiguous to lands in Nebraska; to provide that the provisions of this Act become effective upon the enactment of a similar and reciprocal law by Nebraska and the approval of and consent to the compact thereby effected by the Congress of the United States of America and to declare an emergency", approved April 15, 1943 (House File 437, Acts of the Fiftieth General Assembly), and the similar and reciprocal Act enacted by the State of Nebraska entitled "A bill for an Act to establish the boundary line between Iowa and Nebraska by agreement; to cede to Iowa and to relinquish jurisdiction over lands now in Nebraska but lying easterly of said boundary line and contiguous to lands in Iowa; to provide that the provisions of this Act shall become effective upon the approval of and consent of the Congress of the United States of America to the compact effected by this Act and House File 437 of the 1943 Session of the Iowa Legislature; to repeal Chapter 121, Session Laws of Nebraska, 1941; and to declare an emergency", approved May 7, 1943 (Legislative bill 438, Fifty-sixth session of the Nebraska State Legislature).

Approved July 12, 1943.

[CHAPTER 221]

## AN ACT

Making appropriations for the Department of Labor, the Federal Security Agency, and related independent agencies, for the fiscal year ending June 30, 1944, and for other purposes.

July 12, 1943

[H. R. 2935]

[Public Law 135]

Labor-Federal Security  
Appropriation  
Act, 1944.

*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 Labor, the Federal Security Agency, and related independent agencies, for the fiscal year ending June 30, 1944, namely:

Department of La-  
bor Appropriation  
Act, 1944.

Post, p. 625.

## TITLE I—DEPARTMENT OF LABOR

## OFFICE OF THE SECRETARY

Salaries: For personal services in the District of Columbia, \$386,000.

Salaries and expenses, Office of the Solicitor: For personal services in the District of Columbia and elsewhere, and for other necessary expenses in the field, including contract stenographic reporting services, \$715,000.

Contingent expenses: For expenses of the offices and bureaus of the Department, for which appropriations for expenses are not spe-

cifically made, including the purchase of stationery, furniture, and repairs to the same, carpets, matting, oilcloths, file cases, towels, ice, brooms, soap, sponges, laundry, not exceeding \$1,000 for streetcar fares; purchase, maintenance, and repair of motorcycles and motor-trucks; maintenance, operation, and repair of four motor-propelled passenger-carrying vehicles; freight and express charges; commercial and labor-reporting services; postage to foreign countries, telegraph and telephone service; purchase and exchange of lawbooks, 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 \$6,000; contract stenographic services; and teletype service and tolls (not to exceed \$1,100), \$166,550.

**Traveling expenses:** For traveling expenses under the Department of Labor, including reimbursement to employees of the Wage and Hour Division, at not to exceed 3 cents per mile, for expenses of travel performed by them in privately owned automobiles within the limits of their official stations in the field, \$1,092,000.

**Printing and binding:** For printing and binding for the Department of Labor, \$263,500.

**Salaries and expenses, Division of Labor Standards:** For salaries and other expenses, including purchase and distribution of reports, and of material for informational exhibits, in connection with the promotion of health, safety, employment stabilization, and amicable industrial relations for labor and industry, \$146,000.

**Salaries and expenses, Safety and Health Program (national defense):** For all expenses necessary to enable the Secretary of Labor to conduct a program of safety and health among employees engaged in national-defense industries, including personal services in the District of Columbia and elsewhere, and other items otherwise properly chargeable to the appropriations under the Department of Labor for contingent expenses, traveling expenses, and printing and binding, \$150,000.

The appropriation under this title 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.

**Commissioners of Conciliation:** For expenses necessary to enable the Secretary of Labor to exercise the authority vested in him by section 8 of the Act creating the Department of Labor (5 U. S. C. 611), including newspapers, books of reference, and periodicals; and not to exceed \$68,827 for personal services in the District of Columbia, \$444,000.

**Commissioners of Conciliation (national defense):** For all expenses necessary to enable the Secretary of Labor to perform conciliation services in situations growing out of employment in industries under the national defense program, including personal services in the District of Columbia and elsewhere, and other items otherwise properly chargeable to the appropriations under the Department of Labor for contingent expenses, traveling expenses, and printing and binding, \$1,500,000.

The appropriation in this title for traveling expenses shall be available in an amount not to exceed \$2,000 for expenses of attendance

Attendance at conferences.

37 Stat. 736, 738.  
5 U. S. C. § 619.

Attendance at meetings.

at meetings, conferences, or conventions concerned with labor and industrial relations when incurred on the written authority of the Secretary of Labor.

#### BUREAU OF LABOR STATISTICS

Salaries and expenses: For personal services including temporary statistical clerks, stenographers, and typists 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, \$1,100,000, of which amount not to exceed \$970,000 may be expended for the salary of the Commissioner and other personal services in the District of Columbia.

Attendance at meetings.

The appropriation in this title for traveling expenses 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.

25 Stat. 182.  
29 U. S. C., Supp.  
II, § 1.

Salaries and expenses (national defense): For all expenses necessary to enable the Secretary of Labor, through the Bureau of Labor Statistics, in relation to the national security and defense, to perform the functions authorized by the Act of June 13, 1888, and other Acts (29 U. S. C. 1); to continue occupational outlook surveys throughout the United States; and to conduct studies relative to problems connected with labor likely to arise upon the termination of the existing emergent conditions in connection with defense activities throughout the United States, in cooperation with the National Resources Planning Board; such expenses to include personal services in the District of Columbia and elsewhere, and other items otherwise properly chargeable to the appropriations under the Department of Labor for contingent expenses, traveling expenses, and printing and binding, and not to exceed \$15,000 for the temporary employment of experts without regard to the civil service and classification laws, \$1,162,000.

Temporary employment of experts.

Post, p. 569.

#### CHILDREN'S BUREAU

Salaries and expenses: For expenses of investigating and reporting 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; purchase of reports and material for the publications 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, \$324,000, of which amount not to exceed \$289,600 may be expended for personal services in the District of Columbia.

52 Stat. 1060.  
29 U. S. C. §§ 201-  
219; Supp. II, § 202 et  
seq.

Salaries and expenses, child labor provisions, Fair Labor Standards Act: For all authorized and necessary expenses of the Children's Bureau in performing the duties imposed upon it by the Fair Labor Standards Act of 1938, including personal services in the District of Columbia and elsewhere; supplies; services; equipment; newspapers, books of reference, and periodicals; and reimbursement to State and local agencies and their employees for services rendered, as authorized by section 11 of said Act, \$225,000.

#### MATERNAL AND CHILD WELFARE

Salaries and expenses, maternal and child welfare: 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, as amended, including personal services, in the District of Columbia and elsewhere; supplies; services; equipment; newspapers, books of reference, and periodicals, \$360,000: *Provided*, That no part of any appropriation contained in this title shall be used to promulgate or carry out any instruction, order, or regulation relating to the care of obstetrical cases which discriminates between persons licensed under State law to practice obstetrics: *Provided further*, That the foregoing proviso shall not be so construed as to prevent any patient from having the services of any practitioner of her own choice, paid for out of this fund, so long as State laws are complied with.

49 Stat. 629.  
42 U. S. C. §§ 701-731.

Care of obstetrical cases.

Grants to States for maternal and child health services: 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 (42 U. S. C. 701), as amended, \$5,820,000: *Provided*, 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.

49 Stat. 629.  
49 Stat. 629, 630.  
42 U. S. C. §§ 702, 704.

Grants to States for services for crippled children: 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 (42 U. S. C. 711), as amended, \$3,870,000.

49 Stat. 631.

Grants to States for child-welfare services: 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 (42 U. S. C. 721), as amended, \$1,510,000.

49 Stat. 633.  
Post, p. 569.

Grants to States for emergency maternity and infant care (national defense): For grants to States, including Alaska, Hawaii, Puerto Rico, and the District of Columbia, to provide, in addition to similar services otherwise available, medical, nursing, and hospital maternity and infant care for wives and infants of enlisted men in the armed forces of the United States, under allotments by the Secretary of Labor and plans developed and administered by State health agencies and approved by the Chief of the Children's Bureau, \$4,400,000.

Payments with respect to State plans.

49 Stat. 629.  
42 U. S. C. §§ 701-721.

In the administration of title V of the Social Security Act, as amended, for the fiscal year 1944, payments to the States for any quarter of the fiscal year 1944 under parts 1, 2, and 3 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 is submitted to the Chief of the Children's Bureau for approval.

Attendance at conferences.

The appropriation in this title for traveling expenses shall be available, in an amount not to exceed \$11,000, for expenses of attendance of cooperating officials and consultants at conferences concerned with the administration of work of the Children's Bureau under the Fair Labor Standards Act and under title V, parts 1, 2, and 3, of the Social Security Act, as amended, when called by the Children's Bureau with the written approval of the Secretary of Labor, and shall be available also, in an amount not to exceed \$6,000, for expenses of attendance at meetings related to the work of the Children's Bureau when incurred on the written authority of the Secretary of Labor.

52 Stat. 1060.  
29 U. S. C. §§ 201-219, Supp. II, § 202 et seq.  
49 Stat. 629.  
42 U. S. C. §§ 701-721.

## WOMEN'S BUREAU

*Post*, p. 626.

41 Stat. 967.

Attendance at meetings.

Salaries and expenses: 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 (29 U. S. C. 11-16), including personal services in the District of Columbia; purchase of material for reports and educational exhibits, \$160,000.

The appropriation in this title for traveling expenses shall be available in an amount not to exceed \$2,500 for expenses of attendance at meetings concerned with the work of the Women's Bureau when incurred on the written authority of the Secretary of Labor.

## WAGE AND HOUR DIVISION

52 Stat. 1060.  
29 U. S. C. §§ 201-219; Supp. II, § 202 *et seq.*  
49 Stat. 2036.  
41 U. S. C. §§ 35-45; Supp. II, §§ 35, 40.

Salaries: For personal services for the Wage and Hour Division necessary in performing the duties imposed by the Fair Labor Standards Act of 1938 and by the Act to provide conditions for the purchase of supplies and the making of contracts by the United States, approved June 30, 1936 (41 U. S. C. 38), including reimbursement to State, Federal, and local agencies and their employees for services rendered, \$3,750,000, of which amount not to exceed \$675,000 (exclusive of pay of members of industry committees) may be expended for departmental salaries.

52 Stat. 1060.  
29 U. S. C. §§ 201-219; Supp. II, § 202 *et seq.*  
49 Stat. 2036.  
41 U. S. C. §§ 35-45; Supp. II, §§ 35, 40.

Miscellaneous expenses (other than salaries): For necessary expenses, other than salaries, of the Wage and Hour Division in performing the duties imposed by the Fair Labor Standards Act of 1938 and by the Act to provide conditions for the purchase of supplies and the making of contracts by the United States, approved June 30, 1936 (41 U. S. C. 38), including stenographic reporting services by contract or otherwise, purchase of one and maintenance, repair, and operation outside the District of Columbia, of three motor-propelled passenger-carrying vehicles, lawbooks, books of reference, periodicals, manuscripts and special reports, newspapers, and reimbursement to State, Federal, and local agencies and their employees for services rendered, \$250,000.

Allotment or transfer of funds.

The Secretary of Labor may allot or transfer, with the approval of the Director of the Bureau of the Budget, funds from the foregoing appropriations for the Wage and Hour Division to any other bureau or office of the Department of Labor to enable such bureau or office to perform services for the Wage and Hour Division.

Attendance at meetings.

The appropriation in this title for traveling expenses shall be available in an amount not to exceed \$4,750 for expenses of attendance at meetings concerned with the work of the Wage and Hour Division when incurred on the written authority of the Secretary of Labor.

Citation of title.

This title may be cited as the "Department of Labor Appropriation Act, 1944".

Federal Security Agency Appropriation Act, 1944.  
*Post*, p. 615.

## TITLE II—FEDERAL SECURITY AGENCY

## AMERICAN PRINTING HOUSE FOR THE BLIND

44 Stat. 1060.  
20 U. S. C., Supp. II, § 101.

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 (20 U. S. C. 101), \$115,000.

## CIVILIAN CONSERVATION CORPS

Liquidation expenses.

For all necessary expenses to enable the Federal Security Administrator to provide for the liquidation of the Civilian Conservation

Corps and the conservation and disposition of all of the property of whatever type (including camp buildings, accessories, equipment, and machinery of all types) in use by said corps, including personal services in the District of Columbia and elsewhere; payment for accrued annual leave of employees separated from the Government service due to the discontinuance of corps operations; and for such travel and other necessary expenses as may be incurred in connection with liquidation of said Civilian Conservation Corps from the unexpended balances of the appropriations made to the Civilian Conservation Corps in the Federal Security Agency Appropriation Act, 1942, not exceeding \$20,000: *Provided*, That said liquidation shall be completed as quickly as possible but in any event not later than June 30, 1944: *Provided further*, That for the purposes hereof the provisions of the Act to establish the Civilian Conservation Corps and for other purposes approved June 28, 1937, as amended, shall continue in full force and effect to such extent as may be necessary to facilitate liquidation of such corps, and the Federal Security Administrator shall exercise the authority vested in the Director of such corps by such Act.

55 Stat. 472.

Completion of liquidation; date.

Effect of existing law.

50 Stat. 319.  
16 U. S. C. §§ 584-584g; Supp. II, § 584 et seq.

Disposition of camp buildings.

55 Stat. 855.  
16 U. S. C., Supp. II, § 584n note.

Approval of agency having jurisdiction of lands.

Priority for use in prosecution of war.

Notwithstanding the provisions of the Act of December 23, 1941 (Public Law 371), the Federal Security Administrator is authorized, during the fiscal year 1944, to dispose of any camp buildings, no longer needed for Civilian Conservation Corps purposes, and housekeeping and camp maintenance equipment necessary in connection therewith, by transfer with or without reimbursement, to other Federal agencies or, upon such terms as he may prescribe to any State, county, municipality, or nonprofit organization for the promotion of conservation, education, recreation, or health: *Provided*, That, in the case of buildings located on land owned by the United States, any such disposition shall be subject to the approval of the agency of the United States having jurisdiction of such lands: *And provided further*, That such buildings and equipment shall first be tendered to the War Department and Navy Department for use in prosecution of the war, or the Civil Aeronautics Administration, which Departments or agency shall have sixty days from the date of notification of availability of such buildings and equipment to accept such tender.

#### COLUMBIA INSTITUTION FOR THE DEAF

For support of the Columbia Institution for the Deaf, including salaries and incidental expenses, books and illustrative apparatus, and general repairs and improvements, \$155,200.

#### FOOD AND DRUG ADMINISTRATION

For all necessary expenses of the Food and Drug Administration in carrying out the investigations, including collecting, reporting, and illustrating the results thereof, and performing the functions required to carry into effect the provisions of the Federal Food, Drug, and Cosmetic Act (21 U. S. C. 301-392); the Act approved March 2, 1897, entitled "An Act to prevent the importation of impure and unwholesome tea" (21 U. S. C. 41-50), which may hereafter be cited as the Tea Importation Act; the Act approved February 15, 1927, to regulate the importation of milk and cream into the United States, and so forth (21 U. S. C. 141-149), which may hereafter be cited as the Import Milk Act; the Federal Caustic Poison Act (15 U. S. C. 401-411); and the Act approved May 4, 1923, entitled "An Act to prohibit the shipment of filled milk in interstate or foreign commerce" (21 U. S. C. 61-64), which may hereafter be cited as the Filled Milk Act; as follows:

52 Stat. 1040.  
21 U. S. C., Supp. II, § 331 et seq.

29 Stat. 604.

44 Stat. 1102.

44 Stat. 1406.

42 Stat. 1498.

Enforcement operations: To enable the Federal Security Administrator to carry into effect the provisions of the above statutes, including personal services in the District of Columbia (not exceeding \$673,000) and elsewhere; purchase (not to exceed ten), operation, maintenance, and repair of motor-propelled and horse-drawn passenger-carrying vehicles; purchase of chemicals, apparatus, and scientific equipment; contract stenographic reporting services; books of reference and periodicals, \$2,323,580; and the Administrator, in carrying into effect the provisions of the Federal Food, Drug, and Cosmetic Act, is authorized hereafter to cooperate with associations and scientific societies in the revision of the United States Pharmacopoeia and in the development of methods of analysis and mechanical and physical tests necessary to carry out the work of the Food and Drug Administration and to pay the compensation and expenses of the members of the Board appointed under section 2 of the Tea Importation Act, and such compensation and expenses shall not be paid out of the appropriation for "Expenses of collecting the revenue from customs".

Salaries, sea-food inspectors: For salaries of sea-food inspectors designated in accordance with the provisions of section 10A of the Federal Food and Drugs Act, as amended by the Act of August 27, 1935 (21 U. S. C. 372a), which may hereafter be cited as section 702A of the Federal Food, Drug, and Cosmetic Act, \$40,000.

General administration: For general administration, including personal services in the District of Columbia, \$94,400.

#### 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 Federal Security Administrator, \$490,000.

Miscellaneous expenses: For subsistence; fuel and light; not exceeding \$500 for expenses of attendance upon meetings of a technical nature, pertaining to hospital administration and medical advancement, when authorized by the Federal Security Administrator; clothing to include white cotton or duck suits for the use of internes, and cotton or duck uniforms or aprons for cooks, maids, and attendants, and laundering thereof; rubber surgical gloves, bedding, forage, medicine, medical and surgical supplies, surgical instruments, electric lights, repairs, replacement of X-ray apparatus, and furniture; maintenance and operation of passenger-carrying vehicles; not exceeding \$250 for the purchase of books, periodicals, and newspapers; not to exceed \$2,000 for the special instruction of student nurses; reimbursement to the appropriations of Howard University of actual cost of heat and light furnished, and other necessary expenses, \$196,000: *Provided*, That there shall be transferred from this appropriation to the appropriation "Salaries and expenses, public buildings and grounds in the District of Columbia, Public Buildings Administration", for direct expenditure by the Federal Works Agency, \$25,000 for repairs, alterations, improvement, and preservation of the buildings and grounds of Freedmen's Hospital; and that \$500 shall be transferred from this appropriation to the appropriation "Traveling expenses, Federal Security Agency", and that \$2,500 shall be transferred to the appropriation "Miscellaneous and contingent expenses, Public Health Service": *Provided further*, That 65 per centum of each of the foregoing appropriations for the Freedmen's Hospital shall be chargeable to the District of Columbia and paid in like manner as other appropriations of the District of Columbia are paid, subject, however, to adjustments from time to time to be made during and at the end of the fiscal year so that the portion of each of these

52 Stat. 1040.  
21 U. S. C. §§ 301-392; Supp. II, § 331 *et seq.*  
Revision of U. S. Pharmacopoeia.

29 Stat. 605.  
21 U. S. C. § 42.

*Ante*, p. 256.

48 Stat. 1204; 49 Stat. 871.

21 U. S. C., Supp. II, § 372a.

*Transfer of funds.*

*Ante*, p. 177.

*Post*, p. 512.

*Post*, p. 508.

Amounts chargeable to D. C.

appropriations charged to the District of Columbia shall bear the same ratio to the total of each appropriation as the number of hospital days of service to persons who have resided in the District of Columbia for over one year on the day of admission bears to the total number of hospital days of service performed.

#### 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, \$595,340.

**Expenses, Howard University:** For equipment, supplies, apparatus, furniture, cases and shelving, stationery, ice, repairs to buildings and grounds, and for other necessary expenses of the university, \$156,000.

#### OFFICE OF EDUCATION

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. 436), \$2,480,000.

49 Stat. 436.  
7 U. S. C. § 343d.

**Library service:** 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 education; developing library participation in Federal projects; fostering Nation-wide coordination of research materials among the more scholarly libraries, inter-State library cooperation, and the development 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, purchase of miscellaneous supplies, equipment, stationery, postage on foreign mail, books of reference, lawbooks, and periodicals, and all other necessary expenses, \$20,800.

**Salaries:** For personal services in the District of Columbia, \$294,400.

Post, p. 616.

**General expenses:** For general expenses of the Office of Education, including lawbooks, books of reference, and periodicals; 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, \$12,000.

Loans to students.

The unexpended balance of the appropriation for loans to students in technical and professional fields, 1943, is hereby reappropriated and made available for the same purposes and under the same conditions as provided in the Federal Security Agency Appropriation Act 1943, except that such loans shall be made only to those students who received loans during the fiscal year 1943, and of the sum reappropriated not to exceed \$54,000 shall be available for administrative expenses, including personal services in the District of Columbia and elsewhere; purchase and exchange of equipment; printing and binding; travel expenses, including not to exceed \$1,200 for actual

56 Stat. 576.  
Administrative  
expenses.

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 Commissioner of Education: *Provided*, That this program shall end June 30, 1944.

Termination of program.

*Ante*, p. 379; *post*, pp. 536, 616.

### Vocational Rehabilitation

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 (29 U. S. C. 35), as amended by the Act of June 5, 1924 (29 U. S. C. 31), and the Acts of June 9, 1930, and June 30, 1932 (29 U. S. C. 31-40), section 531 (a) of the Act of August 14, 1935 (49 Stat. 620), and section 508 (a) of the Act approved August 10, 1939 (53 Stat. 1381), \$3,200,000: *Provided*, That the apportionment to the States shall be computed in accordance with the Acts approved June 2, 1920, June 5, 1924, June 9, 1930, June 30, 1932, August 14, 1935, and August 10, 1939, on the basis of not to exceed \$3,500,000 for the fiscal year 1944.

41 Stat. 735; 43 Stat. 430; 46 Stat. 524; 47 Stat. 448.  
*Ante*, p. 374.

29 U. S. C. § 45b.

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 (29 U. S. C. 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 (29 U. S. C. 45), \$5,000.

41 Stat. 735.  
*Ante*, p. 374.

43 Stat. 18.

Expenses, etc., of persons serving in advisory capacity.

The appropriation in this title for traveling expenses shall be available for actual transportation 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 Commissioner of Education, in an amount not exceeding \$10,000.

*Ante*, pp. 336, 378; *post*, pp. 536, 616.

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. 1260), as amended by the Act approved April 17, 1937 (50 Stat. 69), \$25,000.

D. C. Code §§ 31-501 to 31-507.  
*Ante*, p. 379.

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 (29 U. S. C. 35), and the Acts of June 5, 1924 (29 U. S. C. 31), June 9, 1930, and June 30, 1932 (29 U. S. C. 31, 40), August 14, 1935 (49 Stat. 620), and August 10, 1939 (53 Stat. 1381), 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. 1559, 1560), \$95,000.

41 Stat. 737; 43 Stat. 430; 46 Stat. 524; 47 Stat. 448.  
29 U. S. C. § 45b.  
*Ante*, p. 374.  
Blind persons.

20 U. S. C. §§ 107-107L.

### Vocational Education

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. 1488-1490), \$14,200,000: *Provided*, That the apportionment to the States shall be computed on the basis of not to exceed \$14,483,000 for the fiscal year 1944, as authorized by the Act approved June 8, 1936.

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 (20 U. S. C. 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 (20 U. S. C. 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 (20 U. S. C. 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 (20 U. S. C. 11-18; 29 U. S. C. 31-35; 20 U. S. C. 30), \$105,000.

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 (20 U. S. C. 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. 1488), \$362,680.

#### Education and Training, Defense Workers (National Defense)

Payments to States, and so forth (national defense): For payment to States, subdivisions thereof, or other public agencies operating public educational facilities, and, where hereinafter authorized, to vocational schools exempt from taxation under section 101 (6) of the Internal Revenue Code, colleges and universities, for the furtherance of the education and training of defense workers, through certification from time to time, in accordance with regulations promulgated by the United States Commissioner of Education (hereinafter referred to as the "Commissioner") under the supervision and direction of the Federal Security Administrator and approved by the President, by the Commissioner to the Secretary of the Treasury of the name of such agency or the name of such school, college, or university to whom payment is to be made, and the amount to be paid, such payment to be made prior to audit and settlement by the General Accounting Office as follows:

(1) For the cost of vocational courses of less than college grade provided by such agencies in vocational schools, including vocational schools exempt from taxation under section 101 (6) of the Internal Revenue Code, or by such vocational schools pursuant to plans submitted by them and approved by the Commissioner, which plans shall include only courses of types approved by the Chairman of the War Manpower Commission as supplementary to employment in occupations essential to the national defense, and types of preemployment and refresher courses similarly approved for workers preparing for such occupations and selected from the public employment office registers, and for the cost of vocational courses of types similarly approved of less than college grade in private vocational schools (regardless of tax liability) and in other private facilities where equipment for training is available, including not to exceed \$5,000,000 for payment to such agencies for rental of additional space and for the acquisition by purchase, rental, gift, or otherwise of new or used equipment found necessary by the Commissioner for carrying out the approved plans, \$90,000,000.

20 U. S. C. §§ 15b-15f.

Hawaii.

39 Stat. 929.  
20 U. S. C. §§ 11-15,  
16-28.

43 Stat. 18.

Puerto Rico.

39 Stat. 929.  
20 U. S. C. §§ 11-15,  
16-28.

46 Stat. 1460.  
20 U. S. C. § 45a.

39 Stat. 923; 40 Stat.  
345.

20 U. S. C. § 15k.

53 Stat. 33.  
26 U. S. C. § 101 (6).

Vocational courses  
of less than college  
grade.  
53 Stat. 33.  
26 U. S. C. § 101 (6).

Short courses of college grade.

(2) For the cost of short courses of college grade provided by degree-granting colleges and universities pursuant to plans submitted by them and approved by the Commissioner, which plans shall be for courses of types approved by the Chairman of the War Manpower Commission designed to meet the shortage of engineers, chemists, physicists, and production supervisors in fields essential to the national defense, and such plans may provide for regional coordination of the defense training program of the participating colleges and universities, \$25,000,000: *Provided*, That only colleges and universities which operate under charters which exempt their educational property from taxation and public degree-granting educational institutions shall be eligible to receive funds herefrom: *Provided further*, That not to exceed 20 per centum of the amount allotted to any school shall be allotted to it for expenditure for purchase and rental of additional equipment and leasing of additional space found by the Commissioner necessary to carry out its approved plan.

Colleges eligible to receive funds.

Additional equipment and space.

Food production. Preemployment mechanical training.

(3) For the cost of vocational courses in food production and conservation, mechanics, farm-machinery repair, and farm-labor training of less than college grade designed to give general preemployment mechanical training and to assist in attaining the production goals for those farm commodities designated from time to time in the food-for-freedom program promulgated by the United States Department of Agriculture pursuant to plans submitted by such agencies and approved by the Commissioner, \$12,500,000, of which not to exceed 15 per centum shall be available for payment to such agencies for purchase and rental of equipment and rental of space.

Training in occupations essential to war effort.

Visual aids for war training (national defense): For all necessary expenses of the Office of Education in procuring and making available, for reproduction and use, visual aid instructional units, consisting of motion-picture films, lantern slides, slide films, and film loops, for training in occupations essential to the war effort (each such occupation to be approved by the Chairman of the War Manpower Commission), including personal services in the District of Columbia and elsewhere; travel expenses; printing and binding, \$2,000,000, of which amount not to exceed \$10,000 may be transferred to appropriations for salaries and miscellaneous expenses of the War Manpower Commission: *Provided*, That copies of slides and films hereafter made shall be sold at a price sufficient to pay the whole cost of production of such slides and films.

Sale of copies of slides and films.

Salaries and expenses (national defense): For all administrative expenses necessary to enable the Office of Education to carry out the foregoing program of education and training of defense workers, including personal services in the District of Columbia and elsewhere, traveling expenses, printing and binding, and not to exceed \$10,000 for the payment of actual transportation 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 Commissioner, \$1,100,000: *Provided*, That the Commissioner shall transmit to Congress quarterly during the fiscal year ending June 30, 1944, a report of the defense training programs which operate under his administration, as provided for in this Act, such reports to show the distribution of Federal funds and activities by States, types of programs, and numbers of persons trained.

Report to Congress.

Selection of trainees.

In the selection of trainees under the provisions of paragraph 1, no maximum age limit for trainees shall be established.

No trainee under the appropriations provided for in the foregoing paragraphs 1, 2, and 3 shall be discriminated against because of sex,

race, or color, and, where separate schools are required by law for separate population groups, to the extent needed for trainees of each such group, equitable provisions shall be made for facilities and training of like quality.

Selection of trainees under the foregoing programs of training shall be based upon the existing and anticipated need for defense workers in occupations essential to the national defense.

Not to exceed an aggregate of \$4,000 of the amount appropriated in this title for traveling expenses may be used for expenses of attendance at meetings of educational associations and other organizations concerned with vocational education.

All appropriations for vocational education under the Office of Education in this Act shall be used exclusively for vocational education purposes.

The Commissioner may delegate to any officer in the Office of Education any of his powers or duties hereunder.

Attendance at meetings.

Use of funds.

Delegation of powers.

#### PUBLIC HEALTH SERVICE

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 (42 U. S. C. 24, 25), and for the purpose of carrying out the provisions of the Act of May 24, 1938 (52 Stat. 439-440), including personal services in the District of Columbia and elsewhere; items otherwise properly chargeable to the appropriation for miscellaneous and contingent expenses for the Public Health Service; purchase of reports, documents, and other material for publication and of reprints from State, city, and private publications; purchase (not to exceed two), maintenance, repair, and operation of passenger-carrying automobiles for official use in field work, \$12,367,000, of which not to exceed \$142,212 may be transferred to the appropriation "Pay, and so forth, commissioned officers, Public Health Service".

40 Stat. 886.

42 U. S. C. §§ 25a-25e.

Vehicles.

Transfer of funds.

Post, p. 508.

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, as amended (49 Stat. 634), \$11,000,000.

42 U. S. C. §§ 801, 802.

Training for nurses (national defense): For carrying out the purposes of the Act of June 15, 1943 (Public Law 74, Seventy-eighth Congress), \$45,000,000, of which not to exceed \$650,000 shall be available for administrative expenses, including printing and binding; personal services in the District of Columbia; maintenance, repair, and operation of passenger-carrying automobiles; advertising in newspapers, magazines, and periodicals without regard to the Act of March 4, 1921 (42 U. S. C. 33); and items otherwise properly chargeable to the appropriation for miscellaneous and contingent expenses for the Public Health Service.

Act, p. 153; post, p. 616.

41 Stat. 1378.

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 purchase of one and maintenance, repair, and operation of passenger-carrying automobiles, \$28,000.

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, including the maintenance, repair, and operation of passenger-carrying automobiles, \$300,480.

*Post*, p. 616.

Emergency health and sanitation activities (national defense): For all expenses necessary to enable the Surgeon General of the Public Health Service to conduct independently or to assist State and local health authorities in health and sanitation activities (1) in areas adjoining military and naval reservations, (2) in areas where there are concentrations of military and naval forces, (3) in areas adjoining Government and private industrial plants engaged in defense work, and (4) in private industrial plants engaged in defense work, to provide emergency health and sanitation services in Government industrial plants engaged in defense work and in areas adjoining United States military and naval reservations outside the United States, and to perform the functions of the Public Health Service under the facility security program authorized by Executive Order Numbered 9165; such expenses to include personal services in the District of Columbia and elsewhere, maintenance and operation of passenger-carrying automobiles, stationery, travel, printing and binding, the purchase of oils, larvicides, and other diluents without regard to section 3709 of the Revised Statutes, and items otherwise properly chargeable to the appropriation for miscellaneous and contingent expenses of the Public Health Service, \$9,729,000, of which not to exceed \$53,686 may be transferred to the appropriation "Pay, and so forth, commissioned officers, Public Health Service".

7 F. R. 3765.

41 U. S. C. § 5.

Transfer of funds.

*Post*, p. 508.

*Post*, p. 616.

39 Stat. 885.

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 5, 1917 (8 U. S. C. 152), medical, surgical, and hospital services and supplies, including prosthetic and orthopedic supplies to be furnished under regulations approved by the Administrator of the Federal Security Agency 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 quarantine or 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 and operation of motortrucks and passenger motor vehicles for use in field work and one for use 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), \$10,510,700, of which sum not to exceed \$88,700 shall be available for the furnishing by the Public Health Service to and at the request of any Federal department or independent establishment, including Government-owned corporations, of coordinating and consultative services with respect to methods and standards for operating emergency health facilities in such department or establishment, including in-service training of such emergency health facility personnel, and for providing

Vehicles.

Lepers, mentally incompetent persons, etc.

Operation of emergency health facilities.

employees of such agencies (1) tuberculosis and psychiatric examinations and (2) health and nutrition instruction through lectures and demonstrations, and for printing and binding and travel expenses in connection therewith: *Provided*, That the Immigration and Naturalization 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 (except for persons detained in hospitals of the Public Health Service at points where no quarantine hospital facilities are available), the prevention of epidemics, or scientific work of the character provided for under other appropriations for the Public Health Service.

Use of Ellis Island hospitals.

Restriction on use of funds.

Division of mental hygiene: For carrying out the provisions of section 4 of the Act of June 14, 1930 (21 U. S. C. 196, 225); for maintenance and operation of the United States Public Health Service Hospital, Lexington, Kentucky, and the United States Public Health Service Hospital, Fort Worth, Texas, in accordance with the provisions of the Act of January 19, 1929 (21 U. S. C. 221-237), including personal services in the District of Columbia (not to exceed \$23,982) and elsewhere; traveling expenses; firearms and ammunition; necessary supplies and equipment; reimbursement to the working capital fund for articles or services furnished by the industrial activities; subsistence and care of inmates; expenses incurred in pursuing and identifying escaped inmates, including rewards for their capture; expenses of interment or transporting remains of deceased inmates including the remains of persons voluntarily admitted; purchase and exchange of farm products and livestock; lawbooks, books of reference, and not to exceed \$100 for newspapers and periodicals; furnishing and laundering of uniforms and other distinctive wearing apparel necessary for employees in the performance of their official duties; transportation and subsistence allowance when necessary, within continental United States and under regulations approved by the Administrator of the Federal Security Agency, of persons voluntarily admitted and discharged as cured; tobacco for inmates; purchase (not to exceed two), maintenance, operation, and repair of motor-propelled passenger-carrying vehicles, \$1,109,680, and the Surgeon General is authorized to utilize Government-owned automotive equipment in transporting, to and from school, children of Public Health Service personnel on duty at the Public Health Service hospitals at Fort Worth, Texas, and Lexington, Kentucky, who have quarters for themselves and their families on the station reservations.

Post, p. 617.  
46 Stat. 586.

Hospitals, Lexington, Ky., and Fort Worth, Texas.  
46 Stat. 1085.

Vehicles.

Foreign quarantine service: For maintenance and ordinary expenses of United States quarantine stations and supplementary activities abroad, including personal services in the District of Columbia and elsewhere; the maintenance, repair, and operation of motortrucks and motor-propelled, passenger-carrying vehicles for official use in field work, \$1,250,000.

National Institute of Health: For necessary expenses, not appropriated for elsewhere, of the National Institute of Health, its branches and field offices, including maintenance of buildings; for regulating the propagation and sale of viruses, serums, toxins, and analogous prod-

Propagation and sale of viruses, serums, etc.

Investigations.  
49 Stat. 635.  
42 U. S. C. § 803.  
37 Stat. 309.  
42 U. S. C. §§ 1, 7.

Vehicles.

*Infra.*

49 Stat. 634.  
42 U. S. C. §§ 801-803.

*Infra.*

50 Stat. 562.  
42 U. S. C. § 1371 (b).

46 Stat. 818.

Transportation of  
remains of officers.

ucts, including arsphenamines and other organic arsenic compounds therapeutically analogous thereto; for the preparation of curative and diagnostic products; and 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; such expenses to include personal and other services in the District of Columbia and elsewhere; the purchase, repair, and cleaning of uniforms for the guard force; items otherwise properly chargeable to the appropriation for miscellaneous and contingent expenses for the Public Health Service; the purchase (not to exceed two), maintenance, repair, and operation of passenger-carrying automobiles; and the purchase of reprints of scientific and technical articles published in periodicals and journals, \$2,025,020, of which not to exceed \$95,000 may be transferred without limitation account to the appropriation "Pay, and so forth, commissioned officers, Public Health Service".

States Relations Division: For all necessary expenses of the States Relations Division in connection with grants to States under title VI of the Social Security Act, approved August 14, 1935, as amended, including personal and other services in the District of Columbia and elsewhere and items otherwise properly chargeable to the appropriation for miscellaneous and contingent expenses for the Public Health Service, and the maintenance, repair, and operation of passenger-carrying automobiles, \$306,800, of which not to exceed \$95,000 may be transferred without limitation account to the appropriation "Pay, and so forth, commissioned officers, Public Health Service".

National Cancer Institute: For carrying into effect the provisions of section 7 (b) of the National Cancer Institute Act, approved August 5, 1937, \$530,000, including the purchase of reprints of scientific and technical articles published in periodicals and journals.

Commissioned officers, pay, and so forth: For pay, allowance, and commutation of quarters for not to exceed five hundred and sixty-eight regular active commissioned officers (including the Surgeon General, Assistant to the Surgeon General, and assistant surgeons general) and for pay of regular commissioned officers on waiting orders, \$2,322,000: *Provided*, That the above limitation on the number of regular active commissioned officers may be exceeded by the number (not in excess of thirty) of regular active commissioned officers assigned to Federal penal and correctional institutions.

Salaries, Office of Surgeon General: For personal services, \$450,000.

Miscellaneous and contingent expenses: For miscellaneous and contingent expenses necessary for the work of the Public Health Service, including stationery supplies; operation, maintenance, and repair of passenger-carrying automobiles; contract stenographic reporting services; not to exceed \$4,500 for the preparation of public health exhibits, including personal services and the cost of acquiring, transporting, and displaying exhibit materials; packing, unpacking, crating, drayage, and transportation of personal effects of commissioned officers on transfer from one official station to another in the public interest when authorized by the Surgeon General in the order directing such transfer; not to exceed \$850 for lawbooks, books of reference, and periodicals for the Office of the Surgeon General; nominal compensation for collaborating epidemiologists and others; and allowances for living quarters (not exceeding \$1,700 for any one person), including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (5 U. S. C. 118a); \$195,000.

The appropriation in this title for traveling expenses shall be available for preparation for shipment and transportation to their former homes of remains of officers who die in line of duty.

## SAINT ELIZABETHS HOSPITAL

Salaries and expenses: For support, clothing, and treatment in Saint Elizabeths Hospital of persons who have become insane since their entry into the armed forces of the United States, insane beneficiaries of the United States Employees' Compensation Commission, and all other insane persons whose admission to the hospital is authorized by law, including not exceeding \$27,000 for maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, and not to exceed \$185,000 for repairs and improvements to buildings and grounds, and not to exceed \$15,000 for furnishing and laundering of such wearing apparel as may be prescribed for employees in the performance of their official duties, \$1,963,000, 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 for 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 not exceeding \$200 additional may be paid to two employees to provide mail facilities for patients in the hospital: *Provided further*, That during the fiscal year 1944 the District of Columbia, or any branch of the 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 Superintendent of Saint Elizabeths Hospital.

Return of inmates  
not Federal charges.

Mail facilities.

Payments for care  
of designated patients.

Accounting.

## SOCIAL SECURITY BOARD

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, as amended, \$325,000, 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 1943 subsequent to March 31, 1943: *Provided*, That payments to

*Ante*, p. 160.

49 Stat. 620.  
42 U. S. C. §§ 301-  
306.

Payments with re-  
spect to State plans.

States for the fourth quarter of the fiscal year 1943 and for any quarter in the fiscal year 1944 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.

*Ante*, p. 160.

49 Stat. 627.  
42 U. S. C. §§ 601-606.

Payments with respect to State plans.

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, as amended, \$65,000,000, 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 1943 subsequent to March 31, 1943: *Provided*, That payments to States for the fourth quarter of the fiscal year 1943 and for any quarter in the fiscal year 1944 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.

*Ante*, p. 160.

49 Stat. 645.  
42 U. S. C. §§ 1201-1206.

Payments with respect to State plans.

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, as amended, \$9,000,000, 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 1943 subsequent to March 31, 1943: *Provided*, That payments to States for the fourth quarter of the fiscal year 1943 and for any quarter in the fiscal year 1944 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.

Interchange of funds.

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.

Salaries, Bureau of Public Assistance: For personal services in the Bureau of Public Assistance in the District of Columbia and elsewhere, \$900,000.

*Ante*, p. 160.

49 Stat. 626.  
42 U. S. C. §§ 501-503.

Payment for post-ago.

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, as amended, including rentals in the District of Columbia and elsewhere, \$35,328,000, of which such amounts as may be agreed upon by the Board and the Postmaster General, shall be used for the payment, in such manner as said parties may jointly determine, of postage for the transmission of official mail matter in connection with the unemployment compensation administration of States receiving grants herefrom.

Salaries, Bureau of Employment Security: For personal services in the Bureau of Employment Security in the District of Columbia and elsewhere, \$750,000.

Salaries, Bureau of Old-Age and Survivors' Insurance: For personal services in the Bureau of Old-Age and Survivors' Insurance in the District of Columbia and elsewhere, \$17,000,000.

Salaries, offices of the Social Security Board: For personal services in the District of Columbia and elsewhere of the Social Security Board

and its several offices and bureaus, not otherwise appropriated for herein, \$3,250,000, including the salary of an executive director at the rate of \$9,500 per year.

Miscellaneous expenses, Social Security Board: For all expenses, not otherwise appropriated for, necessary to enable the Social Security Board to carry into effect the provisions of the Social Security Act as amended (42 U. S. C. 301-1305), including public instruction and information, and the procurement of information relating to the death of individuals entitled to benefits, receiving benefits, or upon whose death some other individual may become entitled to benefits, under title II of said Act, from proper State and local officials, including officials of the District of Columbia, Alaska, and Hawaii or individuals designated by such State and local officials, and as authorized by the Administrator for personal services on a piece-work basis or otherwise in connection with the procurement of such information without regard to section 3709 of the Revised Statutes and the provisions of other laws applicable to the employment and compensation of officers and employees of the United States, which expenses shall include reproducing and photographic equipment; periodicals; purchase and exchange of lawbooks and 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, payments for which may be made in advance; alterations and repairs; purchase (not exceeding three), operation, maintenance, and repair of passenger-carrying automobiles; \$3,000,000.

Executive director.

49 Stat. 620.  
42 U. S. C. §§ 301-1307; Supp. II, ch. 7.  
*Ante*, p. 47.

49 Stat. 622.  
42 U. S. C. §§ 401-409.  
*Ante*, p. 47.

41 U. S. C. § 5.

Transfer of functions; amounts for personal services.

Transfer of funds.

If during the fiscal years 1943 or 1944 functions are transferred by the Federal Security Administrator from or between any of the said offices or bureaus, the Administrator may transfer from or between the appropriations herein made for salaries for the Social Security Board the amounts necessary for personal services in connection with the functions so transferred.

Not to exceed 5 per centum of any of the foregoing appropriations for salaries for the Social Security Board may, subject to the approval of the Director of the Bureau of the Budget, be transferred by the Administrator to any other of such appropriations, but no appropriation may be increased more than 5 per centum thereby.

#### OFFICE OF THE ADMINISTRATOR

Salaries, Office of the Administrator, \$143,000: *Provided*, That the salary of the Administrator shall be at the rate of \$12,000 per annum so long as the incumbent thereof is Chairman of the War Manpower Commission: *Provided further*, That of the sum herein appropriated the Administrator may expend not to exceed \$2,500 for temporary employment of persons, by contract or otherwise, for special services determined necessary by the Administrator, without regard to section 3709 of the Revised Statutes and the civil-service and classification laws.

Salary of Administrator.

41 U. S. C. § 5.

8 F. R. 5650.

41 U. S. C. § 5.

Community war services: For all expenses necessary to enable the Federal Security Administrator to carry out the functions transferred from the Office of Defense Health and Welfare Services by Executive Order Numbered 9338, dated April 29, 1943, including personal services in the District of Columbia and elsewhere; the temporary employment of persons by contract or otherwise without regard to section 3709 of the Revised Statutes and the civil service and classification laws; acceptance and utilization of voluntary and uncompensated services; printing and binding; maintenance, operation, and repair of passenger-carrying motor-propelled vehicles; and traveling expenses, including expenses, when specifically authorized

by the Administrator, of attendance at meetings concerned with the purposes of this appropriation and payment of actual transportation and other necessary expenses and not to exceed \$10 per diem in lieu of subsistence of persons serving while away from their homes in an advisory capacity to the Administrator without other compensation from the United States, \$1,670,000: *Provided*, That the Administrator may transfer from this appropriation to appropriations available to any unit of the Federal Security Agency designated by him to perform any of the functions and duties transferred by Executive Order Numbered 9338 such sums as are necessary for the performance of such functions and duties by such other unit.

Salaries, Division of Personnel Supervision and Management, \$120,000.

Salaries, Chief Clerk's Division, \$280,000.

Salaries, Office of the General Counsel, \$531,380.

Miscellaneous expenses, Office of Administrator: For miscellaneous expenses of the Office of the Administrator in the District of Columbia and elsewhere (except printing and binding); examination of estimates for appropriations in the field; purchase and exchange of lawbooks, other books of reference, and periodicals; 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; and purchase, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles, \$75,000: *Provided*, That the Administrator may transfer to this appropriation from appropriations of the constituent organizations of the Federal Security Agency such sums as may be necessary to finance the purchase of duplicating materials required in performance of duplicating work for such constituent organizations.

Purchase of duplicating materials.

Attendance at meetings.

The appropriation in this title for traveling expenses shall be available for the Office of the Administrator in an amount not to exceed \$1,500 for expenses of attendance at meetings or conventions concerned with the work of the Federal Security Agency, when specifically authorized by the Federal Security Administrator; and not to exceed \$1,000 for payment of actual transportation expenses and not to exceed \$10 per diem in lieu of subsistence of persons serving while away from their homes, without other compensation, in an advisory capacity to the Federal Security Agency.

*Post*, p. 615.

Traveling expenses, Federal Security Agency: For traveling expenses (not appropriated for elsewhere) for the Federal Security Agency and all bureaus, boards, and constituent organizations thereof, including 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, in an advisory capacity to the Federal Security Agency; expenses, when specifically authorized by the Federal Security Administrator, of attendance at meetings concerned with the work of the Federal Security Agency; and reimbursement, at not to exceed 3 cents per mile, for travel performed by employees of the Federal Security Agency in privately owned automobiles and within the limits of their official stations, when engaged in the investigation of claims or the furnishing or securing of information concerning claims or wage records under title II of the Social Security Act, as amended (42 U. S. C. 401-409), \$1,620,000: *Provided*, That all receipts from non-Federal agencies representing reimbursement for subsistence and other expenses of travel of employees of the Office of Education performing advisory functions to said agencies shall be deposited in the Treasury of the United States to the credit of this appropriation: *Provided further*,

49 Stat. 622.  
*Ante*, p. 47.  
 Deposit of reimbursement receipts.

That the Federal Security Administrator may hereafter delegate to such officers and employees as he may designate for the purpose all his authority in connection with the transfer of personnel and household goods and effects from one official station to another.

Transfer of personnel, etc.  
Delegation of authority.

Printing and binding, Federal Security Agency: For printing and binding (not appropriated for elsewhere) for the Federal Security Agency and all bureaus, boards, and constituent organizations thereof, including the purchase of reprints of scientific and technical articles published in periodicals and journals, \$900,000, of which \$567,700 shall be solely for printed forms, tabulating cards, and tabulating forms in the Bureau of Old-Age and Survivors Insurance.

In order that the Administrator may effectuate reorganization plans submitted and approved pursuant to the Reorganization Act of 1939, he may transfer to the foregoing appropriations under this title from funds available for administrative expenses of the constituent units of the Federal Security Agency such sums as represent a consolidation in the Office of the Administrator of any of the administrative functions of said constituent units: *Provided*, That no such transfer of funds shall be made unless the consolidation of administrative functions will result in a reduction of administrative salary and other expenses and such reduction is accompanied by savings in funds appropriated to the Federal Security Agency, which savings shall not be expended for any other purpose but shall be impounded and returned to the Treasury.

Transfer of funds.  
53 Stat. 561, 1423;  
54 Stat. 1231.  
5 U. S. C. §§ 133-133t note; Supp. II, § 133t.

The Secretary of the Treasury is authorized to transfer to the constituent organizations of the Federal Security Agency from appropriations for traveling expenses and printing and binding, Federal Security Agency, such amounts as the Administrator may request; amounts so transferred shall be set up on the books of the Treasury under suitable titles and shall be available for the same purposes and subject to the same limitations as the appropriations from which transferred: *Provided*, That balances of any amounts so transferred, or any part of such balances shall, upon request of the Administrator, be retransferred to the appropriations for traveling expenses and printing and binding, Federal Security Agency.

None of the moneys appropriated by this Act to the Social Security Board or to the Children's Bureau of the Department of Labor for grants-in-aid of State agencies to cover, in whole or in part, the cost of operation of said agencies, including the salaries and expenses of officers and employees of said agencies, shall be withheld from the said agencies of any States which have established by legislative enactment and have in operation a merit system and classification and compensation plan covering the selection, tenure in office, and compensation of their employees, because of any disapproval of their personnel or the manner of their selection by the agencies of the said States, or the rates of pay of said officers or employees.

Withholding of moneys from State agencies, restriction.

This title may be cited as the "Federal Security Agency Appropriation Act, 1944".

Citation of title.

### TITLE III—EMPLOYEES' COMPENSATION COMMISSION

Employees' Compensation Commission Appropriation Act, 1944.  
Post, p. 615.

Salaries and expenses: For 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; lawbooks, books of reference, periodicals; stationery and supplies; traveling expenses; fees and mileage of witnesses; contract stenographic report-

D. C. Code §§ 36-501, 36-502.

42 U. S. C., Supp. II, §§ 1651-1654.

44 Stat. 1424.  
33 U. S. C., Supp. II, ch. 18 note.

56 Stat. 588.

41 U. S. C. § 5.

Post, p. 615.

39 Stat. 742.  
5 U. S. C. §§ 751-791, 793; Supp. II, § 793.

Payment of compensation benefits.

48 Stat. 351; 39 Stat. 742.  
5 U. S. C. §§ 751-791, 793; Supp. II, §§ 793, 793.

Reappropriation.

56 Stat. 589.

Medical services, etc., to CCC enrollees.

39 Stat. 742.  
5 U. S. C. §§ 751-791, 793; Supp. II, § 793.

ing services; rent in the District of Columbia for the administration of the Act of May 17, 1928 (45 Stat. 600); and miscellaneous items; \$837,000.

Salaries and expenses, military bases (national defense): For all necessary expenses of the Employees' Compensation Commission in administering the Act of August 16, 1941 (55 Stat. 622), making applicable the Longshoremen's and Harbor Workers' Compensation Act (33 U. S. C. 901) to military, air, and naval bases outside continental United States, including personal services in the District of Columbia; lawbooks, books of reference, and periodicals; printing and binding; fees and mileage of witnesses; stenographic reporting services, by contract or otherwise; purchase, maintenance, operation, and repair of motor-propelled or horse-drawn passenger-carrying vehicles for use in the field; \$25,000, together with the unexpended balance of appropriation for this purpose for the fiscal year 1943: *Provided*, That section 3709, Revised Statutes, shall not apply to any purchase or service outside continental United States when the unit aggregate amount involved does not exceed \$500.

Printing and binding: For printing and binding for the Employees' Compensation Commission, \$17,000.

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 (5 U. S. C. 785), 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, Navy, and Veterans' Administration 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 1944 or in prior fiscal years, \$6,850,000.

For the payment of compensation benefits (including the advancement of costs for the enforcement of third party recoveries, and payments to other Federal agencies for medical and hospital services) authorized by the Act of February 15, 1934 (5 U. S. C. 796), extending the Act of September 7, 1916 (5 U. S. C. 751), to persons rendering services as employees of the United States pursuant to said Act of February 15, 1934, the Act of June 19, 1934 (48 Stat. 1056), and the several emergency relief and National Youth Administration appropriation Acts and to veterans and other persons included under title V of the Act of June 29, 1936 (49 Stat. 2035), there is hereby reappropriated the unexpended balance of the appropriation "Employees' compensation fund emergency relief, 1943", and of such special funds as have heretofore been established in the Treasury pursuant to such Acts, of which \$435,820 shall be available for administrative expenses of the Employees' Compensation Commission of which latter sum not to exceed \$75,000 may be added to the appropriation in this Act for salaries and expenses, United States Employees' Compensation Commission: *Provided*, That the Commission shall furnish medical and hospital services and treatment and burial expenses, including transportation and other expenses incidental to such services, treatment and burial, to such enrollees of the Civilian Conservation Corps who may be certified by the Director of such corps as receiving hospital services and treatment at Government expense on June 30, 1943, and who are not entitled thereto under the Act of September 7, 1916, as amended and extended, and the limitations and authority of the Act of September 7, 1916, as amended, shall apply in providing such services, treatment, and expenses.

This title may be cited as the "Employees' Compensation Commission Appropriation Act, 1944".

Citation of title.

#### TITLE IV—NATIONAL LABOR RELATIONS BOARD

National Labor Relations Board Appropriation Act, 1944.

**Salaries:** For three Board members of the National Labor Relations Board and other personal services of the Board in the District of Columbia and elsewhere necessary in performing the duties imposed by law, \$1,715,000.

**Miscellaneous expenses (other than salaries):** For all authorized and necessary expenditures, other than salaries, of the National Labor Relations Board in performing duties imposed by law or in pursuance of law, including repairs and alterations; communication services; contract stenographic reporting services; lawbooks; books of reference; periodicals; and operation, maintenance, and repair of one automobile, \$478,000.

**Printing and binding:** For all printing and binding for the National Labor Relations Board in Washington and elsewhere, \$220,000.

**Salaries and expenses (national defense):** For all expenses necessary to enable the National Labor Relations Board to perform the duties imposed upon it by law or in pursuance of law in connection with disputes involving labor in industries under the national defense program, including personal services in the District of Columbia and elsewhere, and other items otherwise properly chargeable to appropriations of the National Labor Relations Board for miscellaneous expenses and printing and binding, \$600,000. No part of the funds appropriated in this title shall be used in any way in connection with a complaint case arising over an agreement between management and labor which has been in existence for three months or longer without complaint being filed: *Provided*, That, hereafter, notice of such agreement shall have been posted in the plant affected for said period of three months, said notice containing information as to the location at an accessible place of such agreement where said agreement shall be open for inspection by any interested person.

Labor disputes.  
*Post*, p. 618.

Unfiled complaint cases.

Notice of agreement.

This title may be cited as the "National Labor Relations Board Appropriation Act, 1944".

Citation of title.

#### TITLE V—NATIONAL MEDIATION BOARD

National Mediation Board Appropriation Act, 1944.

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 books of reference, and periodicals, \$184,500, of which amount not to exceed \$138,790 may be expended for personal services in the District of Columbia.

National Railway Labor panel.

**Salaries and expenses, emergency panels, and so forth, National Mediation Board:** For all necessary expenses of the National Railway Labor panel, including compensation of the members thereof at not to exceed \$50 per day and \$6 per diem in lieu of subsistence on such days as they are actually engaged in performance of the duties of the panel; travel expenses of members of the panel, including such expenses to and from their homes or regular places of business; printing and binding; contract stenographic reporting services; and personal services in the District of Columbia to enable the chairman of said panel to perform his functions under Executive Order Numbered 9299, \$50,000.

S. F. R. 1000.

**Arbitration and emergency boards:** To enable the National Mediation Board to pay necessary expenses of arbitration boards, and emergency boards appointed by the President pursuant to section 10 of the Railway Labor Act approved May 20, 1926 (45 U. S. C. 160),

44 Stat. 586.

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 these purposes shall be available.

Printing and binding: For all printing and binding for the National Mediation Board, \$2,500.

#### NATIONAL RAILROAD ADJUSTMENT BOARD

Salaries and expenses: 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, \$235,500, of which \$62,500 shall be available only for compensation not in excess of \$50 per day and expenses of referees, and not more than \$118,680 for other personal services.

Printing and binding: For all printing and binding for the National Railroad Adjustment Board, \$17,500.

Citation of title.

This title may be cited as the "National Mediation Board Appropriation Act, 1944".

Railroad Retirement Board Appropriation Act, 1944.

#### TITLE VI—RAILROAD RETIREMENT BOARD

Salaries: For personal services in the District of Columbia and elsewhere necessary in performing the duties imposed by law, \$2,030,000.

Miscellaneous expenses (other than salaries): For all necessary expenditures, other than salaries and printing and binding, of the Railroad Retirement Board in performing the duties imposed by law, including rent 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 and per diem (not to exceed \$10) in lieu of subsistence and other expenses 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; other fees and compensation; supplies and equipment (including photographic equipment); not to exceed \$5,000 for lawbooks, books of reference, 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; and expenses incident to moving the office of the Board from one building to another, \$490,000.

Printing and binding: For printing and binding for the Railroad Retirement Board, \$34,000.

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, \$262,720,000, of which \$20,774,000 shall be immediately available: *Provided*, That such total amount shall be available until expended for making payments required under said retirement Acts.

49 Stat. 967; 50 Stat. 307.

45 U. S. C. §§ 215-228; Supp. II, §§ 215-228 *et seq.*

50 Stat. 316.

45 U. S. C. § 228o.

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.

This title may be cited as the "Railroad Retirement Board Appropriation Act, 1944".

Citation of title.

## TITLE VII—EXECUTIVE OFFICE OF THE PRESIDENT— OFFICE FOR EMERGENCY MANAGEMENT

War Manpower  
Commission Appropriation Act, 1944.

### WAR MANPOWER COMMISSION

General administration: For all necessary expenses for the general administration of the War Manpower Commission, including not to exceed \$10,000 for the employment of aliens, not to exceed \$160,000 for printing and binding, and not to exceed \$1,098,214 for travel expenses, \$11,000,000.

Post, p. 614.

### APPRENTICE TRAINING SERVICE

Apprentice training service: For all expenses necessary to enable the Chairman of the War Manpower Commission to conduct a program of encouraging apprentice training, including printing and binding (not to exceed \$3,000), and travel expenses (not to exceed \$100,000), \$475,500.

Apprentice training service (national defense): For all expenses necessary to enable the Chairman of the War Manpower Commission to conduct a program of encouraging apprentice training in national defense industries, including printing and binding (not to exceed \$15,000), and travel expenses (not to exceed \$161,000), \$600,000.

### EMPLOYMENT OFFICE FACILITIES AND SERVICES

Employment office facilities and services: For all necessary expenses of the War Manpower Commission in connection with the operation and maintenance of employment office facilities and services, and the performance of functions, duties, and powers relating to employment service transferred to the War Manpower Commission by Executive Order Numbered 9247, including the recruitment and placement of individuals for work or training in occupations essential to the war effort; such expenses to include contract janitorial services, at not to exceed \$300 for any individual; reimbursement, at not to exceed 3 cents per mile, for official travel performed by employees in privately owned automobiles within the limits of their official station; printing and binding (not to exceed \$265,000); travel expenses (not to exceed \$2,098,000); and rent in the District of Columbia: *Provided*, That payment of salaries may be made to employees while taking annual and sick leave based upon unused leave accrued under State regulations found by the Social Security Board to conform to the requirements of title III of the Social Security Act, as amended, and on the basis of State employment which had been financed in whole or in part from grants under title III of said Act, including payment for accrued leave to be substituted for leave without pay taken between January 1, 1942, and June 30, 1942, which payment shall not exceed in any case the amount payable for such purposes under Federal laws with respect to the maximum accumulation of such leave: *Provided further*, That the Chairman of the War Manpower Commission may transfer funds from this appropriation to the Social Security Board for "grants to States for unemployment compensation administration" as authorized in title III of the Social Security Act, as amended, to meet costs

Post, p. 614.

50 U. S. C., Supp.  
II, app., note, foll.  
§ 601.

Payments to employees for designated unused leave.

49 Stat. 626.  
42 U. S. C. §§ 501-503.

Transfer of funds.  
Ante, p. 510.

Salary restrictions.

incurred by States in making available to the War Manpower Commission premises, equipment, supplies, facilities, and services, needed by the Commission in the operation and maintenance of employment office facilities and services, any sum so transferred and not expended in accordance with this proviso to be retransferred to this appropriation, \$47,500,000: *Provided further*, That pending the return to State control after the war emergency of the Employment Service facilities, property, and personnel loaned by the States to the United States Employment Service, no portion of the sum herein appropriated shall be expended by any Federal agency for any salary, to any individual engaged in employment-service duties in any position within any local or field or State office, which substantially exceeds the salary which would apply to such position and individual if the relevant State merit system applied and if State operation of such office had continued without interruption: *Provided further*, That no portion of the sum herein appropriated shall be expended by any Federal agency for the salary of any person who is engaged for more than half of the time, as determined by the State director of unemployment compensation, in the administration of the State unemployment compensation act, including claims taking but excluding registration for work.

## NATIONAL YOUTH ADMINISTRATION

Liquidation expenses.  
*Post*, pp. 539, 615.

For all necessary expenses to enable the National Youth Administrator to provide for the liquidation of the National Youth Administration and the conservation and disposition of all the property of whatever type (including buildings, accessories, equipment, and machinery of all types), in use by said National Youth Administration, including the personal services in the District of Columbia and elsewhere; payment for accrued annual leave of employees separated from the Government service due to the discontinuance of the National Youth Administration operations, and such travel and other necessary expenses as may be incurred in connection with the liquidation of the National Youth Administration from the unexpended balances of the appropriations made to the National Youth Administration in the "Federal Security Agency Appropriation Act of 1943" not exceeding \$3,000,000: *Provided*, That said liquidation shall be completed as quickly as possible, but in any event not later than January 1, 1944.

56 Stat. 571.  
Completion of liquidation; date.

## SELECTIVE SERVICE SYSTEM

Salaries and expenses, Selective Service System, War Manpower Commission: For all expenses necessary for the operation and maintenance of the Selective Service System as authorized by the Selective Training and Service Act of 1940 (50 U. S. C. App. 301): including not to exceed \$640,000 for printing and binding; \$51,856,000: *Provided*, That such amounts as may be necessary shall be available for the planning, directing, and operation of a program of work of national importance under civilian direction, either independently or in cooperation with governmental or nongovernmental agencies, and the assignment and delivery thereto of individuals found to be conscientiously opposed to participation in work of the land or naval forces, which cooperation with other agencies may include the furnishing of funds to and acceptance of money, services, or other forms of assistance from such nongovernmental agencies for the more effectual accomplishment of the work; and including also the pay and allowances of such individuals at rates not in excess of those paid to persons inducted into the Army under the Selective Service

54 Stat. 885.  
50 U. S. C. app.  
§§ 301-318; Supp. II.  
§§ 302-315.  
*Ante*, pp. 164, 391;  
*post*, p. 596.  
Conscientious objectors.

System, and such privileges as are accorded such inductees: *Provided further*, That the travel of persons engaged in the administration of the Selective Service System, including commissioned, warrant, or enlisted personnel of the Army, Navy, Marine Corps, or their reserve components, may be ordered by the Director or by such persons as he may authorize, and persons so traveling shall be entitled to transportation and subsistence or per diem in lieu of subsistence, at rates authorized by law: *Provided further*, That the Director of Selective Service, in prescribing per diem rates of allowance, not exceeding \$6, in lieu of subsistence for officers of the Army, Navy, and Marine Corps, and of the reserve components thereof, traveling on official business and away from their designated posts of duty, pursuant to the first paragraph of section 12 of the Act approved June 16, 1942 (37 U. S. C. 112), is hereby authorized to prescribe such per diem rates of allowance, whether or not orders are given to such officers for travel to be performed repeatedly between two or more places in the same vicinity, and without regard to the length of time away from their designated posts of duty under such orders.

Travel expenses.

Per diem rates of allowance.

56 Stat. 364.  
37 U. S. C., Supp.  
II, § 112.

#### TRAINING-WITHIN-INDUSTRY SERVICE

Training-within-industry service, War Manpower Commission (national defense): For all expenses necessary to enable the Chairman of the War Manpower Commission to promote and facilitate on-the-job training and maximum utilization of workers by industries and activities essential to the war by affording training to supervisory personnel; including the temporary employment of persons by contract or otherwise without regard to section 3709 of the Revised Statutes and the civil service and classification laws; reimbursement, at not to exceed 3 cents per mile, for official travel performed by employees in privately owned automobiles within the limits of their official stations; printing and binding (not to exceed \$50,000); and travel expenses (not to exceed \$300,440), \$1,686,000.

Post, p. 614.

41 U. S. C. § 5.

SEC. 702. The general provisions under the caption "Executive Office of the President—Office for Emergency Management", contained in the National War Agencies Appropriation Act, 1944, and applicable to the constituent agencies of the Office for Emergency Management contained therein shall be applicable in the same manner to the War Manpower Commission and the appropriations therefor contained in this title.

General provisions.  
Post, p. 535.

SEC. 703. This title may be cited as the "War Manpower Commission Appropriation Act, 1944".

Citation of title.

#### TITLE VIII—GENERAL PROVISIONS

SEC. 801. No part of any appropriation contained in 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.

Senate disapproval  
of nomination, effect.

SEC. 802. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who is a member of an organization that advocates, the overthrow of the

Persons advocating  
overthrow of U. S.  
Government.

Affidavit.

Penalty.

Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Funds for training defense workers.

SEC. 803. No part of any appropriation for training of defense workers contained in this Act shall be available for obligation for a period longer than sixty days after cessation of hostilities in the present war.

Availability of appropriations and authority.

SEC. 804. The appropriations and authority with respect to appropriations contained herein shall be available from and including July 1, 1943, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between June 30, 1943, 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.

Ratification of incurred obligations.

Short title.

SEC. 805. This Act may be cited as the "Labor-Federal Security Appropriation Act, 1944".

Approved July 12, 1943.

[CHAPTER 222]

JOINT RESOLUTION

Relating to the provision of butter for the patients of Saint Elizabeths Hospital.

July 12, 1943  
[H. J. Res. 37]  
[Public Law 136]

Whereas it is no longer possible for officials of Saint Elizabeths Hospital in the District of Columbia to obtain butter in amounts required to provide for its six thousand nine hundred mentally ill patients, no response having been received from advertisements for bids for the butter required for the month of December 1942, and the weekly purchase of butter in sufficient amounts from other sources being subject to great uncertainty due to the greatly limited supply of available butter stocks: Therefore be it

Saint Elizabeths Hospital.  
Butter substitutes.  
56 Stat. 585.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That notwithstanding the provisions of the Labor-Federal Security Appropriation Act, 1943, the superintendent of Saint Elizabeths Hospital is hereby authorized, whenever he finds the procurement of an adequate butter supply is not feasible, to purchase from the funds therein appropriated for the hospital, such butter substitutes as may be necessary to meet the requirements of the hospital.

SEC. 2. This Act shall remain in effect only during the present national emergency.

Approved July 12, 1943.

[CHAPTER 223]

AN ACT

To authorize the use for war purposes of silver held or owned by the United States.

July 12, 1943  
[S. 35]  
[Public Law 137]

Sale or lease of Government silver.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the President is authorized, through the Secretary of the Treasury, upon the recommendation of the Chairman of the War Production Board, to sell, or lease for domestic purposes for a period not longer than six months after the cessation of hostilities in the present war, as proclaimed by the President, upon such terms as the Secretary of the Treasury

shall deem advisable, to any person, partnership, association, or corporation, or any department of the Government, for purposes, including but not limited to the making of munitions of war and the supplying of civilian needs, and the converting of existing plants to those purposes, any silver held or owned by the United States: *Provided*, That no silver shall be sold under this Act at less than 71.11 cents per fine troy ounce: *Provided further*, That at all times the ownership and the possession or control within the United States of an amount of silver of a monetary value equal to the face amount of all outstanding silver certificates heretofore or hereafter issued by the Secretary of the Treasury shall be maintained by the Treasury.

Minimum price.  
Maintenance of designated amount of silver.

SEC. 2. This Act shall expire on December 31, 1944.

Approved July 12, 1943.

[CHAPTER 224]

AN ACT

To provide for emergency flood-control work made necessary by recent floods, and for other purposes.

July 12, 1943  
[S. 1134]  
[Public Law 138]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the sum of \$10,000,000 is hereby authorized to be appropriated as an emergency fund to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers for the repair, restoration, and strengthening of levees and other flood-control works which have been threatened or destroyed by the recent floods: *Provided*, That pending the appropriation of said sum the Secretary of War may allot from existing flood-control appropriations such sums as may be necessary for the immediate prosecution of the work herein authorized, such appropriations to be reimbursed from the appropriation herein authorized when made: *Provided further*, That funds allotted under this authority shall not be diverted from the unobligated funds from the appropriation "Flood control, general", made available in the War Department Civil Appropriation Act, 1944, for specific purposes therein enumerated.

Emergency flood-control works. Appropriation authorized.  
Post, p. 544.

Allotments; reimbursement.

Funds not to be diverted.

Act, p. 95.

SEC. 2. The provisions of Section 1 shall be deemed to be additional and supplemental to, and not in lieu of, existing general legislation authorizing allocation of flood-control funds for restoration of flood-control works threatened or destroyed by flood.

SEC. 3. The Secretary of Agriculture is hereby authorized and directed to suspend all quota provisions and other limitations with respect to the production of agricultural commodities on any lands affected by floods in 1943 whenever he finds that crops have been destroyed or plantings interfered with or washed out on said lands by reason of such floods, and he is further authorized to permit the maximum planting on such lands of any crops which are essential to the war effort, without the imposition of any penalty or the withholding of any benefit, soil conservation, or other agricultural payments.

Suspension of quota provisions; maximum planting.

SEC. 4. The War Production Board, and every other governmental agency which has jurisdiction over allocations and priorities relating to farm machinery and equipment, are authorized and directed immediately to take such steps as may be necessary to provide for the necessary allocations and priorities to enable farmers in the areas affected by floods in 1943 to replace and repair their farm machinery and equipment which was destroyed or damaged by such floods, and to continue farming operations.

Farm machinery and equipment. Allocations and priorities.

Approved July 12, 1943.

## [CHAPTER 228]

## AN ACT

Making appropriations for war agencies in the Executive Office of the President for the fiscal year ending June 30, 1944, 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 support of war agencies in the Executive Office of the President for the fiscal year ending June 30, 1944, and for other purposes, namely:

## EXECUTIVE OFFICE OF THE PRESIDENT

## BOARD OF ECONOMIC WARFARE

Salaries and expenses: For all expenses necessary to enable the Board of Economic Warfare to carry out its functions and activities, including salaries of an Executive Director at \$10,000 per annum and four assistants to the Executive Director at \$9,000 per annum each, and other personal services (including aliens) in the District of Columbia and elsewhere; the acceptance and utilization of voluntary and uncompensated services; the temporary employment of persons or organizations by contract or otherwise without regard to the civil-service and classification laws or section 3709 of the Revised Statutes (41 U. S. C. 5); procurement of services, supplies, and equipment (1) outside the United States without regard to section 3709, Revised Statutes, and 3648, Revised Statutes (31 U. S. C. 529), including the rental of office space and contracts for utility services for periods of two years in any foreign country where required by local custom or practice, and (2) within the United States without regard to section 3709, Revised Statutes, when the amount involved in any one case does not exceed \$300; travel expenses (not exceeding \$300,000 for travel within the continental limits of the United States), including (1) expenses of attendance at meetings of organizations concerned with the work of the Board, (2) actual transportation and other necessary expenses, and not to exceed \$10 per diem in lieu of subsistence of persons serving while away from their homes without other compensation from the United States, in an advisory capacity to the Board, (3) payment to the Chairman and the Executive Director of the Board of actual and necessary transportation, subsistence, and other expenses incidental to the performance of their duties, and (4) expenses outside the United States without regard to the Standardized Government Travel Regulations and the Subsistence Expense Act of 1926, as amended (5 U. S. C. 821), and section 901 of the Act of June 29, 1936 (46 U. S. C. 1241), and (5) when specifically authorized or approved by the Executive Director of the Board or such other official as he may designate for the purpose, expenses of employees of the Board, including the transportation of their effects (in accordance with the Act of October 10, 1940), to their first post of duty in a foreign country, or when transferred from one official station to another, and return to the United States; payment of living and quarters allowances to personnel stationed outside the United States in accordance with the regulations approved by the President on December 30, 1942; advances of money, upon the furnishing of bond, to employees of the Board traveling in a foreign country, in such sums as the Executive Director of the Board shall direct; reimbursement of employees of the Board for loss of personal effects in case of marine or aircraft disaster; preparation and transportation of the remains of officers and employees who die abroad

July 12, 1943  
[H. R. 2968]  
[Public Law 139]

National War Agencies Appropriation Act, 1944.

*Ante*, p. 169.  
*Post*, pp. 538, 613.

Executive Director and assistants.

Services, supplies, and equipment.

Minor purchases.

Travel expenses.

44 Stat. 688.  
5 U. S. C., Supp. II,  
§ 823.  
49 Stat. 2015.

54 Stat. 1105.  
5 U. S. C. § 73c-1.

Reimbursement.

Transportation of remains of officers and employees.

or in transit while in the dispatch 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; purchase and exchange of lawbooks and books of reference; the rental of news-reporting services; the purchase of, or subscription to, commercial and trade reports, newspapers, and periodicals; maintenance, operation, repair, and hire of motor-propelled or horse-drawn passenger-carrying vehicles; and printing and binding (not exceeding \$100,000); \$36,150,000, of which amount such sums as may be authorized by the Director of the Bureau of the Budget may be transferred to other departments or agencies of the Government for the performance by them of any of the functions or activities for which this appropriation is made, but no other agency of the Government shall perform work or render services for the Board of Economic Warfare, whether or not the performance of such work or services involves the transfer of funds or reimbursement of appropriations, unless authority therefor, in accordance with regulations issued by the Director of the Bureau of the Budget shall have been obtained in advance: *Provided*, That such sums as are included in this appropriation for special projects (classified in the estimates submitted to Congress as or under "Other contractual services") may be expended for travel expenses, printing and binding, and purchase of motor-propelled passenger-carrying vehicles without regard to the limitations specified for such objects under this appropriation but within such amounts as the Director of the Bureau of the Budget may approve therefor and such Director shall report to Congress each such limitation determined by him: *Provided further*, That not to exceed \$10,000,000 of this appropriation shall be available to meet emergencies of a confidential character to be expended under the direction of the Executive Director, who shall make a certificate of the amount of such expenditure which he may think it advisable not to specify, and every such certificate shall be deemed a sufficient voucher for the amount therein certified.

Payments for articles and materials requisitioned: For the purpose of making payments to the owners thereof for articles requisitioned under authority of the Acts of October 10, 1940, and October 16, 1941, as amended (50 U. S. C. App. 711 and 721), the unexpended balance as of June 30, 1943, of the fund consisting of (1) the allocation of \$200,000 to the Economic Defense Board from the emergency fund for the President by letter of November 26, 1941, and (2) the receipts credited to said appropriation by said Act of October 10, 1940, as amended and reallocated for the same purpose by said letter of allocation, is hereby continued available to the Board of Economic Warfare for the fiscal year 1944: *Provided*, That receipts of the sales of articles requisitioned by said Board under authority of said Act of October 16, 1941, shall be deposited to the credit of this fund and be immediately available for the purposes thereof.

No part of any funds appropriated or made available herein to the Board of Economic Warfare shall be used after August 15, 1943, directly or indirectly for the procurement of services, supplies, or equipment outside the United States except for the purpose of executing general economic programs or policies formally approved in writing by a majority of the Board and such writing has been filed with the Secretary of State prior to any such expenditure.

#### OFFICE OF CENSORSHIP

Salaries and expenses: For all expenses necessary to enable the Office of Censorship to perform the functions and duties prescribed by the President, including personal services in the District of

Vehicles.

Printing and binding.

Transfer of funds.

Authority for work by other agencies.

Use of sums for special projects.

Report to Congress.

Emergencies of a confidential character.

Payments for requisitioned articles.

54 Stat. 1090; 55 Stat. 742.

50 U. S. C. app. § 712; Supp. II, §§ 711, 713, 721-724.

*Ante*, p. 271.

Receipts from sales.

Procurement outside U. S. after Aug. 15, 1943.

Director and Deputy Director.

Traveling expenses.

Minor purchases.  
41 U. S. C. § 5.

Columbia and elsewhere; the employment of aliens as examiners or translators; the employment of a Director and a Deputy Director at not exceeding \$10,000 and \$9,000 per annum respectively; the acceptance and utilization of voluntary and uncompensated services; not to exceed \$20,000 for temporary employment, without regard to civil-service and classification laws; expenses of attendance at meetings of organizations concerned with the work of the Office; traveling expenses (not to exceed \$175,500), including not to exceed \$10 per diem in lieu of subsistence and other expenses of persons serving as advisers while away from their homes without other compensation from the United States; payment of living and quarters allowances to personnel stationed outside the continental limits of the United States in accordance with the Standardized Regulations Dated December 30, 1942; printing and binding (not to exceed \$355,000); hire, maintenance, and repair of automobiles; purchase of guard uniforms, law-books, books of reference, newspapers, and periodicals; purchase of gloves, aprons, and other items necessary for protection from chemicals and other laboratory materials and equipment; \$27,800,000: *Provided*, That section 3709 of the Revised Statutes shall not be construed to apply to any purchase made by or service rendered for the Office of Censorship outside the continental limits of the United States when the aggregate amount involved in such case does not exceed \$500.

#### PETROLEUM ADMINISTRATION FOR WAR

7 F. R. 10091.

41 U. S. C. § 5.

Salaries and Expenses: For all necessary expenses of the Petroleum Administration for War in performing its functions as prescribed by the President (Fed. Reg., December 4, 1942), including personal services in the District of Columbia; not to exceed \$600,000 for personal services without regard to the civil service and classification laws; printing and binding not to exceed \$15,000; traveling expenses not to exceed \$320,000, including attendance at meetings of organizations concerned with the purposes of this appropriation, and actual transportation and other necessary expenses and not to exceed \$10 per diem in lieu of subsistence of persons serving in an advisory capacity to the Administrator while away from their homes without other compensation from the United States; contract stenographic reporting services; books of reference, newspapers, and periodicals; purchase (not to exceed \$12,000), maintenance, repair, and operation of passenger-carrying automobiles; \$5,473,000: *Provided*, That section 3709, Revised Statutes, shall not apply to any purchase or service rendered under this appropriation when the aggregate amount involved does not exceed \$300.

#### OFFICE OF PRICE ADMINISTRATION

Administrative expenses.

56 Stat. 23, 765.  
50 U. S. C., Supp. II, app. §§ 901-946, 961-971.

*Ante*, p. 63; *post*, p. 566.

56 Stat. 177.  
50 U. S. C., Supp. II, app. § 1152.

Employment of aliens.

41 U. S. C. § 5.

Salaries and expenses: For all necessary expenses of the Office of Price Administration in carrying out the provisions of the Emergency Price Control Act of 1942, as amended by the Act of October 2, 1942 (50 U. S. C. App. 901), and the provisions of the Act of May 31, 1941 (55 Stat. 236), as amended by the Second War Powers Act, 1942 (50 U. S. C. App. 622), and all other powers, duties, and functions which may be lawfully delegated to the Office of Price Administration, including personal services in the District of Columbia and elsewhere; expenses of in-service training of employees, including salaries and traveling expenses of instructors; not to exceed \$55,000 for the employment of aliens; not to exceed \$30,000 for the temporary employment of persons or organizations, by contract or otherwise, without regard to section 3709, Revised Statutes, or the civil-service

and classification laws; contract stenographic reporting services; witness fees; purchase of lawbooks, books of reference, newspapers, and periodicals; printing and binding (not to exceed \$1,830,815, which limitation shall not apply to the printing of forms, instructions, regulations, and coupon books incidental to the rationing of commodities); maintenance, repair, and operation of passenger-carrying vehicles; traveling expenses (not to exceed \$7,250,000), including (1) attendance at meetings of organizations concerned with the work of the Office of Price Administration, (2) actual transportation and other necessary expenses and not to exceed \$10 per diem in lieu of subsistence of persons serving while away from their homes in an advisory capacity without other compensation from the United States, or at \$1 per annum, (3) reimbursement, at not to exceed 3 cents per mile, of employees for expenses incurred by them in official travel in privately owned automobile within the limits of their official stations, (4) expenses of appointees from point of induction in continental United States to their first post of duty in the Territories, and (5) expenses to and from their homes or regular places of business in accordance with the Standardized Government Travel Regulations, including travel in privately owned automobile (and including per diem in lieu of subsistence at place of employment), of persons employed intermittently away from their homes or regular places of business as consultants and receiving compensation on a per diem when actually employed basis; \$155,000,000, of which sum not less than \$56,000,000 shall be allocated for direct obligations of local war price and rationing boards; sums under such appropriation of \$155,000,000 may be transferred to other departments or agencies of the Government for the performance by them of any of the functions or activities for which this appropriation is made, but unless otherwise authorized by law no other agency of the Government shall perform work or render services for the Office of Price Administration, whether or not the performance of such work or services involves the transfer of funds or reimbursement of appropriations, unless authority therefor by the Bureau of the Budget shall have been obtained in advance: *Provided*, That sums set apart for special projects (classified in the estimates submitted to Congress as or under "Other contractual services") may be expended for travel expenses, and printing and binding without regard to the limitations herein specified for such objects, but within such amounts as the Director of the Bureau of the Budget may approve therefor and such Director shall report to Congress each such limitation determined by him: *Provided further*, That no part of this appropriation shall be used for the compensation of any officer, agent, clerk, or other employee of the United States who shall divulge or make known in any manner whatever to any person the operations, style of work, or apparatus of any manufacturer or producer visited by him in the discharge of his official duties, or the amount or source of income, profits, losses, expenditures, or any particular thereof, set forth or disclosed in any questionnaire, report, return, or document, required or requested to be filed by order or regulation of the Administrator or to permit any questionnaire, report, return, or document or copy thereof or any book containing any abstract or particulars thereof to be seen or examined by any person except as provided by law; nor for any person who shall print or publish in any manner whatever, except as hereinafter provided, any questionnaire, report, return, or document or any part thereof or source of income, profits, losses, expenditures, or methods of doing business, appearing in any questionnaire, report, return, or document: *Provided further*, That the foregoing provisions shall not be construed to prevent or prohibit the publication or disclosure of studies,

Printing and binding.

Traveling expenses.

Allocations for local boards.

Transfer of funds.

Authority for work by other agencies.

Use of sums for special projects.

Report to Congress.

Divulging of confidential information.

Authorized disclosure of information.

graphs, charts, or other documents of like general character wherein individual statistics or the source thereof is not disclosed or identified directly or indirectly nor to prevent the furnishing in confidence to the War Department, the Navy Department, or the United States Maritime Commission, such data and information as may be requested by them for use in the performance of their official duties: *Provided further*, That no part of this appropriation shall be available for making any subsidy payments: *Provided further*, That no part of this appropriation shall be used to enforce any maximum price or prices on any agricultural commodity or any commodity processed or manufactured in whole or substantial part from any agricultural commodity, including milk and its products and livestock, unless and until (1) the Secretary of Agriculture has determined and published for such agricultural commodity the prices specified in section 3 (a) of the Emergency Price Control Act of 1942, as amended by Public Law Numbered 729, approved October 2, 1942; (2) in case of a comparable price for such agricultural commodity, the Secretary of Agriculture has held public hearings and determined and published such comparable price in the manner prescribed by section 3 (b) of said Act as amended; and (3) the Secretary of Agriculture has determined after investigation and proclaimed that the maximum price or prices so established on any such agricultural commodity, including milk and its product and livestock, will reflect to the producer of such agricultural commodity a price in conformity with section 3 (c) of said Act as amended: *Provided further*, That such maximum price or prices shall conform in all respects to the provisions of section 3 of Public Law Numbered 729 approved October 2, 1942: *Provided further*, That any employee of the Office of Price Administration is authorized and empowered, when designated for the purpose by the head of the agency, to administer to or take from any person an oath, affirmation, or affidavit when such instrument is required in connection with the performance of the functions or activities of said Office: *Provided further*, That no part of this appropriation shall be directly or indirectly used for the payment of the salary or expenses of any person who directs the formulation of any price policy, maximum price, or price ceiling with respect to any article or commodity unless, in the judgment of the Administrator, such person shall be qualified by experience in business, industry, or commerce; but this limitation shall not apply to the Administrator or Acting Administrator as the case may be, in considering, adopting, signing, and promulgating price policies, maximum prices, or price ceilings formulated and prepared in compliance herewith: *Provided further*, That no part of this appropriation shall be used for the promulgation or enforcement of orders requiring grade labelling or standardization of food products, wearing apparel or other processed or manufactured commodities or articles.

## OFFICE OF STRATEGIC SERVICES

Salaries and expenses: For all expenses necessary to enable the Office of Strategic Services to carry out its functions and activities, including salaries of a Director at \$10,000 per annum, one assistant director and one deputy director at \$9,000 per annum each; utilization of voluntary and uncompensated services; procurement of necessary services, supplies and equipment without regard to section 3709, Revised Statutes; travel expenses, including (1) expenses of attendance at meetings of organizations concerned with the work of the Office of Strategic Services, (2) actual transportation and other necessary expenses and not to exceed \$10 per diem in lieu of subsistence of

Subsidy payments.

Maximum prices on agricultural commodities.

56 Stat. 27, 765.  
50 U. S. C., Supp. II, app. §§ 903 (a), (b), (c), 961-971.  
*Ante*, p. 63.

56 Stat. 766.  
50 U. S. C., Supp. II, app. § 963.  
Administration of oaths.

Experience requirement for designated personnel.  
Restriction on use of funds.  
*Post*, p. 638.

Exception.

Grade labeling or standardization of products.  
*Post*, p. 566.

Director, assistant and deputy directors.

41 U. S. C. § 5.  
Travel expenses.

persons serving while away from their homes without other compensation from the United States in an advisory capacity, and (3) expenses outside the United States without regard to the Standardized Government Travel Regulations and the Subsistence Expense Act of 1926, as amended (5 U. S. C. 821-833), and section 901 of the Act of June 29, 1936 (46 U. S. C. 1241); preparation and transportation of the remains of officers and employees who die abroad or in transit, while in the dispatch 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; purchase and exchange of law-books and books of reference; rental of news-reporting services; purchase of or subscription to commercial and trade reports, newspapers, and periodicals; the rendering of such gratuitous services and the free distribution of such materials as the Director deems advisable; purchase or rental and operation of photographic, reproduction, duplicating and printing machines, equipment, and devices and radio-receiving and radio-sending equipment and devices; maintenance, operation, repair, and hire of motor-propelled or horse-drawn passenger-carrying vehicles and vessels of all kinds; printing and binding; payment of living and quarters allowances to employees with official headquarters located abroad in accordance with regulations approved by the President on December 30, 1942; exchange of funds without regard to section 3651, Revised Statutes (31 U. S. C. 543); purchase and free distribution of firearms, guard uniforms, special clothing, and other personal equipment; the use of and payment for compartments or other superior accommodations considered necessary by the Director of Strategic Services or his designated representatives for security reasons or the protection of highly technical and valuable equipment; \$35,000,000, of which amount such sums as may be authorized by the Director of the Bureau of the Budget may be transferred to other departments or agencies of the Government, either as advance payment or reimbursement of appropriation, for the performance of any of the functions or activities for which this appropriation is made: *Provided*, That \$23,000,000 of this appropriation may be expended without regard to the provisions of law and regulations relating to the expenditure of Government funds or the employment of persons in the Government service, and \$21,000,000 of such \$23,000,000 may be expended for objects of a confidential nature, such expenditures to be accounted for solely on the certificate of the Director of the Office of Strategic Services and every such certificate shall be deemed a sufficient voucher for the amount therein certified.

## EXECUTIVE OFFICE OF THE PRESIDENT—OFFICE FOR EMERGENCY MANAGEMENT

### DIVISION OF CENTRAL ADMINISTRATIVE SERVICES

**Salaries and Expenses:** For all necessary expenses of the Division of Central Administrative Services, including traveling expenses (not to exceed \$165,000); printing and binding (not to exceed \$100,000); \$8,817,200: *Provided*, That there may be transferred to this appropriation from appropriations available to the constituent agencies of the Office for Emergency Management and to the Office of Price Administration such amounts as may be necessary for the procurement of supplies, equipment, and services for such agencies and such Administration, and funds so transferred shall be consolidated with and shall be expendable in the same manner as this appropriation: *Provided further*, That the constituent agencies (except the War Shipping

44 Stat. 688.  
5 U. S. C., Supp. II,  
§ 823.  
49 Stat. 2015.  
Transportation of  
remains of officers and  
employees.

Vehicles and vessels.

Exchange of funds.

Transfer of funds.

Objects of a confi-  
dential nature.

Post, pp. 538, 613.

Transfer of funds.

General services for  
constituent agencies.

Administration) of the Office for Emergency Management and the Office of Price Administration shall not establish, in the District of Columbia or in the field, fiscal, procurement, space allocation or procurement, duplicating, distribution, communication, or other general services, wherever the Director of the Bureau of the Budget determines that the Division of Central Administrative Services can render any such service.

Central duplicating and photographic services.

Working capital fund: For the establishment of a working capital fund, \$750,000, without fiscal year limitation, for the payment of salaries and other expenses necessary to the maintenance and operation of central duplicating and office and laboratory photographic services in the District of Columbia and elsewhere for the constituent agencies of the Office for Emergency Management and the Office of Price Administration; said fund to be reimbursed from applicable funds of the agencies for which services are performed, on the basis of rates which shall include estimated or actual charges for personal services, materials, equipment (including maintenance, repairs, and depreciation) and other expenses: *Provided*, That a separate schedule of expenditures and reimbursements and a statement of the current assets and liabilities of the working capital fund as of the close of the last completed fiscal year shall be included in the annual Budget.

Financial statement.

#### OFFICE OF CIVILIAN DEFENSE

Salaries and expenses: For all necessary expenses of the Office of Civilian Defense, including salary of the Director at not to exceed \$10,000 per annum; traveling expenses (not to exceed \$550,000); and printing and binding (not to exceed \$200,000); \$4,000,000.

56 Stat. 99.

Civilian Defense: Not to exceed \$10,500,000 of the unexpended balance of \$100,000,000 contained in the First Deficiency Appropriation Act, 1942, is hereby continued available until June 30, 1944, for the same objects and purposes, including the obligations chargeable to said appropriation, and subject to the same conditions and limitations: *Provided*, That the total amount available for administrative expenses for the fiscal year 1944 shall not exceed \$700,000.

The appropriations herein made for the Office of Civilian Defense shall constitute the total amount to be available for obligation by such agency during the fiscal year 1944 and shall not be supplemented by funds from any Federal source.

#### OFFICE OF THE COORDINATOR OF INTER-AMERICAN AFFAIRS

Temporary employment.

Salaries and expenses: For all necessary expenses of the Office of the Coordinator of Inter-American Affairs (hereafter referred to as the Coordinator), including not to exceed \$30,000 for the temporary employment of persons or organizations by contract or otherwise without regard to the civil-service and classification laws; employment of aliens; travel expenses, not to exceed \$150,000; printing and binding, not to exceed \$12,500; entertainment of officials and others of the other American republics; payment to employees with official headquarters outside the continental limits of the United States, in accordance with the Standardized Regulations prescribed by the President on December 30, 1942, of living and quarters allowances; grants of money or property to governmental and public or private nonprofit institutions and facilities in the United States and the other American republics; the free distribution, donation, or loan of publications, phonograph records, radio scripts, radio transcriptions, art works, motion-picture scripts, motion-picture films, educational material, and such material and equipment as the Coordinator may deem

Employees abroad.

Grants to institutions.

Free distribution of publications, educational material, etc.

necessary and appropriate to carry out his program; such other gratuitous assistance as the Coordinator deems advisable in the fields of the arts and sciences, education and travel, publications, the radio, the press, and the cinema; expenses of transporting employees of the Office of the Coordinator and their effects from their homes to their places of employment in the other American republics, or from their homes in the other American republics to their places of employment, and return, when specifically authorized by the Coordinator; travel expenses of dependents and transportation of personal effects, from their places of employment to their homes in the United States or in the possessions of the United States or in the other American republics, of employees for whom such expenses were paid by the Government on their assignment to posts in foreign countries; causing corporations to be created under the laws of the District of Columbia, any State of the United States, or any of the other American republics, to assist in carrying out the Coordinator's program and capitalizing such corporations: *Provided*, That corporations heretofore or hereafter created or caused to be created by the Coordinator primarily for operation outside the continental United States shall determine and prescribe the manner in which their obligations shall be incurred and their expenses allowed and paid without regard to the provisions of law regulating the expenditure, accounting for and audit of Government funds, and may, in their discretion, employ and fix the compensation of officers and employees outside the continental limits of the United States without regard to the provisions of law applicable to the employment and compensation of officers and employees of the United States: *Provided further*, That the Coordinator shall transmit to the President immediately upon the close of the fiscal year a complete financial report of the operations of such corporations; \$30,735,000, and in addition thereto the Coordinator is authorized to enter into contracts during the fiscal years 1944 and 1945 in an amount not exceeding \$18,000,000 for obligations necessary for and incident to his program: *Provided further*, That not to exceed \$300,000 of this appropriation shall be available to meet emergencies of a confidential character to be expended under the direction of the Coordinator, who shall make a certificate of the amount of such expenditure which he may think it advisable not to specify and every such certificate shall be deemed a sufficient voucher for the amount therein certified: *Provided further*, That notwithstanding the provisions of section 3679, Revised Statutes (31 U. S. C. 665), the Coordinator is authorized in making contracts for the use of international short-wave radio stations and facilities, to agree on behalf of the United States to indemnify the owners and operators of such radio stations and facilities, from such funds as may be hereafter appropriated for the purpose, against loss or damage on account of injury to persons or property arising from such use of said radio stations and facilities.

Transportation expenses.

Creation of corporations.

Corporations for operation outside continental limits of U. S.

Annual financial report.

Contracts.

Emergencies of a confidential character.

Use of international short-wave radio stations.

#### OFFICE OF DEFENSE TRANSPORTATION

Salaries and expenses: For all necessary expenses of the Office of Defense Transportation, including traveling expenses (not to exceed \$1,250,000, including reimbursement, at not to exceed 3 cents per mile, of employees for official travel performed by them in privately owned automobiles within the limits of their official stations); printing and binding (not to exceed \$250,000, including not to exceed \$10,000 for printing and binding outside the continental limits of the United States without regard to provisions of law governing printing and binding (44 U. S. C. 111)); \$14,650,000.

Post, p. 613.

## OFFICE OF ECONOMIC STABILIZATION

50 U. S. C., Supp.  
II, app. § 901 note.  
*Anle*, p. 63.

41 U. S. C. § 5.  
42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

Salaries and expenses: For all necessary expenses of the Office of Economic Stabilization established by Executive Order Numbered 9250, dated October 3, 1942, including salary of Economic Stabilization Director at \$15,000 per annum; temporary employment (not to exceed \$20,020) of persons or organizations by contract or otherwise, without regard to section 3709, Revised Statutes and Classification Act of 1923, as amended; traveling expenses (not to exceed \$10,660); and printing and binding (not to exceed \$2,000); \$100,000.

## NATIONAL WAR LABOR BOARD

Salaries and expenses: For all necessary expenses of the National War Labor Board, including salaries at not to exceed \$10,000 per annum each for the four public members of the Board; travel expenses (not to exceed \$1,369,613); printing and binding (not to exceed \$37,400); actual transportation and other necessary expenses, and not to exceed \$25 per diem in lieu of subsistence, whether or not in a travel status, of other members, alternate members and associate members of the Board while serving as such without other compensation from the United States; \$14,091,300.

*Post*, p. 613.

## OFFICE OF SCIENTIFIC RESEARCH AND DEVELOPMENT

Research projects  
for Federal agencies.

Indemnity provi-  
sions in contracts.

Transfer of funds.

Disposition of arti-  
cles of personalty.

Receipts.

Salaries and expenses: For all necessary expenses of the Office of Scientific Research and Development, including the purchase of reports, documents, plans, or specifications; the employment by contract or otherwise, without regard to civil-service or classification laws, at not to exceed \$25 per day, of engineers, scientists, civilian analysts, technicians, or other necessary professional personnel; and printing and binding, \$135,982,500: *Provided*, That there may be paid from this appropriation to the National Academy of Sciences a sum not exceeding \$150,000 for the administrative and overhead expenses incurred by said academy during the fiscal year 1944 in carrying out research projects for Federal agencies, and such sum shall be in addition to any reimbursement otherwise provided for: *Provided further*, That notwithstanding the provisions of section 3679 of the Revised Statutes (31 U. S. C. 665), the Office of Scientific Research and Development is authorized, in making contracts for the conduct of investigations or experiments, to agree on behalf of the United States to indemnify the contractor from such funds as may be hereafter appropriated for the purpose, against loss or damage to persons or property arising from such work: *Provided further*, That funds available to any agency of the Government for scientific, technical, or medical research, development, testing, construction of test models, experimental production, or the provision of facilities therefor, shall be available for transfer with the approval of the head of the agency involved, in whole or in part, to the Office of Scientific Research and Development, and funds so transferred shall be expendable in the same manner as this appropriation: *Provided further*, That the Director of the Office of Scientific Research and Development may sell, lease, lend, or otherwise dispose of, under such terms and conditions as he may deem advisable, devices, scientific or technical equipment, models, or other articles of personalty, developed, constructed, produced in or purchased for the performance of its scientific or medical contracts, except articles acquired for administrative purposes, and all receipts from such disposition to nongovernmental agencies shall be covered into the Treasury as miscellaneous receipts.

## OFFICE OF WAR INFORMATION

Salaries and expenses: For all necessary expenses of the Office of War Information, including the employment of a Director and Associate Director at not exceeding \$12,000 and \$10,000 per annum, respectively; not to exceed \$75,000 for the temporary employment in the United States of persons by contract or otherwise without regard to the civil service and classification laws; employment of aliens; employment of persons outside the continental limits of the United States without regard to the provisions of law applicable to the employment and compensation of officers and employees of the United States; travel expenses (not to exceed \$400,000 for travel within the continental limits of the United States), including such expenses outside the continental limits of the United States without regard to the Standardized Government Travel Regulations and the Subsistence Expense Act and section 901 of the Act of June 29, 1936 (49 Stat. 2015); expenses of transporting employees and their effects from their homes to their places of employment in a foreign country and return to the United States; purchase of radio time and purchase or rental of facilities for radio transmission; purchase, rental, construction, improvement, maintenance, and operation of facilities for radio transmission, including real property, outside the continental limits of the United States, without regard to the provisions of section 355, Revised Statutes (40 U. S. C. 255) and other provisions of law affecting the purchase or rental of land and the construction of buildings thereon; advertising in foreign newspapers without regard to section 3828, Revised Statutes (44 U. S. C. 324); printing and binding (not to exceed \$1,400,000, for such expenses within the continental limits of the United States), including printing and binding outside the continental limits of the United States without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111); purchase or rental and operation of photographic, reproduction, printing, duplicating, communication, and other machines, equipment, and devices; payment to employees with official headquarters outside the continental limits of the United States, in accordance with the Standardized Regulations prescribed by the President on December 30, 1942, of living and quarters allowances; exchange of funds without regard to section 3651, Revised Statutes; purchase of twenty-four motor-propelled passenger-carrying vehicles for use outside the continental limits of the United States, may be acquired without regard to statutory limitations as to price and authority to purchase; acquisition, production, and free distribution of publications, phonograph records, radio transcriptions, motion-picture films, photographs and pictures, educational materials, and such other items as the Director may deem necessary to carry out the program of the Office of War Information, and sale or rental of such items by contract or otherwise to firms or individuals for use outside the continental limits of the United States; such gratuitous expenses of travel and subsistence as the Director deems advisable in the fields of education, travel, radio, press, and cinema; not to exceed \$175,000 for entertainment of officials of other countries; payment of the United States share of the expenses of the maintenance, in cooperation with any other of the United Nations, of an organization designed to receive and disseminate information relative to the prosecution of the war; \$33,222,504: *Provided*, That, exclusive of amounts for unvouchered funds and the contingency fund, not more than \$24,000,000 (including living and quarters allowances) shall be allocated to the Overseas Operations Branch and not more than \$2,750,000 shall be allocated to the Domestic Operations Branch for the following functions only: Office of the

Post, p. 613.  
Director and Associate Director.

Temporary employment.

Travel expenses.

44 Stat. 688.  
5 U. S. C. § 821;  
Supp. II, § 823.  
46 U. S. C. § 1241.

Printing and binding.  
Post, p. 614.

40 Stat. 1270.

Allowances outside U. S.

Exchange of funds.

31 U. S. C. § 543.

Travel and subsistence.

Cooperation with any other of the United Nations.

Allocation of funds.

Use of international short-wave radio stations.

Emergencies of a confidential character.

Activities in conjunction with military operations.

Publications for distribution in U. S.  
*Post*, p. 538.

*Post*, p. 614.

Director, including book and magazine coordination sections; Office of Program Coordination; News Bureau; Bureau of Special Services; Radio Bureau; Motion Picture Bureau, not exceeding \$50,000; and for accumulated leave of eliminated employees, for liquidation of organization units herewith reduced or discontinued, and for carrying out partly completed contracts made in organization units herewith reduced or eliminated, not exceeding \$500,000: *Provided further*, That notwithstanding the provisions of section 3679, Revised Statutes (31 U. S. C. 665), the Office of War Information is authorized in making contracts for the use of international short-wave radio stations and facilities, to agree on behalf of the United States to indemnify the owners and operators of said radio stations and facilities from such funds as may be hereafter appropriated for the purpose, against loss or damage on account of injury to persons or property arising from such use of said radio stations and facilities: *Provided further*, That not to exceed \$600,000 of this appropriation shall be available to meet emergencies of a confidential character to be expended under the direction of the Director, who shall make a certificate of the amount of such expenditure which he may think it advisable not to specify and every such certificate shall be deemed a sufficient voucher for the amount therein certified: *Provided further*, That \$5,000,000 of this appropriation shall not be available for expenditure unless the Director of the Office of War Information, with the approval of the President, shall determine that such funds in addition to the other funds provided herein are necessary for carrying on activities in conjunction with actual or projected military operations.

No part of this or any other appropriation shall be expended by the Office of War Information for the preparation, or publication of any pamphlet or other literature for distribution to the public within the United States.

The appropriation herein made for the Office of War Information shall constitute the total amount to be available for obligation by such agency during the fiscal year 1944 and shall not be supplemented by funds from any source.

#### OFFICE OF WAR MOBILIZATION

Salaries and expenses: For all necessary expenses of the Office of War Mobilization, including salary of the Director at \$15,000 per annum; salaries of two Assistant Directors at \$9,000 per annum each; not to exceed \$30,000 for the temporary employment of persons or organizations by contract or otherwise without regard to section 3709, Revised Statutes, or the civil-service and classification laws and printing and binding; \$138,000.

41 U. S. C. § 5.

*Post*, p. 614.

#### WAR PRODUCTION BOARD

Salaries and expenses: For all necessary expenses of the War Production Board, including salary of the Chairman at \$15,000 per annum; not to exceed \$50,000 for the employment of aliens; not to exceed \$10,000 for the employment of expert witnesses and not to exceed \$100,000 for the temporary employment of persons (including aliens) or organizations, by contract or otherwise, without regard to the civil-service or classification laws; reimbursement at not to exceed 3 cents per mile, of employees for expenses incurred by them in performance of official travel in privately owned automobiles within the limits of their official stations; not to exceed \$8,000,000 for travel expenses, including travel outside the United States without

Chairman.

Travel expenses.

regard to the Standardized Government Travel Regulations; not to exceed \$2,025,000 for printing and binding; not to exceed \$17,000 for the purchase of motor-propelled passenger-carrying vehicles; not to exceed \$11,000,000 for scientific research on materials, material substitutes, and other subjects related to the functions of the Board, without regard to section 3648, Revised Statutes; and the rental, maintenance, and operation of one airplane; \$89,267,720: *Provided*, That not more than \$203,720 of this sum shall be allocated for salaries of the Information Division.

Smaller War Plants Corporation, administrative expenses: Not to exceed \$12,006,000 of the funds of the Smaller War Plants Corporation, acquired in accordance with the Act of June 11, 1942 (Public Law 603), shall be available for the administrative expenses of said Corporation necessary to enable it to carry out the functions vested in it by such Act, to carry out the provisions of section 2 of such Act, and such other functions as may be lawfully delegated to it; including not to exceed \$1,000,000 for the temporary employment of persons or organizations by contract or otherwise without regard to the civil-service and classification laws for special services, including audits notwithstanding section 5 of the Act of April 6, 1914 (5 U. S. C. 55); printing and binding; reimbursement, at not to exceed 3 cents per mile, of employees for expenses incurred by them in performance of official travel in privately owned automobiles within the limits of their official stations; the hire of motor-propelled passenger-carrying vehicles; and the objects specified in the general provisions applicable to the constituent agencies under the Office for Emergency Management: *Provided*, That, as determined by the Board of Directors, or such officer as may be designated by the Board of Directors for the purpose, expenditures (including expenditures for services performed on a force account or contract or fee basis) necessary in acquiring, operating, maintaining, improving, or disposing of real or personal property belonging to the Corporation or in which it has an interest (except property acquired for the administrative purposes of the Corporation), including expenses of collections of pledged collateral and expenses of service and administration of its loans, advances, and property under section 6 of said Act, shall not be considered as administrative expenses for the purposes hereof: *Provided further*, That no part of said \$12,006,000 shall be obligated or expended unless and until an appropriate appropriation account shall have been established therefor pursuant to an appropriation warrant or a covering warrant, and all such expenses shall be accounted for and audited in accordance with the Budget and Accounting Act.

#### WAR RELOCATION AUTHORITY

Salaries and expenses: For all necessary expenses of the War Relocation Authority, \$48,170,000, including expenses incident to the extension of the program provided for in Executive Order 9102 to persons of Japanese ancestry not evacuated from military areas; salary of the Director at not to exceed \$10,000 per annum; not to exceed \$25,000 for the employment of persons or organizations, by contract or otherwise, without regard to the civil-service and classification laws; employment of aliens; traveling expenses, not to exceed \$400,000; printing and binding, not to exceed \$48,000; procurement, without regard to section 3709, Revised Statutes, of supplies and equipment; purchase (not to exceed \$42,175) of passenger-carrying automobiles; the leasing to others of land acquired for the program; transfer of household goods and effects as provided by the Act of October 10, 1940, including travel expenses, of employees

Printing and binding.

Scientific research.

31 U. S. C. § 529.

Information Division.

Administrative expenses.

56 Stat. 351.  
50 U. S. C., Supp. II, app. §§ 1101-1112.

Temporary employment.

38 Stat. 225.

Property transactions.

56 Stat. 355.  
50 U. S. C., Supp. II, app. § 1106.

Establishment of appropriation account.

42 Stat. 20.  
31 U. S. C. § 1; Supp. II, § 16 *et seq.*

7 F. R. 2165.

Director.

41 U. S. C. § 5.

54 Stat. 1105.  
5 U. S. C. § 726-1.

transferred from other Federal agencies to the Authority at its request; not to exceed \$75,000 for payment to States or political subdivisions thereof, or other local public taxing units, of sums in lieu of taxes against real property acquired by the Authority for the purposes hereof; for payments for the performance of governmental services required in connection with the administration of the program; the disposal, by public or private sale, of goods or commodities produced or manufactured in the performance of activities hereunder, the proceeds of which shall be deposited in a special fund and thereafter shall remain available until expended for the purposes hereof: *Provided*, That the provisions of the Act of February 15, 1934 (48 Stat. 351), as amended, relating to disability or death compensation and benefits, shall apply to persons receiving from the United States compensation in the form of subsistence, cash advances, or other allowances in accordance with regulations prescribed by the Director of the War Relocation Authority for work performed in connection with such program, including work performed in the War Relocation Work Corps: *Provided further*, That this provision shall not apply in any case coming within the purview of the workmen's compensation laws of any State, Territory, or possession, or in which the claimant has received or is entitled to receive similar benefits for injury or death: *And provided further*, That the limitation placed on the amount available for travel expenses for the War Relocation Authority shall not apply to travel of evacuees and their escorts incident to transfers and relocation.

Payments in lieu of taxes.

Disposal of commodities.

Disability or death compensation.  
5 U. S. C. § 796.

Nonapplicability in certain cases.

Travel of evacuees.

## WAR SHIPPING ADMINISTRATION

Increase of revolving fund.

War Shipping Administration, revolving fund: To increase the War Shipping Administration revolving fund, \$2,200,000,000, which amount, together with other funds heretofore or hereafter made available to such revolving fund, shall be available for carrying on all the activities and functions of the War Shipping Administration (not provided for under other appropriations made to said Administration), under Executive order of February 7, 1942 (7 F. R. 837), and heretofore or hereafter lawfully vested in such Administration, including costs incidental to the acquisition, operation, loading, discharging, and use of vessels transferred for use of any department or agency of the United States, for carrying out the provisions of Executive Order Numbered 9112 of March 26, 1942, and for all administrative expenses (not to exceed \$9,650,000 in the fiscal year 1944), including the employment and compensation of persons in the District of Columbia and elsewhere, such employment and compensation to be in accordance with laws applicable to the employment and compensation of persons by the United States Maritime Commission except section 201 (b) of the Merchant Marine Act, 1936 (49 Stat. 1985); expenses of attendance, when specifically authorized by the Administrator, at meetings concerned with the work of the Administration; actual transportation and other necessary expenses and not to exceed \$25 per diem in lieu of subsistence of persons serving while away from their permanent homes or regular places of business in an advisory capacity to or employed by the Administration without other compensation from the United States or at \$1 per annum; printing and binding; lawbooks, books of reference, periodicals and newspapers; purchase, maintenance, repair, rental in foreign countries, and operation of passenger-carrying automobiles; travel expenses, including transportation of effects under regulations prescribed by the Administrator, of employees from their homes to their first post of duty in a foreign country; rent, including heat, light, and power, outside the District of Colum-

7 F. R. 2367.  
50 U. S. C., Supp. II, app. § 611 note.  
Administrative expenses.  
*Post*, p. 614.

46 U. S. C. § 1111 (b).

Transportation expenses, etc.

bia; living and quarters allowances in accordance with the standardized regulations approved by the President December 30, 1942; necessary advance payments in foreign countries; and the employment, on a contract or fee basis, of persons, firms, or corporations for the performance of special services, including legal services, without regard to section 3709 of the Revised Statutes: *Provided*, That when vessels are transferred or assigned permanently by the War Shipping Administrator to other departments or agencies of the United States Government for operation by them, funds for the operation, loading, discharging, repairs, and alterations, or other use of such vessels may be transferred from this fund to the applicable appropriations of the department or agency concerned in such amounts as may be approved by the Director of the Bureau of the Budget.

Special services.

41 U. S. C. § 5.  
Transfer of funds for  
operation of vessels.

Maritime training fund: For the training, recruitment, repatriation, rehabilitation, and placement of personnel for the manning of the merchant marine, and the establishment and maintenance of policies respecting maritime labor relations and conditions, and for administrative expenses (not to exceed \$2,600,000) including all the administrative items of expenditure for which the appropriation "War Shipping Administration, Revolving Fund" is available, \$72,000,000, of which \$5,500,000 shall be available for payment of obligations incurred in the fiscal year 1943.

Personnel for man-  
ning merchant ma-  
rine.

State Marine Schools: To reimburse the State of California, \$50,000; the State of Maine, \$50,000; the State of Massachusetts, \$50,000; the State of New York, \$50,000; and the State of Pennsylvania, \$50,000; for expenses incurred in the maintenance and support of marine schools in such States as provided in the Act authorizing the establishment of marine schools, and so forth, approved March 4, 1911, as amended (34 U. S. C. 1121-1123); and for the maintenance and repair of vessels loaned by the United States to the said States for use in connection with such State marine schools, \$100,000; in all, \$350,000.

Maintenance of ma-  
rine schools and ves-  
sels.36 Stat. 1353.  
34 U. S. C., Supp.  
II, §§ 1121, 1122.

## GENERAL PROVISIONS

(a) The foregoing appropriations for the constituent agencies under the Office for Emergency Agency Management shall be available, in addition to the objects specified under each head, and without regard to section 3709, Revised Statutes (except as otherwise specified herein), for personal services in the District of Columbia and elsewhere; contract stenographic reporting services; lawbooks, books of reference, newspapers and periodicals; maintenance, operation, and repair of motor-propelled passenger-carrying vehicles; acceptance and utilization of voluntary and uncompensated services; and traveling expenses, including expenses of attendance at meetings of organizations concerned with the work of the agency from whose appropriation such expenses are paid, and actual transportation and other necessary expenses, and not to exceed \$10 (unless otherwise specified) per diem in lieu of subsistence, of persons serving while away from their permanent homes or regular places of business in an advisory capacity to or employed by any of such agencies without other compensation from the United States, or at \$1 per annum, and including (upon authorization or approval of the head of any of such agencies) travel expenses to and from their homes or regular places of business in accordance with the Standardized Government Travel Regulations, including travel in privately owned automobile (and including per diem in lieu of subsistence at place of employment), of persons employed intermittently away from their homes or regular places of business as consultants and receiving compensation on a per diem when actually employed basis.

Post, p. 613.

41 U. S. C. § 5.

Expenditures from sums set apart for special projects.

(b) Whenever sums are set apart from the foregoing appropriations for the constituent agencies under the Office for Emergency Management for special projects (classified in the estimates submitted to Congress as or under "Other contractual services") expenditures may be made therefrom for traveling expenses, printing and binding, and purchase of motor-propelled passenger-carrying vehicles without regard to the limitations specified for such objects under the respective heads, but within such amounts as the Director of the Bureau of the Budget may approve therefor and such Director shall report to Congress each such limitation determined by him.

Report to Congress.

Transfer of funds.

Authority for work by other agencies.

(c) There may be transferred from the appropriations for such constituent agencies to other Government agencies sums for the performance of work or services for the transferring agency but unless otherwise authorized by law, no other agency of the Government shall perform work or render services for any of the constituent agencies, whether or not the performance of such work or services involves the transfer of funds or reimbursement of appropriations, unless authority therefor by the Bureau of the Budget shall have been obtained in advance.

*Ante*, p. 534.

(d) The foregoing general provisions (a), (b), and (c) shall have no application to appropriations for the War Shipping Administration.

Delegation of authority.

(e) The head of any constituent agency may delegate to any official in such agency or in the field offices of the Division of Central Administrative Services the authority to make appointments of personnel and he may also delegate to any official in the agency of which he is the head the authority to make other determinations necessary for the conduct of the administrative management within such agency.

Administration of oaths.

(f) Any employee of any of the constituent agencies is authorized, when designated for the purpose by the head of such agency, to administer to or take from any person an oath, affirmation, or affidavit, when such instrument is required in connection with the performance of the functions or activities of such agency.

Consideration, etc., of claims.

(g) The head of any of the constituent agencies is authorized, in connection with the operations of such agency, to consider, ascertain, adjust, determine, and certify claims against the United States in accordance with the Act of December 28, 1922 (31 U. S. C. 215), and to designate certifying officers in accordance with the Act of December 29, 1941, or to delegate authority to the Director of the Division of Central Administrative Services to designate employees of such Division as certifying officers to certify vouchers payable against the funds of the constituent agency concerned.

42 Stat. 1066.

55 Stat. 875.  
31 U. S. C., Supp.  
II, §§ 82b-82c.

Vocational rehabilitation.  
Funds available.  
*Ante*, pp. 374, 502.  
*Post*, p. 616.

SEC. 102. On the effective date of the Vocational Rehabilitation Act Amendments of 1943, (1) the amounts appropriated in the first, second, and fourth paragraphs under the heading "Vocational Rehabilitation" in the Federal Security Agency Appropriation Act, 1944, shall be consolidated into one fund and shall be available for carrying out the provisions of the Vocational Rehabilitation Act Amendments of 1943; except that not to exceed \$25,000 shall be available for administrative expenses in providing rehabilitation for disabled residents of the District of Columbia, including printing and binding, travel and subsistence; and (2) the amount appropriated in the fifth paragraph under the heading "Vocational Rehabilitation" in the Federal Security Agency Appropriation Act, 1944, shall be available for administrative expenses in carrying out the provisions of the Vocational Rehabilitation Act Amendments of 1943, 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

Administrative expenses.  
*Ante*, pp. 336, 378, 502.

economic opportunities of the blind, and for other purposes”, approved June 20, 1936 (49 Stat. 1559, 1560).

20 U. S. C. §§ 107-107f.

TITLE II—GENERAL PROVISIONS

SEC. 201. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Persons advocating overthrow of U. S. Government.

Affidavit.

Penalty.

SEC. 202. The appropriations and authority with respect to appropriations contained herein for the fiscal year 1944 shall be available from and including July 1, 1943, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between June 30, 1943, 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.

A availability of appropriations and authority.

Ratification of incurred obligations.

SEC. 203. This Act may be cited as the “National War Agencies Appropriation Act, 1944”.

Short title.

Approved July 12, 1943, 3.00 p. m., E. W. T.

[CHAPTER 229]

AN ACT

Making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1943, and for prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 1944, and for other purposes.

July 12, 1943  
[H. R. 3030]  
[Public Law 140]

*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, 1943, and for prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 1944, and for other purposes:

Second Deficiency Appropriation Act, 1943.

TITLE I—GENERAL APPROPRIATIONS

LEGISLATIVE

HOUSE OF REPRESENTATIVES

For payment to the widow of Harry L. Englebright, late a Representative from the State of California, \$10,000.

For payment to the widow of U. S. Guyer, late a Representative from the State of Kansas, \$10,000.

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

## COMMITTEE ON FEDERAL EXPENDITURES

For an amount, which is hereby authorized, to enable the Joint Committee on Reduction of Nonessential Federal Expenditures to carry out the duties imposed upon it by section 601 of the Revenue Act of 1941 (55 Stat. 726), to remain available during the existence of the committee, \$10,000; to enable the committee to perform the additional duties required of it by section 204 of the Treasury and Post Office Departments Appropriation Act, 1944, approved June 30, 1943, \$10,000, in all, \$20,000, one-half to be disbursed by the Secretary of the Senate and the other half by the Clerk of the House on vouchers approved by the chairman of the committee.

26 U. S. C., Supp.  
II, Subtitle D (prec.  
§ 3600).

*Ante*, p. 270.

## ARCHITECT OF THE CAPITOL

Capitol Buildings and Grounds: The unexpended balance on June 30, 1943, of the allocation of \$39,240 made available immediately under the appropriation for the Capitol Grounds, contained in the Legislative Branch Appropriation Act, 1943, is hereby continued available for the same purposes until June 30, 1944.

56 Stat. 342.

## GOVERNMENT PRINTING OFFICE

Working capital and congressional printing and binding: For an additional amount for working capital and congressional printing and binding, fiscal year 1944, \$17,000,000: *Provided*, That this amount shall be returned to the Treasury as an unexpended balance not later than twelve months after the close of the fiscal year 1944.

*Ante*, p. 237.

*Ante*, p. 21.

Federal Register.

Working capital and congressional printing and binding, 1943: The amount available for the printing, binding, and distribution of the Federal Register is hereby increased to \$430,000 for the fiscal year 1943: *Provided*, That no increase is thereby made in the existing appropriation for working capital and congressional printing and binding.

## EXECUTIVE OFFICE OF THE PRESIDENT

## NATIONAL RESOURCES PLANNING BOARD

For an additional amount for salaries and expenses, fiscal year 1944, including the objects and under the conditions specified under this head in the Independent Offices Appropriation Act, 1944, \$29,500 to be merged with the amount in such Act; and of such consolidated sum not less than \$42,500 shall be allocated exclusively for the payment of accumulated and accrued annual leave of employees due them after June 30, 1943, and not more than \$37,000 shall be available for all other salaries and expenses.

*Ante*, p. 170.

## OFFICE OF PRICE ADMINISTRATION

The eighth proviso in the paragraph under the caption "Office of Price Administration", contained in the National War Agencies Appropriation Act, 1944, shall not take effect until August 16, 1943.

*Ante*, p. 526.

## OFFICE FOR EMERGENCY MANAGEMENT

## OFFICE OF WAR INFORMATION

The second paragraph under the caption "Office of War Information", contained in the National War Agencies Appropriation Act, 1944, shall not prevent the preparation and distribution to the public of the United States Government Manual.

U. S. Government  
Manual.  
*Ante*, p. 532.

## WAR MANPOWER COMMISSION

National Youth Administration: For an additional amount for the National Youth Administration in the performance of its functions from July 1, 1943, to the date of enactment of the Labor-Federal Security Appropriation Act, 1944, and thereafter for the liquidation of such Administration, including not to exceed \$2,000 for printing and binding, not to exceed \$1,500,000 from the unexpended balance of the appropriations for the National Youth Administration in the Labor-Federal Security Appropriation Act, 1943, to be added to and merged with the funds made available for the liquidation of the National Youth Administration by such Labor-Federal Security Appropriation Act, 1944; and of such merged amount not less than \$1,487,000 shall be allocated and set apart to be used exclusively for payment of accumulated and accrued leave of employees: *Provided*, That all real and personal property of the National Youth Administration is hereby declared surplus, and all equipment, materials, and supplies shall be assembled, inventoried, and turned over to the Director of Procurement, Treasury Department, under Executive Order 9235 by the Administrator of the National Youth Administration as expeditiously as possible, and all real property shall be disposed of by the Commissioner of Public Buildings in accordance with the Act of August 27, 1935 (40 U. S. C. 304 (a) and 304 (b)): *Provided further*, That, under commitment to return such property to the United States at borrower's expense, any real or personal property of the National Youth Administration in use on June 30, 1943, by any non-Federal vocational education authority within any State may continue to be so used during the period of the present war and for not to exceed six months after the termination thereof, without compensation, but in no event beyond the date such property ceases to be used for vocational education purposes: *Provided further*, That during such period, the Director of Procurement, in the case of personal property, and the Commissioner of Public Buildings, in the case of real property, upon certificate of the United States Commissioner of Education that such property is to be used for vocational education and training, may loan, without compensation, to any such existing non-Federal vocational education authority, if applied for within ninety days after the date of enactment of this Act, any real or personal property of the National Youth Administration not required by any other Federal Agency (excepting the Lend-Lease Administration) or otherwise loaned under the authority of this paragraph, if such borrower agrees, in the case of personal property, to pay all expenses incident to obtaining and returning such property.

*Ante*, p. 494.56 Stat. 571.  
15 U. S. C., Supp.  
II, §§ 721-728 note.*Ante*, p. 518; *post*,  
p. 615.

Surplus property.

50 U. S. C., Supp.  
II, app. § 611 note.49 Stat. 885, 886.  
Property in use on  
June 30, 1943.

Loan of property.

## INDEPENDENT EXECUTIVE AGENCIES

## CIVIL SERVICE COMMISSION

Salaries and expenses, Civil Service Commission (national defense): For an additional amount for salaries and expenses, Civil Service Commission, national defense, fiscal year 1944, including the objects specified under this head in the Independent Offices Appropriation Act, 1944, \$325,000.

*Ante*, p. 173; *post*,  
p. 614.

## EMPLOYEES' COMPENSATION COMMISSION

Employees' compensation fund: For an additional amount, fiscal year 1943, for the payment of compensation provided by the Act of September 7, 1916 (5 U. S. C. 785), as amended, including the objects specified under this head in the Employees' Compensation Commission Appropriation Act, 1943, \$500,000.

*Ante*, p. 23.30 Stat. 749.  
56 Stat. 589.

## FEDERAL WORKS AGENCY

War public works (community facilities): For an additional amount to enable the Federal Works Administrator to carry out the functions vested in him by titles II and III of the Act of October 14, 1940, as amended (42 U. S. C. 1531-1534, and 1541), \$50,000,000, to remain available during the continuance of the unlimited national emergency declared by the President on May 27, 1941, of which amount not to exceed \$2,250,000 shall be available for administrative expenses, including the objects specified under the head "Defense public works (community facilities)" in the Second Deficiency Appropriation Act, 1941, and the joint resolution approved December 23, 1941 (Public Law 371): *Provided*, That the amount appropriated in this paragraph shall not be available for obligation until the enactment of the bill (H. R. 2936 of the Seventy-eighth Congress) entitled "An Act to authorize the appropriation of an additional \$200,000,000 to carry out the provisions of title II of the Act entitled 'An Act to expedite the provision of housing in connection with national defense, and for other purposes', approved October 14, 1940, as amended."

Public Roads Administration, Inter-American Highway (Costa Rica): For surveys and construction of the Inter-American Highway (provided for by the Act of December 26, 1941 (Public Law 375), but without regard to the provisions thereof), within the borders of the Republic of Costa Rica between Cartago and San Isidro del General, and necessary expenses incident thereto, without regard to section 3709, Revised Statutes, \$12,000,000, to remain available until expended.

Work Projects Administration liquidation: Not to exceed \$1,065,000, out of balances of appropriations under section 1 (a) of the Emergency Relief Appropriation Act, fiscal year 1943, which remain unobligated on June 30, 1943, is hereby made available to the Administrator, Federal Works Agency, during the fiscal year 1944 for all necessary expenses for the liquidation of the Work Projects Administration, including personal services and rents in the District of Columbia and elsewhere; printing and binding; operation and maintenance of motor-propelled passenger-carrying vehicles; and not less than \$583,632 of such sum shall be allocated exclusively for payment for accumulated and current accrued leave of employees separated from the Government service due to the discontinuance of the Work Projects Administration: *Provided*, That employees of the Work Projects Administration in leave status and in active duty status on June 30, 1943, may, in the discretion of the Administrator, be transferred to and paid from this appropriation without the necessity of further appointment.

In carrying out the liquidation of the activities under the Emergency Relief Appropriation Acts, fiscal years 1942 and 1943, accounts shall be maintained without regard to the limitations established by said Acts and without regard to project allocations: *Provided*, That the appropriations established and extended for the completion of Federal construction projects under the provisions of the Emergency Relief Appropriation Act, fiscal year 1943, shall be liquidated and accounted for as one fund: *Provided further*, That all credits subsequent to June 30, 1943, representing repayments or recoveries on account of funds disbursed out of amounts allocated or made available pursuant to any of the provisions of law referred to in this paragraph, shall be covered into the Treasury as miscellaneous receipts, together with such balances as the Administrator may from time to time determine to be no longer required to meet obligations.

55 Stat. 361, 363.  
42 U. S. C., Supp.  
II, §§ 1531-1534, 1541-1552.

*Ante*, p. 388; *post*,  
p. 565.  
55 Stat. 1647.  
50 U. S. C., Supp.  
II, app., note prec. § 1.

55 Stat. 546, 855.  
Availability for  
obligation.

*Post*, p. 565.

*Ante*, p. 180.

55 Stat. 860.

41 U. S. C. § 5.

56 Stat. 634.  
15 U. S. C., Supp.  
II, §§ 721-728 note.

Transfer of person-  
nel.

Accounting.  
55 Stat. 396; 56 Stat.  
634.  
15 U. S. C., Supp.  
II, §§ 721-728 note.

Credits representing  
repayments, etc.

The provisions of section 501 of the Third Supplemental National Defense Appropriation Act, 1942, approved December 17, 1941, shall be applicable to appropriations under the Emergency Relief Appropriation Act, fiscal year 1941, and there shall be transferred to the "Emergency relief liquidation fund" from appropriations under the Emergency Relief Appropriation Act, fiscal year 1941, sufficient amounts to meet unliquidated obligations incurred thereunder: *Provided*, That claims certified for payment by the Comptroller General of the United States, chargeable to the "Emergency relief liquidation fund", shall be paid without regard to project allocations.

The Federal Works Administrator, or his designee for such purpose, is authorized to consider, ascertain, adjust, determine, and pay from the foregoing appropriation any claim on account of damage to or loss of privately owned property caused by the negligence of any employee of the Works Progress Administration or the Work Projects Administration while acting within the scope of his employment. 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. Acceptance by a claimant of the amount allowed on account of his claim shall be deemed to be in full settlement thereof, and the action upon such claim so accepted by the claimant shall be conclusive.

Work relief in Puerto Rico and the Virgin Islands: To enable the Federal Works Administrator to carry out the provisions of the joint resolution (H. J. Res. 128) entitled "Joint resolution to authorize an appropriation for work relief in Puerto Rico and the Virgin Islands", approved June 22, 1943, during the period beginning July 1, 1943, and ending November 30, 1943, \$7,000,000, of which not to exceed \$350,000 shall be available for administrative expenses, including the items of expenditure specified in section 14 of the Emergency Relief Appropriation Act, fiscal year 1943: *Provided*, That employees of the Work Projects Administration in active duty status on June 30, 1943, may, in the discretion of the Federal Works Administrator, be transferred to and paid from this appropriation without the necessity of further appointment.

#### NATIONAL HOUSING AGENCY

War housing: For an additional amount to carry out the purposes of title I of the Act of October 14, 1940 (42 U. S. C., ch. 9), as amended, and subject to the applicable provisions of the joint resolution approved October 14, 1940 (54 Stat. 1115), \$100,000,000, to remain available during the continuance of the unlimited national emergency declared by the President on May 27, 1941: *Provided*, That the amount appropriated in this paragraph shall not be available for obligation until the date of enactment of legislation authorizing the appropriation of such additional funds.

Not exceeding \$7,000,000 of the unexpended balance of the appropriation made available until June 30, 1943, under the heading "Emergency fund for the President, defense housing", contained in the Third Supplemental National Defense Appropriation Act, 1942, is continued available until June 30, 1944.

#### DISTRICT OF COLUMBIA

##### PUBLIC WELFARE

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 1943, \$68,000.

55 Stat. 837.

54 Stat. 611.

Payment of claims.

Consideration, etc., of claims.

*Ante*, p. 161; *post*, p. 617.  
Administrative expenses.

56 Stat. 641.

Transfer of personnel.

*Post*, p. 618.

55 Stat. 361.  
42 U. S. C., Supp. II, §§ 1821-1824.  
*Ante*, p. 387.

55 Stat. 1647.  
50 U. S. C., Supp. II, app., note prec. § 1.  
*Ante*, p. 387.

Defense housing.

55 Stat. 818.

## JUDGMENTS

For the payment of final judgments, including costs, rendered against the District of Columbia, as set forth in Senate Document Numbered 90, together with such further sum as may be necessary 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, \$2,916.86.

## DIVISION OF EXPENSES

The foregoing sums for the District of Columbia, unless otherwise therein specifically provided, 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.

*Ante*, p. 392.

## DEPARTMENT OF AGRICULTURE

Flood damage.  
Assistance to farmers.

In order to provide assistance to farmers whose property was destroyed or damaged, in whole or in part, by floods in 1943, the Secretary of Agriculture is authorized to utilize the facilities of any existing agency or bureau to provide assistance to any such farmer by loans, in such manner and upon such terms and conditions as the Secretary of Agriculture may prescribe, for the purpose of aiding such farmer to continue farming operations in order to produce for the war effort, including personal services in the District of Columbia and elsewhere, printing and binding, travel, and other miscellaneous and incidental expenses, fiscal year 1944, \$15,000,000: *Provided*, That not more than ten per centum of the foregoing amount shall be used for administrative expenses.

Administrative expenses.

## NAVY 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 Senate Document Numbered 82, and House Document Numbered 230, Seventy-eighth Congress, \$19,605.37.

42 Stat. 1066.  
34 U. S. C. § 599.

## COAST GUARD

Claims for damages, operation of vessels, Coast Guard: To pay claims for damages adjusted and determined by the Secretary of the Navy 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 81, and House Document Numbered 226, Seventy-eighth Congress, \$1,025.58.

49 Stat. 1514.  
14 U. S. C. § 71.

## POST OFFICE DEPARTMENT

(OUT OF THE POSTAL REVENUES)

## FIELD SERVICE

## OFFICE OF THE FIRST ASSISTANT POSTMASTER GENERAL

*Ante*, pp. 446, 447.

Compensation to postmasters: For an additional amount for compensation to postmasters, fiscal year 1943, including the objects specified under this head in the Post Office Department Appropriation Act, 1943, \$1,875,000.

56 Stat. 164.

Clerks, first- and second-class post offices: For an additional amount for compensation to clerks and employees at first- and second-class post offices, fiscal year 1943, including the objects specified under this head in the Post Office Department Appropriation Act, 1943, \$11,750,000.

56 Stat. 164.

Special-delivery fees: For an additional amount for fees to special-delivery messengers, fiscal year 1943, \$1,100,000.

## OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

*Ante*, p. 446.

Star Route Service: For an additional amount for inland transportation by star routes (excepting service in Alaska), including temporary service to newly established post offices, fiscal year 1943, \$1,100,000.

Railroad transportation and mail-messenger service: For an additional amount for inland transportation by railroad routes and for mail-messenger service, fiscal year 1943, including the objects specified under this head in the Post Office Department Appropriation Act, 1943, \$4,500,000.

*Ante*, p. 447.

Railway postal clerks, travel allowance: For an additional amount for travel allowance to railway postal clerks and substitute railway postal clerks, fiscal year 1943, \$29,000.

*Ante*, p. 439.

Railway Mail Service, traveling expenses: For an additional amount for Railway Mail Service, traveling expenses, fiscal year 1943, \$2,500.

*Ante*, p. 439.

Railway Mail Service, miscellaneous expenses: For an additional amount for miscellaneous expenses, Railway Mail Service, fiscal year 1943, including the objects specified under this head in the Post Office Department Appropriation Act, 1943, \$3,500.

56 Stat. 165.

Electric-car service: For an additional amount for electric-car service, fiscal year 1943, \$23,000.

## OFFICE OF THE THIRD ASSISTANT POSTMASTER GENERAL

*Ante*, p. 447.

Manufacture and distribution of stamps and stamped paper: For an additional amount for the manufacture and distribution of stamps and stamped paper, fiscal year 1943, including the objects specified under this head in the Post Office Department Appropriation Act, 1943, \$200,000.

56 Stat. 166.

Unpaid money orders more than one year old: For an additional amount for payment of domestic money orders more than one year old from the last day of the month of issue of such orders, fiscal year 1943, \$35,000.

## OFFICE OF THE FOURTH ASSISTANT POSTMASTER GENERAL

*Ante*, p. 447.

Vehicle service: For an additional amount for vehicle service, fiscal year 1943, including the objects specified under this head in the Post Office Department Appropriation Act, 1943, \$508,195.

56 Stat. 167.

## TREASURY DEPARTMENT

## OFFICE OF THE SECRETARY

*Ante*, p. 251.Chorrera-Rio Hato  
Highway.  
*Ante*, p. 75.

To enable the Secretary of the Treasury, in accordance with the provisions of section 3 of the joint resolution approved May 3, 1943 (Public Law 48), to pay to the Republic of Panama an amount equivalent to the principal and interest paid by that Government on account of the credit of \$2,500,000 made available to it by the Export-Import Bank for the construction of Panama's share of the Chorrera-Rio Hato Highway, and to pay to the Export-Import Bank an amount sufficient to liquidate the remaining obligation of the Republic of Panama to that bank on account of the aforesaid credit, fiscal years 1943 and 1944, \$2,700,000.

*Ante*, p. 253.

## BUREAU OF ACCOUNTS

Salaries and expenses, deposit of withheld taxes: For all necessary expenses, fiscal year 1944, incident to the deposit of withheld taxes in Government depositories pursuant to the Current Tax Payment Act of 1943, including personal services in the District of Columbia and elsewhere; not to exceed \$113,000 for printing and binding; and reimbursement to Federal Reserve banks for printing and other necessary expenses, \$800,000.

*Ante*, p. 138.

## PROCUREMENT DIVISION

Emergency relief, Treasury Procurement Division, administrative expenses: For administrative expenses of the Procurement Division, fiscal year 1944, to effect the liquidation of the operations of said Division incident to the emergency relief program, \$137,500.

*Post*, p. 631.

Federal property utilization: For necessary expenses of the Procurement Division in connection with the transportation, handling, warehousing, safeguarding, rehabilitating, transferring to Government agencies, and otherwise disposing of supplies and equipment, including personal services in the District of Columbia and elsewhere, stationery (not to exceed \$35,000), purchase (including exchange) of books of reference and periodicals, printing and binding (not to exceed \$12,000), and advertising, fiscal year 1944, \$3,250,000.

## WAR DEPARTMENT

## CIVIL FUNCTIONS

## CORPS OF ENGINEERS

Intracoastal Waterway.

Rivers and harbors: For the preservation and maintenance of existing river and harbor works, and for the prosecution of projects heretofore authorized, including the objects and purposes and subject to the conditions specified under this head in the War Department Civil Appropriation Act, 1944, to be available until expended and to be allocated to the Intracoastal Waterway from the vicinity of Apalachee Bay to Corpus Christi, Texas, \$7,095,000.

*Ante*, p. 94.

Flood control, general: For the prosecution of a dam and reservoir project on Mosquito Creek, Ohio, authorized by the Acts of June 28, 1938, and August 18, 1941, \$4,385,000.

Mosquito Creek,  
Ohio.  
52 Stat. 1215; 55  
Stat. 638.  
33 U. S. C. § 701b *et*  
*seq.*; Supp. II, § 701b  
*et seq.*

Flood control, general (emergency fund): For the repair, restoration, and strengthening of levees and other flood-control works which have been threatened or destroyed by the recent floods, in accordance with the first section of the Act entitled "An Act to provide for emergency flood-control work made necessary by recent floods, and

for other purposes" (S. 1134, Seventy-eighth Congress), \$10,000,000, to remain available until expended.

*Ante*, p. 521.

#### UNITED STATES SOLDIERS' HOME

*Ante*, p. 97.

For an additional amount for the maintenance and operation of the United States Soldiers' Home for the fiscal year 1944, to be paid from the Soldiers' Home Permanent Fund (Trust Fund), \$80,820.

#### GENERAL PROVISION

Appropriations for the Military Establishment and for civil functions administered by the War Department for the fiscal year 1944 may be used for carrying into effect the Act entitled "An Act to provide for the settlement of claims for damage to or loss or destruction of property or personal injury or death caused by military personnel or civilian employees, or otherwise incident to activities, of the War Department or of the Army" approved July 3, 1943 (Public Law 112, 78th Congress).

Damages due to activities of War Department or Army.  
*Ante*, pp. 93, 347.

*Ante*, p. 372; *post*, p. 632.

## TITLE II—JUDGMENTS AND AUTHORIZED CLAIMS

### PROPERTY DAMAGE CLAIMS

SEC. 201. (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 28, 1922 (31 U. S. C. 215), as fully set forth in House Document Numbered 233, Seventy-eighth Congress, as follows:

42 Stat. 1066.  
31 U. S. C., Supp. II, § 215 note.  
*Ante*, p. 373.

Executive Office of the President:

Office for Emergency Management, War Relocation Authority,  
\$73.51;

Petroleum Administration for War, \$34.10;

Federal Security Agency, \$294.44;

Federal Works Agency, \$1,972.28;

National Advisory Committee for Aeronautics, \$245.78;

Veterans' Administration, \$310.33;

Department of Agriculture, \$1,869.44;

Department of Commerce, \$517.29;

Department of the Interior, \$880.57;

Department of Justice, \$626.28;

Navy Department, \$9,361.14;

Treasury Department, \$480.97;

War Department, \$54,450.08;

In all, \$71,116.21.

(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 sum not exceeding \$1,000 in any one case", approved December 28, 1922 (31 U. S. C. 215), as fully set forth in Senate Document Numbered 83, Seventy-eighth Congress, as follows:

Federal Works Agency, \$2,313.67;

Department of Agriculture, \$92.40;

Department of Commerce, \$97.78;

Navy Department, \$3,651.10;

In all, \$6,154.95.

42 Stat. 1066.  
31 U. S. C., Supp. II, § 215 note.

## JUDGMENTS, UNITED STATES COURTS

SEC. 202. (a) For the payment of the final judgments, 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 section 297 of the Act of March 3, 1911 (28 U. S. C. 761), and which have been certified to the Seventy-eighth Congress in House Document Numbered 225 under the following agencies:

Federal Works Agency (Work Projects Administration), \$2,256.91;  
War Department, \$9,068.35;

In all, \$11,325.26, together with such additional sum as may be necessary to pay costs and interest as specified in such judgments or as provided by law.

Suits in admiralty.

(b) For the payment of judgments, including cost 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 (46 U. S. C. 781-789), and which was certified to the Seventy-eighth Congress in Senate Document Numbered 80 under the Navy Department, \$6,688.72, together with such additional sum as may be necessary to pay costs and interest as and where specified in such judgments or as provided by law.

43 Stat. 1112.

I. M. Cook and others.

(c) For payment of the judgments rendered against the United States by the United States District Court for the Western District of North Carolina, Charlotte Division, pursuant to the law entitled "Conferring jurisdiction upon the United States District Court for the Western District of North Carolina to hear, determine, and render judgments upon the claims against the United States of I. M. Cook, J. J. Allen, Radiator Specialty Company, and the R. and W. Motor Lines, Incorporated", approved October 14, 1941 (55 Stat. 958), and certified to the Seventy-eighth Congress in Senate Document Numbered 78 under the Federal Works Agency, Work Projects Administration, \$19,864.80, together with such additional sum as may be necessary to pay costs and interest as and where specified in such judgments or as provided by law.

Right of appeal.

(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.

Interest.

(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 this Act.

## JUDGMENTS, UNITED STATES COURT OF CLAIMS

SEC. 203. (a) For payment of the judgments rendered by the Court of Claims and reported to the Seventy-eighth Congress in Senate Document Numbered 79 and House Document Numbered 229, under the following agencies, namely:

Federal Works Agency:

Public Buildings Administration, \$100,393.28;

Work Projects Administration, \$11,089.72;

National Housing Agency: Federal Public Housing Authority, \$4,500;

Veterans' Administration, \$1,293.13;

Department of Commerce, \$1,409.04;

Department of the Interior (civil), \$12,780.52;

Department of Justice, \$369.47;

Navy Department, \$2,828.58;

Post Office Department, \$364,423.43;

Treasury Department, \$71,986.31;

War Department, \$147,991.38;

In all, \$719,064.86, together with such additional sum as may be necessary to pay interest or costs as and where specified in such judgments.

(b) For the payment of judgment numbered 45047, rendered by the Court of Claims in favor of Herman E. Osann covering a claim under the Exchange Relief Act of March 26, 1934, as certified to the Seventy-eighth Congress in House Document Numbered 228, \$3,784.64, to be paid from the administrative expense fund, Office of Alien Property Custodian.

(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.

Herman E. Osann.

48 Stat. 466.  
5 U. S. C. § 118c.

Right of appeal.

#### AUDITED CLAIMS

**SEC. 204.** (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 (31 U. S. C. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1940 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884 (5 U. S. C. 266), as fully set forth in House Document Numbered 232, Seventy-eighth Congress, there is appropriated as follows:

18 Stat. 110.

**The Judiciary:** For fees of jurors and witnesses, United States courts, \$111.40.

For fees of commissioners, United States courts, \$256.79.

For miscellaneous expenses, United States courts, \$6.43.

For fees and expenses of conciliation commissioners, United States courts, \$100.

23 Stat. 254.

**Independent Offices:** For American Battle Monuments Commission, \$2.73.

For salaries and expenses, Railroad Retirement Board, \$13.10.

For Securities and Exchange Commission, \$17.10.

For Saint Elizabeths Hospital, 78 cents.

For salaries and expenses, vocational rehabilitation, Office of Education, \$2.

For National Industrial Recovery, Federal Emergency Administration of Public Works, \$25.15.

For operating supplies for public buildings, Public Buildings Administration, 82 cents.

For general administrative expenses, Public Buildings Branch, Procurement Division, \$2.50.

For general administrative expenses, Public Buildings Administration, \$1.50.

For repair, preservation, and equipment, public buildings, Procurement Division, \$256.36.

For repair, preservation, and equipment, Public Buildings Administration, \$208.

For administrative expenses, Federal Housing Administration, \$7.10.

For administrative expenses, United States Housing Authority, Federal Public Housing Authority, \$24.87.

For salaries and expenses, Veterans' Administration, \$1,311.71.

For salaries and expenses, Veterans' Bureau, \$5.20.

For salaries and expenses, Bureau of War Risk Insurance, \$4.20.

**Department of Agriculture:** For salaries and expenses, library, Department of Agriculture, \$38.37.

For salaries and expenses, Bureau of Animal Industry, \$381.80.

For salaries and expenses, Soil Conservation Service, \$4,038.50.

For salaries and expenses, Forest Service, \$2.26.

For salaries and expenses, Agricultural Marketing Service, \$42.08.

For National Industrial Recovery, Resettlement Administration, submarginal lands (transfer to Agriculture), \$4.

For development of water facilities, arid and semiarid areas, Department of Agriculture, \$8.12.

For acquisition of lands for protection of watersheds of navigable streams, \$356.

For control of emergency outbreaks of insect pests and plant diseases, \$610.37.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture, \$45.49.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture (transfer to Federal Surplus Commodities Corporation), \$732.39.

For retirement of cotton pool participation trust certificates, Department of Agriculture, \$5.31.

For administration of Sugar Act of 1937, Department of Agriculture, \$40.75.

For conservation and use of agricultural land resources, Department of Agriculture, \$7,063.97.

For farm tenancy, Department of Agriculture, \$1,348.80.

For submarginal land program, Farm Tenant Act, Department of Agriculture, \$1.695.

For land utilization and retirement of submarginal land, Department of Agriculture, \$871.60.

For liquidation and management of resettlement projects, Department of Agriculture, \$5.20.

For salaries and expenses, Farm Credit Administration, \$2.50.

For salaries and expenses, Farm Credit Administration. Department of Agriculture, 75 cents.

For farmers' crop production and harvesting loans, Farm Credit Administration, \$21.57.

For loans to farmers in drought- and storm-stricken areas, emergency relief, \$32.26.

For New England hurricane damage, Forest Service, \$8.82.

**Department of Commerce:** For establishment of air-navigation facilities, Civil Aeronautics Authority, \$16,137.41.

For salaries and expenses, Civil Aeronautics Authority, \$2,308.78.

For maintenance of air-navigation facilities, Civil Aeronautics Authority, \$1.

For salaries and expenses, Weather Bureau, \$134.64.

For traveling expenses, Department of Commerce, \$1.35.

**Department of the Interior:** For Geological Survey, \$1.12.

For investigation of domestic sources of mineral supply, Bureau of Mines, \$78.70.

For migratory bird conservation fund, Department of the Interior (receipt limitation), \$1,433.06.

For salaries and expenses, Bureau of Biological Survey, \$2.12.

50 Stat. 903.  
7 U. S. C. §§ 1100-  
1183; Supp. II, ch. 34.

50 Stat. 525.  
7 U. S. C. §§ 1010-  
1013; Supp. II, § 1011.

For National Industrial Recovery, Interior, National Park Service, recreational demonstration projects, \$3.85.

For agriculture and stock raising among Indians, \$52.88.

For improvement of land records, Indian Service, \$4,871.52.

For Indian boarding schools, \$116.07.

For Indian school support, \$11.46.

For purchase and transportation of Indian supplies, \$3.01.

For conservation of health among Indians, \$81.29.

For emergency conservation fund (transfer from War to Interior, Indians, Act June 19, 1934), \$254.07.

For Civilian Conservation Corps (transfer to Interior, Indians), \$64.26.

**Department of Justice:** For contingent expenses, Department of Justice, \$21.63.

For Federal jails and correctional institutions, maintenance, \$3.33.

For fees of witnesses, Department of Justice, \$83.20.

For miscellaneous expenses, United States courts (transfer to Justice), \$222.03.

For general expenses, Immigration and Naturalization Service, \$7.65.

For salaries, field service, Immigration and Naturalization Service, \$4.16.

For salaries and expenses, Federal Bureau of Investigation, \$10.63.

For salaries and expenses of marshals, and so forth, Department of Justice, \$35.17.

For traveling expenses, Department of Justice, \$1.30.

**Department of Labor:** For salaries and expenses, Division of Labor Standards, Department of Labor, \$23.93.

**Navy Department:** For Naval Research Laboratory, \$7,051.50.

For engineering, Bureau of Engineering, \$134,935.49.

For engineering, Navy, \$184,504.76.

For ordnance and ordnance stores, Navy, \$2,356.24.

For ordnance and ordnance stores, Bureau of Ordnance, \$100.

For pay, subsistence, and transportation, Navy, \$2,055.19.

For maintenance, Bureau of Supplies and Accounts, \$815.33.

For general expenses, Lighthouse Service, \$5.67.

For foreign-service pay adjustment, appreciation of foreign currencies (Navy), \$16.33.

For payment to officers and employees of the United States in foreign countries due to appreciation of foreign currencies (Navy), \$23.50.

For Medical Department, Navy, \$2,825.

For pay and allowances, Coast Guard (Navy), \$16.10.

For rebuilding and repairing stations, and so forth, Coast Guard (Navy), \$80.01.

For contingent expenses, Coast Guard (Navy), \$19.17.

For aviation, Navy, \$306,880.45.

For pay, Marine Corps, \$793.49.

For general expenses, Marine Corps, \$120.84.

For Naval Reserve, \$1.99.

**Post Office Department—Postal Service (out of the postal revenues):** For clerks, first- and second-class post offices, \$270.58.

For indemnities, domestic mail, \$56.13.

For rent, light, and fuel, \$5.

**Department of State:** For Lower Rio Grande flood control, Department of State, \$32,302.72.

For office and living quarters' allowances, Foreign Service, \$62.50.

For Second Inter-American Radio Conference, Santiago, Chile, \$9.15.

**Treasury Department:** For payment to officers and employees of the United States in foreign countries due to appreciation of foreign currencies (Treasury), \$44.66.

For contingent expenses, Treasury Department, \$33.

For collecting the revenue from customs, \$159.76.

For collecting the internal revenue, \$268.44.

**War Department:** For increase of compensation, Military Establishment, \$17.63.

For pay, and so forth, of the Army, \$171.01.

For pay of the Army, \$3,047.48.

For travel, military and civil personnel, War Department, \$23.26.

For travel of the Army, \$88.22.

For subsistence of the Army, \$11.51.

For clothing and equipage, Army, \$685.12.

For replacing clothing and equipage, \$330.21.

For Army transportation, \$246.24.

For barracks and quarters, Army, \$87.75.

For Air Corps, Army, \$33.75.

For National Guard, \$291.68.

For Organized Reserves, \$59.54.

For Reserve Officers' Training Corps, \$6.98.

For working fund, War, ordnance, \$4,482.80.

For cemeterial expenses, War Department, \$1.20.

For Civilian Conservation Corps (transfer to War), \$6,552.01.

For emergency conservation fund (transfer to War, Act June 19, 1934), \$178.56.

For emergency conservation fund (transfer to War, Act March 31, 1933), \$72.17.

For emergency conservation work (transfer to War, Act February 9, 1937), \$221.52.

For emergency conservation work (transfer to War, Act June 22, 1936), \$54.68.

For loans and relief in stricken agricultural areas (transfer from emergency conservation work to War, Act June 19, 1934), \$11.47.

**District of Columbia:** For Home for Aged and Infirm, expenses, District of Columbia, \$5.49.

Total, audited claims, section 204 (a), \$738,176.55, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency and interest as specified in certain of the settlements of the General Accounting Office.

SEC. 204. (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 (31 U. S. C. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1940 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884 (5 U. S. C. 266), as fully set forth in Senate Document Numbered 84, Seventy-eighth Congress, there is appropriated as follows:

**The Judiciary:** For fees and expenses of conciliation commissioners, United States courts, \$25.

**Independent Offices:** For Securities and Exchange Commission, \$24.06.

For motor transport regulation, Interstate Commerce Commission, \$44.13.

For salaries and expenses, Civil Service Commission, \$47.14.

For administrative expenses, Public Works Administration, \$7.07.

For general administrative expenses, Public Buildings Administration, \$72.80.

For operating supplies for public buildings, Public Buildings Administration, \$497.31.

For salaries and expenses, Veterans' Administration, \$119.20.

**Department of Agriculture:** For salaries and expenses, Soil Conservation Service, \$20.55.

For salaries and expenses, Bureau of Animal Industry, \$12.50.

For salaries and expenses, Bureau of Entomology and Plant Quarantine, 50 cents.

For acquisition of lands for protection of watersheds of navigable streams, \$550.

For salaries and expenses, Forest Service, \$3.65.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture (transfer to Federal Surplus Commodities Corporation), \$380.89.

For conservation and use of agricultural land resources, Department of Agriculture, \$325.64.

For land utilization and retirement of submarginal land, Department of Agriculture, \$480.

For liquidation and management of resettlement projects, Department of Agriculture, \$249.50.

For loans to farmers in drought- and storm-stricken areas, emergency relief, \$23.27.

**Department of Commerce:** For Civil Aeronautics Authority fund, \$6,920.

For establishment of air-navigation facilities, Civil Aeronautics Authority, \$1,737.50.

For increase of compensation, Department of Commerce, \$69.50.

For salaries, Patent Office, \$1,248.34.

**Department of the Interior:** For migratory bird conservation fund, Department of the Interior (receipt limitation), \$288.40.

For Indian school support, \$93.

For purchase and transportation of Indian supplies, \$23.71.

**Department of Justice:** For salaries and expenses, Lands Division, Department of Justice, \$15.

For salaries and expenses of marshals, and so forth, Department of Justice, \$13.52.

**Navy Department:** For engineering, Bureau of Engineering, \$29,254.

For rebuilding and repairing stations, and so forth, Coast Guard, \$20.

For pay, subsistence, and transportation, Navy, \$1,673.49.

For aviation, Navy, \$33,766.56.

For aviation 1938 contracts, Navy, \$585.60.

For miscellaneous expenses, Navy, \$1.35.

For maintenance, Bureau of Supplies and Accounts, \$1.05.

For contingent expenses, Coast Guard (Navy), \$15.78.

For general expenses, Lighthouse Service, Coast Guard (Navy), \$60.69.

**Treasury Department:** For collecting the internal revenue, \$24.92.

**War Department:** For clothing and equipage, Army, \$62.40.

For Signal Service of the Army, \$36,492.91.

For citizens' military training camps, \$1.62.

For travel of the Army, \$45.75.

For Army transportation, \$125.28.

For pay of the Army, \$7.18.

For increase of compensation, Military Establishment, \$36.99.

For Civilian Conservation Corps (transfer to War), \$1,676.49.

For emergency conservation fund (transfer to War, Act March 31, 1933), \$37.30.

For emergency conservation fund (transfer to War, Act June 19, 1934), \$40.61.

For loans and relief in stricken agricultural areas (transfer from emergency conservation work to War, Act June 19, 1934), \$9.58.

For emergency conservation work (transfer to War, Act February 9, 1937), \$20.16.

Total, audited claims, section 204 (b), \$117,251.89, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency and interest as specified in certain of the settlements of the General Accounting Office.

Volunteers, War with Spain.

SEC. 205. For the payment of claims allowed by the General Accounting Office pursuant to the Act entitled "An Act for the relief of officers and soldiers of the volunteer service of the United States mustered into service for the War with Spain, and who were held in service in the Philippine Islands after the ratification of the treaty of peace, April 11, 1899", approved May 2, 1940 (Public Act Numbered 505, Seventy-sixth Congress), and which have been certified to the Seventy-eighth Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), under the War Department in Senate Document Numbered 85, and House Document Numbered 227, \$5,973.67.

54 Stat. 176.  
10 U. S. C. §§ 866a-866e.

23 Stat. 254.

### TITLE III—GENERAL PROVISIONS

Persons advocating overthrow of U. S. Government.

SEC. 301. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Affidavit.

Penalty.

Availability of appropriations and authority.

Ratification of incurred obligations.

SEC. 302. The appropriations and authority with respect to appropriations in this Act in whole or in part for the fiscal year 1944 shall be available from and including July 1, 1943, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between June 30, 1943, 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.

Emergency fund of the President, reimbursement.

SEC. 303. Appropriations contained in this Act may be used to reimburse the emergency fund of the President for advances made therefrom to meet obligations for purposes for which the funds are provided in this Act and for which purposes such appropriations are contained herein.

Short title.

SEC. 304. This Act may be cited as the "Second Deficiency Appropriation Act, 1943".

Approved July 12, 1943, 4 p. m., E. W. T.

## [CHAPTER 230]

## AN ACT

To authorize the deportation of aliens to countries allied with the United States.

July 13, 1943  
[H. R. 2076]  
[Public Law 141]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 20 of the Act of February 5, 1917, as amended (39 Stat. 890; U. S. C., title 8, sec. 156), be, and it hereby is, amended by adding the following after the first sentence:

Immigration Act of 1917, amendment.

"If the United States is at war and the deportation, in accordance with the preceding provisions of this section, of any alien who is deportable under any law of the United States, shall be found by the Attorney General to be impracticable or inconvenient because of enemy occupation of the country whence such alien came or wherein is located the foreign port at which he embarked for the United States or because of other reasons connected with the war, such alien may, at the option of the Attorney General, be deported (a) if such alien is a citizen or subject of a country whose recognized government is in exile, to the country wherein is located that government in exile, if that country will permit him to enter its territory; or (b) if such alien is a citizen or subject of a country whose recognized government is not in exile, then, to a country or any political or territorial subdivision thereof which is proximate to the country of which the alien is a citizen or subject, or, with the consent of the country of which the alien is a citizen or subject, to any other country."

Destination of alien subject to deportation.

Approved July 13, 1943.

## [CHAPTER 231]

## AN ACT

To increase by one year the period within which certain oyster growers may file claims against the United States in the Court of Claims.

July 13, 1943  
[H. R. 2614]  
[Public Law 142]

*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 authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes", approved August 30, 1935, as amended, is amended to read as follows:

Oyster growers.

"SEC. 13. That the Court of Claims shall have jurisdiction to hear and determine claims for damages to oyster growers upon private or leased lands or bottoms arising from dredging operations and use of other machinery and equipment in making such improvements: *Provided,* That suits shall be instituted within two years after such operations shall have terminated."

49 Stat. 1049.  
28 U. S. C. § 250a.

Claims arising from dredging operations.

Approved July 13, 1943.

## [CHAPTER 232]

## AN ACT

To authorize the attendance of the Marine Band at the seventy-seventh anniversary convention of the Grand Army of the Republic to be held at Milwaukee, Wisconsin, September 19 to 23, inclusive, 1943.

July 13, 1943  
[H. R. 2683]  
[Public Law 143]

*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 seventy-seventh anniversary convention of the Grand Army of the Republic to be held at Milwaukee, Wisconsin, from September 19 to 23, inclusive, 1943.

Marine Band.  
Attendance at  
G. A. R. convention.

Appropriation au-  
thorized.

SEC. 2. For the purpose of defraying the expenses of such band in attending and giving concerts at such convention, there is authorized to be appropriated the sum of \$8,137.40, 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 additional living expenses while on 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 13, 1943.

[CHAPTER 233]

AN ACT

To provide more adequate and uniform administrative provisions in veterans' laws pertaining to compensation, pension, and retirement pay payable by the Veterans' Administration, 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 administrative, definitive, and regulatory provisions of Public Law Numbered 2, Seventy-third Congress, March 20, 1933, and Veterans Regulations, as now or hereafter amended, shall be applicable to benefits provided under Public Law Numbered 141, Seventy-third Congress, March 28, 1934, as amended; Public Law Numbered 484, Seventy-third Congress, June 28, 1934, as amended; and under laws reenacted by Public Law Numbered 269, Seventy-fourth Congress, August 13, 1935, as amended: *Provided*, That where solely as a result of the definition of the term "child" in paragraph VI of Veterans Regulation Numbered 10—Series as amended by this Act, the child or children of a deceased veteran of the Spanish-American War, Boxer Rebellion, or Philippine Insurrection would be entitled to benefits under the general pension law or service pension Acts reenacted by Public Law Numbered 269, Seventy-fourth Congress, August 13, 1935, the rates of service pension applicable to such child or children shall be those provided in Public Law Numbered 484, Seventy-third Congress, as now or hereafter amended.

SEC. 2. Section 21 of the World War Veterans' Act, 1924, as amended (U. S. C., title 38, sec. 450), is further amended by adding a new subsection (4) to read as follows:

"(4) Any benefit payable or paid by the Veterans' Administration shall be subject to the applicable provisions of Public Law Numbered 262, Seventy-fourth Congress (U. S. C., title 38, secs. 556a, 454a), as now or hereafter amended: *Provided*, That in any case of an incompetent veteran having no guardian, payment of compensation, pension, or retirement pay may be made in the discretion of the Administrator to the wife of such veteran for the use of the veteran and his dependents: *And provided further*, That payment of death benefits to a widow for herself and child or children, if any, may be made directly to such widow, notwithstanding she may be a minor. The Act of August 8, 1882 (22 Stat. 373; U. S. C., title 38, sec. 44), is hereby repealed and any other law in conflict herewith is modified accordingly."

SEC. 3. Paragraph XXI of Veterans Regulation Numbered 10—Series, is hereby amended to read as follows:

"XXI. Any person entitled to pension or compensation under any law or Veterans Regulation administered by the Veterans' Administration may renounce his right thereto. The application renouncing the right shall be in writing over the person's signature and upon

July 13, 1943

[H. R. 2703]

[Public Law 144]

Veterans' compen-  
sation, pension, and  
retirement pay.

48 Stat. 8.

38 U. S. C. § 701 et  
seq.; Supp. II, § 701  
et seq.

*Ante*, pp. 21, 43;  
*post*, p. 555 et seq.

*Infra*.

48 Stat. 524, 1281;  
49 Stat. 614.

38 U. S. C. notes  
prec. §§ 700, 701; §§  
503-507a, 368, 369.

*Post*, p. 556.

*Post*, p. 555.

43 Stat. 613.

Benefits subject to  
designated provisions.

49 Stat. 607.

Incompetent veter-  
an having no guard-  
ian.

Direct payment to  
widow.

Repeal.

38 U. S. C. §§ 44-47,  
49, 75, 192.

38 U. S. C. note foll.  
§ 724.

Renunciation of  
rights.

filing of such application, payment of such benefits and the right thereto shall be terminated and he shall be denied any and all rights thereto from date of receipt of such application by the Veterans' Administration. The renouncement provided for herein shall not preclude the person from filing a new application for pension or compensation at a future date but such application shall have the attributes of an original application and no payment will be made for any period prior to the date thereof."

New application.

SEC. 4. Any person shown by evidence satisfactory to the Administrator of Veterans' Affairs to be guilty of mutiny, treason, sabotage, or rendering assistance to an enemy of the United States or of its allies shall forfeit all accrued or future benefits under laws administered by the Veterans' Administration pertaining to gratuities for veterans and their dependents: *Provided, however,* That the Administrator of Veterans' Affairs, in his discretion, may apportion and pay any part of such benefits to the dependents of such person not exceeding the amount to which each dependent would be entitled if such person were dead.

Mutiny, treason, etc. Forfeiture of benefits.

Payments to dependents.

SEC. 5. When any person not a citizen of the United States entitled to compensation, pension, or other gratuity under laws administered by the Veterans' Administration is located in the territory of or under military control of an enemy of the United States or of any of its allies, any award of such benefits in favor of such person shall be terminated forthwith and such person shall not be entitled to any such benefits except upon the filing of a new claim accompanied by evidence satisfactory to the Administrator of Veterans' Affairs showing that the claimant was not guilty of any of the offenses enumerated in section 4 of this Act: *Provided,* That no compensation, pension, or other gratuity shall be paid for any period prior to the date of such new claim: *Provided further,* That while such person is located in a territory of or under military control of an enemy of the United States or any of its allies, any part of the benefits to which such person would otherwise be entitled may, in the discretion of the Administrator of Veterans' Affairs, be apportioned and paid to the dependents of such person who are in the United States or in a place not occupied or controlled by such enemy, except that the amount so apportioned and paid shall not exceed the amount to which each dependent would be entitled if such person were dead.

Non-citizen in enemy territory. Termination of benefits.

New claim.

Payments to dependents.

SEC. 6. Paragraph V of Veterans Regulation Numbered 10, as amended, is hereby amended by striking out the period at the end thereof and substituting therefor a colon and the following: "of a World War II veteran—who was married to the veteran prior to the expiration of ten years subsequent to the termination of hostilities incident to the present war as determined by proclamation of the President or by concurrent resolution of the Congress."

38 U. S. C. note foll. § 724.

Widow of World War II veteran.

SEC. 7. Paragraph VI of Veterans Regulation Numbered 10—Series is hereby amended to read as follows:

38 U. S. C. note foll. § 724.

"Child."

"VI. The term 'child' shall mean a person unmarried and under the age of eighteen years, unless prior to reaching the age of eighteen years the child becomes or has become permanently incapable of self-support by reason of mental or physical defect, who is a legitimate child; a child legally adopted; a stepchild if a member of the man's household; an illegitimate child but as to the father only if acknowledged in writing, signed by him, or if he has been judicially ordered or decreed to contribute to the child's support or has been, prior to his death judicially decreed to be the putative father of such child, or if he is otherwise shown by evidence satisfactory to the Administrator of Veterans' Affairs to be the putative father of such child: *Provided,* That the payment of pension shall be continued after

Payments after 18th birthday.

the eighteenth birthday and until completion of education or training (but not after such child reaches the age of twenty-one years), to any child who is or may hereafter be pursuing a course of instruction at a school, college, academy, seminary, technical institute, or university, particularly designated by him and approved by the Administrator, which shall have agreed to report to the Administrator the termination of attendance of such child, and if any such institution of learning fails to make such report promptly the approval shall be withdrawn."

38 U. S. C. note foll.  
§ 724.

"Parent," "father,"  
and "mother."

SEC. 8. Paragraph VII of Veterans Regulation Numbered 10 is hereby amended to read as follows:

"VII. The terms 'parent', 'father', and 'mother' include a father, mother, father through adoption, mother through adoption, and persons who have stood in loco parentis to a member of the military or naval forces at any time prior to entry into active service for a period of not less than one year: *Provided*, That not more than one father and one mother, as defined, shall be recognized in any case, and preference shall be given to such father or mother who actually exercised parental relationship at the time of or most nearly prior to the date of entry into active service by the person who served."

Extension of bene-  
fits.  
38 U. S. C. note foll.  
§ 724.

SEC. 9. (a) Paragraph I (a), part I, Veterans Regulation Numbered 1 (a), as amended, is hereby amended, (a) by inserting after "April 1, 1920;" the phrase "or during an enlistment or employment entered into on or after December 7, 1941, and before the termination of hostilities incident to the present war as determined by proclamation of the President or by concurrent resolution of the Congress"; and (b) by inserting after the phrase "or active service in the World War" the phrase "or in World War II".

38 U. S. C. note foll.  
§ 724.

(b) Paragraph I (b), part I, Veterans Regulation Numbered 1 (a), as amended, is hereby amended to read as follows:

Presumption of  
sound condition.

"(b) For the purposes of paragraph I (a) hereof every person employed in the active military or naval service shall be taken to have been in sound condition when examined, accepted, and enrolled for service except as to defects, infirmities, or disorders noted at time of the examination, acceptance, and enrollment, or where clear and unmistakable evidence demonstrates that the injury or disease existed prior to acceptance and enrollment and was not aggravated by such active military or naval service."

Service as cadet or  
midshipman.

SEC. 10. Service as a cadet at the United States Military Academy or as a midshipman at the United States Naval Academy or as a cadet at the United States Coast Guard Academy on or after December 7, 1941, and before termination of hostilities incident to the present war as determined by proclamation of the President or by concurrent resolution of the Congress shall be considered active military or naval service in World War II for the purposes of laws administered by the Veterans' Administration.

53 Stat. 1069.

SEC. 11. Section 1 (c) of the Act of June 28, 1934, as amended by section 1 of the Act of July 19, 1939 (Public Law Numbered 198, Seventy-sixth Congress, U. S. C., title 38, sec. 503 (c)), is hereby amended to read as follows:

Restriction on pay-  
ment of compensation.

"(c) Payment of compensation under the provisions of this Act shall not be made to any widow without child, or a child, whose annual income exceeds \$1,000, or to a widow with a child or children whose annual income exceeds \$2,500. In determining annual income any payments by the United States Government because of disability or death under laws administered by the Veterans' Administration shall not be considered: *Provided*, That where payments to a widow are disallowed or discontinued hereunder, payment to a child or children of the deceased veteran may be made as though there is no widow."

Payment to child  
where disallowed to  
widow.

SEC. 12. Paragraph V, part I, Veterans Regulation Numbered 2 (a), is amended to read as follows:

38 U. S. C. note foll. § 724.

"V. (1) Pension, compensation, or retirement pay authorized under laws administered by the Veterans' Administration, to which a person was entitled prior to the date of his death, and not paid during his lifetime, and due and unpaid for a period not to exceed one year prior to death under existing ratings or decisions, or those based on evidence in the file at date of death, shall, upon the death of such person, be paid as hereinafter set forth:

Benefits due and unpaid at death.

"(a) Upon the death of a person receiving an apportioned share of the veteran's pension, compensation, or retirement pay, all or any part of such unpaid amount, to the veteran or to any other dependent or dependents as may be determined by the Administrator of Veterans' Affairs;

"(b) Upon the death of a veteran, to the surviving spouse; or if there be no surviving spouse, to the child or children, dependent mother or father in the order named;

"(c) Upon the death of a widow or remarried widow, to the veteran's child or children;

"(d) Upon the death of a child, to the surviving child or children of the veteran, entitled to death compensation or pension;

"(e) In all other cases, only so much of the unpaid pension, compensation, or retirement pay may be paid as may be necessary to reimburse a person who bore the expense of last sickness and burial: *Provided, however,* That no part of any of the accrued pension, compensation, or retirement pay shall be used to reimburse any political subdivision of the United States for expense incurred in the last sickness or burial of such person;

Last sickness and burial expenses.

"(f) Payment of the benefits authorized by this paragraph will not be made unless claim therefor be received in the Veterans' Administration within one year from the date of death of the beneficiary or one year after date of this enactment, whichever is later, and such claim is perfected by the submission of the necessary evidence within one year from the date of the request therefor by the Veterans' Administration: *Provided, however,* That a claim for compensation or pension by an apportionee, widow, child, or dependent parent shall be deemed to include claim for any accrued benefits.

Presentation of claim.

"(2) A check received by a payee in payment of pension, compensation, or retirement pay shall, in the event of the death of the payee on or after the last day of the period covered by such check, become an asset of the estate of the deceased payee.

Check as asset of estate.

"(3) All Acts and parts of Acts in conflict with or inconsistent with the provisions of this section are hereby repealed."

Repeal of inconsistent laws.

SEC. 13. Paragraph VI of Veterans Regulation Numbered 6 (a), as amended, is hereby amended to read as follows:

38 U. S. C. note foll. § 724.

"VI. (A) Where any disabled veteran having neither wife, child, nor dependent parent is being furnished hospital treatment, institutional or domiciliary care by the United States, or any political subdivision thereof, any pension, compensation, or retirement pay shall not exceed \$20 per month: *Provided,* That the amount payable for any such disabled veteran, entitled to pension for non-service-connected disability under the provisions of part III of Veterans Regulation Numbered 1 (a), as amended, shall not exceed \$8 per month. Where any disabled veteran who is being furnished hospital treatment, institutional or domiciliary care by the United States, or any political subdivision thereof, has a wife, child, or dependent parent, the pension, compensation, or retirement pay may, in the discretion of the Administrator, be apportioned on behalf of such wife, child, or dependent parent, in accordance with instructions issued by the Administrator.

Payment while receiving hospital, etc., care.

38 U. S. C. note foll. § 724; Supp. II, note foll. § 726.

Insane veteran.  
Pension, compensa-  
tion, or retirement  
pay.

Where estate equals  
or exceeds \$1,500.

Payment to insti-  
tution, guardian, etc.

44 Stat. 791.  
38 U. S. C. § 450 (1).

46 Stat. 993.  
38 U. S. C. § 450 (3).

Veteran deemed  
single and without de-  
pendents.

Inmates of soldiers'  
homes.

Repeal or modifica-  
tion of conflicting pro-  
visions.

46 Stat. 530.

Wartime service-  
connected death com-  
pensation, etc.  
Monthly rates.

53 Stat. 1070.  
38 U. S. C., Supp.  
II, §§ 472b, 472b-1,  
357b.

“(B) Where any disabled veteran having neither wife, child, nor dependent parent is being furnished hospital treatment, institutional or domiciliary care by the United States, or any political subdivision thereof, and shall be deemed by the Administrator of Veterans' Affairs to be insane, the pension, compensation, or retirement pay for such veteran shall be in the amounts specified in (A) above: *Provided*, That in any case where the estate of such disabled insane veteran derived from any source equals or exceeds \$1,500, further payments of such benefits will not be made until the estate is reduced to \$500. Any such veteran without such dependent or dependents, when maintained at his own expense in an institution, shall be subject to the foregoing limitations but shall be paid such amount otherwise payable as equals the amount charged for his care and maintenance in such institution not exceeding the amount the Administrator of Veterans' Affairs determines to be the charge as fixed by any applicable statute or valid administrative regulation: *Provided further*, That all or any part of the pension, compensation, or retirement pay payable on account of any such veteran may, in the discretion of the Administrator, and in accordance with instructions issued by the Administrator, be paid to the chief officer of the institution wherein the disabled veteran is maintained, to be properly accounted for by said chief officer and to be used for the benefit of the disabled veteran; or may be paid to the guardian of the disabled veteran in accordance with the provisions of paragraph 1 of section 21 of the World War Veterans' Act, 1924, as amended; or, in the event the disabled veteran has a wife, child, or dependent parent, may, in the discretion of the Administrator, be paid to his wife or apportioned on behalf of such wife, child, or dependent parent; or otherwise be disposed of in accordance with the provisions of paragraph 3 of section 21 of the World War Veterans' Act, 1924, as amended.

“(C) Any veteran subject to the provisions of subparagraph (A) or (B) shall be deemed to be single and without dependents in the absence of satisfactory evidence to the contrary: *Provided*, That in no event shall increased compensation, pension, or retirement pay of such veteran be granted for any period more than six months prior to receipt of satisfactory evidence showing such veteran has a wife, child, or dependent parent.

“(D) The pension of any disabled veteran who is an inmate of the United States Soldiers' Home or of any National or State soldiers' home on the date of this enactment, shall not be reduced or discontinued by reason of the provisions of (A), (B), or (C) above.

“(E) The provisos of section 3 of the Act of May 1, 1926 (44 Stat. 383; U. S. C., title 38, sec. 364b), and of sections 2 and 4 of the Act of June 2, 1930 (46 Stat. 492, 493; U. S. C., title 38, secs. 365a, 365c); that part of the proviso of section 5 of the Act of July 3, 1926, extending to and ending with a semicolon (44 Stat. 807; U. S. C., title 38, sec. 321a); the second proviso of section 5 of the Act of June 9, 1930 (44 Stat. 530; U. S. C., title 38, sec. 321c); the third proviso of section 1 of the Act of August 25, 1937 (50 Stat. 786; U. S. C., title 38, sec. 381-1); the first proviso of section 4 of the Act of May 24, 1938 (52 Stat. 440; U. S. C., title 38, sec. 370c); and all other provisions of law or regulation in conflict with the foregoing provisions are hereby repealed or modified accordingly.”

SEC. 14. (a) The surviving widow, child, or children of any deceased person, entitled to wartime service-connected death compensation or pension at the rates provided in paragraph two of section 5 of Public Law Numbered 198, Seventy-sixth Congress, approved July 19, 1939, as amended (U. S. C., title 38, secs. 472b, 472b-1, 357b), shall be entitled to receive compensation or pension at the monthly rates specified below:

Widow but no child, \$50; widow with one child, \$65, with \$13 for each additional child (subject to apportionment regulations); no widow but one child, \$25; no widow but two children, \$38 (equally divided) with \$10 for each additional child (total amount to be equally divided). As to the widow, child, or children, the total amount payable under this paragraph shall not exceed \$100.

(b) The surviving widow, child, or children of any deceased person, entitled to peacetime service-connected death pension at the rates provided in paragraph two of section 1 of Public Law Numbered 690, Seventy-seventh Congress, approved July 30, 1942 (56 Stat. 731), shall be entitled to receive pension at the monthly rates specified below:

Widow but no child, \$38; widow with one child, \$49 with \$10 for each additional child (subject to apportionment regulations); no widow but one child, \$19; no widow but two children, \$28 (equally divided) with \$8 for each additional child (total amount to be equally divided). As to the widow, child, or children, the total pension payable under this paragraph shall not exceed \$75.

(c) As to such persons who now are on the compensation or pension rolls or are applicants for compensation or pension and are found entitled, at said rates, the compensation or pension or increase thereof at the rates authorized in (a) or (b) of this section shall commence on the first day of the month following the month in which this Act is enacted, and as to those filing claims hereafter and found entitled to said rates, compensation or pension payable under this section shall begin as authorized in existing law and regulations: *Provided*, That the rates of compensation or pension authorized by this section shall not be awarded for any period prior to the first day of the month following the month of enactment of this Act.

SEC. 15. Paragraph XIII of Veterans Regulation Numbered 10 is hereby amended to read as follows:

"XIII. Not more than one award of pension, compensation, or emergency officers' or regular retirement pay, shall be made concurrently to any person based on his own service. The receipt of pension or compensation by a widow, child, or parent on account of the death of any person, or receipt by any person of pension or compensation on account of his own service, shall not bar the payment of pension or compensation on account of the death or disability of any other person. This paragraph is hereby made applicable to all laws administered by the Veterans' Administration. Section 4715 of the Revised Statutes (U. S. C., title 38, sec. 25) and any other laws in conflict herewith are hereby repealed or modified accordingly.

"Pension, compensation, or retirement pay on account of his own service shall not be paid while the person is in receipt of active service pay.

"The third proviso of paragraph 2 of section 1 of the Act of March 3, 1891 (U. S. C., title 38, sec. 26); the last proviso of paragraph 2 of section 3 of the Act of January 28, 1915 (U. S. C., title 38, sec. 27), and any other provision of law or veterans regulation contrary hereto is hereby repealed or modified accordingly."

SEC. 16. This Act shall be effective from the date it is approved and necessary adjustments in awards shall be made effective unless otherwise provided herein, the first of the calendar month following adjudicative action, or the first of the calendar month following date of receipt of claim, whichever is the earlier. In all other cases benefits authorized by virtue of this Act shall be effective from date of receipt of claim therefor under this Act and subject to the provisions that death compensation or death pension shall be effective as of the day following the date of death of the veteran if claim is filed within one year after the death of the veteran: *Provided*, That in no event shall

Peacetime service-connected death pension.  
Monthly rates.

38 U. S. C., Supp. II, note foll. § 726.

Commencement of new rates.

38 U. S. C. note foll. § 724.

Concurrent payments.

Repeal or modification of conflicting laws.

Persons receiving active service pay.

26 Stat. 1082; 38 Stat. 802.

Effective date.

payments authorized by this Act be made for any period prior to the date of enactment of this Act.

Disability pensions.

SEC. 17. Notwithstanding any other provision of law, pension payable for disability shall be payable from date of discharge if claim therefor is filed within one year from discharge.

Approved July 13, 1943.

[CHAPTER 234]

AN ACT

To amend the Act entitled "An Act to authorize black-outs in the District of Columbia, and for other purposes", approved December 26, 1941, as amended.

*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 black-outs in the District of Columbia, and for other purposes", approved December 26, 1941, as amended, be further amended by adding thereto the following new section:

"SEC. 14. During the existence of a state of war between the United States and any foreign country or nation, the Commissioners of the District of Columbia are authorized to expend, in their discretion, from the money authorized by section 9 of this Act to be borrowed, for personal services, supplies, and other expenses in connection with the coordination of nonprotective volunteer civilian services, not exceeding \$25,000 per year."

Approved July 13, 1943.

[CHAPTER 236]

AN ACT

To amend 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, as amended and supplemented, 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 definition of the term "construction" in section 2 of the Federal Highway Act approved November 9, 1921 (42 Stat. 212), is hereby amended to read as follows: "The term 'construction' means the supervising, inspecting, actual building, and all expenses, including the costs of rights-of-way, incidental to the construction of a highway, except locating, surveying, and mapping."

SEC. 2. Section 5 of the Defense Highway Act of 1941 (55 Stat. 765) is hereby amended to read as follows:

"SEC. 5. REAPPORTIONMENT OF FEDERAL HIGHWAY FUNDS.—Federal funds apportioned to the States prior to January 1, 1942, for expenditure on the system of Federal-aid highways, on secondary or feeder roads, and for the elimination of hazards to life at railroad grade crossings in accordance with the provisions of the Federal Highway Act, as amended and supplemented, which were not on that date obligated by the States and which shall not be so obligated on or before June 30, 1943, shall not be reapportioned among the States in accordance with the provisions of said Act, as amended and supplemented, but shall remain available for obligation by the States during continuance of the emergency declared by the President on May 27, 1941, and for a period of one year thereafter."

SEC. 3. The Commissioner of Public Roads is hereby authorized to expend in cooperation with the highway department of any State for engineering and economic investigations of projects for future construction and for surveys, plans, specifications, and estimates for post-war highway improvements so much of the unobligated funds

July 13, 1943

[H. R. 2988]

[Public Law 145]

District of Colum-  
bia.

Black-outs.

55 Stat. 858.

D. C. Code, Supp.

II, §§ 6-1001 to 6-

1013.

Coordination of non-  
protective volunteer  
civilian services.

July 13, 1943

[H. R. 2798]

[Public Law 146]

Federal Highway  
Act, amendment.

23 U. S. C. § 2.

"Construction."

Defense Highway  
Act of 1941, amend-  
ments.

23 U. S. C., Supp.

II, § 105.

55 Stat. 1647.

50 U. S. C., Supp.

II, app., note prec. § 1.

Future and post-  
war construction.

for regular Federal aid, for secondary or feeder roads, and for the elimination of hazards at railroad grade crossings, that now remain available to such State, as may be deemed adequate, but not to exceed in any State an amount which would represent such State's share of \$50,000,000 apportioned under the formula provided under section 21 of the Federal Highway Act: *Provided*, That agreements may be entered into with any State highway department for such post-war highway projects not exceeding the unobligated Federal funds.

42 Stat. 217.  
23 U. S. C. § 21;  
Supp. II, § 21.

Certain access roads.

SEC. 4. Section 6 of the Defense Highway Act of 1941, approved November 19, 1941 (Public Law Numbered 295, Seventy-seventh Congress), as amended by the Act of July 2, 1942 (Public Law Numbered 646, Seventy-seventh Congress), is hereby further amended by striking out the figure "\$10,000,000" and inserting in lieu thereof "not to exceed \$27,500,000".

55 Stat. 766; 56 Stat.  
562.  
23 U. S. C., Supp.  
II, § 106.

Survey respecting  
express highways.

SEC. 5. The Commissioner of Public Roads is authorized and directed to make a survey of the need for a system of express highways throughout the United States, the number of such highways needed, the approximate routes which they should follow, and the approximate cost of construction; and to report to the President and to Congress, within six months after the date of the enactment of this Act, the results of such survey together with such recommendations for legislation as is deemed advisable.

SEC. 6. Section 10 of the Defense Highway Act of 1941, approved November 19, 1941 (Public Law 295, Seventy-seventh Congress), is amended to read as follows:

55 Stat. 768.  
23 U. S. C., Supp.  
II, § 110.

"SEC. 10. EMERGENCY REPAIRS.—The Commissioner of Public Roads is authorized to reimburse the several States for the necessary rehabilitation or repair of roads and highways of States or their subdivisions substantially damaged by the Army or the Navy, or both, by any other agency of the Government or by any person or contractor employed by or contracting with the Army or Navy or any other agency of the Government 'in the performance of contract work in connection' with the prosecution of the war or national defense. The Commissioner is authorized on behalf of the United States to consider, ascertain, adjust, and determine any claim accruing subsequent to May 27, 1941, submitted by the State highway department of any State, in accordance with regulations prescribed by the Commissioner, for reimbursement of the cost of such rehabilitation or repair.

Highways damaged  
by Army, Navy, etc.  
Reimbursement to  
States.

"Such amount as may be found to be due to any claimant shall be certified to Congress for payment out of appropriations that may be made by Congress therefor, together with a brief statement of the character of each claim, the amount claimed, and the amount allowed: *Provided*, That no claim shall be considered by the Commissioner unless notice of intention to file such claim has been presented to him within thirty days after the occurrence of the damage upon which the claim is based, except that in case of damage caused by maneuvers such notice shall be filed within thirty days after completion of such maneuvers: *And provided further*, That in either case such notice of damage accruing before the passage of this Act shall be filed within thirty days after the passage thereof."

Payment of claim.

SEC. 7. (a) Not to exceed \$10,000,000 of any money heretofore or hereafter appropriated for expenditure in accordance with the provisions of the Federal Highway Act, as amended and supplemented, shall be available for expenditure by the Commissioner of Public Roads, in accordance with the provisions of the Federal Highway Act, as amended and supplemented, as an emergency relief fund, after receipt of an application therefor from the highway department of any State, in the repair or reconstruction of highways and bridges on the system of Federal-aid highways (including secondary and feeder

Highways damaged  
by floods, etc.  
Expenditures.  
42 Stat. 212.  
23 U. S. C. § 1;  
Supp. II, § 6 et seq.  
Ante, p. 560.

## Reimbursement.

roads) which he finds, after investigation, have been damaged or destroyed by floods, hurricanes, earthquakes, or landslides, and there is hereby authorized to be appropriated any sum or sums necessary to reimburse the funds so expended from time to time under the authority of this section.

Rehabilitation of roads and bridges.  
42 Stat. 212; 55 Stat. 765.  
23 U. S. C. § 1; Supp. II, § 6 *et seq.*, § 104.

*Ante*, p. 560.

48 Stat. 994; 52 Stat. 634.  
23 U. S. C. § 13a.

Use of funds to pay share of State.

(b) Notwithstanding any other provision of law, any money heretofore apportioned to any State under the provisions of the Federal Highway Act, as amended and supplemented, or section 4 of the Defense Highway Act of 1941, which is unobligated on the date of approval of this Act shall be available for expenditure for the rehabilitation of roads and bridges as provided in section 3 of the Act approved June 18, 1934 (48 Stat. 993), section 4 of the Act of June 8, 1938 (52 Stat. 633), and paragraph (a) of this section, without regard to the limitation of funds contained in such sections: *Provided*, That any amounts made available to any State under the provisions of this paragraph may be used to pay the share of such State in the cost of any project authorized by this section: *Provided further*, That the provisions of this section shall apply only during the continuance of the emergency declared by the President on May 27, 1941, and for a period of one year thereafter.

55 Stat. 1647.  
50 U. S. C., Supp. II, app., note prec. § 1.

Federal aid to States for toll bridges made free.

50 Stat. 640; 53 Stat. 1066.  
23 U. S. C. § 9a-1.

SEC. 8. The Act entitled "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", approved August 14, 1937, as amended by section 1 of the Act approved July 19, 1939 (53 Stat. 1066), is hereby further amended to read as follows:

"That in the case of each and every State which, prior to January 1, 1945, shall have constructed or acquired any toll bridges, including interstate toll bridges, serving the approved system of Federal-aid highways, and which has caused or, prior to January 1, 1945, shall cause any such toll bridge or toll bridges to be made free, the Federal Works Administrator shall be, and he is hereby, authorized to pay out of the regular and secondary Federal-aid road funds apportioned to such State not to exceed 50 per centum of such amount as may be approved by the Federal Works Administrator as the current reasonable value of the physical property, exclusive of rights-of-way, of any such bridge which the Secretary of War or the Secretary of the Navy shall certify to him will contribute to the war effort: *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 under the Federal Highway Act at the time such bridge was constructed: *Provided further*, That no such payment shall be made which will exceed 50 per centum of the current reasonable value of the physical properties of any such bridge, nor shall such payment in the case of any bridge which was constructed or acquired with the aid of Federal funds or with the aid of a grant from the Federal Government exceed 50 per centum of the current reasonable value of the physical properties of such bridge which remains after deducting therefrom the share of cost or of grant already paid by the Federal Government, and any amount so paid on account of any such bridge from regular Federal-aid road funds shall be used for matching unobligated regular Federal-aid road funds available to the State for expenditure in the improvement of highways on the system of Federal-aid highways, and any amount so paid on account of any such bridge from secondary Federal-aid road funds shall be used for matching unobligated secondary Federal-aid road funds available to the State for expenditure in the improvement of secondary or feeder roads: *And provided further*, That if the State, or the political subdivision or subdivisions thereof in which any such bridge shall be located, shall

## Standards required.

42 Stat. 212.  
23 U. S. C. § 1; Supp. II, § 6 *et seq.*  
*Ante*, p. 560.  
Payment, limitation and use.

Payments from secondary Federal-aid road funds.

Acquisition of bridge by Federal Works Administrator.

be unable to acquire such bridge by purchase agreement or by condemnation under the laws of the State with reasonable promptness and the highway department of the State shall certify such fact to the Federal Works Administrator the Administrator then shall have the authority to acquire and make free any such bridge which the Secretary of War or the Secretary of the Navy shall certify to him will contribute to the war effort, by condemnation in the manner provided by section 14 of the Defense Highway Act of 1941 or under title II of the Second War Powers Act, 1942, subject to the condition that the highway department of the State shall agree to assume one-half the cost of so acquiring any such bridge by the Federal Works Administrator and to accept such bridge after it is acquired and thereafter maintain and operate it as a free bridge.

SEC. 9. No part of any appropriation authorized in this Act shall be impounded or withheld from obligation or expenditure by any agency or official, unless the War Production Board shall certify that the use of critical material for additional highway construction would impede the conduct of the war.

Approved July 13, 1943.

[CHAPTER 237]

AN ACT

To permit certain burials in the Scottish Rite Temple in the District of Columbia.

55 Stat. 769; 56 Stat. 177.  
23 U. S. C., Supp. II, § 114; 50 U. S. C., Supp. II, app. § 632.  
Acceptance by State.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Supreme Council (Mother Council of the World) of the Inspectors General Knights Commanders of the House of the Temple of Solomon of the Thirty-third Degree of the Ancient and Accepted Scottish Rite of Freemasonry of the Southern Jurisdiction of the United States of America, is hereby authorized to permit the burial of the remains of not to exceed two persons in vaults built for that purpose in its temple, situated on lot numbered 800, in square 192, at the southeast corner of S and Sixteenth Streets Northwest, in the District of Columbia, under such sanitary regulations as shall be prescribed for such burials by the Commissioners of the District of Columbia.

Impoundment, etc., of funds.

July 13, 1943  
[H. R. 2828]  
[Public Law 147]  
District of Columbia.  
Burials in Scottish Rite Temple.

Approved July 13, 1943.

[CHAPTER 238]

AN ACT

To provide for the establishment of the George Washington Carver National Monument.

July 14, 1943  
[H. R. 647]  
[Public Law 148]

*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 acquire, on behalf of the United States, by gift or purchase, the site of the birthplace of George Washington Carver, distinguished Negro scientist, located near Diamond, Missouri, together with such additional land or interests in land and any improvements thereon as the Secretary may deem necessary to carry out the purposes of this Act. In the event the Secretary is unable to acquire such property, or any part thereof, at a reasonable price, he is authorized and directed to condemn such property, or any part thereof, in the manner provided by law.

George Washington Carver National Monument.  
Acquisition of site.

SEC. 2. The property acquired under the provisions of section 1 of this Act shall constitute the George Washington Carver National Monument and shall be a public national memorial to George Washington Carver. The Director of the National Park Service, under the

Establishment; maintenance.

direction of the Secretary of the Interior, shall have the supervision, management, and control of such national monument, and shall maintain and preserve it in a suitable and enduring manner which, in his judgment, will provide for the benefit and enjoyment of the people of the United States.

SEC. 3. The Secretary of Interior is authorized to—

Museum.

(1) Maintain, either in an existing structure acquired under the provisions of section 1 of this Act or in a building constructed by him for the purpose, a museum for relics and records pertaining to George Washington Carver, and for other articles of national and patriotic interest, and to accept, on behalf of the United States, for installation in such museum, articles which may be offered as additions to the museum; and

Roads, etc.

(2) Construct roads and mark with monuments, tablets, or otherwise, points of interest within the boundaries of the George Washington Carver National Monument.

Appropriation au-  
thorized.

SEC. 4. There are authorized to be appropriated such sums not to exceed \$30,000 as may be necessary to carry out the provisions of this Act.

Approved July 14, 1943.

[CHAPTER 239]

AN ACT

To prevent the payment of excessive fees or compensation in connection with the negotiation of war contracts.

July 14, 1943

[H. R. 1900]

[Public Law 149]

War contracts.

56 Stat. 982.  
50 U. S. C., Supp.  
II, app. § 1191 (a) (5).  
"Subcontract."

*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 403 (a) (5) of the Sixth Supplemental National Defense Appropriation Act, 1942, as amended, is amended to read as follows: "The term 'subcontract' means (i) any purchase order or agreement to perform all or any part of the work, or to make or furnish any article, required for the performance of any other contract or subcontract or (ii) any contract or arrangement (other than a contract or arrangement between two contracting parties, one of which parties is found by the Secretary to be a bona fide executive officer, partner, or full-time employee of the other contracting party), (A) any amount payable under which is contingent upon the procurement of a contract or contracts with a Department or of a subcontract or subcontracts thereunder, or determined with reference to the amount of such a contract or subcontract or such contracts or subcontracts, or (B) under which any part of the services performed or to be performed consists of the soliciting, attempting to procure, or procuring a contract or contracts with a Department or a subcontract or subcontracts thereunder: *Provided*, That nothing in this sentence shall be construed (1) to affect in any way the validity or construction of provisions in any contract with a Department or any subcontract thereunder, heretofore at any time or hereafter made, prohibiting the payment of contingent fees or commissions; or (2) to restrict in any way the authority of the Secretary to determine the nature or amount of selling expenses under subcontracts as defined in (ii) herein, as a proper element of the contract price or as a reimbursable item of cost, under a contract with a Department or a subcontract thereunder."

Payment of con-  
tingent fees.

Determination of  
selling expenses.

56 Stat. 982.  
50 U. S. C., Supp.  
II, app. § 1191 (b) (3).

SEC. 2. Section 403 (b) (3) of such Act, as amended, is amended by striking out "in each subcontract for an amount in excess of \$100,000" and inserting in lieu thereof "in each subcontract described

in subsection (a) (5) (ii) and in each subcontract for an amount in excess of \$100,000 described in subsection (a) (5) (i)”).

SEC. 3. The first paragraph of section 403 (c) (6) of such Act, as amended, is amended to read as follows:

“(6) This subsection (c) shall be applicable to all contracts and subcontracts hereafter made and to all contracts and subcontracts heretofore made, whether or not such contracts or subcontracts contain a renegotiation or recapture clause, unless (i) final payment pursuant to such contract or subcontract was made prior to April 28, 1942; or (ii) the contract or subcontract provides otherwise pursuant to subsection (b) or (i), or is exempted under subsection (i), of this section 403; or (iii) the aggregate sales by and amounts payable to the contractor or subcontractor and all persons under the control of or controlling or under common control with the contractor or subcontractor, under contracts with the Departments and subcontracts thereunder (including those described in clauses (i) and (ii) of this subsection (6), but excluding subcontracts described in subsection (a) (5) (ii)) do not exceed, or in the opinion of the Secretary will not exceed, \$100,000, and under subcontracts described in subsection (a) (5) (ii) do not exceed, or in the opinion of the Secretary will not exceed, \$25,000, for the fiscal year of such contractor or subcontractor.”

SEC. 4. Section 403 (e) of such Act, as amended, is amended by striking out “in an aggregate amount in excess of \$100,000”.

SEC. 5. The amendments made by this Act shall be effective as of April 28, 1942.

Approved July 14, 1943.

[CHAPTER 240]

AN ACT

To authorize the appropriation of an additional \$200,000,000 to carry out the provisions of title II of the Act entitled “An Act to expedite the provision of housing in connection with national defense, and for other purposes”, approved October 14, 1940, as amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 204 of the Act entitled “An Act to expedite the provision of housing in connection with national defense, and for other purposes”, approved October 14, 1940, as amended, is amended by striking out “\$300,000,000” and inserting in lieu thereof “\$500,000,000”: *Provided*, That none of such funds shall be used for loans, grants, or contributions for the operation of day care or extended school services for children of mothers employed in war areas if and when the War-Area Child-Care Act of 1943 (S. 1130, Seventy-eighth Congress, first session) becomes law: *Provided further*, That no grant, loan, or contribution for the maintenance or operation of public schools in any State shall be made without prior consultation with the State department of education and the United States Office of Education: *Provided further*, That (a) none of the funds authorized herein shall be used to acquire public works already operated by public or private agencies, except where funds are allotted for substantial additions or improvements to such public works and with the consent of the owners thereof, and (b) the total amount allocated for contributions to public and private agencies for the maintenance and operation of public works after July 1, 1943, shall not exceed \$40,000,000.

Approved July 15, 1943.

*Ante*, p. 564.

56 Stat. 964.  
50 U. S. C., Supp.  
II, app. § 1191 (c) (6).  
Applicability.

56 Stat. 246.  
50 U. S. C., Supp.  
II, app. § 1191 (e).  
Effective date.

July 15, 1943  
[H. R. 2936]  
[Public Law 150]

Defense public works.  
Appropriation authorized.  
*Ante*, p. 540.

55 Stat. 363; 56 Stat. 12.  
42 U. S. C., Supp. II, § 1534.  
Child-care services.

Loans, etc., for schools.

Acquisition of public works; maintenance.

[CHAPTER 241]

JOINT RESOLUTION

To continue the Commodity Credit Corporation as an agency of the United States, to increase its borrowing power, and for other purposes.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the first sentence of section 7 of the Act approved January 31, 1935 (49 Stat. 4), as amended, is hereby amended, as of June 30, 1943, by striking out "June 30, 1943" and inserting in lieu thereof "December 31, 1943".

SEC. 2. The first sentence of section 4 of the Act approved March 8, 1938 (52 Stat. 108), as amended, is hereby amended by striking out "\$2,650,000,000" and inserting in lieu thereof "\$3,000,000,000".

SEC. 3. The Federal Reserve banks are hereby authorized to act as depositories, custodians, and fiscal agents for the Commodity Credit Corporation.

SEC. 4. Full reimbursement shall be made to the Commodity Credit Corporation for services performed, losses sustained, operating costs incurred, or commodities purchased or delivered to or on behalf of the Lend-Lease Administration, the Army or Navy, the Board of Economic Warfare, the Reconstruction Finance Corporation, or any other Government agency, from the appropriate funds of these agencies.

SEC. 5. (a) Section 2 of the Emergency Price Control Act of 1942, as amended, is hereby amended by adding at the end thereof the following new subsection:

"(j) Nothing in this Act shall be construed (1) as authorizing the elimination or any restriction of the use of trade and brand names; (2) as authorizing the Administrator to require the grade labeling of any commodity; (3) as authorizing the Administrator to standardize any commodity, unless the Administrator shall determine, with respect to such standardization, that no practicable alternative exists for securing effective price control with respect to such commodity; or (4) as authorizing any order of the Administrator fixing maximum prices for different kinds, classes, or types of a commodity which are described in terms of specifications or standards, unless such specifications or standards were, prior to such order, in general use in the trade or industry affected, or have previously been promulgated and their use lawfully required by another Government agency."

(b) The following provision in the National War Agencies Appropriation Act, 1944, is hereby repealed: "Provided further, That no part of this appropriation shall be used for the promulgation or enforcement of orders requiring grade labeling or standardization of food products, wearing apparel or other processed or manufactured commodities or articles."

Approved July 16, 1943.

[CHAPTER 242]

AN ACT

To amend the Act of August 11, 1939 (53 Stat. 1418), as amended by the Act of October 14, 1940 (54 Stat. 1119), relating to water conservation and utilization projects.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the last proviso of section 1 of the Act of August 11, 1939 (53 Stat. 1418), as amended (hereinafter referred to as the Act), is hereby amended to read as follows: "And provided further, That expenditures from appropriations made directly pursuant to the authority contained in

July 16, 1943  
[H. J. Res. 147]  
[Public Law 151]  
  
Commodity Credit Corporation, extension to Dec. 31, 1943. 55 Stat. 498.  
15 U. S. C., Supp. II, § 713.  
Post, p. 643.  
Credit resources. 55 Stat. 498.  
15 U. S. C., Supp. II, § 713a-4.

Fiscal agents.  
  
Reimbursement for services.

Price control. 56 Stat. 24.  
50 U. S. C., Supp. II, app. § 902.

Trade and brand names.

Grade labeling.  
Standardization of commodities.

Maximum prices of certain commodities.

Repeal. Ante, p. 526.

July 16, 1943  
[S. 1252]  
[Public Law 152]

Great Plains, etc., water conservation. 54 Stat. 1119; 56 Stat. 142.  
16 U. S. C., Supp. II, § 560y.

section 12 (1) to meet reimbursable construction costs allocated to irrigation as defined in section 4 (b) shall not exceed \$2,000,000 for dams and reservoirs in any one project, and that expenditures from appropriations made directly pursuant to the authority contained in section 12 (1) to meet costs allocated to flood control by the Secretary after consultation with the Chief of Engineers, War Department, shall not exceed \$500,000 on any one project."

SEC. 2. Subparagraph (vii) of subsection 3 (a) of the Act is hereby amended to read as follows:

"(vii) The part of the estimated cost which can properly be allocated to flood control as recommended by the Secretary after consultation with the Chief of Engineers, War Department."

SEC. 3. Subsection 3 (b) of the Act is hereby amended to read as follows:

"(b) No actual construction of the physical features of a project shall be undertaken unless and until (1) the Secretary has found that lands, or interests in lands, deemed necessary for the construction and operation of the major features of the projects have been secured, or sufficient progress made in their procurement to indicate the probability that all these lands or interests in lands can be secured, with titles and at prices satisfactory to him; and (2) the Secretary has found (i) that water rights adequate for the purposes of the project have been acquired with titles and at prices satisfactory to him, or that such water rights have been initiated and in his judgment can be perfected in conformity with State law and any applicable interstate agreements and in a manner satisfactory to him; and (ii) that such water rights can be utilized for the purposes of the project in conformity with State law and any applicable interstate agreements and in a manner satisfactory to him."

SEC. 4. Section 3 of the Act is hereby amended by the addition of the following subsection:

"(c) Any part of a project hereunder may be designated as a division of the project by the Secretary if he, after consultation with the Secretary of Agriculture, deems this desirable for orderly and efficient construction or administration. The term 'project', as used in subsection 3 (b) and section 4, shall be deemed to mean also 'division of a project', designated as provided in this subsection. Any project authorized for construction from appropriations under the head 'Water Conservation and Utility Projects' in the Interior Department Appropriation Act, 1940 (53 Stat. 685), hereinafter called the 1940 water conservation appropriation, may be designated by the Secretary, upon agreement with the Secretary of Agriculture, a project under this Act and shall thereupon be subject to all the provisions and requirements thereof, except those of subsections 3 (a) and 3 (b)."

SEC. 5. Section 4 of the Act is hereby amended by the addition of the following subsection:

"(d) For each project, on which construction is commenced or continued under this subsection, appropriations heretofore or hereafter made pursuant to section 12 and the unexpended balance of the 1940 water conservation appropriation, in addition to being available for other authorized objects of expenditure, shall be available for expenditure, by the agency to which available, in lieu of the 'services, labor, materials, or other property, including money', authorized to be utilized under section 2 and subsection 5 (b). All expenditures on each such project may be excluded (1) from the project construction costs to the extent the Secretary finds necessary to keep the reimbursable costs within the findings made under subsections 3 (a) (iv), 3 (a) (v), and 3 (a) (vi), and (2) from the costs that but for this subsection would be required to be returned under section 5, to the

54 Stat. 1125, 1121.  
16 U. S. C. §§ 590z-10 (1), 590z-2 (b).

Investigations.  
54 Stat. 1120.  
16 U. S. C. § 590z-1 (a) (vii).  
Allocations to flood control.

54 Stat. 1121.  
16 U. S. C. § 590z-1 (b).

Prerequisites to construction.  
Acquisition of lands.

Water rights.

54 Stat. 1121.  
16 U. S. C. § 590z-1.

Division of a project.

"Project."  
54 Stat. 1121.  
16 U. S. C. § 590z-2.  
*Supra; infra.*

Projects authorized under 1940 appropriation Act.  
53 Stat. 719.

54 Stat. 1120; *supra*.  
16 U. S. C. § 590z-1 (a).

54 Stat. 1121.  
16 U. S. C. § 590z-2.

Availability of funds for projects.

54 Stat. 1125; 53 Stat. 719.  
16 U. S. C. § 590z-10.

54 Stat. 1120, 1123.  
16 U. S. C. §§ 590z, 590z-3 (b).

54 Stat. 1120.  
16 U. S. C. § 590z-1 (a) (iv)-(vi).  
54 Stat. 1122.  
16 U. S. C. § 590z-3.  
*Post*, p. 568.

54 Stat. 1119, 1124,  
1125.  
16 U. S. C. Supp.  
II, § 590y; 16 U. S. C.  
§§ 590z-7, 590z-10.  
*Ante*, p. 566.

Approval of project.

Labor of prisoners  
of war.  
54 Stat. 1120.  
16 U. S. C. § 590z.

Duration.

54 Stat. 1122.  
16 U. S. C. § 590z-3.

Minor purchases.

53 Stat. 719.

extent deemed necessary by the Secretary of Agriculture for the successful prosecution of the project; and as to each such project the limitations on expenditures provided in sections 1 and 9 shall be inoperative. Appropriations made pursuant to section 12 shall be available for expenditures for continuation of construction on any project heretofore undertaken under the 1940 water conservation appropriation, and such expenditures and those from the 1940 water conservation appropriation may be excluded from the costs of any such project in determining the amounts required to be reimbursed, to the extent the Secretary and the Secretary of Agriculture jointly determine is necessary to keep reimbursable costs within the ability of the water users to repay. No project may be initiated for construction or, if heretofore authorized, continued under this subsection unless the Secretary, following consultation with the Secretary of Agriculture, finds that the proposed construction under this subsection is justifiable as an aid in the production of needed agricultural products and the President approves said finding. The utilization of services or labor of prisoners of war under section 2 is authorized, subject to the approval of, and regulations by, the War Department or other Federal agency having control of said prisoners. From and after the date six months after the cessation of hostilities in the present war as determined by proclamation of the President or concurrent resolution of the Congress, this subsection shall no longer be of any force or effect except as to projects on which construction has been initiated or continued under this subsection prior to said date."

SEC. 6. Section 5 of the Act is hereby amended by the addition of the following subsection:

"(c) Where the aggregate amount involved does not exceed \$300, the provisions of section 3709 of the Revised Statutes (41 U. S. C. 5) shall not apply to any purchase or service authorized for the Department of Agriculture under this Act or under the 1940 water conservation appropriation."

• Approved July 16, 1943.

[CHAPTER 243]

AN ACT

September 28, 1943  
[S. 1224]  
[Public Law 153]

To designate the Public Library of the District of Columbia a public depository for governmental publications.

Public Library,  
D. C.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Public Library of the District of Columbia is hereby constituted a designated depository of governmental publications, and the Superintendent of Documents shall supply to such library one copy of each such publication, in the same form as supplied to other designated depositories.

Approved September 28, 1943.

[CHAPTER 248]

AN ACT

September 29, 1943  
[S. 789]  
[Public Law 154]

To provide for the mailing of annual notices to owners of tax-exempt properties in the District of Columbia.

Tax-exempt proper-  
ties, D. C.  
56 Stat. 1091.  
D. C. Code, Supp.  
II, § 47-801f.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 6 of Public Law 846, Seventy-seventh Congress, approved December 24, 1942, is amended by striking out the period at the end of the section and inserting a colon and the following: "*Provided*, That such rules

and regulations shall include provision for mailing annually, on or before February 1 of each year, to each of the institutions, organizations, corporations, or associations required by section 3 of this Act to file annual reports, notice of its contingent tax liability under this Act, together with a copy of any standard form for such reports which shall have been prescribed by the Commissioners under authority of this section."

D. C. Code, Supp. II, § 47-80c.

Approved September 29, 1943.

[CHAPTER 249]

AN ACT

To fix the compensation of the Recorder of Deeds of the District of Columbia and the Superintendent of the National Training School for Girls.

September 29, 1943  
[S. 1223]  
[Public Law 156]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That from and after the date of approval of this Act the Recorder of Deeds of the District of Columbia, appointed in accordance with section 548 of the Act of March 3, 1901 (31 Stat. 1275), shall be paid a salary at the rate of \$8,000 per annum.

Recorder of Deeds,  
D. C.

D. C. Code § 45-701.

SEC. 2. From and after the date of approval of this Act, and notwithstanding any provisions of the Act of July 9, 1888 (25 Stat. ch. 595), or any provisions of the Act of March 16, 1926 (44 Stat. ch. 58), or any provisions of any other Act heretofore approved, the Superintendent of the National Training School for Girls shall be paid a salary at the rate of \$3,600 per annum.

Superintendent, National Training School for Girls.  
25 Stat. 245; 44 Stat. 208.

Approved September 29, 1943.

[CHAPTER 253]

JOINT RESOLUTION

Making additional appropriations for the fiscal year 1944 for emergency maternity and infant care for wives of enlisted men in the armed forces.

October 1, 1943  
[H. J. Res. 159]  
[Public Law 156]

Resolved 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, 1944, under the Children's Bureau, Department of Labor, namely:

Children's Bureau,  
Department of Labor.  
Additional appropriations, 1944.

Amts. p. 497.

Grants to States for emergency maternity and infant care (national defense): For an additional amount for grants to States, including Alaska, Hawaii, Puerto Rico, and the District of Columbia, to provide, in addition to similar services otherwise available, medical, nursing, and hospital maternity and infant care for wives and infants of enlisted men of the fourth, fifth, sixth, and seventh grades in the armed forces of the United States, under allotments by the Secretary of Labor and plans developed and administered by State health agencies and approved by the Chief of the Children's Bureau, \$18,600,000: *Provided*, That this appropriation may be used for payments of commitments made prior to October 1, 1943, in the cases of wives and infants of enlisted men in grades one, two, and three.

Salaries and expenses, emergency maternity and infant care (national defense): For all necessary expenses of the Children's Bureau in performing the duties imposed upon it in carrying out the program for emergency maternity and infant care, including personal services in the District of Columbia and elsewhere, and other items otherwise chargeable to the appropriations of the Department of Labor for contingent expenses, traveling expenses, and printing and binding, \$20,000.

Approved October 1, 1943.

## [CHAPTER 256]

## AN ACT

October 5, 1943

[S. 881]

[Public Law 157]

To amend an Act entitled "An Act relating to the levying and collecting of taxes and assessments, and for other purposes", approved June 25, 1938.

District of Columbia.  
Real estate taxes.  
52 Stat. 1202.  
D. C. Code § 47-603.

Notices to record owners.

*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 the levying and collecting of taxes and assessments, and for other purposes", approved June 25, 1938, is hereby amended by adding at the end thereof the following new section:

"SEC. 12. Annually and subsequent to July 1, the assessor of the District of Columbia shall mail to the record owner of each lot or parcel of land upon which a real estate tax has been levied by the District of Columbia as of July 1 of the same year, a notice of the amount of such real estate tax, and of the manner in which the amount of such real estate tax is payable according to law; and such notice shall state whether there were any delinquent real estate taxes unpaid on July 1 of the year in which such notice is sent: *Provided*, That if the address of the owner be unknown, such notice shall be mailed to his agent, if known; and if there be more than one record owner of any lot or parcel, notice mailed to one of the owners shall be deemed compliance with this section: *Provided further*, That nothing in this section shall affect in any way the provisions of section 3 of this Act: *Provided further*, That failure of the property owner or his agent to receive such notice shall not relieve the property owner of the payment of any penalty or interest as required by law for the delinquent payment of real estate taxes."

52 Stat. 1190.  
D. C. Code § 47-1103.

Approved October 5, 1943.

## [CHAPTER 258]

## AN ACT

October 14, 1943

[S. 755]

[Public Law 158]

To amend the National Housing Act, as now or hereafter amended, so as to give protection to persons in military service, and their dependents, as to certain mortgages.

National Housing Act, amendments.  
48 Stat. 1249.  
12 U. S. C., Supp. II, § 1710 (a).

54 Stat. 1182; 56 Stat. 773.  
50 U. S. C., Supp. II, app. §§ 532, 536.  
48 Stat. 1248.  
12 U. S. C. § 1709; Supp. II, § 1709.  
*Post*, p. 571.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the last sentence of section 204 (a) of the National Housing Act, as now or hereafter amended, is amended by striking out the period at the end thereof and inserting a colon and the following: "*And provided further*, That with respect to mortgages to which the provisions of sections 302 and 306 of the Soldiers' and Sailors' Civil Relief Act of 1940, as now or hereafter amended, apply and which are insured under section 203 of the National Housing Act, as now or hereafter amended, and subject to such regulations and conditions as the Administrator may prescribe, there shall be included in the debentures an amount which the Administrator finds to be sufficient to compensate the mortgagee for any loss which it may have sustained on account of interest on debentures and the payment of insurance premiums by reason of its having postponed the institution of foreclosure proceedings or the acquisition of the property by other means during any part or all of the period of such military service and three months thereafter."

SEC. 2. The last sentence of section 604 (a) of the National Housing Act, as now or hereafter amended, is amended by striking out the period at the end thereof and inserting a colon and the following: "*And provided further*, That with respect to mortgages to which the

55 Stat. 58.  
12 U. S. C., Supp. II, § 1739 (a).

provisions of sections 302 and 306 of the Soldiers' and Sailors' Civil Relief Act of 1940, as now or hereafter amended, apply and which are insured under section 603 of the National Housing Act, as now or hereafter amended, and subject to such regulations and conditions as the Administrator may prescribe, there shall be included in the debentures an amount which the Administrator finds to be sufficient to compensate the mortgagee for any loss which it may have sustained on account of interest on debentures and the payment of insurance premiums by reason of its having postponed the institution of foreclosure proceedings or the acquisition of the property by other means during any part or all of the period of such military service and three months thereafter."

Approved October 14, 1943.

54 Stat. 1182; 56 Stat. 773.  
50 U. S. C., Supp. II, app. §§ 532, 536.  
55 Stat. 56.  
12 U. S. C., Supp. II, § 1738.  
*Ante*, p. 42; *infra*.

[CHAPTER 259]

AN ACT

To amend the National Housing Act, as amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 603 (a) of the National Housing Act, as amended, is hereby amended by (1) striking out "\$1,200,000,000" and inserting in lieu thereof "\$1,600,000,000"; and (2) striking out of the third proviso "July 1, 1944" in each place where it appears and inserting in lieu thereof "July 1, 1945".

SEC. 2. Section 203 (a) of such Act, as amended, is amended by striking out of the third proviso "1944" and inserting in lieu thereof "1946".

SEC. 3. The first sentence of section 2 (a) of such Act, as amended, is amended by striking out "1944" and inserting in lieu thereof "1947".

SEC. 4. The first sentence of section 2 (f) of such Act, as amended, is amended by striking out "three-fourths of".

Approved October 15, 1943.

October 15, 1943  
[H. R. 3291]  
[Public Law 159]

National Housing Act, amendments.  
*Ante*, p. 42.

53 Stat. 805; 55 Stat. 365.  
12 U. S. C., Supp. II, § 1709 (a).  
*Ante*, p. 43.

53 Stat. 805.  
12 U. S. C., Supp. II, § 1703 (f).

[CHAPTER 260]

AN ACT

To amend the Pay Readjustment Act of 1942, approved June 16, 1942.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 15 of the Pay Readjustment Act of 1942, approved June 16, 1942, is hereby amended by adding at the end the following new paragraph:

"The retired pay of any officer of the Army retired between the dates of June 29, 1922, and January 1, 1923, who served in any capacity as a member of the military or naval forces of the United States prior to November 12, 1918, who has not less than ten years' commissioned service, shall be 75 per centum of his active duty pay."

SEC. 2. No back pay, allowances, or other emoluments shall be held to accrue for any period prior to the enactment of this Act as a result of the enactment of the foregoing amendment.

Approved October 18, 1943.

October 18, 1943  
[H. R. 693]  
[Public Law 160]

Pay Readjustment Act of 1942, amendment.  
56 Stat. 267.  
37 U. S. C., Supp. II, § 115.  
Retired pay of certain Army officers.

## [CHAPTER 261]

## AN ACT

To extend the provisions of the Reclassification Act of February 28, 1925, to include custodial employees in the Postal Service.

October 18, 1943  
[H. R. 2250]  
[Public Law 161]

Postal Service, cus-  
todial employees.  
43 Stat. 1053.  
39 U. S. C. § 53 *et*  
*seq.*; Supp. II, §§ 197,  
607, 607a, 621.

42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Act of February 28, 1925, Postal Salary Classification Act, is hereby amended to include officers and employees of the custodial service of the Post Office Department: *Provided*, That the salary ranges of the designated grades shall be as allocated by the Post Office Department under the provisions of the Classification Act of 1923, as amended: *And provided further*, That such action shall not result in the reduction of the grade or salary of any employee by reason hereof.

Approved October 18, 1943.

## [CHAPTER 264]

## AN ACT

To authorize a per capita payment of \$10 to the members of the Santa Clara Pueblo of New Mexico from funds on deposit to their credit in the Treasury of the United States.

October 19, 1943  
[H. R. 128]  
[Public Law 162]

Santa Clara Pueblo,  
N. Mex.  
Per capita payment  
authorized.

*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 withdraw from the Treasury so much as may be necessary of the funds to the credit of the Santa Clara Pueblo in the State of New Mexico which have accrued under the Act of March 4, 1929 (45 Stat. 1586), and to make therefrom a payment of not to exceed \$10 to each member of the pueblo, under such rules and regulations as said Secretary may prescribe.

Approved October 19, 1943.

## [CHAPTER 265]

## AN ACT

To revive and reenact the Act entitled "An Act granting the consent of Congress to the State of Minnesota to construct, maintain, and operate a free highway bridge across the Mississippi River at or near the village of Brooklyn Center, Minnesota", approved April 20, 1942.

October 19, 1943  
[H. R. 2649]  
[Public Law 163]

Mississippi River.  
Bridge across, at  
Brooklyn Center,  
Minn.  
56 Stat. 217.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Act approved April 20, 1942, granting the consent of Congress to the State of Minnesota to construct, maintain, and operate a free highway bridge and approaches thereto across the Mississippi River, at or near the village of Brooklyn Center, Minnesota, be, and is hereby, revived and reenacted: *Provided*, That this Act shall be null and void unless the actual construction of the bridge herein referred to be commenced within two years and completed within four years from the date of approval hereof.

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

Approved October 19, 1943.

## [CHAPTER 266]

## AN ACT

To provide for the addition of certain land in the State of Arizona to the Montezuma Castle National Monument.

October 19, 1943  
[S. 378]  
[Public Law 164]

Montezuma Castle  
National Monument.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That (a) the Secretary of the Interior, on behalf of the United States, is authorized to

acquire, in his discretion, certain lands located in the State of Arizona known as the Montezuma Well property, containing approximately one hundred and eighty acres and situated within section 36, township 15 north, range 5 east, and section 31, township 15 north, range 6 east, Gila and Salt River meridian. Such lands, when acquired, shall become a detached unit of Montezuma Castle National Monument.

Addition of lands.

(b) Effective on the date of the acquisition of such property, the south half of the northwest quarter of section 31, township 15 north, range 6 east, Gila and Salt River meridian, containing eighty acres of land owned by the United States, shall also become a part of such national monument.

SEC. 2. All laws, rules, and regulations applicable to such national monument shall be applicable with respect to the lands described in the first section of this Act upon the addition of such lands to such national monument. The title to real property acquired pursuant to this Act shall be satisfactory to the Secretary of the Interior.

Administration.

SEC. 3. There are hereby authorized to be appropriated such sums as may be necessary but not to exceed \$25,000 to carry out the provisions of this Act.

Appropriation authorized.

Approved October 19, 1943.

[CHAPTER 269]

AN ACT

To amend section 11 of the Naval Aviation Cadet Act of 1942.

October 21, 1943

[S. 1113]

[Public Law 165]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 11 of the Naval Aviation Cadet Act of 1942 (56 Stat. 738; 34 U. S. C. 850j), be, and the same is hereby, amended to read as follows: "When first commissioned pursuant to this Act officers shall be paid a uniform allowance of \$150 if commissioned as ensigns in the Naval Reserve, and of \$250 if commissioned as second lieutenants in the Marine Corps Reserve: *Provided,* That any officer who has heretofore received the cash uniform gratuity of \$150 provided in section 302 of the Naval Reserve Act of 1938 (52 Stat. 1180) shall not be entitled to this uniform allowance."

Naval Aviation Cadet Act of 1942, amendment.

34 U. S. C., Supp. II, § 850j.

Uniform allowance.

34 U. S. C. § 855a.

SEC. 2. This Act shall become effective as of August 4, 1942.

Approved October 21, 1943.

[CHAPTER 270]

AN ACT

Authorizing the conveyance to the State of Virginia, for highway purposes only, of a portion of the Naval Mine Depot Reservation at Yorktown, Virginia.

October 21, 1943

[S. 1170]

[Public Law 166]

*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 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 a strip or parcel of land of the Naval Mine Depot Reservation at Yorktown, York County, Virginia, containing eight and three one-hundredths acres, more or less, metes and bounds description of which is on file in the Navy Department.

State of Virginia. Conveyance of land.

Approved October 21, 1943.

## [CHAPTER 271]

## AN ACT

October 21, 1943  
[S. 1350]  
[Public Law 167]

To establish the grades of commissioned warrant officer and warrant officer in the United States Marine Corps, and for other purposes.

Marine Corps, war-  
rant officers.  
Establishment of  
certain grades.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the grades of chief marine gunner, chief quartermaster clerk, chief pay clerk, marine gunner, quartermaster clerk, and pay clerk in the United States Marine Corps are abolished, and in lieu thereof there are hereby established the commissioned warrant and warrant grades of commissioned warrant officer and warrant officer.

"Commissioned  
warrant officers."

SEC. 2. From and after the approval of this Act, and without the issuance of new commissions or warrants, all Marine Corps personnel in the commissioned warrant grades of chief marine gunner, chief quartermaster clerk, and chief pay clerk shall be known and entered upon the Naval Register as "commissioned warrant officers", and all Marine Corps personnel in the warrant grades of marine gunner, quartermaster clerk, and pay clerk shall be known and entered upon the Naval Register as "warrant officers".

"Warrant officers."

Status, pay, etc.

SEC. 3. Nothing contained in this Act shall change or modify in any respect the permanent or temporary status of any officer, nor the rank, precedence, rights, benefits, privileges, pay, allowances, or emoluments to which he is, or may hereafter be, entitled.

Approved October 21, 1943.

## [CHAPTER 273]

## AN ACT

October 23, 1943  
[H. R. 3029]  
[Public Law 168]

To authorize the adoption of a report relating to seepage and drainage damages on the Illinois River, Illinois.

Illinois River, Ill.  
*Post*, p. 631.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following report is hereby adopted and authorized to be prosecuted under the direction of the Secretary of War and supervision of the Chief of Engineers:

Illinois River, Illinois; in accordance with the report submitted in House Document Numbered 711, Seventy-seventh Congress, and subject to the conditions set forth in said document.

Approved October 23, 1943.

## [CHAPTER 275]

## AN ACT

October 25, 1943  
[H. R. 3230]  
[Public Law 169]

To amend section 12 of the Naval Aviation Cadet Act of 1942.

Naval Aviation Ca-  
det Act of 1942,  
amendment.  
34 U. S. C., Supp.  
II, § 850k.  
Payment on death  
of officer.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 12 of the Aviation Cadet Act of 1942 (56 Stat. 738, 34 U. S. C. 850k) is hereby amended by inserting after the comma following the word "Navy", in line 6, the following: "or, if no beneficiary has been specially designated, the widow of such officer, and if there be no widow, his child or children, and if there be neither widow nor child, the representative of the officer's estate."

SEC. 2. This Act shall be effective from August 4, 1942.

Approved October 25, 1943.

## [CHAPTER 276]

## AN ACT

To provide for furnishing transportation in Government-owned automotive vehicles for employees of the Veterans' Administration at field stations in the absence of adequate public or private transportation.

October 25, 1943  
[S. 964]  
[Public Law 170]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That during the present war and not exceeding six months after the termination of the war, the Administrator of Veterans' Affairs, whenever he finds such action to be necessary for the efficient conduct of the affairs of his Administration, and under such regulations as he may prescribe, is authorized to utilize automotive equipment of the Veterans' Administration to transport its employees between field stations and nearest adequate public transportation at such reasonable rates of fare for the service furnished as he may establish. All moneys collected as fares from such employees shall be accounted for and shall be deposited in the Treasury of the United States to the credit of miscellaneous receipts. The authority herein granted the Administrator of Veterans' Affairs shall be exercised with respect to any station only after determination by the Office of Defense Transportation that existing private and other facilities are not and cannot be rendered adequate by other means, and that its exercise will result in the most efficient method of supplying transportation to the personnel concerned and a utilization of transportation facilities consistent with the plans, policies, and purposes of the Office of Defense Transportation.

Veterans' Administration.  
Transportation at field stations.

Fares.

Determination by Office of Defense Transportation.

Approved October 25, 1943.

## [CHAPTER 277]

## AN ACT

To amend the Naval Reserve Act of 1938 so as to provide for the payment of a uniform gratuity to certain officers recalled to active duty.

October 25, 1943  
[S. 1132]  
[Public Law 171]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Naval Reserve Act of 1938, as amended, is hereby further amended by inserting between sections 310 and 311 (52 Stat. 1183; 34 U. S. C. 855i) a new section 310a, to read as follows:

Naval Reserve Act of 1938, amendment.

"SEC. 310a. Commissioned and warrant officers on the honorary retired list of the Naval Reserve without pay shall, upon first reporting for active duty (other than for physical examination) in time of war or national emergency pursuant to orders of competent authority, be paid the sum of \$250 as a uniform allowance for the purchase of required uniforms in lieu of any other uniform gratuity allowed by law: *Provided,* That there shall be deducted from this allowance the amount of any uniform gratuity paid such officer within the four years immediately preceding his recall to active duty."

Uniform allowance.

SEC. 2. This Act shall be effective as of September 8, 1939.

Approved October 25, 1943.

## [CHAPTER 279]

## AN ACT

Relating to the application of the excess-profits tax to certain production bonus payments.

October 26, 1943  
[H. R. 2888]  
[Public Law 172]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 735 (c) of the Internal Revenue Code is amended to read as follows:

"(c) NONTAXABLE BONUS INCOME.—The term 'nontaxable bonus income' means the amount of the income derived from bonus pay-

Internal Revenue Code, amendments.  
56 Stat. 907.  
26 U. S. C., Supp. II, § 735 (c).

ments made by any agency of the United States Government on account of the production in excess of a specified quota of:

53 Stat. 14.  
26 U. S. C. § 23 (m).

“(1) A mineral product or timber, the exhaustion of which gives rise to an allowance for depletion under section 23 (m), but such amount shall not exceed the net income (computed with the allowance for depletion) attributable to the output in excess of such quota; or

“(2) A mineral product extracted or recovered from mine tailings by a corporation which owns no economic interest in the mineral property from which the ore containing such tailings was mined, but such amount shall not exceed the net income attributable to the output in excess of such quota.”

56 Stat. 904.  
26 U. S. C., Supp.  
II, § 711 (a) (1) (I).

SEC. 2. Section 711 (a) (1) (I) of the Internal Revenue Code is amended to read as follows:

“(I) Nontaxable Income of Certain Industries.—In the case of a producer of minerals, or a producer of logs or lumber from a timber block, as defined in section 735, there shall be excluded nontaxable income from exempt excess output of mines and timber blocks and nontaxable bonus income provided in section 735. In respect of nontaxable bonus income provided in section 735 (c), a corporation described in section 735 (c) (2) shall be deemed a producer of minerals for the purposes of this subparagraph.”

56 Stat. 905.  
26 U. S. C., Supp.  
II, § 735.

*Ante*, p. 575.

56 Stat. 904.  
26 U. S. C., Supp.  
II, § 711 (a) (2) (K).

SEC. 3. Section 711 (a) (2) (K) of the Internal Revenue Code is amended to read as follows:

“(K) Nontaxable Income of Certain Industries.—In the case of a producer of minerals, or a producer of logs or lumber from a timber block, as defined in section 735, there shall be excluded nontaxable income from exempt excess output of mines and timber blocks and nontaxable bonus income provided in section 735. In respect of nontaxable bonus income provided in section 735 (c), a corporation described in section 735 (c) (2) shall be deemed a producer of minerals for the purposes of this subparagraph.”

56 Stat. 905.  
26 U. S. C., Supp.  
II, § 735.

*Ante*, p. 575.

Effective date.

56 Stat. 904, 907.  
26 U. S. C., Supp.  
II, §§ 711, 735 notes.

SEC. 4. The amendments made by this Act shall be effective as if they were a part of section 209 of the Revenue Act of 1942 on the date of its enactment.

Approved October 26, 1943.

## [CHAPTER 280]

### AN ACT

To permit construction, maintenance, and use of certain pipe lines for steam-heating purposes 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 Commissioners of the District of Columbia be, and are hereby, authorized and empowered to grant permission to Lansburgh and Brother, a corporation organized under the laws of the District of Columbia and doing business in said District, and the owner of lots 819, 803, 817, and 804, square 431, all on the east side of Eighth Street Northwest, between D and E Streets, and lots 17, 810, and 811, square 407, all on the west side of Eighth Street Northwest, between D and E Streets, and all in the District of Columbia, its successors and assigns, to lay down, construct, maintain, and use not more than two pipe lines for the carriage of steam heat, together with necessary return pipes, from a point within said lot 819, square 431, across Eighth Street Northwest, to a point within said lot 17, square 407.

October 26, 1943

[H. R. 3208]

[Public Law 173]

District of Columbia.  
Pipe lines for steam-heating purposes.

SEC. 2. That all the construction and use provided for herein shall be under such regulations and rentals as the Commissioners of the District of Columbia may make and establish in connection therewith and all plans and specifications for such construction shall be subject to their approval. The Commissioners of the District of Columbia shall have full authority to designate the location and to cause such repairs or relocation of said pipe lines as the public necessity may require, any such repairs or relocation to be at the expense of Lansburgh and Brother, its successors or assigns.

Regulations and rentals.

Approval of plans and specifications.

Any repairs to streets, highways, or other public property necessitated by construction or alterations of said pipe lines shall be made in a manner satisfactory to the Commissioners of the District of Columbia, at the expense of Lansburgh and Brother.

Road repairs, etc.

SEC. 3. That no permission granted or enjoyed hereunder shall vest any title or interest in or to the land within Eighth Street Northwest.

Property rights.

SEC. 4. The right to alter, amend, or repeal this Act is expressly reserved.

Approved October 26, 1943.

[CHAPTER 281]

AN ACT

To amend the Servicemen's Dependents Allowance Act of 1942, as amended, so as to liberalize family allowances, and for other purposes.

October 26, 1943  
[S. 1279]

[Public Law 174]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 101 of the Servicemen's Dependents Allowance Act of 1942 (56 Stat. 381; 37 U. S. C. Supp. 201), is amended by striking out in the first and second lines the words "of the fourth, fifth, sixth, or seventh grades".

Servicemen's Dependents Allowance Act of 1942, amendments.

37 U. S. C., Supp. II, § 202.

SEC. 2. That section 102 of such Act is amended by changing the period at the end thereof to a comma and adding the words "except as to the initial family allowance provided by section 107 (a) hereof."

Post, p. 578.

37 U. S. C., Supp. II, § 203.

SEC. 3. That section 103 of such Act is amended to read as follows:

Classes of dependents.

"SEC. 103. The dependents of any such enlisted man to whom a family allowance is payable under the provisions of this title shall be divided into three classes to be known as 'class A', 'class B', and 'class B-1' dependents. The class A dependents of any such enlisted man shall include any person who is the wife, the child, or the former wife divorced of any such enlisted man. The class B dependents of any such enlisted man shall include any person who is the parent, brother, or sister of such enlisted man and who is found by the Secretary of the department concerned to be dependent upon such enlisted man for a substantial portion of his support. The class B-1 dependents of any such enlisted man shall include any person who is the parent, brother, or sister of such enlisted man and who is found by the Secretary of the department concerned to be dependent upon such enlisted man for the chief portion of his support."

Class A.

Class B.

Class B-1.

SEC. 4. That section 104 of such Act is amended by inserting after the words "class B" in the sixth and thirteenth lines, respectively, thereof the words "or class B-1".

56 Stat. 381.  
37 U. S. C., Supp. II, § 204.

SEC. 5. That section 105 of such Act is amended to read as follows:

56 Stat. 382.  
37 U. S. C., Supp. II, § 205.

"SEC. 105. The amount of the monthly family allowance payable to the dependent or dependents of any such enlisted man shall be—

Amount of family allowance.  
Class A dependents.

"To class A dependent or dependents: A wife but no child, \$50; a wife and one child, \$80, with an additional \$20 for each additional child; a child but no wife, \$42, with an additional \$20 for each additional child; a former wife divorced but no child, \$42; a former wife

divorced and one child, \$72, with an additional \$20 for each additional child.

Class B dependents. "To class B dependent or dependents, payable only while there is no allowance payable to any class B-1 dependent, \$37.

Class B-1 dependents. "To class B-1 dependent or dependents: One parent but no brother or sister, \$50; two parents but no brother or sister, \$68; one parent and one brother or sister, \$68, with an additional \$11 for each additional brother or sister; two parents and one brother or sister, \$79, with an additional \$11 for each additional brother or sister; a brother or sister but no parent, \$42, with an additional \$11 for each additional brother or sister."

56 Stat. 382.  
37 U. S. C., Supp.  
II, § 206 (a).  
Enlisted man's contribution.

SEC. 6. (a) That section 106 (a) of such Act is amended by striking out in the sixth and seventh lines thereof the words "both class A and class B" and inserting in lieu thereof the words "more than one class of" and by striking out the last sentence thereof.

56 Stat. 382.  
37 U. S. C., Supp.  
II, § 206 (b).  
Division of payments.

(b) That section 106 (b) of such Act is amended to read as follows:

"(b) Whenever a division is made of payments of monthly family allowance among dependents of a class, the total amount payable under the provisions of section 105 of this title to or for the benefit, respectively, of two or more children, of two parents, of a former wife divorced and one or more children, or of two or more brothers and sisters, shall be equally divided among the respective children, parents, former divorced wife, or brothers and sisters, or shall be otherwise apportioned and paid within the respective groups as the Secretary of the department concerned may direct. The monthly family allowance to class B dependents shall be payable to only one designated dependent unless the Secretary of the department concerned shall direct that the prescribed amount be apportioned among and paid to two or more of such dependents."

*Ante*, p. 577.

Class B dependents.

(c) That section 106 (c) of such Act is amended by striking out the entire subsection and inserting in lieu thereof the following:

56 Stat. 383.  
37 U. S. C., Supp.  
II, § 206 (c).  
Separation or divorce.

"(c) Notwithstanding any other provisions of this title, in any case in which a family allowance is granted under this title—

"(1) to a wife living separate and apart from the enlisted man under a permanent or temporary court order or decree or written agreement, the amount of the family allowance payable to such wife shall not exceed the amount provided in such order, decree, or written agreement to be paid to such wife, and if such order, decree, or written agreement provides no amount to be paid to such wife, no family allowance shall be payable to her; or

"(2) to a former wife divorced, the amount of the family allowance payable to such former wife divorced shall not exceed the amount fixed in the court order or decree as the amount to be paid to such former wife divorced.

Where payment is less than \$22.

"In any case in which the application of the provisions of this subsection results in payment to a dependent or dependents of an enlisted man in an amount less than \$22, the amount by which the pay of such enlisted man is reduced or with which it is charged shall be the amount of such payment. In every other case in which application of this subsection alone or in conjunction with other provisions of this title results in a payment or payments of \$22 or more the amount of such reduction or charge shall be as provided in subsection 106 (a)."

Where \$22 or more.

*Supra*.

56 Stat. 383.  
37 U. S. C., Supp.  
II, § 207.

SEC. 7. (a) That section 107 of such Act is amended by striking out all before the first proviso, including the word "Provided", and inserting in lieu thereof the following:

Initial family allowance.

"SEC. 107. (a) An initial family allowance shall be paid for the month in which an enlisted man enters a pay status in the active

military or naval service of the United States, in the amounts and to the dependents hereinafter set forth.

“Such initial family allowance shall be paid to the designated dependent only when a written application therefor is filed by such enlisted man within fifteen days after the date of his entry into active service in a pay status and shall be paid as soon as practicable after the filing of such application.

Application.

“No monthly family allowance shall be paid to any dependent of an enlisted man for the month for which any initial family allowance is paid to any dependent of such enlisted man.

Nonduplication of payments.

“Notwithstanding the provisions of any other section of this title, the full amount of such initial family allowance shall be paid by the Government, and no reduction in or charge to the pay of the enlisted man shall be made for such payment.

Full payment by Government.

“The amount of the initial family allowance payable to the dependent or dependents shall be—

Initial rates.

“(1) \$50, if such enlisted man has a wife but no child;

“(2) \$80, if such enlisted man has a wife and one child, and an additional \$20 for each additional child;

“(3) \$42, if such enlisted man has no wife but has one child, and an additional \$20 for each additional child;

“(4) \$50, if such enlisted man has one parent dependent upon him for chief support; \$68 if such enlisted man has one parent and one brother or sister dependent upon him for chief support, and an additional \$11 for each additional brother or sister dependent upon him for chief support;

“(5) \$68, if such enlisted man has two parents dependent upon him for chief support, and an additional \$11 for each additional brother or sister dependent upon him for chief support;

“(6) \$42, if such enlisted man has no parent but has a brother or sister dependent upon him for chief support, and an additional \$11 for each additional brother or sister dependent upon him for chief support;

Payment of the initial family allowance shall be made to one payee for each class of dependents, as defined in section 103, for whom an allowance is requested.

One payee for each class.  
*Ante*, p. 577.

“(b) The monthly family allowance provided for by this title shall be paid for the period beginning with the first day of the month in which application therefor is filed, or the first day of the month in which the dependent or dependents first become entitled thereto, whichever is later, subject to the provisions of subsection (a) of this section, and shall be terminated or reduced, as may be required, on the last day of the month in which the disbursing officer paying the allowance receives notice of a change in status of the enlisted man or a dependent which terminated or limited the right of his dependent or dependents to receive such allowance: *Provided*, That the entitlement to family allowance shall terminate or be modified at the end of the month in which such change in status of the enlisted man or a dependent occurs: *Provided further*.”

Period of family allowance.

SEC. 8. That section 108 of such Act is amended by inserting in the first line thereof after “SEC. 108”, the subparagraph designation “(a)”, and adding at the end of the section a new subsection to read as follows:

56 Stat. 383.  
37 U. S. C., Supp. II, § 208.

“(b) Except as otherwise herein provided, monetary allowances in lieu of quarters for dependents as authorized by section 10 of the Pay Readjustment Act of 1942 shall not be payable for the period during which family allowances to dependents of enlisted men of the first, second, or third grades are authorized by this title. An enlisted man who, on the effective date of this Act, is receiving, or being entitled to a monetary allowance in lieu of quarters for de-

Allowances in lieu of quarters.

56 Stat. 363.  
37 U. S. C., Supp. II, § 110.  
*Ante*, p. 219.  
Election permitted.

- pendents, has applied therefor, may, at his option, receive or continue to receive such monetary allowance or elect not to receive such monetary allowance and to have his dependents become entitled to receive family allowance: *Provided*, That payment of such monetary allowance shall be made only for such periods, from the effective date of this Act, as the enlisted man has in effect an allotment of pay, in an amount not less than the amount of such monetary allowance, for the support of the dependents on whose account the allowance is claimed. No dependent of any enlisted man shall be entitled to family allowance for any period for which such monetary allowance is paid to the enlisted man. An enlisted man's election to have his dependents receive family allowance may be made at any time and when made shall be irrevocable during the period of entitlement to family allowance as set out in section 101: *Provided*, That the Secretary of the department concerned is authorized to make the election on behalf of the enlisted man in any case in which he deems it desirable and finds it impracticable for the enlisted man to so elect, subject to termination at a later date upon specific request of the enlisted man. If an election is made the monetary allowance payments shall be discontinued at a date to be prescribed by the Secretary of the department concerned. The monthly pay of any enlisted man of the first, second, or third grades who is provided with public quarters for his dependents and any of whose dependents is receiving a family allowance shall be reduced by, or charged with, 90 cents per day."
- SEC. 9.** That section 109 of such Act is amended by inserting after "Sec. 109" the subsection designation "(a)" and adding at the end of the section a new subsection to read as follows:
- "(b) In the event of the death of a dependent, any amount of the family allowance to which his entitlement ceases with the last day of the calendar month in which death occurs, and which is uncollected at the time of death, shall be paid to such person or persons as the Secretary of the department concerned directs."
- SEC. 10.** That section 110 (a) of such Act is amended to read as follows:
- "SEC. 110. (a) Entitlement to and payment of any family allowance authorized under provisions of this title to the dependent or dependents of any enlisted man shall not be contingent upon pay accruing to such enlisted man or upon the monthly pay of such man being reduced by or charged with any amount."
- SEC. 11.** That section 119 of such Act is amended to read as follows:
- "SEC. 119. Any person who shall, directly or indirectly, solicit, contract for, charge, or receive or shall attempt to solicit, contract for, charge, or receive any fee or compensation for assisting in any manner an enlisted man or dependent in obtaining a family allowance payable under this title, shall, upon conviction thereof, be guilty of a misdemeanor and for each and every offense shall be punishable by a fine of not less than \$100 nor more than \$1,000 or by imprisonment at hard labor for not more than two years, or by both such fine and imprisonment."
- SEC. 12.** (a) That section 120 (c) (4) of such Act is amended by striking out the words "under oath" in the fourth line thereof.
- (b) That section 120 (d) is amended by striking out the entire subsection and inserting in lieu thereof the following:
- "(d) The term 'child' also includes a person to whom the man stands in loco parentis and has so stood for not less than twelve months prior to the date of application on behalf of such child."
- (c) That section 120 (g) be amended by striking out the word "grandchild" in the first line thereof.
- Payment restriction.**
- Nonduplication of payments.**
- Time of election; irrevocability.**
- 56 Stat. 381.  
37 U. S. C., Supp. II, § 201.  
*Akte*, p. 577.  
Election by Secretary of department.
- Discontinuance of payments.**
- Charge against enlisted man's pay.**
- 56 Stat. 384.  
37 U. S. C., Supp. II, § 209.
- Payment on death of dependent.**
- 56 Stat. 384.  
37 U. S. C., Supp. II, § 210 (a).
- Allowance not contingent upon accrual of pay, etc.**
- 56 Stat. 385.  
37 U. S. C., Supp. II, § 219.  
Soliciting or receiving fees, penalty.
- 56 Stat. 385.  
37 U. S. C., Supp. II, § 220 (c) (4).  
37 U. S. C., Supp. II, § 220 (d).  
"Child."
- 56 Stat. 386.  
37 U. S. C., Supp. II, § 220 (g).

SEC. 13. That section 120 (i) of such Act is amended to read as follows:

"(i) The terms 'man' and 'enlisted man' mean any enlisted individual, male or female, of the first to seventh grades, both inclusive, and any aviation cadet, in any of the services mentioned in section 101 of this Act, and any member, except the leader and second leader, of the band of the United States Marine Corps, but do not include any member of the Philippine Army, the Philippine Scouts, the insular force of the Navy, the Samoan native guard or band of the Navy, or the Samoan reserve force of the Marine Corps."

SEC. 14. That such Act be amended by adding a new section to title I thereof to be numbered 121 and to read as follows:

"SEC. 121. The dependents of an enlisted female shall be as prescribed by this title except that husband and children shall be included as dependents only when found by the Secretary of the department concerned to be dependent upon her for chief support. The amount of the family allowance payable to the dependents of an enlisted female shall be as prescribed by this title except that the amount for a husband or husband and children shall be that prescribed for a wife or wife and children. The provisions of this section shall be applicable to dependents of any enlisted female only insofar as such provisions are not inconsistent with the provisions of any law pertaining to the service of which she is a member."

SEC. 15. This Act shall be effective from the first day of the calendar month following the month of enactment: *Provided*, That, for the purpose of adjusting to the provisions of this Act, any family allowance in force when the Act takes effect, which is subject to change by the provisions of the Act, may be paid without change for such period, not exceeding four calendar months, as the Secretary of the department concerned may determine: *Provided further*, That whenever such a family allowance is found to be subject to decrease or termination such change shall be effective at the expiration of the period of payment determined under the preceding proviso: *Provided further*, That whenever such a family allowance is found to be subject to increase the effective date of increase shall be the effective date of this Act.

Approved October 26, 1943.

[CHAPTER 286]

AN ACT

To revive and reenact section 9 of an Act entitled "An Act authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes", approved August 26, 1937.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 9 of the Act approved August 26, 1937 (heretofore extended by Acts of Congress approved July 2, 1940, and September 22, 1941), authorizing the State of Oregon, acting through its highway department, the North Slough Drainage District, and the North Slough Diking District, to construct, maintain, and operate 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, be, and is hereby, revived and reenacted: *Provided*, That this authority shall be null and void unless the actual construction of the dam and dike herein referred to be commenced within five years and completed within eight years from the date of approval hereof.

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

Approved October 27, 1943.

56 Stat. 386.  
37 U. S. C., Supp.  
II, § 220 (i).

"Man" and "enlisted man."

56 Stat. 381.  
37 U. S. C., Supp.  
II, § 201.  
*Anne*, p. 577.

56 Stat. 381.  
37 U. S. C., Supp.  
II, §§ 201-220.

Dependents of enlisted female.

Family allowance.

Limitations.

Effective date.  
Existing allowances subject to change.

October 27, 1943  
[H. R. 3145]

[Public Law 175]

North Slough, Ore.  
Construction of dam  
and dike.

50 Stat. 866; 54 Stat.  
715; 55 Stat. 728.

## [CHAPTER 287]

## AN ACT

To provide for reimbursement of officers, enlisted men, and others, in the naval service of the United States for property lost, damaged, or destroyed in such service.

*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 and, subject to appeal to the Secretary of the Navy, such other officer or officers as he may designate for such purposes and under such regulations as he may prescribe, are hereby authorized to consider, and to ascertain, adjust, determine, and pay any claim filed under oath of the commissioned, appointed, enrolled, and enlisted personnel of the Navy and Marine Corps, and of the Coast Guard when operating as a part of the Navy, and of civilian employees of the Naval Establishment, for loss, damage, or destruction of their private personal property occurring on or after December 7, 1941, when such loss, damage, or destruction is not due to fault or negligence on the part of the claimant and has occurred or shall hereafter occur under the following circumstances:

First. When the loss, damage, or destruction is due to operations of war, shipwreck, or other marine disaster, or the wreck of an aircraft or other disaster thereto: *Provided*, That the term "marine disaster" as used herein shall include an accident occurring on board a vessel.

Second. When the loss, damage, or destruction is in consequence of the serviceman or employee having given his attention to the saving of the life of another, or of property belonging to the United States.

Third. When such property is lost, damaged, or destroyed by reason of being shipped on board an unseaworthy vessel by order of an officer authorized to give such order or direct such shipment; or is lost, damaged, or destroyed, whether or not due to negligence on the part of Government personnel, while in shipment pursuant to orders issued by competent authority, but where the property was transported by a common carrier, the reimbursement shall be limited to the extent of such loss, damage, or destruction over and above the amount recoverable from such carrier.

Fourth. When such property is lost, damaged, or destroyed by reason of being furnished at the direction of competent authority to another person under conditions of immediate and urgent distress.

Reimbursement may be made in all such cases for loss, damage, or destruction of such articles as are required to be possessed and used by officers, enlisted men, and others in connection with their service or employment, and such additional items of personal property, including money or currency, as the Secretary of the Navy shall determine to have been reasonably and properly in the place when they were lost, damaged, or destroyed, in consequence of the service or employment in which the serviceman or employee was engaged: *Provided*, That reimbursement may be made for loss of money or currency only when such money or currency has been deposited for safe keeping as provided by regulations promulgated by the Secretary of the Navy or as provided by orders of the commanding officer.

SEC. 2. The Secretary of the Navy is authorized to reimburse the claimant in kind out of available Government property, or to pay the amount determined to be due on claims under this Act, out of any appropriation available for the purpose.

SEC. 3. Separation from the naval service or establishment shall not bar the authority to consider, ascertain, adjust, determine, and pay any claim otherwise falling within the provisions of this Act which

October 27, 1943

[H. R. 3223]

[Public Law 176]

Naval service.  
Reimbursement for  
personal property  
losses, etc.

Circumstances.  
Marine or aircraft  
disaster.

Saving of life or  
U. S. property.

Shipment under or-  
ders.

Immediate and ur-  
gent distress.

Property items re-  
imbursable.

Money or currency.

Replacement or  
payment.

Separation not a bar  
to settlement.

accrued prior to such separation. In the event of the death of any person designated in section 1 hereof, whether occurring prior or subsequent to the time any loss, destruction, or damage occurs, reimbursement may be made to any dependent relative, as determined by the Secretary of the Navy.

SEC. 4. Existing claims shall be presented within two years from the date of this Act and all such claims hereafter arising shall be presented within two years from the occurrence of the loss, destruction, or damage, except that any person missing who is not willfully absent, or any person who is a prisoner in the hands of the enemy, or who is interned in a neutral country, shall in addition be allowed one year from the time of return to the jurisdiction of the United States in which to file such claim.

SEC. 5. The provisions of this Act shall apply to the personnel of the Coast Guard, military and civil, when the Coast Guard is not operating as a part of the Navy. In such case the Secretary of the Treasury shall have and exercise as to claims of the personnel of the Coast Guard the authority conferred by this Act upon the Secretary of the Navy, and payment or reimbursement in kind of such claims shall be made from appropriations available to the Treasury Department, which appropriations are hereby authorized.

SEC. 6. The provisions of this Act shall apply to the personnel of the Coast and Geodetic Survey and Public Health Service when serving with the Navy.

SEC. 7. Claims arising in the manner indicated in this Act and which have been settled under the terms of a previously existing law shall be regarded as finally determined and no other or further right of recovery under the provisions hereof shall accrue to persons whose claims have been so settled.

SEC. 8. The appropriations available to the Navy Department and the Coast Guard for the payment of claims under the provisions of the Act of October 6, 1917 (40 Stat. 389), as amended, are hereby made available for the payment or reimbursement of claims determined under the provisions of this Act.

SEC. 9. The said Act approved October 6, 1917 (40 Stat. 389), entitled "An Act to provide for the reimbursement of officers, enlisted men, and others in the naval service of the United States for property lost or destroyed in such service", as amended, is hereby repealed.

Approved October 27, 1943.

[CHAPTER 289]

AN ACT

To amend the Act of May 27, 1908, as amended, authorizing settlement of accounts of deceased officers and enlisted men of the 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 approved May 27, 1908 (35 Stat. 317), as amended (52 Stat. 352; 34 U. S. C. 941), is hereby further amended by striking out the words "five hundred" appearing in line 35, page 373, Thirty-fifth Statutes at Large, and inserting in lieu thereof the words "one thousand", and by changing the colon after the words "stirpes" in line 47 to a period and inserting "Where the amount due the decedent's estate is \$1,000 or more and no demand is presented by a duly appointed legal representative of the estate, the accounting officers may allow \$1,000 of the amount due to the estate to the widow or legal heirs in the order of precedence hereinabove set forth".*

Approved October 28, 1943.

Time limitation for presenting claims.

Applicability to Coast Guard.

Coast and Geodetic Survey; Public Health Service.

Settlements under prior laws.

Funds available.

34 U. S. C. § 982; 14 U. S. C. § 40.

Repeal.  
34 U. S. C. § 982; Supp. II, § 981; 14 U. S. C. § 40.

October 28, 1943  
[H. R. 3226]

[Public Law 177]

Navy and Marine Corps.  
Settlement of accounts of deceased personnel.

## [CHAPTER 290]

## AN ACT

Relating to credits against the Victory tax.

October 28, 1943  
[H. R. 3381]  
[Public Law 178]

Internal Revenue  
Code, amendments.  
56 Stat. 885.  
26 U. S. C., Supp. II,  
§ 453.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 453 of the Internal Revenue Code (relating to the credit against the Victory tax) is amended to read as follows:

**“SEC. 453. CREDITS AGAINST VICTORY TAX.**

“(a) **ALLOWANCE OF CREDIT.**—There shall be allowed as a credit against the Victory tax for each taxable year—

“(1) **SINGLE PERSONS.**—In the case of a single person, a married person not living with husband or wife, or an estate or trust, an amount equal to 25 per centum of the Victory tax or \$500, whichever is the lesser.

“(2) **HEADS OF FAMILIES.**—In the case of the head of a family, an amount equal to 40 per centum of the Victory tax or \$1,000, whichever is the lesser.

“(3) **MARRIED PERSONS.**—In the case of a married person living with husband or wife—

“(A) if separate returns are filed by each spouse an amount equal to 40 per centum of the Victory tax or \$500, whichever is the lesser, or

“(B) if a separate return is filed by one spouse and no return is filed by the other spouse, or if a joint return is filed under section 51 (b), only one credit not exceeding 40 per centum of the Victory tax or \$1,000, whichever is the lesser.

“(4) **DEPENDENTS.**—For each dependent specified in section 25 (b), excluding as a dependent, in the case of a head of a family, one who would be excluded under section 25 (b) (2) (B), an amount equal to 2 per centum of the Victory tax or \$100, whichever is the lesser.

“(b) **CHANGE OF STATUS.**—If for any taxable year the status of the taxpayer (other than a taxpayer who makes his return and pays his tax under Supplement T) with respect to his marital relationship or with respect to his dependents, changed during the taxable year, the amount of the credit provided by this section for such taxable year shall be apportioned, under rules and regulations prescribed by the Commissioner with the approval of the Secretary, in accordance with the number of months before and after such change. For the purpose of such apportionment a fractional part of a month shall be disregarded unless it amounts to more than half a month in which case it shall be considered as a month.

“(c) **STATUS OF SUPPLEMENT T TAXPAYER.**—If for any taxable year a taxpayer makes his return and pays his tax under Supplement T, for the purpose of the credit provided by this section, his status for such year with respect to his marital relationship or with respect to his dependents shall be determined in accordance with the provisions of section 401.”

**SEC. 2. (a)** Section 454 of the Internal Revenue Code (relating to the post-war credit of Victory tax) is hereby repealed.

(b) Section 34 of the Internal Revenue Code is amended by striking out “sections 453 and 454” and inserting in lieu thereof “section 453”.

(c) Section 456 of the Internal Revenue Code (relating to the 90 per centum limit on the tax imposed by chapter 1) is amended to read as follows:

53 Stat. 27.  
26 U. S. C. § 51 (b).

53 Stat. 18; 55 Stat.  
697.  
26 U. S. C. § 25 (b);  
Supp. II, § 25 (b).

55 Stat. 669.  
26 U. S. C., Supp. II,  
§§ 400-404.

55 Stat. 669.  
26 U. S. C., Supp. II,  
§§ 400-404.

55 Stat. 691.  
26 U. S. C., Supp. II,  
§ 401.

56 Stat. 886.  
26 U. S. C., Supp. II,  
§ 454.

*Ante*, p. 139.

56 Stat. 887.  
26 U. S. C., Supp. II,  
§ 456.

“SEC. 456. LIMITATION ON TAX.

“The tax imposed by section 450 (Victory tax), computed without regard to the credits provided in sections 453 and 466 (e), shall not exceed the excess of 90 per centum of the net income of the taxpayer for the taxable year over the tax imposed by this chapter, computed without regard to section 450 and without regard to the credits provided in sections 31, 32, 35, and 466 (e).”

SEC. 3. The amendments made by this Act shall be applicable with respect to taxable years beginning after December 31, 1942.

Approved October 28, 1943.

56 Stat. 884, 890.  
26 U. S. C., Supp. II,  
§§ 450, 466 (e).  
*Ante*, p. 584.

53 Stat. 24.  
26 U. S. C. §§ 31, 32.  
*Ante*, p. 139.

[CHAPTER 293]

AN ACT

To provide for the removal of oysters from the waters of York River and Queen Creek, Virginia, affected by sewage disposal emanating from the construction battalion training camp, at Camp Peary, Virginia, and for other purposes.

November 4, 1943  
[H. R. 2886]  
[Public Law 179]

*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 and directed to investigate the extent of damage, actual or potential, to oysters in the waters of York River and Queen Creek, Virginia, resulting from sewage disposal emanating from the construction battalion training camp, at Camp Peary, Virginia, and to take such action as he may consider expedient to cause such oysters to be removed and transplanted into unpolluted waters of the vicinity, or otherwise to provide for their marketability for human consumption at the earliest lawful season: *Provided*, That there shall be no appropriation hereunder for liquidation of damages to owners or others.

York River and  
Queen Creek, Va.  
Damage to oysters.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary to effectuate the purposes of this Act.

Appropriation au-  
thorized.

Approved November 4, 1943.

[CHAPTER 294]

AN ACT

Relating to Government and other exemptions from the tax with respect to the transportation of property.

November 4, 1943  
[H. R. 3338]  
[Public Law 180]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 3475 (b) of the Internal Revenue Code (relating to the tax on the transportation of property) is amended to read as follows:

Internal Revenue  
Code, amendment.  
56 Stat. 950.  
26 U. S. C., Supp. II,  
§ 3475 (b).  
Tax exemptions.

“(b) GOVERNMENT TRANSPORTATION.—The tax imposed under this section shall not apply to amounts paid for the transportation of property to or from the Government of the United States, or any State, Territory, or political subdivision thereof, or the District of Columbia, or to amounts paid to the Post Office Department for the transportation of property.”

SEC. 2. The amendment made by section 1 shall take effect with respect to amounts paid, on and after the first day of the first month which begins more than ten days after the date of the enactment of this Act, for the transportation of property on and after such first day.

Effective date.

Approved November 4, 1943.

## [CHAPTER 295]

## AN ACT

Authorizing the Postmaster General to use post-office clerks and city letter carriers interchangeably.

November 4, 1943  
[S. 970]  
[Public Law 181]

Postal Service.  
Interchange of personnel.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Postmaster General may, in an emergency, when the interest of the Service requires, temporarily assign any post-office clerk to the duties of city delivery carrier or any such carrier to the duties of such clerk and in an emergency, when the interest of the Service requires, may temporarily assign any post-office clerk or city delivery carrier to the duties of a railway postal clerk or any railway postal clerk to the duties of a post-office clerk or city delivery carrier without change of pay-roll status, the compensation of any temporarily assigned employee to be paid from the appropriation made for the work to which he is regularly assigned.

Termination.

SEC. 2. This Act shall terminate on June 30, 1945, or such earlier date as the Congress by concurrent resolution may prescribe.

Approved November 4, 1943.

## [CHAPTER 296]

## AN ACT

To amend the law of the District of Columbia relating to the carrying of concealed weapons.

November 4, 1943  
[S. 1151]  
[Public Law 182]

District of Columbia.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 4 of the Act entitled "An Act to control the possession, sale, transfer, and use of pistols and other dangerous weapons in the District of Columbia, to provide penalties, to prescribe rules of evidence, and for other purposes", approved July 8, 1932 (47 Stat. 651; D. C. Code, 1940 edition, title 22, sec. 3204) be, and it hereby is, amended to read as follows:

Carrying of a pistol or other dangerous weapon.

"SEC. 4. No person shall within the District of Columbia carry either openly or concealed on or about his person, except in his dwelling house or place of business or on other land possessed by him, a pistol, without a license therefor issued as hereinafter provided, or any deadly or dangerous weapon capable of being so concealed."

Approved November 4, 1943.

## [CHAPTER 297]

## AN ACT

To amend the Naval Reserve Act of 1938, as amended.

November 8, 1943  
[H. R. 2859]  
[Public Law 183]

Naval Reserve Act of 1938, amendments.  
56 Stat. 730.  
34 U. S. C., Supp. II, § 857a.  
Women's Reserve.  
Ranks and ratings.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Naval Reserve Act of 1938, as amended, is hereby further amended as follows:

Strike out section 502 and substitute therefor the following:

"SEC. 502. Members of the Women's Reserve may be commissioned or enlisted in such appropriate ranks and ratings, not above the rank of captain, corresponding to those of the Regular Navy, as may be prescribed by the Secretary of the Navy: *Provided*, That there shall not be more than one officer in the grade of captain, exclusive of officers appointed in the Medical Department of the Naval Reserve: *Provided further*, That military authority of officers commissioned under the provisions of this title may be exercised over women of the Reserve only and is limited to the administration of the Women's Reserve."

Grade of captain.

Military authority of officers.

Strike out section 506 and substitute therefor the following:

56 Stat. 730.  
34 U. S. C., Supp. II, § 857e.

“SEC. 506. Members of the Women’s Reserve of the Navy, Marine Corps, Coast Guard, or their dependents, shall be entitled to all allowances or benefits provided by law for male officers and enlisted men of such services with dependents: *Provided*, That the husbands of such members shall not be considered dependents and the children of such members shall not be considered dependents unless their father is dead or they are in fact dependent on their mother for their chief support. This section shall be effective from July 30, 1942.”

SEC. 2. The Act entitled “An Act to provide for the appointment of female physicians and surgeons in the Medical Corps of the Army and Navy”, approved April 16, 1943 (Public Law 38, Seventy-eighth Congress), is hereby amended by inserting before the period at the end thereof the following: “: *Provided*, That female physicians and surgeons appointed in the Medical Corps of the Naval Reserve shall be restricted to the performance of shore duty within the continental United States only and shall not be assigned to duty on board vessels of the Navy or in combat aircraft”.

Approved November 8, 1943.

Allowances or benefits.

Dependents.

Effective date.

Female physicians and surgeons.

*Ante*, p. 65.

Restriction to shore duty within U. S.

[CHAPTER 298]

AN ACT

Relating to the organization and functions of the Public Health Service, and for other purposes.

November 11, 1943  
[S. 400]  
[Public Law 184]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That hereafter the Public Health Service in the Federal Security Agency shall consist of the Office of the Surgeon General, the National Institute of Health, and two bureaus, to be known as the Bureau of Medical Services and the Bureau of State Services. The Surgeon General of the Public Health Service, under the supervision and direction of the Federal Security Administrator, is hereby authorized and directed to assign to the Office of the Surgeon General, to the National Institute of Health, and to the two bureaus, respectively, the several functions of the Public Health Service, and to establish within the Office of the Surgeon General, the National Institute of Health, and the two bureaus, respectively, such divisions, sections, and other units as may be required to perform their functions; and, under such supervision and direction, he may abolish existing divisions, sections, and other units, and, hereafter, may establish, transfer, and consolidate divisions, sections, and other units and reassign their functions for the efficiency of the Service.

Public Health Service Act of 1943.

SEC. 2. The Director of the National Institute of Health and the chiefs of each of the bureaus, established by section 1 of this Act, and the officer assigned as Chief Medical Officer of the United States Coast Guard, shall be commissioned medical officers detailed by the Surgeon General from the regular corps, and while so detailed shall be Assistant Surgeons General and shall have the same grade and shall receive the same pay and allowances as the Assistant to the Surgeon General.

Designation of bureau chiefs, etc., as Assistant Surgeons General.

SEC. 3. When commissioned officers below the grade of medical director are detailed by the Surgeon General from the regular corps to serve as chiefs of divisions, not more than six of such officers at one time while so detailed shall have the temporary grade and receive temporarily the pay and allowances of a medical director; and there is authorized to be established in the Office of the Surgeon General a Dental Division and a Sanitary Engineering Division; the chief of each such Dental and Sanitary Engineering Division shall be a commissioned dental officer and a commissioned sanitary engineer officer, respectively, of the regular corps detailed by the

Officers detailed as division chiefs.

Dental Division; Sanitary Engineering Division.

Surgeon General, and while each such dental and sanitary engineer officer is so detailed, he shall have the grade, pay, and allowances of an Assistant Surgeon General as provided by section 2 of this Act.

Temporary promo-  
tions.  
*Ante*, p. 24.

Acceptance date.

Nonrenewal of oath.  
5 U. S. C. § 16.

Distribution of re-  
serve officers.

Graduates of osteo-  
pathic colleges.

Separations.

Acting Surgeon  
General.

Commissioned off-  
icers.

Original appoint-  
ments.

Promotions or sepa-  
rations.

"Full military bene-  
fits."

SEC. 4. In time of war or national emergency determined by the President, any commissioned officer of the regular corps of the Public Health Service may be appointed to higher temporary grade with the pay and allowances thereof without vacating his permanent appointment, and any officer so promoted to a higher grade at any time after December 7, 1941, shall be deemed for all purposes to have accepted his promotion to higher grade upon the date of approval, unless he shall expressly decline such promotion, and shall receive the pay and allowances of the higher grade from such date unless he is entitled under some other provision of law to receive the pay and allowances of the higher grade from an earlier date. No such officer who shall have subscribed to the oath of office required by section 1757, Revised Statutes, shall be required to renew such oath or to take a new oath upon his promotion to a higher grade, if his service after the taking of such an oath shall have been continuous. Hereafter reserve officers of the Public Health Service may be distributed in the several grades without regard to the proportion which at any time obtains or has obtained among the commissioned medical officers of such Service. For the duration of the present war and for six months thereafter graduates of reputable osteopathic colleges shall be eligible for appointment as reserve officers in the Public Health Service.

SEC. 5. The record of each commissioned officer of the regular corps initially appointed above the grade of Assistant Surgeon, after the first three years of service in such grade, shall be reviewed under regulations approved by the President, and any such officer who is found to be unqualified for further service shall be separated from the Service and paid six months' pay and allowances.

SEC. 6. In case of the absence or disability of the Surgeon General and the Assistant to the Surgeon General, or in the event of a vacancy in the office of both, the Assistant Surgeons General shall act as Surgeon General in the order of their designation for such purpose by the Surgeon General.

SEC. 7. Section 9 of the Act of April 9, 1930 (U. S. C. 42, sec. 37; 46 Stat. 151), is hereby amended by the addition of the following language at the end of said section:

"(d) Original appointments in the commissioned corps of the Public Health Service, regular and reserve, may be made to a junior grade which shall correspond to that held by a second lieutenant in the Medical Department of the Army and persons so appointed shall be entitled to the same pay and allowances as a second lieutenant in the Medical Department of the Army. After not less than one nor more than two years of service each such appointee in the regular corps may be examined under regulations prescribed by the President and upon such examination shall either be promoted to the grade of Assistant Surgeon or be separated from the Service."

SEC. 8. (a) For the purposes of this section—

(1) the term "full military benefits" means all rights, privileges, immunities, and benefits provided under any law of the United States in the case of commissioned military and naval personnel of the United States (including their surviving beneficiaries) on account of active military or naval service, including, but not limited to, burial payments in the event of death, six months' pay in case of death, veterans' compensation and pensions and other veterans' benefits, retirement, including retirement for disability, the rights provided under the Soldiers'

and Sailors' Civil Relief Act, as amended, the National Service Life Insurance Act, as amended, travel allowances, including per diem allowances for travel without regard to repeated travel between two or more places in the same vicinity, allowances for uniforms, exemption of certain pay from Federal income taxation, and other benefits, privileges and exceptions under the Internal Revenue laws;

(2) the term "limited military benefits" means full military benefits, except veterans' compensation and pensions and other veterans' benefits, and eligibility under the National Service Life Insurance Act, as amended.

(b) Beginning with the date of enactment of this Act, commissioned officers of the Public Health Service, regular and reserve (including their surviving beneficiaries)—

(1) in time of war, shall be entitled to limited military benefits with respect to all active service in the Public Health Service;

(2) while such officers are detailed for duty with the Army, Navy, or Coast Guard, shall be entitled to full military benefits with respect to such duty;

(3) while such officers are serving outside the continental limits of the United States or in Alaska in time of war, shall be entitled to full military benefits with respect to such service.

(c) In time of war, the President may by Executive order declare the commissioned corps of the Public Health Service a part of the military forces of the United States and provide the extent to which it shall be subject to the Articles of War and the Articles for the Government of the Navy. Upon the issuance of such an Executive order, all commissioned officers of the Public Health Service, regular and reserve (including their surviving beneficiaries), shall be entitled to full military benefits with respect to active service rendered while the Public Health Service is a part of the military forces of the United States.

SEC. 9. Commissioned officers of the Public Health Service, regular and reserve (including their surviving beneficiaries), shall be entitled to receive the same benefits for injury or death in the performance of their duties as civil officers and employees of the United States under the United States Employees' Compensation Act of September 7, 1916, as amended: *Provided*, That any such officer or beneficiary of such officer eligible to receive any benefit authorized by this section who is also eligible to receive any payment or benefit (except the proceeds of any insurance policy) under any provision of law other than such Act of September 7, 1916, as amended, on account of the same injury or death, shall elect which benefit he shall receive.

SEC. 10. The surviving beneficiaries of any commissioned officer of the Public Health Service, regular or reserve, who, since December 7, 1941, and prior to the enactment of this Act, has lost his life while on active duty in the Public Health Service or while detailed to the Army, Navy, or Coast Guard, shall receive six months' pay as provided in the Act of June 4, 1920, as amended (U. S. C., 1940 edition, sup. II, title 34, sec. 943), and, unless entitled to compensation under the laws administered by the Veterans' Administration, shall receive the benefits provided under Section 9 of this Act.

SEC. 11. This Act may be cited as the "Public Health Service Act of 1943". For the purpose of any reorganization under section 1 of this Act the Federal Security Administrator, with the approval of the Director of the Bureau of the Budget, is hereby authorized to make such transfer of funds between appropriations as may be necessary for the continuance of transferred functions.

54 Stat. 1178, 1008.  
50 U. S. C. app.  
§§ 801-818; Supp. II,  
§ 501 et seq.; 38 U. S. C.  
§§ 801-818; Supp. II,  
§ 801 et seq.  
*Ante*, p. 64.

"Limited military benefits."  
54 Stat. 1008.  
38 U. S. C. §§ 801-818; Supp. II, § 801 et seq.  
*Ante*, p. 64.  
Commissioned officers.  
Benefits.

Operation of PHS in time of war.

41 Stat. 787; 12 Stat. 600.  
10 U. S. C. § 1471 et seq.; Supp. II, § 1473 et seq.; 34 U. S. C. § 1200.

Benefits under U. S. Employees' Compensation Act.

39 Stat. 742.  
5 U. S. C. §§ 751-791, 793; Supp. II, § 793.  
Election of benefit.

Surviving beneficiaries of certain commissioned officers.  
Benefits.

41 Stat. 824.

Short title.  
Transfer of funds.

## [CHAPTER 299]

## AN ACT

November 12, 1943  
[H. R. 3366]  
[Public Law 185]

To amend section 409 of the Interstate Commerce Act, relating to joint rates of freight forwarders and common carriers by motor vehicle.

Interstate Commerce Act, amendments.  
56 Stat. 290.  
49 U. S. C., Supp. II, § 1009.  
Freight forwarders, joint rates.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 409 of the Interstate Commerce Act, as amended, is amended by striking out the words "eighteen months" wherever they appear therein and inserting in lieu thereof the words "thirty-six months".

SEC. 2. Paragraph (4) of the proviso contained in subsection (a) of such section 409 is amended to read as follows:

"(4) No new or additional joint rate or charge may be established under authority of this section for service from any point of origin to any point of destination with respect to any particular commodity or class of traffic unless at least one rate or charge for service from such point of origin to such point of destination with respect to such commodity or class of traffic, established by an individual freight forwarder or by a freight forwarder jointly with a common carrier by motor vehicle, is already lawfully in effect; but for purposes of this paragraph the making of a change in a joint rate or charge which has been established, or which has become effective pursuant to this section, shall not be deemed to constitute the establishment of a new or additional joint rate or charge."

Approved November 12, 1943.

## [CHAPTER 300]

## JOINT RESOLUTION

November 12, 1943  
[S. J. Res. 95]  
[Public Law 186]

Relating to the tenure of office of the present President and Vice President of the Philippines.

Philippines.  
Tenure of present President and Vice President.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That notwithstanding the provisions of section 5 of article VII of the amended Constitution of the Philippines, the present President and Vice President of the Commonwealth of the Philippines serving at the time of the introduction of this joint resolution shall continue in their respective offices until the President of the United States shall proclaim that constitutional processes and normal functions of government shall have been restored in the Philippine Islands. Thereupon, the tenure of office of the present President of the Commonwealth shall cease and the Vice President shall become President to serve until such time as his successor shall have been elected and qualified according to the Constitution and the laws of the Philippines.

Approved November 12, 1943.

## [CHAPTER 301]

## AN ACT

November 22, 1943  
[H. R. 800]  
[Public Law 187]

To provide for the issuance of a flag to the nearest relatives of certain persons who die in service in the land or naval forces of the United States.

U. S. flag.  
Issuance in case of death in military or naval service.

*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 has died while in the military or naval service of the United States after May 27, 1941, and prior to the end of the wars in which the United States is now engaged, the Administrator of Veterans' Affairs is authorized and directed to issue free of cost to the nearest relative of such person, or to such other person as the Admin-

istrator deems most appropriate, a flag of the United States, if no person is otherwise entitled to receive a flag of the United States used at the funeral of the deceased person.

SEC. 2. (a) The Administrator of Veterans' Affairs is authorized to prescribe such regulations as he deems necessary for carrying out the purposes of this Act.

(b) The appropriation of such sums as may be necessary for carrying out the purposes of this Act is hereby authorized.

Approved November 22, 1943.

Regulations.

Appropriation authorized.

[CHAPTER 302]

AN ACT

To amend section 36 of the Criminal Code.

November 22, 1943  
[H. R. 1202]  
[Public Law 188]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 36 of the Criminal Code (35 Stat. 1096; U. S. C., title 18, sec. 87) be, and it hereby is, amended to read as follows:

Criminal Code, amendment.

"SEC. 36. Whoever shall steal, embezzle, or knowingly apply to his own use, or unlawfully sell, convey, or dispose of any ordnance, arms, ammunition, clothing, subsistence, stores, money, or other property furnished or to be used for the military or naval service, shall be punished as prescribed in section 35 (C) of the Criminal Code (U. S. C., title 18, sec. 82)."

Embezzlement, etc., of arms and stores.

52 Stat. 198.

Approved November 22, 1943.

[CHAPTER 303]

AN ACT

To amend an Act entitled "An Act to dispense with unnecessary renewals of oaths of office by civilian employees of the executive departments and independent establishments", approved August 14, 1937.

November 22, 1943  
[H. R. 1206]  
[Public Law 189]

*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 dispense with unnecessary renewals of oaths of office by civilian employees of the executive departments and independent establishments", approved August 14, 1937 (50 Stat. 640), be amended to read as follows:

Oaths of office.

5 U. S. C. § 17b.

"That civilian employees of the executive departments and independent establishments of the United States and employees of the District of Columbia 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 or in the government of the District of Columbia, unless in the opinion of the head of the department or independent establishment or the Commissioners of the District of Columbia the public interests require such renewal."

Renewals.

5 U. S. C. § 16.

Approved November 22, 1943.

[CHAPTER 304]

AN ACT

To provide for a general term of the District Court for the District of Alaska at Anchorage, Alaska.

November 22, 1943  
[H. R. 1622]  
[Public Law 190]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the last para-

District Court for District of Alaska.

graph of section 4 of the Act entitled "An Act making further provision for a civil government for Alaska, and for other purposes", approved June 6, 1900 (31 Stat. 322), as amended by the Act approved March 2, 1921 (41 Stat. 1204, U. S. C., title 48, sec. 102; Compiled Laws of Alaska, 1933, sec. 1092), is hereby amended to read as follows:

General terms.

"One general term of court shall be held each year at Juneau, and such additional terms at other places in the first division as the Judicial Council for the Ninth Judicial Circuit may direct. One general term of court shall be held each year at Nome, and such additional terms at other places in the second division as the Judicial Council for the Ninth Judicial Circuit may direct. One general term of court shall be held each year at Anchorage, and such additional terms at other places in the third division as the Judicial Council for the Ninth Judicial Circuit may direct. One general term of court shall be held each year at Fairbanks, and such additional terms at other places in the fourth division as the Judicial Council for the Ninth Judicial Circuit may direct. Each of the judges is authorized and directed to hold such special terms of court as may be necessary for the public welfare or for the dispatch of the business of the court at such times and places in their respective divisions as any of them, respectively, may deem expedient, or as the Judicial Council for the Ninth Judicial Circuit may direct; and each shall have authority to employ interpreters and to make allowances for the necessary expenses of his court and to employ an official court stenographer at such compensation as shall be fixed by the Director of the Administrative Office of the United States Courts. At least thirty days' notice shall be given by the judge, or the clerk, of the time and place of holding the several terms of the court."

Special terms.

Interpreters; court expenses.

Court stenographers.

Notice of terms.

Approved November 22, 1943.

[CHAPTER 328]

AN ACT

November 28, 1943  
[S. 321]  
[Public Law 191]

To facilitate and simplify collection procedure in the Department of the Interior.

Department of the Interior.  
Leases, etc., collection procedure.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That leases, permits, licenses, contracts, agreements, and other instruments providing for payments to the United States on account of the use of lands or waters under the jurisdiction of the Department of the Interior, or on account of the sale of products of such lands or waters, or on account of other transactions incident to the administration of such lands or waters, including contributions by cooperators, but excluding sales of used equipment, shall be exempt from the provisions of section 3743 of the Revised Statutes, as amended (title 41, U. S. C., sec. 20), when the lease or other instruments do not require payment to the Government in excess of \$300 in any one fiscal year: *Provided, however,* That the Secretary of the Interior may prescribe from time to time regulations requiring that originals or copies of any class or group of documents within the foregoing exemption, in the circumstances and upon the conditions designated by him in such regulations, shall be deposited in the General Accounting Office for audit purposes.

Regulations.

Approved November 28, 1943.

## [CHAPTER 329]

## AN ACT

To authorize the Secretary of the Interior to settle certain claims.

*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 to accept the surrender of any lease issued pursuant to any of the provisions of the Act of February 25, 1920 (41 Stat. 437; 30 U. S. C., sec. 181 and the following), or any amendment thereof, where the surrender is filed in the General Land Office subsequent to the accrual but prior to the payment of the yearly rental due under the lease, upon payment of the accrued rental on a pro rata monthly basis for the portion of the lease year prior to the filing of the surrender. The authority granted to the Secretary of the Interior by this Act shall extend only to cases in which he finds that the failure of the lessee to file a timely surrender of the lease prior to the accrual of the rental was not due to a lack of reasonable diligence, but it shall not extend to claims or cases which have been referred to the Department of Justice for purposes of suit.

Approved November 28, 1943.

November 28, 1943

[S. 364]

[Public Law 192]

Secretary of the Interior.  
Acceptance of surrender of certain leases.  
30 U. S. C., Supp. II, §§ 221-222h, 223.

Limitation.

## [CHAPTER 330]

## AN ACT

To authorize the transportation of dependents and household effects of personnel of the Navy, Marine Corps, and Coast Guard under certain conditions, 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 and enlisted men of the Navy, Marine Corps, and Coast Guard, and the reserve components thereof when on active duty, of grades entitling them to transportation of dependents and household effects on change of station (a) when on duty at places designated by the Secretary of the Navy as within zones from which their dependents should be evacuated for military reasons or for the purpose of relieving congestion in the vicinity of naval activities or where Government quarters for their dependents are not available; (b) or upon transfer or assignment of such officers and enlisted men to sea duty, as such duty may be defined by the Secretary of the Navy; (c) or upon transfer or assignment of such officers and enlisted men to duty at places where their dependents for military reasons are not permitted to join them or where Government quarters for their dependents are not available, may, upon application of such personnel or their dependents, be allowed, subject to such regulations as the Secretary of the Navy may prescribe, transportation for their dependents and household effects, including packing, crating, and unpacking thereof, from their stations or places of storage in the United States to any other points in the United States, and from such points to new stations in the United States to which such personnel may be subsequently ordered for duty, and at which their dependents are not restricted from joining them or Government quarters for their dependents are available.

SEC. 2. Whenever the Chief of Naval Personnel, Commandant of the Marine Corps, Commandant of the Coast Guard, or such subordinates as they may designate, certify that the personnel included in (b) and (c) of section 1 hereof have been transferred to sea duty or to duty at places beyond the continental limits of the United States where their dependents for military reasons are not permitted to join

November 28, 1943

[S. 1336]

[Public Law 193]

Navy, Marine Corps, and Coast Guard.  
Transportation of dependents and household effects.

Certificates.

them, the wives of such personnel, or such other responsible persons as may be designated by the officials named above in this section, may execute such certificates as may be required and which are filed with, and relate to, vouchers in connection with the transportation of dependents or household effects: *Provided*, That in lieu of copies of orders of such personnel, the certificate above provided for shall constitute authority for such transportation of dependents, and household effects as may be authorized hereunder and any certificate or certification authorized by this Act shall be final and conclusive upon the accounting officers of the Government: *And provided further*, That, under such regulations as the Secretary of the Navy may prescribe, claims for reimbursement may be submitted by and payments made to personnel concerned or their dependents for any authorized travel performed by dependents at their own expense.

Reimbursement for authorized travel.

Credit in accounts of disbursing officers.

SEC. 3. The Comptroller General of the United States is hereby authorized and directed to allow credit in the accounts of disbursing officers in cases where such dependents would have been entitled to transportation if the provisions of section 1 hereof had been in effect on the date of payment for otherwise proper payments heretofore made to transportation of dependents, or reimbursement therefor, under orders issued prior to the effective date of this Act, to the extent of the commercial cost of transportation of the dependents from the old duty station to the new duty station. Such cost of transportation shall be computed from the last available published rates on the date the orders involved were issued.

Means of transportation of household effects.

SEC. 4. Transportation of household effects of naval and civilian personnel of the Naval Establishment, as now or hereafter authorized by law, may, under such regulations as the Secretary of the Navy shall prescribe, be by means of rail, water, or van, without regard to comparative costs.

Effective period.

SEC. 5. This Act shall be effective as of December 7, 1941, and shall remain in effect for the duration of the present wars and for six months after the termination of such wars, or until such earlier time as the Congress by concurrent resolution or the President by proclamation may designate.

Approved November 28, 1943.

#### [CHAPTER 331]

#### AN ACT

November 28, 1943  
[S. 1354]  
[Public Law 194]

To amend the Act approved January 16, 1936, entitled "An Act to provide for the retirement and retirement annuities of civilian members of the teaching staff at the United States Naval Academy and the Postgraduate School, United States Naval Academy."

Naval Academy and Postgraduate School.

*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 retirement and retirement annuities of civilian members of the teaching staff at the United States Naval Academy and the Postgraduate School, United States Naval Academy", approved January 16, 1936 (49 Stat. 1092; 34 U. S. C. 1073-1073e), is amended by inserting therein a new section numbered 4A, reading as follows:

Retirement annuities of civilian teachers.

49 Stat. 1092.  
34 U. S. C. § 1073b.

"SEC. 4A. Each civilian member of the teaching staffs who is hereafter retired on or after reaching the age of retirement set forth in section 3 of this Act shall be paid a life annuity, terminable on his death, at the rate of the following total annual amount: The average annual basic salary, pay, or compensation received by such civilian teacher during any five consecutive years of allowable service at the option of such teacher, multiplied by the number of years of

service, not exceeding thirty-five years, and divided by seventy. The retirement annuity payable to each such retired teacher, under any annuity policy provided for by this Act, or under the provisions of section 4 of this Act, shall be counted as payable on account of the retirement annuity provided in this section 4A, and the Secretary of the Navy shall pay to each such retired teacher, from such appropriations as may be made for the purpose, such additional sums, if any, as will bring the total annual sum paid to such retired teacher to the total annual amount prescribed in this section 4A: *Provided*, That nothing herein contained shall operate to reduce the retirement annuity which would have been payable to any such retired teacher if this section had not been enacted: *And provided further*, That no payments under this section shall be made to any member of said staffs who shall be entitled to retirement and retirement benefits under the provisions of the Civil Service Retirement Act of 1920, as amended, and shall elect, or shall have elected, to continue thereunder."

49 Stat. 1092.  
34 U. S. C. § 1073c.

No reduction in annuities.

Exclusions.

41 Stat. 614.  
5 U. S. C. § 691 *et seq.*; Supp. II, § 691 *et seq.*

Senior professors.  
49 Stat. 1093.  
34 U. S. C. § 1073d.

SEC. 2. Section 5 of the said Act of January 16, 1936, is hereby amended by striking out the word "and" before the word "professors", and by striking out the period after said word "professors", and by adding after said word a comma, followed by the words "and senior professors".

Approved November 28, 1943.

CHAPTER 332]

AN ACT

To amend section 107 of the Judicial Code, as amended, to change the terms of the District Court for the Middle District of Tennessee.

December 3, 1943  
[S. 630]  
[Public Law 196]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That effective January 1, 1944, so much of the second sentence of section 107 (c) of the Judicial Code, as amended, as precedes the proviso is amended to read as follows: "Terms of the district court for the Nashville division of said district shall be held at Nashville on the fourth Monday in January and the fourth Monday in September; for the Columbia division at Columbia on the first Monday in May and the second Monday in November; and for the northeastern division at Cookeville on the second Monday in June and the first Monday in December."

Tennessee middle  
judicial district.  
54 Stat. 1216.  
28 U. S. C. § 188 (c).

Terms of court.

Approved December 3, 1943.

[CHAPTER 333]

JOINT RESOLUTION

To provide for the appointment of a National Agricultural Jefferson Bicentenary Committee to carry out appropriate exercises and activities in recognition of the services and contributions of Thomas Jefferson to the farmers and the agriculture of the Nation.

December 3, 1943  
[S. J. Res. 47]  
[Public Law 196]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the purpose of this resolution is to authorize, during the year beginning April 13, 1943, which marks the two hundredth anniversary of the birth of Thomas Jefferson, the creation of the National Agricultural Jefferson Bicentenary Committee which, together with public and private institutions in the service of agriculture, the United States Department of Agriculture and the State colleges of agriculture and organizations composed of farmers and their families, is hereby authorized to hold, conduct, and participate in ceremonies and activities throughout the Nation not only to revere Thomas Jefferson as

National Agricultural  
Jefferson Bicentenary  
Committee.

a patriotic statesman and philosopher, as author of the Declaration of Independence, as a private citizen and President of the United States but also in recognition of our great debt to him as a farmer, agricultural philosopher, inventive genius, educator, and leader in scientific agriculture.

Creation and organization.

SEC. 2. That there be created the National Agricultural Jefferson Bicentenary Committee. The Secretary of Agriculture is hereby appointed Chairman of and is hereby authorized to organize such Committee. The President pro tempore of the Senate shall appoint as members of the Committee five Members of the Senate. The Speaker of the House of Representatives shall appoint as members of the Committee five Members of the House of Representatives. The Secretary of Agriculture is hereby authorized to appoint in his discretion an appropriate number of members of the Committee representing the following agricultural organizations:

Membership.

United States Department of Agriculture.

The land-grant colleges (including the colleges of agriculture, the agricultural experiment stations, and the agricultural extension services).

National farm organizations.

The agricultural press.

Scientific and learned societies dealing with agriculture.

The Office of Education.

Secretary.

Service of members without compensation; duties.

The Secretary of Agriculture is empowered to appoint a secretary for the Committee. All members of the Committee are to serve without compensation. The duties of the Committee shall be to assist in bringing to the attention of the people of the United States the great services rendered by Jefferson to agriculture and to encourage and promote appropriate and timely activities in connection with the various agricultural organizations mentioned above and of the States of the United States, in the various agricultural meetings to be held during the current year, to encourage appropriate programs dealing with Jefferson and agriculture in the United States Department of Agriculture and the land-grant colleges, to encourage widespread dissemination through the press, the radio, farmers' meetings, the rural schools and agricultural high schools, and so forth, information about Jefferson.

SEC. 3. The provisions of this joint resolution shall not be construed to authorize the making of any appropriation to carry out its purpose.

Approved December 3, 1943.

[CHAPTER 342]

AN ACT

Amending the Selective Training and Service Act of 1940, as amended, and for other purposes.

December 5, 1943

[S. 763]

[Public Law 197]

Selective Training and Service Act of 1940, amendments.

54 Stat. 887.

50 U. S. C. app.

§ 305; Supp. II, § 305.

*Ante*, p. 391.

Review of certain occupational deferments.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 5 of the Selective Training and Service Act of 1940, as amended, is hereby amended by adding at the end thereof the following new subsections:

"(1) In the case of any registrant whose principal place of employment is located outside the appeal board area in which the local board having jurisdiction over the registrant is located, any occupational deferment under subsection (c) (2) or subsection (e) of this section existing at the date of enactment of this subsection shall within thirty days after such date, and any such occupational deferment made after the date of enactment of this subsection shall within ten days after such deferment is made, be submitted for review and decision to the

selective service appeal board having jurisdiction over the area in which is located the principal place of employment of the registrant. Such decision of the appeal board shall be final unless modified or changed by the President, and such decision shall be made public. The President, upon appeal or upon his own motion, shall have power to determine all claims or questions with respect to inclusion for, or exemption or deferment from, training and service under this Act; and the determination of the President shall be final.

Power of the President.

“(m) Notwithstanding the provisions of section 4 (b), under such rules and regulations as the President may prescribe, on the basis of the best inventory information available to him at the time of allocating calls, without affecting the usual regular and orderly flow of the Nation’s manpower into the armed forces as required for service therein, and in accordance with the requisitions of the land and naval forces and with the other provisions of this Act, registrants shall, on a Nation-wide basis within the Nation and a State-wide basis within each State, be ordered to report to induction stations in such a manner that registrants, regardless of their occupations or the activities in which they may be engaged, who were married prior to December 8, 1941, who have maintained a bona fide family relationship with their families since that date and who have a child or children under eighteen years of age, will be inducted after the induction of other registrants not deferred, exempted, relieved from liability, or postponed from induction under this Act or the rules and regulations prescribed thereunder who are available for induction and are acceptable to the land and naval forces. The term ‘child’ as used in this section means a legitimate child born prior to September 15, 1942, a stepchild, adopted child, foster child, or a person who is in the relationship of child to the registrant, who became such prior to December 8, 1941, who is less than eighteen years of age, or who by reason of mental or physical defects is incapable of self-support, who is unmarried, and with whom the registrant has maintained a bona fide family relationship in their home since December 7, 1941, or since the date of birth if such date of birth is later than December 7, 1941: *Provided*, That no individuals shall be called for induction, ordered to report to induction stations, or be inducted because of their occupations, or by occupational groups, or by groups in any plant or institutions, except pursuant to a requisition by the land or naval forces for persons in needed medical professional and specialist categories.”

Manner of induction.  
54 Stat. 887.  
50 U. S. C. app. § 304 (b).

Certain registrants married prior to Dec. 8, 1941.

“Child.”

Occupational or group inductions.

SEC. 2. (a) Section 10 (a) (2) of such Act, as amended, is amended to read as follows:

54 Stat. 898.  
50 U. S. C. app. § 310 (a)(2); Supp. II, § 310 note.

“(2) to create and establish a Selective Service System, and shall provide for the classification of registrants and of persons who volunteer for induction under this Act on the basis of availability for training and service, and shall establish within the Selective Service System civilian local boards, civilian appeal boards, and such other agencies, including agencies of appeal, as may be necessary to carry out the provisions of this Act. There shall be created one or more local boards in each county or political subdivision corresponding thereto of each State, Territory, and the District of Columbia. Each local board shall consist of three or more members to be appointed by the President from recommendations made by the respective Governors or comparable executive officials. No member of any such local board shall be a member of the land or naval forces of the United States, but each member of any such local board shall be a civilian who is a citizen of the United States residing in the county or political subdivision corresponding thereto in which such local board has jurisdiction under rules and regulations prescribed by the President. Such local boards, under rules and regulations prescribed by the President, shall have

Selective Service System.  
Classification of registrants, etc.  
Civilian local boards.

Membership.

Requirements.

Power.

power within their respective jurisdictions to hear and determine, subject to the right of appeal to the appeal boards herein authorized all questions or claims with respect to inclusion for, or exemption or deferment from, training and service under this Act of all individuals within the jurisdiction of such local boards. The decisions of such local boards shall be final except where an appeal is authorized and is taken in accordance with such rules and regulations as the President may prescribe. Appeal boards within the Selective Service System shall be composed of civilians who are citizens of the United States. The decision of such appeal boards shall be final in cases before them on appeal unless modified or changed by the President as provided in the last sentence of section 5 (1) of this Act. No person who is an officer, member, agent, or employee of the Selective Service System, or of any such local or appeal board or other agency, shall be excepted from registration, or deferred from training and service, as provided for in this Act, by reason of his status as such officer, member, agent, or employee;"

(b) Section 10 (a) (3) of such Act, as amended, is amended to read as follows:

"(3) to appoint, by and with the advice and consent of the Senate, and fix the compensation of at a rate not in excess of \$10,000 per annum, a Director of Selective Service who shall be directly responsible to him and to appoint and fix the compensation of such other officers, agents, and employees as he may deem necessary to carry out the provisions of this Act: *Provided*, That any officer on the active or retired list of the Army, Navy, Marine Corps, or Coast Guard, or of any reserve component thereof or any officer or employee of any department or agency of the United States who may be assigned or detailed to any office or position to carry out the provisions of this Act (except to offices or positions on local boards or appeal boards established or created pursuant to section 10 (a) (2)) may serve in and perform the functions of such office or position without loss of or prejudice to his status as such officer in the Army, Navy, Marine Corps, or Coast Guard or reserve component thereof, or as such officer or employee in any department or agency of the United States: *Provided further*, That any person so appointed, assigned, or detailed to a position the compensation in respect of which is at a rate in excess of \$5,000 per annum shall be appointed, assigned, or detailed by and with the advice and consent of the Senate: *Provided further*, That the President may appoint necessary clerical and stenographic employees for local boards and fix their compensation without regard to the Classification Act of 1923, as amended;"

SEC. 3. Section 10 (b) of such Act, as amended, is amended to read as follows:

"(b) The President is authorized to delegate to the Director of Selective Service only, any authority vested in him under this Act (except section 9). The Director of Selective Service may delegate and provide for the delegation of any authority so delegated to him by the President and any other authority vested in him under this Act, to such officers, agents, or persons as he may designate or appoint for such purpose or as may be designated or appointed for such purpose pursuant to such rules and regulations as he may prescribe."

SEC. 4. Section 10 of such Act, as amended, is amended by adding at the end thereof the following new subsection:

"(e) In order to assist in the determination of whether or not men should be deferred from training and service because they are physically, mentally, or morally deficient or defective, and to delay as long as possible the induction of men living with their families, the President is authorized and directed forthwith to appoint a commission of

Decisions.

Appeal boards.

*Ante*, p. 597.  
Nonexemption, etc.,  
of personnel.

54 Stat. 893.  
50 U. S. C. app. § 310  
(a) (3); Supp. II, § 310  
note.  
Director of Selective  
Service.  
Appointment; sal-  
ary.  
Other officers, etc.

Detail of Army, etc.,  
officers or U. S. em-  
ployees.

*Ante*, p. 597.

Senate approval of  
appointments in excess  
of \$5,000.

Other employees.  
42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*

54 Stat. 894.  
50 U. S. C. app. § 310  
(b); Supp. II, § 310  
note.

Delegation of au-  
thority.

54 Stat. 892.  
50 U. S. C. app.  
§ 309.

*Ante*, p. 164.

54 Stat. 893.  
50 U. S. C. app.  
§ 310; Supp. II, § 310  
note.

Appointment of  
commission of physi-  
cians.

five qualified physicians, of whom one only shall be an Army officer and one only a Navy officer, and the three remaining members shall be qualified civilian physicians not employed by the Federal Government, who shall examine the physical, mental, and moral qualification requirements for admission to the Army, Navy, and Marine Corps, and recommend to the President any changes therein which they believe can be made without impairing the efficiency of the armed services. The commission shall especially consider the establishment of special standards for men who will be inducted only for limited service. The Director of Selective Service shall cause to be reexamined those men, including those previously discharged from the armed services because of physical disability, who may qualify under any new standards established."

SEC. 5. Any registrant within the categories herein defined when it appears that his induction will shortly occur shall, upon request, be ordered by his local board in accordance with schedules authorized by the Secretary of War, the Secretary of the Navy, and the Director of Selective Service, to any regularly established induction station for a preinduction physical examination, subject to reexaminations.

The commanding officer of such induction station where such physical examination is conducted under this provision shall issue to the registrant a certificate showing his physical fitness or lack thereof, and this examination shall be accepted by the local board, subject to periodic reexamination. Those registrants who are classified as I-A at the time of such physical examination and who are found physically qualified for military service as a result thereof, shall remain so classified and report for induction in regular order.

SEC. 6. The Director of Selective Service shall obtain full and complete information from the various agencies, departments, and branches of the Federal Government, and from other sources, concerning requests for deferment, deferments, exemptions, rejections, discharges, inductions, enlistments, replacement schedules, and other matters with respect to registrants, whether or not they are members of the armed forces, or whether or not they are Government or private employees; and he shall report that information, together with the manner in which the provisions of the Selective Training and Service Act of 1940, as amended, are being administered, to the Senate and House Committees on Military Affairs monthly or at such intervals as the Committees may designate from time to time.

SEC. 7. Except as provided in this Act, all laws and parts of laws in conflict with the provisions of this Act are hereby suspended to the extent of such conflict for the period in which this Act shall be in force.

Approved December 5, 1943.

Membership.

Duties.

Special standards for limited service.

Preinduction physical examination.

Issuance of certificate.

Class I-A registrants.

Information concerning registrants.

Reports to Congress.  
54 Stat. 885.  
50 U. S. C. app. §§  
301-318; Supp. II, §§  
302-315.  
*Ante*, pp. 164, 391.

Suspension of conflicting laws.

[CHAPTER 343]

AN ACT

To amend the Act providing for the payment of allowance on death of officer or enlisted man to widow, or person designated, and for other purposes.

December 17, 1943  
[H. R. 2188]  
[Public Law 198]

*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 payment of six months' pay to the widow, children, or other designated dependent relative of any officer or enlisted man of the Regular Army whose death results from wounds or disease not the result of his own misconduct" (41 Stat. 367), approved December 17, 1919, as amended and supplemented (42 Stat. 1385; 45 Stat. 249; 55 Stat. 796; 10 U. S. C. 903, 903a), be, and the same is hereby further amended by inserting at the end thereof the

Army.  
Payment of six months' death gratuity.

10 U. S. C., Supp. II, § 456.

Death of beneficiary before payment.

Determination of payee if dependent relative not designated.

Prior payments.

following: "*And provided further*, That in the event of the death of any beneficiary before payment to and collection by such beneficiary of the amount authorized herein, such gratuity shall be paid to the next living beneficiary in the order of succession above stated: *And provided further*, That if there be no widow, child, or previously designated dependent relative, the Secretary of War shall cause the amount herein provided to be paid to any grandchild, parent, brother or sister, or grandparent shown to have been dependent upon such officer or enlisted man prior to his death, and the determination of such fact by the Secretary of War shall be final and conclusive upon the accounting officers of the Government: *And provided further*, That the last foregoing proviso shall be effective as of August 27, 1940."

SEC. 2. Nothing herein shall be construed to invalidate or in any manner affect any payments made prior to the date of the approval of this Act, but no gratuity payment shall hereafter be made to the representative of the estate of a beneficiary who died prior to such approval.

Approved December 17, 1943.

[CHAPTER 344]

AN ACT

To repeal the Chinese Exclusion Acts, to establish quotas, and for other purposes.

December 17, 1943  
[H. R. 3070]  
[Public Law 199]

Chinese Exclusion Acts, repeal.

8 U. S. C. § 263 et seq.  
8 U. S. C. § 293.

8 U. S. C. § 204.  
8 U. S. C. § 262.

8 U. S. C. § 263 et seq.  
28 U. S. C. § 49.  
8 U. S. C. § 271.

8 U. S. C. § 299.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the following Acts or parts of Acts relating to the exclusion or deportation of persons of the Chinese race are hereby repealed: May 6, 1882 (22 Stat. L. 58); July 5, 1884 (23 Stat. L. 115); September 13, 1888 (25 Stat. L. 476); October 1, 1888 (25 Stat. L. 504); May 5, 1892 (27 Stat. L. 25); November 3, 1893 (28 Stat. L. 7); that portion of section 1 of the Act of July 7, 1898 (30 Stat. L. 750, 751), which reads as follows: "There shall be no further immigration of Chinese into the Hawaiian Islands except upon such conditions as are now or may hereafter be allowed by the laws of the United States; and no Chinese, by reason of anything herein contained, shall be allowed to enter the United States from the Hawaiian Islands."; section 101 of the Act of April 30, 1900 (31 Stat. L. 141, 161); those portions of section 1 of the Act of June 6, 1900 (31 Stat. L. 588, 611), which read as follows: "And nothing in section four of the Act of August fifth, eighteen hundred and eighty-two (Twenty-second Statutes at Large, page two hundred and twenty-five), shall be construed to prevent the Secretary of the Treasury from hereafter detailing one officer employed in the enforcement of the Chinese Exclusion Acts for duty at the Treasury Department at Washington. \* \* \* and hereafter the Commissioner-General of Immigration, in addition to his other duties, shall have charge of the administration of the Chinese exclusion law \* \* \*, under the supervision and direction of the Secretary of the Treasury."; March 3, 1901 (31 Stat. L. 1093); April 29, 1902 (32 Stat. L. 176); April 27, 1904 (33 Stat. L. 428); section 25 of the Act of March 3, 1911 (36 Stat. L. 1087, 1094); that portion of the Act of August 24, 1912 (37 Stat. L. 417, 476), which reads as follows: "*Provided*, That all charges for maintenance or return of Chinese persons applying for admission to the United States shall hereafter be paid or reimbursed to the United States by the person, company, partnership, or corporation, bringing such Chinese to a port of the United States as applicants for admission."; that portion of the Act of June 23, 1913 (38 Stat. L. 4, 65), which reads as follows: "*Provided*, That from and after July first, nineteen hundred and thirteen, all Chinese persons ordered deported under judicial writs shall be

delivered by the marshal of the district or his deputy into the custody of any officer designated for that purpose by the Secretary of Commerce and Labor, for conveyance to the frontier or seaboard for deportation in the same manner as aliens deported under the immigration laws."

SEC. 2. With the exception of those coming under subsections (b), (d), (e), and (f) of section 4, Immigration Act of 1924 (43 Stat. 155; 44 Stat. 812; 45 Stat. 1009; 46 Stat. 854; 47 Stat. 656; 8 U. S. C. 204), all Chinese persons entering the United States annually as immigrants shall be allocated to the quota for the Chinese computed under the provisions of section 11 of the said Act. A preference up to 75 per centum of the quota shall be given to Chinese born and resident in China.

SEC. 3. Section 303 of the Nationality Act of 1940, as amended (54 Stat. 1140; 8 U. S. C. 703), is hereby amended by striking out the word "and" before the word "descendants", changing the colon after the word "Hemisphere" to a comma, and adding the following: "and Chinese persons or persons of Chinese descent:".

Approved December 17, 1943.

Immigration quota; preference.

43 Stat. 150,  
8 U. S. C. § 211.

Eligibility for naturalization.

[CHAPTER 345]

AN ACT

To suspend temporarily the application of sections 3114 and 3115 of the Revised Statutes, as amended.

December 17, 1943  
[H. R. 3309]  
[Public Law 200]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the application of the provisions of sections 3114 and 3115 of the Revised Statutes, as amended (U. S. C., 1940 edition, title 19, secs. 257 and 258), is hereby suspended.

Duty on equipments, etc., for vessels.  
Suspension of R. S. §§ 3114, 3115.

SEC. 2. This Act shall remain in force until two years after the date of the enactment of this Act, or until the day following the date of the cessation of hostilities in the present war (as defined in section 780 (e) of the Internal Revenue Code), whichever shall first occur, and shall apply to all duties which have accrued on repairs made, or equipment purchased, on or after December 8, 1941: *Provided*, That no claim for a refund of duty pursuant to this Act shall be allowed unless a written application for such refund is filed by the party in interest within six months from the date of the enactment of this Act with the collector of customs at the port where entry was made or the Bureau of Customs: *Provided further*, That nothing in this Act shall be construed to require any Federal department or agency to obtain a refund of duty pursuant to this Act.

Effective period.

56 Stat. 937,  
26 U. S. C., Supp.  
II, § 780 (e).  
Refund of duty.

Approved December 17, 1943.

[CHAPTER 346]

AN ACT

Extending the time within which applications under section 722 of the Internal Revenue Code must be made.

December 17, 1943  
[H. R. 3363]  
[Public Law 201]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That (a) section 722 (d) of the Internal Revenue Code (prescribing the time for filing applications for general relief under the excess-profits tax) is amended to read as follows:

Internal Revenue Code, amendments.  
56 Stat. 916,  
26 U. S. C., Supp.  
II, § 722 (d).  
*Ante*, p. 65.

"(d) APPLICATION FOR RELIEF UNDER THIS SECTION.—The taxpayer shall compute its tax, file its return, and pay the tax shown on its

Relief under excess-profits tax.

56 Stat. 917,  
26 U. S. C., Supp.  
II, § 710 (a) (5).  
53 Stat. 91,  
26 U. S. C. § 322;  
Supp. II, § 322.  
*Ante*, pp. 139, 140.

return under this subchapter without the application of this section, except as provided in section 710 (a) (5). The benefits of this section shall not be allowed unless the taxpayer within the period of time prescribed by section 322 and subject to the limitation as to amount of credit or refund prescribed in such section makes application therefor in accordance with regulations prescribed by the Commissioner with the approval of the Secretary. If a constructive average base period net income has been determined under the provisions of this section for any taxable year, the Commissioner may, by regulations approved by the Secretary, prescribe the extent to which the limitations prescribed by this subsection may be waived for the purpose of determining the tax under this subchapter for a subsequent taxable year."

**Applicability.**

(b) The amendments made by subsection (a) shall be applicable with respect to taxable years beginning after December 31, 1939.

**INTEREST**

53 Stat. 88,  
26 U. S. C. § 292.

**SEC. 2. (a) DEFICIENCIES.** Section 292 of the Internal Revenue Code is amended (1) by inserting immediately before the first paragraph the following: "(a) GENERAL RULE.—" and (2) by inserting at the end of such section the following:

54 Stat. 966,  
26 U. S. C., Supp.  
II, § 722.  
*Ante*, p. 601.

"(b) DEFICIENCY RESULTING FROM RELIEF UNDER SECTION 722.—If any part of a deficiency for a taxable year beginning prior to January 1, 1942, is determined by the Commissioner to be attributable to the final determination of an application for relief or benefit under section 722 for any taxable year, no interest shall be assessed or paid with respect to such part of the deficiency. If any part of a deficiency for a taxable year beginning after December 31, 1941, is determined by the Commissioner to be attributable to the final determination of an application for relief or benefit under section 722 for any taxable year (excluding any portion of a deficiency of excess profits taxes constituting a deficiency by reason of deferment of tax under section 710 (a) (5), and excluding, in case the taxpayer has availed itself of the benefits of section 710 (a) (5), such portion of a deficiency under Chapter 1 as may be determined by the Commissioner to exceed any refund or credit of excess profits tax arising from the operation of section 722), no interest shall be assessed or paid with respect to such part of the deficiency for any period prior to one year after the filing of such application, or September 16, 1945, whichever is the later."

56 Stat. 917,  
26 U. S. C., Supp.  
II, § 710 (a) (5).  
53 Stat. 4,  
26 U. S. C. §§ 1-396;  
Supp. II, §§ 3-476.  
*Ante*, pp. 139-149,  
584.

*Ante*, p. 141.

(b) OVERPAYMENTS.—Section 3771 of the Internal Revenue Code is amended by inserting at the end thereof the following:

54 Stat. 966,  
26 U. S. C., Supp.  
II, § 722.  
*Ante*, p. 601.

"(g) CLAIMS BASED UPON RELIEF UNDER SECTION 722.—If any part of an overpayment for a taxable year beginning prior to January 1, 1942, is determined by the Commissioner to be attributable to the final determination of an application for relief or benefit under section 722 for any taxable year, no interest shall be allowed or paid with respect to such part of the overpayment. If any part of an overpayment for a taxable year beginning after December 31, 1941, is determined by the Commissioner to be attributable to the final determination of an application for relief or benefit under section 722 for any taxable year, no interest shall be allowed or paid with respect to such part of the overpayment for any period prior to one year after the filing of such application, or September 16, 1945, whichever is the later."

56 Stat. 866,  
26 U. S. C., Supp.  
II, §§ 22, 23, 165 notes.

**SEC. 3. (a)** Section 162 (d) (1) (B) of the Revenue Act of 1942 is amended to read as follows:

“(B) such a plan shall be considered as satisfying the requirements of section 165 (a), (3), (4), and (5) and (6) for the period beginning with the beginning of the first taxable year following December 31, 1942, and ending December 31, 1944, if the provisions thereof satisfy such requirements by December 31, 1944, and if by that time such provisions are made effective for all purposes as of a date not later than January 1, 1944.”

56 Stat. 862, 863.  
26 U. S. C., Supp.  
II, § 165 (a) (3)-(6).

(b) Section 162 (d) (2) of the Revenue Act of 1942 is amended to read as follows:

56 Stat. 867.  
26 U. S. C., Supp.  
II, §§ 22, 23, 165 notes.  
Plans put into effect  
after Sept. 1, 1942.

“(2) In the case of a stock bonus, pension, profit sharing or annuity plan put into effect after September 1, 1942, such a plan shall be considered as satisfying the requirements of section 165 (a) (3), (4), (5), and (6) for the period beginning with the date such plan is put into effect and ending December 31, 1944, if the provisions thereof satisfy such requirements by December 31, 1944, and if by that time such provisions are made effective for all purposes as of a date not later than the effective date of such plan or January 1, 1944, whichever is the later.”

56 Stat. 862, 863.  
26 U. S. C., Supp.  
II, § 165 (a) (3)-(6).

Approved December 17, 1943.

[CHAPTER 347]

AN ACT

To increase the amount of Federal aid to State or Territorial homes for the support of disabled soldiers and sailors of the United States.

December 17, 1943  
[S. 361]  
[Public Law 202]

*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 aid to State or Territorial homes for the support of disabled soldiers and sailors of the United States”, approved August 27, 1888, as amended (U. S. C., 1940 edition, title 24, sec. 134), is amended by striking out in the first paragraph thereof “\$240 per annum” and inserting in lieu thereof “\$300 per annum”.

State or Territorial  
homes for disabled  
soldiers and sailors.  
Federal aid.  
25 Stat. 450; 53 Stat.  
1145.

SEC. 2. The amendment made by this Act shall apply to payments with respect to the care given to disabled soldiers and sailors on and after the first day of the month next following the month during which this Act is enacted: *Provided*, That said payments shall be made regardless of whether said veteran may be receiving domiciliary care or hospitalization in said home and the appropriations of the Veterans' Administration for medical, hospital, and domiciliary care shall be available for this purpose: *Provided further*, That no payment to a State or Territory under this Act shall be made for any period prior to the date upon which the Administrator of Veterans' Affairs determines that the veteran on whose account such payment is requested is eligible for such care in a Veterans' Administration facility.

Effective date.

Payments; avail-  
ability of funds.

Approved December 17, 1943.

[CHAPTER 348]

AN ACT

Providing for the transfer to the custody and control of the Secretary of the Navy of certain lands comprising a portion of Croatan National Forest in the State of North Carolina.

December 17, 1943  
[S. 1315]  
[Public Law 208]

*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 transfer to the custody and control of the Secretary of the Navy all lands owned by the United States and comprising a part of Croatan National Forest

Croatan National  
Forest, N. C.

in the State of North Carolina which are situated within the present boundaries of the Marine Corps Aviation Base, Cherry Point, North Carolina: *Provided*, That in the event the area transferred pursuant to the provisions of this Act shall cease to be used for military purposes, it shall revert to its former national-forest status.

Approved December 17, 1943.

[CHAPTER 349]

AN ACT

December 17, 1943  
[S. 1544]  
[Public Law 204]

Authorizing the acquisition and conversion or construction of certain auxiliary vessels, landing craft, and district craft for the United States Navy, and for other purposes.

Navy.  
Auxiliary vessels,  
landing craft, and district craft.  
*Ante*, pp. 92, 156.

*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 acquire and convert or to undertake the construction of two million five hundred thousand tons, or such portion thereof as may be directed by the President of auxiliary vessels and one million tons of landing craft and district craft, such auxiliary vessels, landing craft and district craft to be of such size, type, and design as the Secretary may consider best suited for the prosecution of the war, such vessels to be in addition to those heretofore authorized.

Appropriation authorized.  
*Post*, p. 627.  
Expenditures by Maritime Commission.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary to effectuate the purposes of this Act: *Provided*, That no sums expended by the Maritime Commission from funds appropriated to it for the construction of vessels which are transferred to the Navy shall be reimbursed from naval appropriations, except to the extent of agreements existing on the effective date of this Act: *Provided further*, That vessels acquired by the Navy from the Maritime Commission without reimbursement shall not be disposed of except by return to the Maritime Commission.

Disposition of certain vessels.

Approved December 17, 1943.

[CHAPTER 366]

AN ACT

December 17, 1943  
[H. R. 2080]  
[Public Law 205]

To provide temporary additional pay for equipment maintenance for each carrier in Rural Mail Delivery Service.

Rural Mail Delivery Service.  
Equipment maintenance.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That each carrier in Rural Mail Delivery Service shall be paid for equipment maintenance a sum equal to 1 cent per mile per day for each mile or major fraction of a mile scheduled in addition to the 5 cents per mile per day for each mile or major fraction of a mile scheduled as now provided by law. Payments for the additional equipment maintenance as provided herein shall be at the same periods and in the same manner as payments for regular compensation to rural carriers.

Appropriation authorized.

SEC. 2. There are hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such amounts as may be necessary to carry out the provisions of this Act.

Effective period.

SEC. 3. This Act shall take effect immediately upon its enactment, and shall terminate June 30, 1945, or such earlier date as the Congress may by concurrent resolution prescribe.

Approved December 17, 1943.

## [CHAPTER 367]

## JOINT RESOLUTION

Commemorating the fortieth anniversary of the first airplane flight by Wilbur and Orville Wright.

December 17, 1943  
[H. J. Res. 176]  
[Public Law 206]

Whereas, on December 17, 1903, the first flight of a heavier than air machine was made by Wilbur and Orville Wright at Kill Devil Hills, Kitty Hawk, North Carolina; and

Whereas the fortieth anniversary of the first flight of a heavier than air machine will be commemorated on December 17, 1943: Now, therefore, be it

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Nation express its gratitude and respect for this signal and astounding contribution to the progress of the world on the fortieth anniversary thereof.

Fortieth anniversary of first airplane flight.

That an engrossed copy of this joint resolution be transmitted to Orville Wright, the surviving brother.

Approved December 17, 1943.

## [CHAPTER 368]

## JOINT RESOLUTION

To provide for the proper observance of the one hundred and fifty-second anniversary of the adoption of the first ten amendments to the Constitution, known as the Bill of Rights.

December 17, 1943  
[H. J. Res. 186]  
[Public Law 207]

*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 designating the week of December 12 to 18, 1943, as Bill of Rights Week, calling upon officials of the Government to display the flag of the United States on all Government buildings on December 15, the actual anniversary, and inviting the people of the United States to observe the week with appropriate ceremonies and prayer.

Bill of Rights Week.

Approved December 17, 1943.

## [CHAPTER 371]

## JOINT RESOLUTION

To extend the time limit for immunity.

December 20, 1943  
[H. J. Res. 199]  
[Public Law 208]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That effective as of December 7, 1943, all statutes, resolutions, laws, articles, and regulations, affecting the possible prosecution of any person or persons, military or civil, connected with the Pearl Harbor catastrophe of December 7, 1941, or involved in any other possible or apparent dereliction of duty, that operate to prevent the court martial or prosecution of any person or persons in military or civil capacity, involved in any matter in connection with the Pearl Harbor catastrophe of December 7, 1941, or involved in any other possible or apparent dereliction of duty, are hereby extended for a period of six months.

Pearl Harbor catastrophe.  
Extension of time limit for immunity.

Approved December 20, 1943.

## [CHAPTER 372]

## AN ACT

To authorize the acquisition by exchange of certain lands for addition to the Sequoia National Park.

*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, in his discretion, to accept title to lands and interests in lands near the entrance to the Sequoia National Park, subject to existing easements for public highways and public utilities, within the following described tracts:

Tract A. A portion of tract 37, township 17 south, range 29 east, Mount Diablo meridian, Tulare County, California, comprising approximately two acres.

Tract B. A portion of the east half of the northeast quarter of section 4, township 17 south, range 29 east, Mount Diablo meridian, Tulare County, California, comprising approximately thirty-eight acres.

Tract C. A portion of the south half of tract 37, township 17 south, range 29 east, Mount Diablo meridian, Tulare County, California, comprising approximately sixty one-hundredths acre.

The owners of the lands to be conveyed to the United States, before any exchange is effective, shall furnish to the Secretary of the Interior evidence satisfactory to him of title to such lands. Such property shall become a part of the Sequoia National Park upon the acceptance of title thereto by the Secretary, and shall thereafter be subject to all laws and regulations applicable to the park.

SEC. 2. That in exchange for the conveyance to the United States of tract A, as provided in section 1 of this Act, the Secretary is authorized, in his discretion, to patent to the owner of tract A, subject to such terms and conditions as the Secretary may deem necessary, certain lands of approximately equal value described as follows:

Tract D. A portion of the southeast quarter of section 33, township 16 south, range 29 east, Mount Diablo meridian, Tulare County, California, comprising approximately two and fifty one-hundredths acres.

In exchange for the conveyance to the United States of tracts B and C, as provided in section 1 of this Act, the Secretary is authorized to patent, in a similar manner, to the owner of tracts B and C certain lands of approximately equal value described as follows:

Tract E. The southwest quarter of the northwest quarter of section 4, which shall be subject to section 24 of the Federal Power Act (16 U. S. C., sec. 818); the south half of the northeast quarter of section 5; and approximately sixty-eight acres of the north half of the southeast quarter of section 5, which shall not include the surveyed two-hundred-foot strip as shown on map "D" of exhibit "K", entitled "Detailed Map of Kaweah Project of the Southern California Edison Company, Ltd.", and filed in the office of the Federal Power Commission on December 12, 1923; all of said lands in tract E being situated in township 17 south, range 29 east, Mount Diablo meridian, comprising approximately one hundred and eighty-eight acres.

SEC. 3. Nothing in this Act shall be construed to alter or affect in any manner the provisions, or extend the term, of the permit heretofore granted to the Southern California Edison Company and predecessors thereof for the use of lands in the Sequoia National Park for electric power development purposes, or to relieve the company of any financial or other obligation under said permit, or under agreements or orders relating or supplementary thereto.

Approved December 21, 1943.

December 21, 1943  
[H. R. 2641]  
[Public Law 209]

Sequoia National  
Park, Calif.  
Addition of lands.

Description.

Title.

Lands in exchange.

41 Stat. 1075.  
16 U. S. C., Supp.  
II, § 818.

Southern California  
Edison Company.

## [CHAPTER 373]

## JOINT RESOLUTION

Fixing the date of meeting of the second session of the Seventy-eighth Congress.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the second session of the Seventy-eighth Congress shall begin at noon on Monday, January 10, 1944.

Approved December 21, 1943.

December 21, 1943  
[S. J. Res. 105]  
[Public Law 210]

78th Congress, 2d  
session.

## [CHAPTER 375]

## JOINT RESOLUTION

To permit the importation from foreign countries free of duty, during a period of ninety days, of certain grains and other products to be used for livestock and poultry feed, and suspending for two months the increase in the tax rates under the Federal Insurance Contributions Act.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That notwithstanding the provisions of the Tariff Act of 1930, the following, when imported into the United States from foreign countries, and when entered, or withdrawn from warehouse, for consumption, during the period of ninety days beginning with the day following the date of enactment of this joint resolution, to be used as, or as a constituent part of, feed for livestock and poultry, shall be exempt from duty: Wheat, oats, barley, rye, flax, cottonseed, corn, or hay, or products in chief value of one or more of the foregoing or derivatives thereof: *Provided,* That this Act shall not be construed to authorize the importation of wheat for milling purposes. As used in this joint resolution the term "United States" means the several States, the District of Columbia, the Territories, Puerto Rico, and the Virgin Islands.

SEC. 2. The exemptions from duties provided for by this joint resolution shall be subject to compliance with regulations to be prescribed by the Secretary of the Treasury.

SEC. 3. (a) Clauses (1) and (2) of section 1400 of the Federal Insurance Contributions Act (Internal Revenue Code, sec. 1400) are amended to read as follows:

"(1) With respect to wages received during the calendar years 1939, 1940, 1941, 1942, 1943, and the first two calendar months of the calendar year 1944, the rate shall be 1 per centum.

"(2) With respect to wages received during the last ten calendar months of the calendar year 1944 and during the calendar year 1945, the rate shall be 2 per centum."

(b) Clauses (1) and (2) of section 1410 of such Act (Internal Revenue Code, sec. 1410) are amended to read as follows:

"(1) With respect to wages paid during the calendar years 1939, 1940, 1941, 1942, 1943, and the first two calendar months of the calendar year 1944, the rate shall be 1 per centum.

"(2) With respect to wages paid during the last ten calendar months of the calendar year 1944 and during the calendar year 1945, the rate shall be 2 per centum."

Approved December 22, 1943.

December 22, 1943  
[H. J. Res. 171]  
[Public Law 211]

Importation of certain grains for feed.  
46 Stat. 590.  
19 U. S. C. §§ 1001-1664; Supp. II, § 1001 *et seq.*  
*Ante*, p. 125.

Wheat for milling.  
"United States."

Compliance with Treasury regulations.

Federal Insurance Contributions Act, amendments.  
53 Stat. 175.  
26 U. S. C. § 1400; Supp. II, § 1400.

53 Stat. 175.  
26 U. S. C. § 1410; Supp. II, § 1410.

## [CHAPTER 376]

## AN ACT

To provide for the extension of certain oil and gas leases.

December 22, 1943  
[S. 1576]  
[Public Law 212]

Extension of certain  
oil and gas leases.  
30 U. S. C., Supp.  
II, § 226b.

*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 of July 29, 1942 (56 Stat. 726), entitled "An Act to grant a preference right to certain oil and gas leases", is hereby amended by adding at the end thereof the following new sentence: "The term of any five-year lease expiring prior to December 31, 1944, maintained in accordance with the applicable statutory requirements and regulations and for which no preference right to a new lease is granted by this section, is hereby extended to December 31, 1944."

Approved December 22, 1943.

## [CHAPTER 377]

## AN ACT

To limit private suits for penalties and damages arising out of frauds against the United States.

December 23, 1943  
[H. R. 1203]  
[Public Law 213]

Private suits arising  
out of frauds against  
U. S.

Jurisdiction of dis-  
trict courts.

Institution of suit.

Withdrawal.

Notice to U. S.

Appearance.

Failure of U. S. to  
carry on suit with due  
diligence.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 3491 of the Revised Statutes (U. S. C., title 31, sec. 232) be, and it hereby is, amended to read as follows:

"SEC. 3491 (A). The several district courts of the United States, the District Court of the United States for the District of Columbia, the several district courts of the Territories of the United States, within whose jurisdictional limits the person doing or committing such act shall be found, shall wheresoever such act may have been done or committed, have full power and jurisdiction to hear, try, and determine such suit.

"(B) Except as hereinafter provided, such suit may be brought and carried on by any person, as well for himself as for the United States, the same shall be at the sole cost and charge of such person, and shall be in the name of the United States, but shall not be withdrawn or discontinued without the consent, in writing, of the judge of the court and the district attorney, first filed in the case, setting forth their reasons for such consent.

"(C) Whenever any such suit shall be brought by any person under clause (B) notice of the pendency of such suit shall be given to the United States by serving upon the United States attorney for the district in which such suit shall have been brought a copy of the bill of complaint and by sending, by registered mail, to the Attorney General of the United States at Washington, District of Columbia, a copy of such bill together with a disclosure in writing of substantially all evidence and information in his possession material to the effective prosecution of such suit. The United States shall have sixty days, after service as above provided, within which to enter appearance in such suit. If the United States shall fail, or decline in writing to the court, during said period of sixty days to enter any such suit, such person may carry on such suit. If the United States within said period shall enter appearance in such suit the same shall be carried on solely by the United States. In carrying on such suit the United States shall not be bound by any action taken by the person who brought it, and may proceed in all respects as if it were instituting the suit: *Provided*, That if the United States shall fail to carry on such suit with due diligence within a period of six months from the date of its appearance therein, or within such additional time as the court after notice may allow, such suit may be carried on by

the person bringing the same in accordance with clause (B) above. The court shall have no jurisdiction to proceed with any such suit brought under clause (B) or pending suit brought under section 3491 of the Revised Statutes whenever it shall be made to appear that such suit was based upon evidence or information in the possession of the United States, or any agency, officer or employee thereof, at the time such suit was brought: *Provided, however,* That no abatement shall be had as to a suit pending at the effective date of this Act if before such suit was filed such person had in his possession and voluntarily disclosed to the Attorney General substantial evidence and information which was not theretofore in the possession of the Department of Justice.

Suits based on evidence, etc., in possession of U. S.

Nonabatement of certain pending suits.

“(D) In any suit whether or not on appeal pending at the effective date of this Act brought under Revised Statutes, section 3491, the court in which such suit is pending shall stay all further proceedings, and shall forthwith cause written notice, by registered mail, to be given the Attorney General that such suit is pending, and the Attorney General shall have sixty days from the date of such notice to appear and carry on such suit in accordance with clause (C).

Stay of further proceedings.

Notice to Attorney General.

“(E) (1) In any such suit, if carried on by the United States as herein provided, the court may award to the person who brought such suit, out of the proceeds of such suit or any settlement of any claim involved therein, which shall be collected, an amount which in the judgment of the court is fair and reasonable compensation to such person for disclosure of the information or evidence not in the possession of the United States when such suit was brought. Any such award shall in no event exceed one-tenth of the proceeds of such suit or any settlement thereof.

Award if suit carried on by U. S.

“(2) In any such suit when not carried on by the United States as herein provided, whether heretofore or hereafter brought, the court may award to the person who brought such suit and prosecuted it to final judgment, or to settlement, as provided in clause (B), out of the proceeds of such suit or any settlement of any claim involved therein, which shall be collected, an amount, not in excess of one-fourth of the proceeds of such suit or any settlement thereof, which in the judgment of the court is fair and reasonable compensation to such person for the collection of any forfeiture and damages; and such person shall be entitled to receive to his own use such reasonable expenses as the court shall find to have been necessarily incurred and all costs the court may award against the defendant, to be allowed and taxed according to any provision of law or rule of court in force, or that shall be in force in suits between private parties in said court: *Provided,* That such person shall be liable for all costs incurred by himself in such case and shall have no claim therefor on the United States.”

Award when suit not carried on by U. S.

Expenses and costs.

SEC. 2. Section 3493 of the Revised Statutes (U. S. C., title 31, sec. 234) is hereby repealed.

Repeal.

Approved December 23, 1943.

[CHAPTER 378]

AN ACT

To amend the Coast Guard Auxiliary and Reserve Act of 1941, as amended.

December 23, 1943  
[H. R. 1616]  
[Public Law 214]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Coast Guard Auxiliary and Reserve Act of 1941, as amended, is hereby further amended as follows:

Coast Guard Auxiliary and Reserve Act of 1941, amendments.

Strike out section 402 and substitute therefor the following:

“SEC. 402. Members of the Women’s Reserve may be commissioned or enlisted in such appropriate ranks and ratings, not above the

56 Stat. 1020.  
14 U. S. C., Supp. II, § 382.  
Ranks and ratings in Women’s Reserve.

rank of captain, corresponding to those of the Regular Coast Guard, as may be prescribed by the Secretary of the Treasury, or by the Secretary of the Navy while the Coast Guard is operating as a part of the Navy: *Provided*, That there shall not be more than one officer in the grade of captain: *Provided further*, That military authority of officers commissioned under the provisions of this title may be exercised over women of the Reserve only and is limited to the administration of the Women's Reserve."

Strike out section 406, and renumber sections 407 and 408 as 406 and 407, respectively.

Approved December 23, 1943.

Military authority  
of officers.

56 Stat. 1020.  
14 U. S. C., Supp.  
II, §§ 386-388.  
*Ante*, p. 537.

[CHAPTER 379]

AN ACT

To authorize the Secretary of Agriculture to sell and convey to The State Hospital at Goldsboro, Goldsboro, North Carolina, a certain tract of land, situated in Wayne County, North Carolina.

December 23, 1943  
[H. R. 2562]  
[Public Law 215]

The State Hospital  
at Goldsboro, N. C.  
Conveyance of land.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of Agriculture be, and he is hereby, authorized and directed, upon payment by The State Hospital at Goldsboro of \$4,180, to convey to the hospital all right, title, and interest of the United States to that portion of the North Carolina farm tenant security project, located in Wayne County, North Carolina, known as unit numbered 11 of said project, consisting of eighty-seven and ninety-four one-hundredths acres, more or less, described by metes and bounds as follows:

Description.

Beginning at a nail on the centerline of a dirt road said corner being a common corner between lands owned by one Charles Davis and the tract hereinafter described, thence along the common line north one degree fifty minutes east one thousand three hundred and forty-five and eight one-hundredths feet; thence north sixty-nine degrees thirty-three minutes east one thousand three hundred and sixty-six and twenty one-hundredths feet; thence south four degrees fifty-three minutes west two hundred and ninety-seven feet to the center line of a canal; thence along said canal the following courses and distances: South seventy-three degrees one minute east eighty-one and eighty-four one-hundredths feet, south seventy-six degrees fifty-seven minutes east one hundred and two and seventy one-hundredths feet, south forty-seven degrees twenty-four minutes east one hundred and thirty-three and six one-hundredths feet to the west bank of Little River; thence along the west bank of Little River the following courses and distances: South seventy-one degrees forty-nine minutes thirty-eight seconds west fifty-one and ninety-four one-hundredths feet, south seventy degrees ten minutes thirty-two seconds west one hundred and twenty and sixty-five one-hundredths feet, south fifty-five degrees thirty-three minutes forty-nine seconds west one hundred and sixty-four and twenty-one one-hundredths feet, south forty degrees thirty-four minutes thirty-four seconds west two hundred and fifty-three and four one-hundredths feet, south seven degrees twenty-two minutes west one hundred and seventy and twenty-one one-hundredths feet, south forty-six degrees forty-two minutes seventeen seconds east three hundred and ninety-five and eighty one-hundredths feet, south forty-one degrees thirteen minutes thirteen seconds east two hundred and fifty-one and thirty-three one-hundredths feet, south sixty degrees forty-one minutes forty-four seconds east two hundred and thirty-four and thirty-one one-hundredths feet, south seventy-five degrees thirty-seven minutes forty-four seconds east two hundred and fifty-five and fifty-five one-hundredths feet, south sixty-four degrees twenty-six

minutes forty-six seconds east eighty-one and forty-four one-hundredths feet, south forty-one degrees twenty minutes nine seconds east two hundred and ninety-five and twenty-eight one-hundredths feet, south seventy-four degrees eight minutes nineteen seconds east one hundred and forty-two and ten one-hundredths feet, south sixty-seven degrees no minutes thirty-eight seconds east three hundred and twenty-three and forty-seven one-hundredths feet, south thirty-one degrees six minutes thirty seconds east eighty-three and eighty-nine one-hundredths feet, south one degree twenty-seven minutes thirteen seconds east eighty-four and fifty-five one-hundredths feet, south forty-nine degrees fourteen minutes west two hundred and twenty-seven and thirty-seven one-hundredths feet, south seventy-four degrees twenty-six minutes seven seconds west three hundred and twenty and fifty-six one-hundredths feet, south forty-eight degrees fifty-six minutes eleven seconds west one hundred and seventy-five and thirty one-hundredths feet; thence leaving the west bank of Little River and running south seventy-seven degrees thirty-nine minutes west seven hundred and fifty-eight and sixty one-hundredths feet; thence north seventy degrees eighteen minutes west nine hundred and four and seventy-nine one-hundredths feet to the center line of a dirt road; thence along the center line of said dirt road the following courses and distances: North twenty-six degrees eleven minutes west two hundred and thirty-one and sixty-six one-hundredths feet, north thirty-eight degrees twenty-two minutes west one hundred and thirty-two and no one-hundredths feet, north fifty-two degrees twenty-five minutes west one hundred and thirty-two and no one-hundredths feet, north fifty-eight degrees twenty minutes west two hundred and ninety-one and eighty-five one-hundredths feet to the point of beginning.

Approved December 23, 1943.

[CHAPTER 380]

AN ACT

Making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1944, and for prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 1944, and for other purposes.

December 23, 1943  
[H. R. 3598]  
[Public Law 216]

*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, 1944, and for prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 1944, and for other purposes:

First Supplemental  
National Defense Approp-  
riation Act, 1944.

TITLE I—GENERAL APPROPRIATIONS

LEGISLATIVE

SENATE

*Ante*, p. 220.

To enable the Secretary of the Senate to expend from the appropriation for "Salaries of officers and employees of the Senate", fiscal year 1944, the necessary amount to increase from \$3,600 per annum to \$4,200 per annum, beginning December 1, 1943, the salary of the chief bookkeeper so long as the position is held by the present incumbent, and the Legislative Branch Appropriation Act for the fiscal year ending June 30, 1944, hereby is amended accordingly.

Chief bookkeeper.

*Ante*, p. 220.

For an amount to increase the salary of the assistant clerk of the Committee on Appropriations at \$3,900 per annum to \$5,000 per an-

Assistant clerk,  
Committee on Approp-  
riations.

num and \$1,500 additional so long as the position is held by the present incumbent, beginning December 1, 1943, fiscal year 1944, \$1,517, and the Legislative Branch Appropriation Act, 1944, is hereby amended accordingly.

*Ante*, p. 221.

Additional clerks for  
Senators.  
*Ante*, p. 222.

To enable the Secretary of the Senate to expend from the appropriation for "Salaries of officers and employees of the Senate", fiscal year 1944, so much as may be necessary to provide two additional clerks at \$1,500 per annum each, one for each Senator from an additional State having a population of more than three million inhabitants.

The Legislative Branch Appropriation Act for the fiscal year 1944 hereby is amended to enable the Secretary of the Senate to expend from the appropriation for salaries of officers and employees of the Senate so much as may be necessary to provide two additional clerks at \$1,500 per annum each, one for each Senator from an additional State having a population of more than ten million inhabitants.

#### HOUSE OF REPRESENTATIVES

For payment to the widow of Francis D. Culkin, late a Representative from the State of New York, \$10,000.

For payment to the widow of Edward W. Creal, late a Representative from the State of Kentucky, \$10,000.

The two foregoing sums to be disbursed by the Sergeant at Arms of the House of Representatives.

Mileage.  
56 Stat. 335.

For an additional amount for the appropriation "Mileage of Members and Delegates, House of Representatives, 1943", \$1,500, such combined sum to be available for such mileage on account of the first session of the Seventy-eighth Congress incurred during the fiscal years 1943 and 1944.

Contested election  
expenses.  
Luther Patrick.

Contested-election expenses: For payment to Luther Patrick, contestee, for expenses incurred in the contested-election case of Denson versus Patrick, as audited and recommended by the Committee on Elections Numbered Three, \$1,500, to be disbursed by the Clerk of the House of Representatives.

Contested-election expenses: For payment to the following contestant and contestee for expenses incurred in the contested-election case of Sullivan versus Miller, as audited and recommended by the Committee on Elections Numbered Three, namely:

John B. Sullivan.  
Louis E. Miller.

John B. Sullivan, contestant, \$566.86;

Louis E. Miller, contestee, \$1,087.29;

In all, \$1,654.15, to be disbursed by the Clerk of the House of Representatives.

Contingent expenses: For an additional amount for telegraph and telephone, fiscal year 1943, \$37,500.

*Ante*, p. 432.

Stationery: For stationery for Representatives, Delegates, and the Resident Commissioner from Puerto Rico, for the first session of the Seventy-eighth Congress, fiscal years 1943 and 1944, \$600.

#### CAPITOL POLICE

*Ante*, p. 230.

For an additional amount for salaries, Capitol Police, fiscal year 1944, \$18,105, one-half to be disbursed by the Secretary of the Senate and the other half to be disbursed by the Clerk of the House.

#### JOINT COMMITTEE ON PRINTING

*Ante*, p. 231.

For an additional amount for salaries, Joint Committee on Printing, fiscal year 1944, \$1,254, one-half to be disbursed by the Secretary of the Senate and the other half to be disbursed by the Clerk of the House.

## THE JUDICIARY

### MISCELLANEOUS ITEMS OF EXPENSE

For an additional amount for fees of commissioners, fiscal year 1943, including the objects specified under this head in the Judiciary Establishment Appropriation Act, 1943, \$67,600.

56 Stat. 503.

## EXECUTIVE OFFICE OF THE PRESIDENT

### BUREAU OF THE BUDGET

For an additional amount for salaries and expenses, Bureau of the Budget, fiscal year 1944, including the objects specified under this head in the Independent Offices Appropriation Act, 1944, and including \$20,000 additional for the temporary employment of persons or organizations by contract or otherwise without regard to section 3709 of the Revised Statutes, or the Classification Act of 1923, as amended, \$75,000, of which \$20,000 shall be allocated to the Federal Board of Hospitalization.

*Ante*, p. 170.41 U. S. C. § 5.  
42 Stat. 1488.  
5 U. S. C. § 661;  
Supp. II, § 661 *et seq.*  
Federal Board of  
Hospitalization.

### OFFICE FOR EMERGENCY MANAGEMENT

#### OFFICE OF DEFENSE TRANSPORTATION

The appropriation, salaries and expenses, Office of Defense Transportation, contained in the National War Agencies Appropriation Act, 1944, shall be available, in addition to the objects specified for said appropriation in said Act, for the payment, at rates not in excess of those fixed by law for witnesses attending in United States courts (28 U. S. C. 600c), of fees, mileage, and subsistence of witnesses appearing at hearings held by the Office of Defense Transportation in connection with the performance of its functions: *Provided*, That the payment of subsistence shall be subject to certification by the Director of the Office of Defense Transportation or his designee, as to the necessity therefor.

Witnesses.

*Ante*, p. 529.44 Stat. 324.  
28 U. S. C., Supp.  
II, § 600c.

### OFFICE OF SCIENTIFIC RESEARCH AND DEVELOPMENT

The appropriation for the Office of Scientific Research and Development contained in the National War Agencies Appropriation Act, 1944, shall, in addition to the objects specified under this head and the head "General provisions" in said Act, be available for payment, when specifically authorized or approved by the Director of the Office of Scientific Research and Development or such other official as he may designate for the purpose, of travel expenses, including transportation of personal effects, of personnel to their first posts of duty outside the continental limits of the United States, and return to the United States; and not to exceed \$2,500 for entertainment of officials of other countries.

Travel expenses.

*Ante*, pp. 530, 535.

### OFFICE OF WAR INFORMATION

For an additional amount for salaries and expenses, Office of War Information, fiscal year 1944, including the objects specified under this head and under "General provisions" pertaining to the Office for Emergency Management in the National War Agencies Appropriation Act, 1944, \$5,000,000: *Provided*, That this appropriation shall not be available for expenditure unless the Director of the Office of War Information, with the approval of the President, shall determine that such funds are necessary for carrying on activities in conjunction with actual or projected military operations: *Provided further*,

Activities in conjunction with military operations.

*Ante*, pp. 531, 535.

*Ante*, p. 532.  
 Printing and binding.  
*Ante*, p. 531.

That the last paragraph under the head "Office of War Information" in the National War Agencies Appropriation Act, 1944, shall not be construed to apply to supplementation by reverse lend-lease: *Provided further*, That the limitation on the appropriation for the Office of War Information for the fiscal year 1944 for printing and binding within the continental limits of the United States is hereby increased from \$1,400,000 to \$1,500,000.

#### WAR MANPOWER COMMISSION

*Ante*, p. 517.

General administration: For an additional amount for general administration, War Manpower Commission, fiscal year 1944, including the objects specified under this head in the War Manpower Commission Appropriation Act, 1944, and including \$84,800 additional for printing and binding and \$435,000 additional for travel expenses, \$2,849,000.

*Ante*, p. 517.

Employment office facilities and services: For an additional amount for employment office facilities and services, fiscal year 1944, including the objects specified under this head in the War Manpower Commission Appropriation Act, 1944, and including \$26,407 additional for printing and binding and \$170,000 additional for travel expenses, \$6,233,000.

*Ante*, p. 519.

Training-Within-Industry Service: For an additional amount for Training-Within-Industry Service, War Manpower Commission (national defense), fiscal year 1944, including the objects specified under this head in the War Manpower Commission Appropriation Act, 1944, and including \$186,800 additional for traveling expenses, \$461,500.

#### WAR PRODUCTION BOARD

Travel expenses.  
*Ante*, p. 532.

The appropriation for the War Production Board for the fiscal year 1944 shall be available for travel expenses to and from their homes or regular places of business in accordance with the Standardized Government Travel Regulations, including travel in privately owned automobile (and including per diem in lieu of subsistence at place of employment) of persons employed intermittently away from their homes or regular places of business as consultants or compliance commissioners and receiving compensation on a per diem when actually employed basis.

#### WAR SHIPPING ADMINISTRATION

*Ante*, p. 534.

The amount that may be used for administrative expenses in the fiscal year 1944 under the head "War Shipping Administration, revolving fund", is hereby increased from \$9,650,000 to \$12,000,000.

### INDEPENDENT EXECUTIVE AGENCIES

#### CIVIL SERVICE COMMISSION

Centralization of retirement fund records.

The Comptroller General of the United States shall make a study of the proposed centralization of retirement fund records in the Civil Service Commission, both from the standpoint of statutory requirements and the sufficiency thereof for accounting purposes, and shall submit a report thereon to the chairmen of the Committee on Appropriations of the United States Senate and the House of Representatives within ninety days from the date of approval of this Act.

*Ante*, pp. 173, 539.

Salaries and expenses (national defense): For an additional amount for salaries and expenses, national defense, Civil Service Commission, fiscal year 1944, including the objects specified under this head in the Independent Offices Appropriation Act, 1944, \$891,705.

## EMPLOYEES' COMPENSATION COMMISSION

Employees' compensation fund: For an additional amount, fiscal year 1944, for the payment of compensation provided by the Act of September 7, 1916 (5 U. S. C. 785), as amended, including the objects specified under this head in the Employees' Compensation Commission Appropriation Act, 1944, \$3,700,000, which, together with the amount heretofore appropriated under this head, shall be available also for reimbursement payments authorized by the Act of December 2, 1942 (42 U. S. C. 1701), as amended, rehabilitation expenses and fees or payments to other agencies of the United States and other public agencies or private persons, agencies, or institutions, for services or facilities rendered by them pursuant to agreement and approved by the Commission.

39 Stat. 742.  
5 U. S. C. §§ 751-791,  
793; Supp. II, § 793.  
*Ante*, p. 514.

56 Stat. 1028.  
42 U. S. C., Supp.  
II, § 1701 *et seq.*  
*Post*, p. 626.

## FEDERAL SECURITY AGENCY

## OFFICE OF THE ADMINISTRATOR

Traveling expenses: For an additional amount for traveling expenses, Federal Security Agency, fiscal year 1944, including the objects specified under this head in the Federal Security Agency Appropriation Act, 1944, \$52,550, which amount shall be transferred to the Public Health Service in accordance with the provisions of such Act authorizing such transfers.

*Ante*, p. 512.

National Youth Administration liquidation: For all expenses necessary to enable the Federal Security Administrator to provide for the settlement of obligations of the National Youth Administration, and also to settle claims for property damage accruing prior to January 2, 1944, under paragraph 20 of the National Youth Administration Appropriation Act, 1943 (which paragraph is hereby extended to such date), as may be proper in closing the affairs and accounts of the National Youth Administration, not to exceed \$300,000 of the unexpended balances of the appropriations made to the National Youth Administration for the purposes of liquidation in the War Manpower Commission Appropriation Act, 1944, and the Second Deficiency Appropriation Act, 1943, are hereby continued available until June 30, 1944, for payment of all such obligations incurred prior to January 1, 1944, including accumulated and accrued annual leave to employees who have not liquidated such by January 1, 1944; and also for the payment of salaries and other necessary administrative expenses (including personal services in the District of Columbia and travel expenses), not exceeding \$145,000, incurred during the period January 1 to June 30, 1944, both inclusive, including payment of accumulated and accrued annual leave of the personnel employed under such amount: *Provided*, That no person shall be employed under such sum of \$145,000 at a rate exceeding the rates applicable to classification grade CAF-13 or the equivalent and the amount allocated for salaries thereunder shall not exceed \$75,000 and the amount for microfilming records shall not exceed \$50,000: *Provided further*, That the Federal Security Administrator is hereby authorized to retain such office materials, supplies, and equipment of the National Youth Administration as may be necessary in carrying out the purposes of this appropriation, and such office materials, supplies, and equipment shall not be subject to the provisions of the Second Deficiency Appropriation Act, 1943, with respect to such property, during the period of such use: *Provided further*, That said Administrator is authorized to appoint such personnel as may be required for the purposes hereof without regard to civil service and classification laws.

Settlement of obligations.

56 Stat. 574.  
15 U. S. C., Supp.  
II, §§ 721-728 note.

*Ante*, pp. 518, 539.

Salary limitations.

Microfilming records.

Retention of property.

*Ante*, p. 539.  
Personnel.

Claim for damages, operation of vessels: To pay a claim for damages adjusted and determined by the Administrator of the Federal Security Agency 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 318, Seventy-eighth Congress, §60.

49 Stat. 1514.  
14 U. S. C. § 71.

Vocational rehabilitation.  
*Ante*, p. 374.

*Ante*, p. 502.

*Ante*, p. 536.

*Ante*, p. 374.

*Ante*, p. 502.

*Ante*, p. 536.

Vocational rehabilitation: For carrying out the provisions of the Vocational Rehabilitation Act Amendments of 1943, fiscal year 1944, to be additional to the amounts appropriated in the first, second, and fourth paragraphs under the heading "Vocational rehabilitation" in the Federal Security Agency Appropriation Act, 1944, and made available under section 102 of the National War Agencies Appropriation Act, 1944, for carrying out such provisions, \$3,500,000.

For administrative expenses in carrying out the provisions of the Vocational Rehabilitation Act Amendments of 1943, to be additional to the amount appropriated in the fifth paragraph under the heading "Vocational rehabilitation" in the Federal Security Agency Appropriation Act, 1944, and made available under section 102 of the National War Agencies Appropriation Act, 1944, for administrative expenses, such amount and the portion of unexpended balance of the amount appropriated in such fifth paragraph and not allotted for administrative expenses for carrying out the provisions of the Act entitled "An Act to authorize the operation of stands in Federal buildings by blind persons", and so forth (49 Stat. 1559-1560), to be available for all administrative expenses in carrying out the purposes of the Vocational Rehabilitation Act Amendments of 1943, including personal services in the District of Columbia; traveling expenses, including expenses of attendance at meetings of organizations concerned with the purposes of this appropriation and expenses incident to courses of instruction as authorized by section 7 of said Act; 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; tuition and books for Federal and State personnel detailed for courses of instruction; printing and binding; purchase of reprints of scientific and technical articles published in periodicals and journals; purchase and exchange of books of reference and periodicals; fiscal year 1944, \$100,000.

20 U. S. C. §§ 107-107f.

Traveling expenses.

*Ante*, p. 378.

#### OFFICE OF EDUCATION

*Ante*, p. 501.

For an additional amount for salaries, Office of Education, fiscal year 1944, \$1,050.

#### PUBLIC HEALTH SERVICE

*Ante*, p. 505.

For an additional amount for training for nurses (national defense), fiscal year 1944, including the objects specified under this head in the Federal Security Agency Appropriation Act, 1944, and including \$105,000 additional for administrative expenses, \$7,500,000.

*Ante*, p. 506.

Pay of personnel and maintenance of hospitals: For an additional amount for pay of personnel and maintenance of hospitals, fiscal year 1944, including the objects specified under this head in the Federal Security Agency Appropriation Act, 1944, \$2,000,000.

*Ante*, p. 506.

Emergency health and sanitation: For an additional amount for "Emergency health and sanitation activities (national defense)", fiscal year 1944, including the objects specified under this head in the Federal Security Agency Appropriation Act, 1944, \$1,550,000: *Pro-*

*vided*, That the Surgeon General is authorized, on application of a municipality, county, or other local subdivision of government duly approved by the State health department having jurisdiction over said municipality, county, or other local subdivision of government to enter into agreements with private practicing physicians and dentists under which, in consideration of the payment to them of a relocation allowance of not to exceed \$250 per month for three months and the actual cost of travel and transportation of the physician or dentist and his family and household effects to the new location, such physician or dentist will agree to move to and engage in the practice of his profession in such area for a period of not less than one year: *Provided, however*, That no such contract shall be made with any physician or dentist unless such physician or dentist shall be admitted to practice by the State authority having jurisdiction of such new location: *Provided further*, That each such applicant subdivision shall contribute 25 per centum to the total cost of such relocation allowance, travel, and transportation costs of each such physician or dentist and his family obtained by said applicant.

Division of Mental Hygiene: For an additional amount for the Division of Mental Hygiene, fiscal year 1944, including the objects specified under this head in the Federal Security Agency Appropriation Act, 1944, and not to exceed \$10,000 for the procurement of miscellaneous articles and supplies for sale to patients of the hospitals provided for under this head and for the employment of personnel, purchase of equipment, and other expenses necessary for the operation of commissaries, including the printing of commissary coupon books, the proceeds of such sales to be deposited in the Treasury in a special account which shall be available for expenditure for the replenishment of stock and the continued operation of commissaries as aforesaid, \$25,000: *Provided*, That the limitation of \$100 on the purchase of newspapers and periodicals under this head in said appropriation Act is hereby increased to \$500.

#### FEDERAL WORKS AGENCY

Office of the Administrator: Not to exceed \$4,500 of the funds appropriated by the Public Works Administration Appropriation Act of 1938 shall be available to the Office of the Administrator, fiscal year 1944, for administrative expenses of said Public Works Administration, including personal services in the District of Columbia.

Work relief in Puerto Rico and the Virgin Islands: The funds made available for administrative expenses in the Second Deficiency Appropriation Act, 1943, for work relief in Puerto Rico and the Virgin Islands are hereby continued available until June 30, 1944.

Public Buildings Administration: For an additional amount for salaries and expenses, public buildings and grounds outside the District of Columbia, fiscal year 1944, including the objects specified under this head in the Independent Offices Appropriation Act, 1944, \$2,920,000.

The Reconstruction Finance Corporation Mortgage Company is authorized and directed to transfer to the Public Buildings Administration for and on behalf of the United States Government, without reimbursement, that parcel of land located at 100 McAllister Street, San Francisco, California, together with all improvements thereon and appertaining thereto.

Public Roads Administration: For the payment of claims for damage to roads and highways under section 10 of the Defense Highway Act of 1941 (23 U. S. C. 3), as amended by the Act of July 13, 1943,

Relocation contracts with private physicians and dentists.

Condition.

Local contribution.

*Ante*, p. 507.

Newspapers and periodicals.

*Ante*, p. 176.

52 Stat. 816.

*Ante*, p. 541.

*Ante*, p. 177.

Transfer of land.

Emergency repairs.  
55 Stat. 708.  
23 U. S. C., Supp.  
II, § 110.  
*Ante*, p. 561.

Public Law Numbered 146, as fully set forth in Senate Document Numbered 112, Seventy-eighth Congress, \$2,191.70.

#### FOREIGN-SERVICE PAY ADJUSTMENT

For an additional amount for foreign-service pay adjustment, appreciation of foreign currencies, fiscal year 1944, including the objects specified under this head in the Independent Offices Appropriation Act, 1944, \$300,000.

*Ante*, p. 181.

#### GENERAL ACCOUNTING OFFICE

Miscellaneous expenses: For an additional amount for miscellaneous expenses, General Accounting Office, fiscal year 1944, including the objects specified under this head in the Independent Offices Appropriation Act, 1944, and including \$104,335 additional for travel expenses, \$208,000.

*Ante*, p. 181.

*Ante*, p. 181.

Printing and binding: For an additional amount for printing and binding, General Accounting Office, fiscal year 1944, \$23,000.

#### NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

Salaries and expenses: For an additional amount, fiscal year 1944, for salaries and expenses of the National Advisory Committee for Aeronautics, including the objects specified in the appropriation for this purpose in the Independent Offices Appropriation Act, 1944, \$2,298,415.

*Ante*, p. 183.

Langley Field, Virginia, construction: For an additional amount for construction and equipment, Langley Field, Virginia, \$8,804,200, to be available until expended.

Ames Aeronautical Laboratory, California, construction: For an additional amount for construction and equipment, Ames Aeronautical Laboratory, Moffett Field, California, \$2,249,100, to be available until expended.

Aircraft Engine Research Laboratory, construction: For an additional amount for construction and equipment, Aircraft Engine Research Laboratory, Cleveland, Ohio, \$3,936,000, to be available until expended.

#### NATIONAL HOUSING AGENCY

War housing: For an additional amount to carry out the purposes of title I of the Act of October 14, 1940 (42 U. S. C. ch. 9), as amended, and subject to the applicable provisions of the joint resolution approved October 14, 1940 (54 Stat. 1115), \$50,000,000, to remain available during the continuance of the unlimited national emergency declared by the President on May 27, 1941.

*Ante*, p. 541.

55 Stat. 361.  
42 U. S. C., Supp.  
II, §§ 1521-1524.  
*Ante*, p. 387.

55 Stat. 1647.  
50 U. S. C., Supp.  
II, app., note prec. § 1.

#### NATIONAL LABOR RELATIONS BOARD

Salaries and expenses: For an additional amount, fiscal year 1944, for salaries and expenses, National Labor Relations Board (national defense), to perform the duties imposed upon it by the War Labor Disputes Act (Public Law 89, Seventy-eighth Congress), including the objects specified under this head in the National Labor Relations Board Appropriation Act, 1944, \$112,500.

*Ante*, p. 163.

*Ante*, p. 515.

#### VETERANS' ADMINISTRATION

Printing and binding: For an additional amount for printing and binding for the Veterans' Administration, fiscal year 1944, \$225,000.

Hospital facilities: For an additional amount for hospital and domiciliary facilities, fiscal year 1944, including the objects specified

*Ante*, p. 193.

under this head in the Independent Offices Appropriation Act, 1944, \$10,356,000, to remain available until expended, 3 per centum of which amount shall be available for the employment in the District of Columbia and in the field of necessary technical and clerical assistants to aid in the preparation of plans and specifications for the projects as approved hereunder and in the supervision of the execution thereof, and for traveling expenses, field office equipment, and supplies in connection therewith.

*Ante*, p. 193.

## DISTRICT OF COLUMBIA

### CONTINGENT AND MISCELLANEOUS EXPENSES

Refund of erroneous collections: For an additional amount for refund of erroneous collections, fiscal year 1944, including the objects specified under this head in the District of Columbia Appropriation Act, 1944, \$125,000.

*Ante*, p. 319.

### COURTS

The Municipal Court for the District of Columbia: For an additional amount for personal services, including pay of retired judges, fiscal year 1944, \$5,961.

*Ante*, p. 329.

### WATER SERVICE

Water Department: For an additional amount for the refunding of water rents and other water charges erroneously paid in the District of Columbia, fiscal year 1944, including the objects specified under this head in the District of Columbia Appropriation Act, 1944, \$2,000, payable wholly from the revenues of the Water Department.

Refunds.

*Ante*, p. 344.

### AUDITED CLAIMS

For the payment of the following claim, 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 (31 U. S. C. 713), being for the service of the fiscal year 1941 and prior fiscal years:

18 Stat. 110.

Water Department, Distribution System, Expenses, District of Columbia, 1941, all other expenditures, payable wholly from the revenues of the Water Department, \$4,808.

### DIVISION OF EXPENSES

The foregoing sums for the District of Columbia, unless otherwise therein specifically provided, 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

### LOANS, GRANTS, AND RURAL REHABILITATION

For an amount in addition to the \$20,000,000 appropriated under this head in the Department of Agriculture Appropriation Act, 1944, and for the same objects and subject to the same conditions, \$6,500,000; and the limitation of \$60,000,000 in the authorization and direction to the Reconstruction Finance Corporation to make advances, contained under this head in said Act, is hereby increased to \$67,500,000.

*Ante*, p. 425.

Advances from  
R.F.C.  
*Ante*, p. 426.

## DEPARTMENT OF COMMERCE

## OFFICE OF THE SECRETARY

*Ante*, p. 290.

Traveling expenses: For an additional amount for traveling expenses, Department of Commerce, fiscal year 1944, \$25,000.

*Ante*, p. 291.

Printing and binding: For an additional amount, fiscal year 1944, for printing and binding, to be used for the printing of weather maps for the Weather Bureau, \$114,000.

## BUREAU OF THE CENSUS

*Ante*, p. 292.

Compiling census reports: For an additional amount for compiling census reports, and so forth, fiscal year 1944, including the objects specified under this head in the Department of Commerce Appropriation Act, 1944, and including sample surveys throughout the United States for the purpose of estimating the size and characteristics of the Nation's labor force, \$470,000.

*Ante*, p. 292.

Customs statistics: For an additional amount for customs statistics, fiscal year 1944, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1944, \$10,680.

Census of agriculture: For all necessary expenses incident to preparation for the quinquennial census of agriculture of the United States, to be taken during the fiscal year 1945, including personal services in the District of Columbia and elsewhere without regard to the civil-service and classification laws; construction or rental of tabulating machines; travel expenses; and printing and binding, fiscal year 1944, \$650,000, to remain available until December 31, 1946.

## COAST AND GEODETIC SURVEY

*Ante*, p. 295.

Field expenses, coastal surveys: For an additional amount for field expenses, coastal surveys, to be used for the repair and purchase or exchange of aerial photographic equipment and not to exceed \$750 for the purchase of motion picture projection equipment, fiscal year 1944, \$29,000.

*Ante*, p. 296.

Pay of officers and men: For an additional amount for pay of officers and men on vessels, Coast and Geodetic Survey, fiscal year 1944, \$150,000.

*Ante*, p. 297.

Aeronautical charts: For an additional amount for aeronautical charts, fiscal year 1944, including the objects specified under this head in the Department of Commerce Appropriation Act, 1944, and including \$77,000 additional for personal services in the District of Columbia, \$679,000.

## WEATHER BUREAU

*Ante*, p. 300.

Salaries and expenses: For an additional amount, fiscal year 1944, for salaries and expenses, Weather Bureau, including the objects specified under this head in the Department of Commerce Appropriation Act, 1944, and including \$121,460 additional for departmental personal services in the District of Columbia, \$1,950,000.

## OFFICE OF ADMINISTRATOR OF CIVIL AERONAUTICS

*Ante*, p. 293.

Establishment of air-navigation facilities: For an additional amount, fiscal year 1944, for establishment of air-navigation facilities, including the objects specified under this head in the Department of Commerce Appropriation Act, 1944, and including personal services in the District of Columbia and elsewhere, \$697,000.

Maintenance and operation of air-navigation facilities: For an additional amount, fiscal year 1944, for maintenance and operation of air-navigation facilities, including the objects specified under this head in the Department of Commerce Appropriation Act, 1944, \$1,925,000: *Provided*, That during the fiscal year 1944 the Secretary of Commerce may delegate his authority to authorize payment of expenses of travel and transportation of household goods of employees on change of official station.

*Ante*, p. 293.  
Delegation of authority.

Technical development: For an additional amount, fiscal year 1944, for technical development, including the objects specified under this head in the Department of Commerce Appropriation Act, 1944, \$70,000.

*Ante*, p. 293.

Enforcement of safety regulations: For an additional amount, fiscal year 1944, for enforcement of safety regulations, including the objects specified under this head in the Department of Commerce Appropriation Act, 1944, \$64,000.

*Ante*, p. 293.

Development of civil landing areas: For the construction, building, completion, and development of landing areas and public airports, subject to the approval of the Chairman of the War Manpower Commission as to the availability of manpower and subject to the approval of the Chairman of the War Production Board as to the availability of critical materials, including construction previously undertaken by the Work Projects Administration and for all necessary engineering and administrative expenses in the field, \$9,907,890, to remain available until expended: *Provided*, That this appropriation shall not be construed as precluding the use of other appropriations available for any of the purposes for which this appropriation is made: *Provided further*, That any or all of the foregoing appropriation of \$9,907,890 may be transferred to any other Federal agency organized to undertake the work herein provided for either by contract or by force account, and such agency is authorized to proceed with such work.

Use of other funds.

Transfer of funds.

## DEPARTMENT OF THE INTERIOR

### SOLID FUELS ADMINISTRATION FOR WAR

Salaries and expenses: For an additional amount for the Solid Fuels Administration for War, fiscal year 1944, including the objects specified under this head in the Interior Department Appropriation Act, 1944, \$2,250,000; and the limitation upon the number of technical employees who may be employed without regard to civil service and classification laws is hereby increased from eighteen to twenty-five.

*Ante*, p. 454.

### SOUTHWESTERN POWER ADMINISTRATION

Salaries and expenses: For all necessary expenses of the Southwestern Power Administration incurred during the fiscal year 1944 in disposing of the electric power and energy from the Norfolk Dam and Denison Dam projects, in accordance with Executive Orders Numbered 9353, 9366, and 9373, including printing and binding, and the purchase, operation, and maintenance of passenger-carrying motor vehicles, \$135,000. All receipts from the transmission and sale of electric energy generated at these two projects, or purchased in relation thereto, shall be covered into the Treasury of the United States to the credit of miscellaneous receipts, except that the Treasury shall set up and maintain from such receipts a continuing fund of \$100,000 to the credit of the Administrator and subject to check by him to defray emergency expenses and to insure continuous operation.

Norfolk Dam and Denison Dam projects.

8 F. R. 8587, 10699, 12001.

Continuing fund.

## OFFICE OF FISHERY COORDINATION

Salaries and expenses: For expenses necessary to enable the Office of Fishery Coordination to carry out its functions and activities under Executive Order Numbered 9204, dated July 21, 1942, and such functions and activities as have been delegated to it by the Secretary of the Interior pursuant to the authority delegated to him under Food Directive Numbered 2, issued by the Secretary of Agriculture on February 8, 1943 (8 F. R. 1777), as amended March 16, 1943 (8 F. R. 3280), including personal services in the District of Columbia and elsewhere; contract stenographic reporting services; the acceptance and utilization of voluntary and uncompensated services; actual transportation and other necessary expenses and not to exceed \$10 per diem in lieu of subsistence, of persons serving while away from their homes without other compensation from the United States in an advisory capacity to said Office; the purchase (not to exceed \$4,500), maintenance, operation, repair, and hire of motor-propelled passenger-carrying vehicles; printing and binding; and the purchase in the District of Columbia and elsewhere of items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior", fiscal year 1944, \$175,000.

50 U. S. C., Supp. II, app. § 601 note.

*Ante*, p. 453.

## BUREAU OF INDIAN AFFAIRS

For an additional amount for purchase and transportation of Indian supplies, fiscal year 1942, \$85,000.

Attorneys.

Minnesota Chippewa Tribe of Indians: For compensation and expenses of an attorney or attorneys employed by the Minnesota Chippewa Tribe of Indians under a contract or contracts approved by the Secretary of the Interior, \$14,000, or so much thereof as may be necessary, payable from the principal sum on deposit to the credit of said tribe, arising under section 7 of the Act approved January 14, 1889 (25 Stat. 645), as amended by the Act of June 15, 1938 (52 Stat. 697), and the amount herein appropriated shall be available for compensation earned and expenses incurred during the period covered by said contract or contracts.

Frank O. Jones.

Payment to Frank O. Jones, Sac and Fox Indians, Oklahoma (tribal fund): For payment to Frank O. Jones for services performed while a member of the Sac and Fox, Oklahoma, Tribal Council, \$36.32, payable out of funds on deposit in the Treasury to the credit of said tribe of Indians.

Expenses of attorneys, Chickasaw Nation of Indians, Oklahoma (tribal funds): For expenses of attorneys of record for the Chickasaw Nation of Indians, Oklahoma, employed under authority of the Act of June 7, 1924 (43 Stat. 537), \$1,000, payable out of funds on deposit in the Treasury to the credit of said tribe of Indians.

Tribal attorney.  
*Ante*, p. 470.

Support of Osage Agency and pay of tribal officers, Oklahoma (tribal funds): For the employment at the rate of \$4,500 per annum of a tribal attorney, fiscal year 1944, \$2,625, payable from funds held by the United States in trust for the Osage Tribe of Indians in Oklahoma: *Provided*, That said attorney be appointed with the approval of the Osage Tribal Council.

Expenses of attorneys, Creek Nation of Indians, Oklahoma (tribal funds): For expenses of attorneys of record for the Creek Nation of Indians, Oklahoma, employed under authority of the Act of May 24, 1924 (43 Stat. 139), \$2,000, payable out of funds on deposit in the Treasury to the credit of said tribe of Indians.

Expenses of attorneys, Seminole Nation of Indians, Oklahoma (tribal funds): For expenses of attorneys of record for the Seminole Nation of Indians, Oklahoma, employed under authority of the Act

of May 20, 1924 (43 Stat. 133-134), \$2,000, payable out of funds on deposit in the Treasury to the credit of said tribe of Indians.

That the section of the Interior Department Appropriation Act, 1944, approved July 12, 1943 (Public Law 133, Seventy-eighth Congress, page 22), which authorizes and directs the Secretary of the Interior to purchase United States Treasury War bonds for the membership of the Shoshone Tribe of Indians is hereby amended to read as follows:

*Ante*, p. 470.

"That the Secretary of the Interior is authorized and directed, with the consent of the business committee of the Shoshone Tribe of the Wind River Reservation in Wyoming, to purchase one United States Treasury Series E War bond of the denomination of \$500 for each member of said Shoshone Tribe according to a roll of said tribe prepared as of July 12, 1943, and approved by the Secretary of the Interior, and to pay the total cost of the bonds so purchased out of the principal of the judgment fund of said tribe in the Treasury. Each bond shall be registered by the Treasury Department in the name of the Commissioner of Indian Affairs in trust for the enrolled member of the Shoshone Tribe for whom purchased and shall be held by the United States until the date of maturity, whereupon said bond shall be redeemed and the proceeds thereof paid to the Indian owner free of any trust or restriction. In the event of the death of the Shoshone owner, the proceeds of said bond at maturity shall be distributed to his devisees or heirs or next of kin as provided by existing law. The Secretary of the Treasury is hereby authorized and directed to grant permission to the county chairman of the War bond purchase program of Fremont County, Wyoming, in which county the Shoshone Tribe resides, to include the total amount of bonds purchased for the members of said tribe in his quota of War bond sales."

Shoshone Tribe of Wind River Reservation, Wyo.  
Purchase of Series E War bonds.

#### BUREAU OF RECLAMATION

Water conservation and utility projects: For an additional amount for water conservation and utility projects, fiscal year 1944, including a total limitation of \$800,000 for surveys, investigations, plans, and specifications, and administrative expenses in connection therewith (of which not to exceed \$30,000 shall be available for departmental personal services), as authorized by the Act of August 11, 1939 (16 U. S. C. 590y and 590z), as amended by the Act of July 16, 1943 (Public Law 152), to remain available until expended, \$1,000,000.

*Ante*, p. 477.

53 Stat. 1418.  
16 U. S. C., Supp.  
II, § 590y.  
*Ante*, p. 506.

#### GEOLOGICAL SURVEY

Gaging streams: For an additional amount for gaging streams, fiscal year 1944, \$90,000; and the amount that shall be available only for cooperation with States or municipalities is hereby increased to \$1,065,000.

*Ante*, p. 476.

#### BUREAU OF MINES

Testing fuel: For an additional amount for testing fuel, fiscal year 1944, including the objects specified under this head in the Interior Department Appropriation Act, 1944, \$15,000.

*Ante*, p. 480.

Economics of mineral industries: For an additional amount for economics of mineral industries, fiscal year 1944, including the objects specified under this head in the Interior Department Appropriation Act, 1944, \$16,000; and the limitation upon the amount that may be expended for personal services in the District of Columbia is hereby increased to \$347,500.

*Ante*, p. 481.

Production of alumina from low-grade bauxite, aluminum clays, and alunite (national defense): For an additional amount for produc-

tion of alumina from low-grade bauxite, aluminum clays, and alunite (national defense), fiscal year 1944, including the objects specified under this head in the Interior Department Appropriation Act, 1944, \$100,000.

*Ante*, p. 483.

Magnesium pilot plants and research (national defense): For an additional amount for magnesium pilot plants and research (national defense), fiscal year 1944, including the objects specified under this head in the Interior Department Appropriation Act, 1944, \$150,000.

*Ante*, p. 483.

41 U. S. C. § 5.

Development of processes for recovery of waste metals (national defense): For all expenses necessary, without regard to section 3709, Revised Statutes, for investigations and development of methods of recovering aluminum, magnesium, and other metals and compounds thereof from waste products, such as dross and dust; operation, maintenance, and repair of passenger-carrying automobiles; and not to exceed \$3,500 for personal services in the District of Columbia, fiscal year 1944, \$75,000.

Helium production and investigations: In addition to the objects specified under the head "Helium production and investigations" in the Interior Department Appropriation Act, 1944, funds available for the production of helium and the development of helium properties may be utilized for the purchase of stationery, books of reference, and periodicals; the purchase in the District of Columbia and elsewhere of items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior" in an amount not exceeding \$5,000; to provide transportation between helium plants and related facilities and communities that provide adequate living accommodations of persons engaged in the operation and maintenance of helium plants; and for transportation to and from school of pupils who are dependents of such persons: *Provided*, That said transportation shall be by methods which the Office of Defense Transportation shall find to be most advantageous and efficient: *Provided further*, That pursuant to agreements approved by the Secretary of the Interior and the Office of Defense Transportation, the transportation equipment available to the Bureau of Mines may be pooled with that of school districts and other local or Federal agencies for use in transporting persons engaged in operation and maintenance of helium plants, pupils who are dependents of such persons, and other pupils, and in the interest of economy the expenses of operating such equipment may be shared.

*Ante*, p. 485.  
Stationery, etc.

*Ante*, p. 453.  
Transportation.

#### FISH AND WILDLIFE SERVICE

Investigations respecting food fishes: For an additional amount for investigations respecting food fishes, fiscal year 1944, \$19,000.

*Ante*, p. 488.

Pribilof Islands,  
Alaska.

Construction of byproducts plant, Pribilof Islands, Alaska: For the enlargement of the byproduct plant, for the utilization of fur-seal carcasses, on Saint Paul Island, including the purchase and installation of machinery and other equipment, fiscal year 1944, to remain available until expended, \$135,000.

#### GOVERNMENT IN THE TERRITORIES

##### TERRITORY OF ALASKA

Insane of Alaska: For an additional amount for insane of Alaska, fiscal year 1943, including the objects specified under this head in the Interior Department Appropriation Act, 1943, \$1,700.

56 Stat. 558.

*Ante*, p. 491.

Construction, repair, and maintenance of roads: For an additional amount for the construction, repair, and maintenance of roads, tram-

ways, ferries, bridges, and trails, Territory of Alaska, fiscal year 1944, \$300,000, to remain available until expended.

Richardson Highway: For continuation of construction of Richardson Highway, Alaska, fiscal year 1944, \$500,000, to remain available until expended.

#### GOVERNMENT IN THE VIRGIN ISLANDS

Salaries and expenses: For an additional amount for salaries and expenses, government of the Virgin Islands, fiscal year 1944, including the objects specified for the appropriation for this purpose in the Interior Department Appropriation Act, 1944, \$18,000.

*Ante*, p. 492.

Agricultural experiment station and vocational school: For an additional amount for salaries and expenses, Agricultural Experiment Station and Vocational School, Virgin Islands, fiscal year 1944, including the objects specified for the appropriation for this purpose in the Interior Department Appropriation Act, 1944, \$4,675.

*Ante*, p. 492.

#### PUERTO RICO HURRICANE RELIEF

The limitation of \$20,000 upon the amount that may be expended for administrative expenses, Puerto Rico hurricane relief, contained in the Interior Department Appropriation Act, 1944, is hereby increased to \$25,350.

*Ante*, p. 492.

### DEPARTMENT OF JUSTICE

#### LEGAL ACTIVITIES AND GENERAL ADMINISTRATION

Claims Division: For an additional amount for salaries, Claims Division, Department of Justice, fiscal year 1944, \$30,000.

*Ante*, p. 283.

#### FEDERAL BUREAU OF INVESTIGATION

Damage claims: For the payment of claims for damages to or losses of privately owned property adjusted and determined by the Attorney General of the United States 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 127 (claim of Charles A. Buchanan, Port Huron, Michigan, \$125.62) and House Document Numbered 323, Seventy-eighth Congress, \$379.20.

31 U. S. C. § 224b.

### DEPARTMENT OF LABOR

#### OFFICE OF THE SECRETARY

Salaries and expenses, Division of Labor Standards (national defense): For salaries and expenses, Division of Labor Standards (national defense), fiscal year 1944, necessary to provide for the extension of supervisory service to labor and management in national defense industries in connection with the promotion of health, safety, employment stabilization, proper working conditions, and amicable industrial relations, including items otherwise properly chargeable to the appropriations under the Department of Labor for contingent expenses, traveling expenses, and printing and binding, and including reimbursement to employees at not to exceed 3 cents per mile for expenses of official travel performed in privately owned automobiles within the limits of their official stations, \$200,000.

*Ante*, pp. 494, 495.

## WOMEN'S BUREAU

Salaries and expenses: For an additional amount for salaries and expenses, Women's Bureau, fiscal year 1944, \$50,000, including the objects under this head and items otherwise properly chargeable to the appropriations for contingent expenses, traveling expenses, and printing and binding, in the Department of Labor Appropriation Act, 1944.

*Ante*, p. 498.

## NAVY 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 Senate Document Numbered 114 and House Document Numbered 314, Seventy-eighth Congress, \$17,788.30.

42 Stat. 1066.  
34 U. S. C. § 599.

Flight pay.  
*Ante*, p. 202.

Pay, subsistence, and transportation of naval personnel: The number of officers above the rank of captain, who may receive flight pay during the fiscal year 1944, is increased from forty-five to sixty.

## BUREAU OF SUPPLIES AND ACCOUNTS

Transfer of funds.

Naval Stock Fund: For the purpose of increasing the capital of the "Naval Stock Fund", the Secretary of the Treasury is authorized and directed to transfer the sum of \$750,000,000 from the appropriation "Ordnance and Ordnance Stores, Navy, 1944", to the "Naval Stock Fund": *Provided*, That after June 30, 1944, the value of stock in the "Naval Stock Account" plus the outstanding obligations under the "Naval Stock Fund" shall not exceed \$2,250,000,000 at any time.

*Ante*, p. 201.

## BUREAU OF YARDS AND DOCKS

The Act entitled "An Act to provide benefits for the injury, disability, death, or enemy detention of employees of contractors with the United States, and for other purposes", approved December 2, 1942 (42 U. S. C., sec. 1701), is amended by adding:

56 Stat. 1026.  
42 U. S. C., Supp.  
II, § 1701.  
Enemy detention,  
benefits.

(a) To the last paragraph of section 101 (b) (1) of such Act, after changing the final period therein to a colon, the following: "*And provided further*, That where such person is found to be missing from his place of employment, whether or not such person then actually was engaged in the course of his employment, under circumstances supporting an inference that his absence is due to the belligerent action of an enemy or is known to have been taken by an enemy as a prisoner, hostage, or otherwise, the amount of benefits to be credited to the account of such person under this subsection, and for the purposes of this subsection only, shall be 100 per centum of the average weekly wages of such person, except that in computing such benefits such average weekly wages (a) shall not exceed the average weekly wages paid to civilian employees of the United States in the same or most similar occupation in the area nearest to the place of employment where such person was last employed, and (b) shall not exceed the average weekly wages of such absent person at the time such absence began; and 70 per centum of such average weekly wage so determined shall be disbursed to the dependent or dependents of such person, irrespective of the limitations of section 9 of the Longshoremen's and Harbor Workers' Compensation Act, but should there be more than one such dependent, the distribution of such 70 per centum

Limitation.

Disbursements to dependents.

44 Stat. 1429.  
33 U. S. C. § 909.

shall be proportionate to the percentages allowed for dependents by section 9 of such Longshoremen's and Harbor Workers' Compensation Act, and if such manner of disbursement in any case would result in injustice or excessive allowance for a dependent, the Commission may, in its discretion, modify such percentage or apportionment to meet the requirements of the case."

(b) To subsection (c) of section 105 of such Act, the following:

"Where any person specified in section 101 (a), or any dependent, beneficiary, or allottee of such person, or the legal representative or estate of any such entities, after having obtained benefits under this title, seeks through any proceeding, claim, or otherwise, brought or maintained against the employer, the United States, or other person, to recover wages, payments in lieu of wages, or any sum claimed as for services rendered, or for failure to furnish transportation, or for liquidated or unliquidated damages under the employment contract, or any other benefit, and the right in respect thereto is alleged to have accrued during or as to any period of time in respect of which payments under this title in such case have been made, and in like cases where a recovery is made or allowed, the Commission shall have the right of intervention and a lien and right of recovery to the extent of any payments paid and payable under this title in such case, provided the cost of such wages, payments in lieu of wages, or other such right, may be directly or indirectly paid by the United States; and any amounts recovered under this subsection shall be covered into the fund established under section 35 of such Act of September 7, 1916, as amended."

The amendment in paragraph (a) shall become effective the first day of the month next following the approval of this Act. The amendment in paragraph (b) shall become effective as of the effective date of title I of such Act of December 2, 1942.

56 Stat. 1032, 1023.  
42 U. S. C., Supp.  
II, §§ 1705 (c), 1701 (a).  
Subsequent claim  
for services, etc.

Right of interven-  
tion; lien and right of  
recovery.

Amounts recovered.

39 Stat. 749.  
5 U. S. C. § 785.

Effective dates.

56 Stat. 1033.  
42 U. S. C., Supp.  
II, § 1701 note.

#### INCREASE AND REPLACEMENT ON NAVAL VESSELS

Subject to authorization by other law, the appropriations "Construction and machinery" and "Armor, armament, and ammunition", shall be available for the acquisition and conversion or construction of additional auxiliaries, when such acquisition and conversion or construction has been directed by the President, and for the acquisition and conversion or construction of additional landing craft and district craft as the Secretary may determine to be necessary for the conduct of the war.

Auxiliaries and  
landing and district  
craft.  
*Ante*, pp. 209, 604.

#### COAST GUARD

Claims for damages, operation of vessels, Coast Guard: To pay claims for damages adjusted and determined by the Secretary of the Navy 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 113 and House Document Numbered 324, Seventy-eighth Congress, \$3,145.57.

49 Stat. 1514.  
14 U. S. C. § 71.

#### GENERAL PROVISIONS

Funds available for heat and light for public quarters occupied by personnel of the Navy, Marine Corps, and Coast Guard for the fiscal year 1944, shall be available, effective July 1, 1943, in the case of the Marine Corps, and January 1, 1944, in the cases of the Navy and Coast Guard, for furnishing water and for operating mechanical refrigerators in such quarters.

Water and opera-  
tion of refrigerators.

Cost of clothing given on discharge.  
*Ante*, pp. 202, 210.

On and after July 1, 1943, the limitation on the cost of civilian clothing per person, including an overcoat when necessary, for enlisted personnel of the Navy, Marine Corps, and Coast Guard given discharges for bad conduct, undesirability, unsuitability, or inaptitude is hereby increased to \$30.

## POST OFFICE DEPARTMENT

### OUT OF THE POSTAL REVENUES

#### OFFICE OF THE POSTMASTER GENERAL

##### DEPARTMENTAL SALARIES

*Ante*, p. 263.

For an additional amount for salaries, Office of First Assistant Postmaster General, fiscal year 1944, \$50,000.

*Ante*, p. 263.

For an additional amount for salaries, Office of Purchasing Agent, fiscal year 1944, \$6,000.

##### CONTINGENT AND MISCELLANEOUS EXPENSES

*Ante*, p. 263.

For an additional amount, fiscal year 1944, for contingent and miscellaneous expenses for the Post Office Department, including the objects specified under this head in the Post Office Department Appropriation Act, 1944, and including \$750 additional for travel expenses of the Purchasing Agent and attorneys, \$3,800.

#### OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

55 Stat. 231.  
*Ante*, pp. 29, 439.

Domestic air-mail service: For an additional amount, fiscal year 1942, for domestic air-mail service, including the objects specified under this head in the Post Office Department Appropriation Act, 1942, \$22,779.

#### OFFICE OF THE THIRD ASSISTANT POSTMASTER GENERAL

56 Stat. 166.  
*Ante*, p. 440.

Indemnities, domestic mail: For an additional amount, fiscal year 1943, for indemnities, domestic mail, including the objects specified under this head in the Post Office Department Appropriation Act, 1943, \$280,000.

#### OFFICE OF THE FOURTH ASSISTANT POSTMASTER GENERAL

*Ante*, p. 267.

Equipment shops: For an additional amount, fiscal year 1944, for equipment shops, Washington, District of Columbia, including the objects specified under this head in the Post Office Department Appropriation Act, 1944, \$450,000.

## DEPARTMENT OF STATE

### FOREIGN INTERCOURSE

*Ante*, p. 275.

Miscellaneous salaries and allowances: For an additional amount for miscellaneous salaries and allowances, Foreign Service, fiscal year 1944, including the objects specified under this head in the Department of State Appropriation Act, 1944, \$170,000.

*Ante*, p. 274.  
Limitation increased.

Foreign Service quarters: For an additional amount for Foreign Service quarters, fiscal year 1944, including the objects specified under this head in the Department of State Appropriation Act, 1944, \$450,000: *Provided*, That the limitation contained in that appropriation Act for allowances for living quarters, including heat, fuel, and light, for an ambassador, minister, or *chargé d'affaires*, is increased from \$3,000 to \$4,000.

Cost of living allowances: For an additional amount for the appropriation "Cost of living allowances, Foreign Service", fiscal year 1944, \$550,000.

*Ante*, p. 274.

Contingent expenses, Foreign Service: For an additional amount for contingent expenses, Foreign Service, fiscal year 1944, including the objects specified under this head in the Department of State Appropriation Act, 1944, and including also the purchase of additional passenger-carrying automobiles, \$1,000,000: *Provided*, That the appropriation for 1944 shall be available also for relief, protection, and burial of American seamen, and alien seamen as authorized by Public Law 17, approved March 24, 1943, in foreign countries, and in Territories and insular possessions of the United States.

*Ante*, p. 275.

Automobiles.  
Relief, etc., of seamen.

*Ante*, p. 45.

Foreign Service auxiliary (national defense): For an additional amount for Foreign Service, auxiliary (emergency), fiscal year 1944, including the objects specified under this head in the Department of State Appropriation Act, 1944, \$550,000.

*Ante*, p. 275.

#### INTERNATIONAL PACIFIC SALMON FISHERIES COMMISSION

For an additional amount for the International Pacific Salmon Fisheries Commission, fiscal year 1944, including the objects specified under this head in the Department of State Appropriation Act, 1944, \$10,000.

*Ante*, p. 281.

#### CONTRIBUTIONS, QUOTAS, AND SO FORTH

For an additional amount for United States contributions to international commissions, congresses, and bureaus, fiscal year 1944, to enable the United States to pay its proportionate share in the annual expenses of the Inter-American Financial and Economic Advisory Committee, as authorized in Public Law 79, approved June 19, 1943, \$22,808.

*Ante*, p. 277.

*Ante*, p. 159.

#### EMERGENCY ADVISORY COMMITTEE FOR POLITICAL DEFENSE

For the expenses of participation by the United States in the Emergency Advisory Committee for Political Defense, fiscal year 1944, as authorized by and in accordance with Public Law 80, approved June 19, 1943, \$85,000.

*Ante*, p. 159.

#### EIGHTH PAN AMERICAN CHILD CONGRESS

The unexpended balance of the appropriation "Eighth Pan American Child Congress", continued available to June 30, 1943, by the Second Deficiency Appropriation Act, 1942, is continued available for the same purposes until June 30, 1944.

56 Stat. 601.

### TREASURY DEPARTMENT

#### OFFICE OF CHIEF CLERK

Contingent expenses: The limitation under miscellaneous and contingent expenses, Treasury Department, on the amount which may be expended for travel expenses, fiscal year 1944, is hereby increased from \$8,000 to \$18,000.

*Ante*, p. 252.

#### BUREAU OF THE PUBLIC DEBT

Salaries and expenses: For an additional amount for salaries and expenses, Bureau of the Public Debt, fiscal year 1944, including the objects specified under this head in the Treasury Department Appropriation Act, 1944, and including \$33,690 additional for stationery, \$1,300,000.

*Ante*, p. 254.

*Ante*, p. 254.

**Printing and binding:** For an additional amount for printing and binding, Bureau of the Public Debt, fiscal year 1944, \$45,000.

*Ante*, p. 255.

**Expenses of loans:** The limitation on the amount that may be obligated during the fiscal year 1944 under the indefinite appropriation expenses of loans, Act of September 24, 1917, as amended and extended, contained in the Treasury Department Appropriation Act, 1944, is hereby increased from \$57,600,000 to \$105,700,000.

40 Stat. 292.  
31 U. S. C. §§ 760,  
761.

#### BUREAU OF ACCOUNTS

*Ante*, p. 254.

**Refund of moneys erroneously received and covered:** For an additional amount for refund of moneys erroneously received and covered, fiscal year 1944, \$75,000.

*Ante*, p. 255.

#### OFFICE OF THE TREASURER OF THE UNITED STATES

**Salaries:** For an additional amount for salaries, Office of the Treasurer of the United States, fiscal year 1944, \$881,000.

**Contingent expenses:** For an additional amount for contingent expenses, Office of the Treasurer of the United States, fiscal year 1944, including the objects specified under this head in the Treasury Department Appropriation Act, 1944, \$284,000.

**Printing and binding:** For an additional amount for printing and binding, Office of the Treasurer of the United States, fiscal year 1944, \$63,000.

#### BUREAU OF CUSTOMS

**Salaries and expenses:** For an additional amount for salaries and expenses, Bureau of Customs, fiscal year 1944, including the objects specified under this head in the Treasury Department Appropriation Act, 1944, \$250,000.

*Ante*, p. 256.

#### BUREAU OF INTERNAL REVENUE

**Salaries and expenses:** For an additional amount for salaries and expenses, Bureau of Internal Revenue, fiscal year 1944, including the objects specified under this head in the Treasury Department Appropriation Act, 1944, and including \$363,150 additional for printing and binding, \$543,070 additional for stationery, and \$2,425,415 additional for personal services in the District of Columbia, \$21,000,000.

*Ante*, p. 257.

The limitations under salaries and expenses, Bureau of Internal Revenue, on the amounts which may be expended for printing and binding and stationery, fiscal year 1943, are hereby increased from \$1,839,850 to \$2,342,850, and from \$616,290 to \$643,500, respectively.

*Ante*, p. 31.

#### BUREAU OF NARCOTICS

**Salaries and expenses:** For an additional amount for salaries and expenses, Bureau of Narcotics, fiscal year 1941, including the objects specified under this head in the Treasury Department Appropriation Act, 1941, \$2,600.

54 Stat. 63.

#### BUREAU OF ENGRAVING AND PRINTING

**Salaries and expenses:** For an additional amount for salaries and expenses, Bureau of Engraving and Printing, fiscal year 1944, including the objects specified under this head in the Treasury Department Appropriation Act, 1944, and including \$13,000 additional for travel expenses, \$252,000.

*Ante*, p. 259.

## BUREAU OF THE MINT

Transportation of bullion and coin: For an additional amount for transportation of bullion and coin, fiscal year 1944, including the objects specified under this head in the Treasury Department Appropriation Act, 1944, \$7,800.

*Ante*, p. 260.

Salaries and expenses: For an additional amount for salaries and expenses, mints and assay offices, fiscal year 1944, including the objects specified under this head in the Treasury Department Appropriation Act, 1944, \$1,650,000.

*Ante*, p. 260.

## PROCUREMENT DIVISION

Federal property utilization: For an additional amount for Federal property utilization, fiscal year 1944, including the objects specified under this head in the Second Deficiency Appropriation Act, 1943, \$3,000,000.

*Ante*, p. 544.

Salaries and expenses: The fourth proviso under the head "Salaries and expenses, Procurement Division", is hereby amended so as to read as follows: "The general supply fund shall be available during the fiscal year 1944 for personal services, including not to exceed \$1,000,000 for such services in the District of Columbia."

*Ante*, p. 262.

## WAR DEPARTMENT

## CIVIL FUNCTIONS

## CORPS OF ENGINEERS

## FLOOD CONTROL

Flood control, Mississippi River and tributaries: For flood control, Mississippi River and tributaries, fiscal year 1944, including the objects and purposes and subject to the conditions specified under this head in the War Department Civil Appropriation Act, 1944, \$5,000,000, to be available until expended.

*Ante*, p. 96.

Emergency fund for flood control on tributaries of the Mississippi River: For emergency fund for flood control on tributaries of the Mississippi River, fiscal year 1944, including the objects and purposes and subject to the conditions specified under this head in the War Department Civil Appropriation Act, 1944, \$3,000,000, to be available until expended.

*Ante*, p. 96.

## RIVERS AND HARBORS

Turning basin, Lorain, Ohio: For the enlargement, subject to the approval of the Chief of Engineers, of the turning basin at Lorain, Ohio, in the interest of national defense, including the objects and purposes under the head "Rivers and Harbors" in the War Department Civil Appropriation Act, 1944, \$170,000, to be available until expended; this amount shall be merged with the appropriation for rivers and harbors in such Act, and such combined amount shall be available for such project, including payment of obligations heretofore incurred therefor.

*Ante*, p. 94.

Reimbursement for damages on the Illinois River, Illinois: Not to exceed \$303,500 of any unobligated balances of existing appropriations heretofore made for the preservation and maintenance of existing river and harbor works, for the prosecution of such projects theretofore authorized as may be most desirable in the interests of commerce and navigation, and for other purposes specified under the head "Rivers and Harbors" in the War Department Civil Appropriation Act, 1944, are hereby made available for the payments on

*Ante*, p. 94.

account of damages arising as a result of projects on the Illinois River, Illinois, in accordance with the provisions of the Act approved October 23, 1943 (Public Law 168).

*Ante*, p. 574.

#### GENERAL PROVISION

Damage claims: For the payment of claims for damage to or loss or destruction of property or personal injury or death adjusted and determined by the Secretary of War under the provisions of the Act entitled "An Act to provide for the settlement of claims for damage to or loss or destruction of property or personal injury or death caused by military personnel or civilian employees, or otherwise incident to activities, of the War Department or of the Army", approved July 3, 1943 (Public Law Numbered 112), as fully set forth in Senate Document Numbered 111, Seventy-eighth Congress, \$31,960.75.

*Ante*, pp. 372, 545.

## TITLE II—JUDGMENTS AND AUTHORIZED CLAIMS

### PROPERTY-DAMAGE CLAIMS

SEC. 201. (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 establishments, 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 sum not exceeding \$1,000 in any one case", approved December 28, 1922 (31 U. S. C. 215), as fully set forth in House Document Numbered 325, Seventy-eighth Congress, as follows:

42 Stat. 1066.  
31 U. S. C., Supp.  
II, § 215 note.

Executive Office of the President:

Office for Emergency Management, \$371.56;

War Relocation Authority, \$30;

Independent establishments:

Railroad Retirement Board, \$17.70;

Federal Security Agency, \$462.63;

Federal Works Agency, \$1,085.12;

National Housing Agency, \$285.95;

Department of Agriculture, \$679.95;

Department of Commerce, \$292.33;

Civil Aeronautics Board, \$25.50;

Department of the Interior, \$2,234.92;

Department of Justice, \$25.90;

Post Office Department (out of the postal revenues), \$350;

Treasury Department, \$30.50;

Navy Department, \$16,755.64;

In all, \$22,647.70.

(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 establishments, 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 sum not exceeding \$1,000 in any one case", approved December 28, 1922 (31 U. S. C. 215), as fully set forth in Senate Document Numbered 115, Seventy-eighth Congress, as follows:

Executive Office of the President:

Office for Emergency Management:

Division of Central Administrative Services, \$87.29;

Federal Works Agency, \$78;

National Housing Agency, \$32.09;

Department of Agriculture, \$356.03;

Department of the Interior, \$201.80;

42 Stat. 1066.  
31 U. S. C., Supp.  
II, § 215 note.

Department of Justice, \$6.75;  
 Navy Department, \$6,949.60;  
 Treasury Department, \$97.81;  
 In all, \$7,809.37.

#### JUDGMENTS, UNITED STATES COURTS

SEC. 202. (a) For the payment of the final judgments 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 section 297 of the Act of March 3, 1911 (28 U. S. C. 761), and which have been certified to the Seventy-eighth Congress in House Document Numbered 319 under the following agencies:

24 Stat. 506; 36 Stat. 1168.

Veterans' Administration, \$2,546.70;  
 Interior Department, \$7,341.99;  
 War Department, \$816.50;

In all \$10,705.19, together with such additional sum as may be necessary to pay costs and interest as specified in such judgments or as provided by law.

(b) For the payment of judgments, including cost 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 (46 U. S. C. 781-789), and which have been certified to the Seventy-eighth Congress in Senate Document Numbered 117 and House Document Numbered 313 under the following agencies:

Suits in admiralty.

Navy Department, \$133.45;  
 War Department, \$4,766.25;

43 Stat. 1112.

In all \$4,899.70, together with such additional sum as may be necessary to pay cost, and interest as and where 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.

Right of appeal.

(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 this Act.

Interest.

#### JUDGMENTS, UNITED STATES COURT OF CLAIMS

SEC. 203. (a) For payment of the judgments rendered by the Court of Claims and reported to the Seventy-eighth Congress in Senate Document Numbered 116 and House Document Numbered 312, under the following agencies, namely:

Independent establishments:

Veterans' Administration, \$2,496.56;

Federal Works Agency:

Public Buildings Administration, \$23,732.66;

Work Projects Administration, \$49,192.31;

Executive Office of the President:

Office for Emergency Management:

War Production Board, \$21,095.96;

Navy Department, \$4,730.85;

Post Office Department, \$754,888.32;

Treasury Department, \$2,828.96;

War Department, \$51,202.80;

In all, \$910,168.42, together with such additional sum as may be necessary to pay interest or costs as and where specified in such judgments.

Right of appeal.

(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

18 Stat. 110. 23 Stat. 254. SEC. 204. (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 (31 U. S. C. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1941 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884 (5 U. S. C. 266), as fully set forth in House Document Numbered 322, Seventy-eighth Congress, there is appropriated as follows:

**Legislative:** For public printing and binding, Government Printing Office, \$1,770.89.

**The Judiciary:** For fees of jurors, United States courts, \$11.70.

For fees and expenses of conciliation commissioners, United States courts, \$25.

**Independent Offices:** For employees' compensation fund, \$108.53. For Federal Power Commission, \$218.50.

For general expenses, Smithsonian Institution, \$40.

For salaries and expenses, Federal Communications Commission, \$3.33.

For Securities and Exchange Commission, 35 cents.

For salaries and expenses, Railroad Retirement Board, 1 cent.

For miscellaneous expenses, Railroad Retirement Board, \$28.18.

For salaries and expenses, National Labor Relations Board, \$1.88.

For salaries, General Accounting Office, \$72.

For youth work and student aid, National Youth Administration, \$1,049.81.

For general expenses, Office of Education, \$2.

For maintenance, National Institute of Health, \$10.

For salaries and expenses, National Youth Administration, \$51.98.

For salaries and expenses, public buildings outside the District of Columbia, Public Buildings Administration, \$3.49.

For administrative expenses, Public Works Administration, \$12.90.

For repair, preservation, and equipment, public buildings, Procurement Division, \$120.30.

For general administrative expenses, Public Buildings Administration, \$4.14.

For administrative expenses, Federal Home Loan Bank Board, \$2.05.

For administrative expenses, Federal Housing Administration, \$49.19.

For administrative expenses, United States Housing Authority, Federal Public Housing Authority, \$26.79.

For administrative expenses, Home Owners' Loan Corporation, Federal Home Loan Bank Administration, \$6.

For salaries and expenses, Veterans' Administration, \$1,338.78.

For military and naval insurance, Veterans' Administration, \$500.

**Department of Agriculture:** For salaries and expenses, library, Department of Agriculture, \$95.78.

For salaries and expenses, Office of Experiment Stations, \$3.10.

For National Industrial Recovery, Agriculture, Forest Service, \$18.72.

For salaries and expenses, Bureau of Animal Industry, \$67.36.

For National Industrial Recovery, Resettlement Administration, submarginal lands (transfer to Agriculture) (certified claims), \$2,707.02.

For salaries and expenses, Soil Conservation Service, \$423.55.

For salaries and expenses, Forest Service, \$30.97.

For loans and relief in stricken agricultural areas (transfer to Farm Credit Administration), \$138.15.

For acquisition of lands for protection of watersheds of navigable streams, \$370.45.

For salaries and expenses, Bureau of Chemistry and Soils, \$925.

For salaries and expenses, Bureau of Home Economics, \$18.28.

For enforcement of the Commodity Exchange Act, \$19.59.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture, \$6,194.65.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture (transfer to Federal Surplus Commodities Corporation), \$759.92.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture (transfer to Federal Surplus Commodities Corporation, Act June 28, 1937), \$19.

For retirement of cotton pool participation trust certificates, Department of Agriculture, \$12.90.

For administration of Sugar Act of 1937, Department of Agriculture, \$1,547.49.

For administration of Federal Crop Insurance Act, Department of Agriculture, \$1,250.

For conservation and use of agricultural land resources, Department of Agriculture, \$2,787.08.

For farm tenancy, Department of Agriculture, \$304.

For land utilization and retirement of submarginal land, Department of Agriculture, \$175.04.

For farmers' crop production and harvesting loans, Farm Credit Administration, \$81.20.

For salaries and expenses, rural electrification, Department of Agriculture, \$3.50.

For administrative expenses, Commodity Credit Corporation, Department of Agriculture, \$564.

**Department of Commerce:** For establishment of air-navigation facilities, Civil Aeronautics Authority, \$58.80.

For establishment of air-navigation facilities, Office of Administrator of Civil Aeronautics, \$75.19.

For expenses of the Sixteenth Census, \$12.76.

For aviation, Navy (transfer to Commerce, Standards), \$8.57.

For Federal, boundary, and State surveys, Coast and Geodetic Survey, \$112.50.

For salaries and expenses, Air Safety Board, Civil Aeronautics Authority, \$14.49.

For maintenance of air-navigation facilities, Office of Administrator of Civil Aeronautics, \$147.63.

**Department of the Interior:** For migratory bird conservation fund, Fish and Wildlife Service (receipt limitation), \$2,563.30.

For salaries and expenses, Bureau of Biological Survey, Department of the Interior, \$8.42.

For migratory bird conservation fund, Department of the Interior (receipt limitation), \$5,000.

50 Stat. 323.  
15 U. S. C., Supp.  
II, § 713c.

50 Stat. 903.  
7 U. S. C. §§ 1100-  
1183; Supp. II, ch. 34.  
52 Stat. 72.  
7 U. S. C. §§ 1501-  
1518; Supp. II, ch. 36.

- For Geological Survey, \$2.01.
- For surveying the public lands, \$8.36.
- For investigation of domestic sources of mineral supply, Bureau of Mines, \$5.25.
- For salaries and expenses, government of the Virgin Islands, \$18.69.
- For National Park Service, \$7.30.
- For purchase and transportation of Indian supplies, \$45.99.
- For Civilian Conservation Corps (transfer to Interior, Indians), \$23.47.
- For Indian school buildings, \$215.42.
- For conservation of health among Indians, \$217.98.
- For Indian school support, \$895.88.
- For expenses, sale of timber (reimbursable), \$1.65.
- For support of Indians and administration of Indian property, \$635.78.
- For Indian service supply fund, \$7.80.
- For Indian boarding schools, \$5.50.
- For agriculture and stock raising among Indians, \$16.03.
- Department of Justice:** For salaries and expenses of district attorneys, and so forth, Department of Justice, \$23.30.
- For salaries and expenses of marshals, and so forth, Department of Justice, \$224.93.
- For penitentiaries and reformatories, maintenance, \$129.63.
- For fees of witnesses, Department of Justice, \$20.90.
- For miscellaneous expenses, United States courts (transfer to Justice), \$114.15.
- For printing and binding, Department of Justice, \$16.82.
- For contingent expenses, Department of Justice, \$6.38.
- For salaries and expenses, Federal Bureau of Investigation (national defense), \$4.15.
- For general expenses, Immigration and Naturalization Service, 81 cents.
- For support of United States prisoners, \$3.
- For National Training School for Boys, Washington, District of Columbia, maintenance, \$14.85.
- Department of Labor:** For salaries and expenses, Division of Labor Standards, Department of Labor, \$14.35.
- For contingent expenses, Department of Labor, \$34.
- For traveling expenses, Department of Labor, \$63.32.
- Navy Department:** For miscellaneous expenses, Navy, \$4.45.
- For Naval Reserve, \$396.48.
- For engineering, Navy, \$22,750.83.
- For maintenance, Bureau of Ships, \$29,668.43.
- For construction and repair, Navy, \$2.99.
- For ordnance and ordnance stores, Navy, \$143,852.90.
- For ordnance and ordnance stores, Bureau of Ordnance, \$6,231.28.
- For pay, subsistence, and transportation, Navy, \$15,573.71.
- For maintenance, Bureau of Supplies and Accounts, \$4,944.79.
- For outfits, Coast Guard (Navy), \$67.65.
- For pay and allowances, Coast Guard (Navy), \$138.53.
- For rebuilding and repairing stations, and so forth, Coast Guard (Navy), \$280.85.
- For contingent expenses, Coast Guard (Navy), \$3.56.
- For general expenses, Coast Guard (Navy), \$390.76.
- For salaries, lighthouse vessels, Coast Guard (Navy), \$358.16.
- For aviation, Navy, \$89,866.73.
- For aviation, 1938 contracts, Navy, \$27,810.96.
- For pay, Marine Corps, \$459.54.
- For general expenses, Marine Corps, \$296.23.

For Medical Department, Navy, \$519.75.

**Post Office Department—Postal Service (out of the postal revenues):** For foreign mail transportation, \$1,700.

For indemnities, domestic mail, \$95.51.

For operating force for public buildings, Post Office Department, \$12.50.

For operating supplies for public buildings, Post Office Department, \$14.44.

For post-office inspectors, traveling and miscellaneous expenses, \$15.

For transportation of equipment and supplies, \$29.27.

**Department of State:** For convention for promotion of inter-American cultural relations, \$463.66.

For contingent expenses, Foreign Service, \$475.93.

For transportation, Foreign Service, \$51.90.

For International Exposition, Paris, France, \$500.

**Treasury Department:** For collecting of internal revenue, \$60.39.

For salaries and expenses, Bureau of Engraving and Printing, \$112,444.94.

For expenses of loans, Act of September 24, 1917, as amended and extended, \$4,234.71.

For collecting the revenue from customs, \$1.75.

**War Department:** For increase of compensation, Military Establishment, \$90.

For educational orders, production of munitions, War Department, \$57.

For pay of the Army, \$926.42.

For clothing and equipage, Army, \$420.

For replacing clothing and equipage, \$132.74.

For Army transportation, \$5.39.

For replacing barracks and quarters, \$444.

For Air Corps, Army, \$8.90.

For ordnance service and supplies, Army, \$9,150.

For replacing ordnance and ordnance stores, \$11.99.

For seacoast defenses, \$5,184.

For working fund, War, ordnance, \$7.52.

For Civilian Conservation Corps (transfer to War), \$1,558.33.

For emergency conservation fund (transfer to War, Act March 31, 1933), \$268.80.

For emergency conservation fund (transfer to War, Act June 19, 1934), \$170.08.

For emergency conservation work (transfer to War, Act February 9, 1937), \$103.36.

For emergency conservation work (transfer to War, Act June 22, 1936), \$11.57.

For loans and relief in stricken agricultural areas (transfer from emergency conservation work to War, Act June 19, 1934), \$42.83.

For cemeterial expenses, War Department, \$61.

Total, audited claims, section 204 (a), \$517,126.42, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency and interest as specified in certain of the settlements of the General Accounting Office.

SEC. 204. (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 (31 U. S. C. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1941 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of

40 Stat. 292.  
31 U. S. C. §§ 760,  
761.

18 Stat. 110.

23 Stat. 264.

the Act of July 7, 1884 (5 U. S. C. 266), as fully set forth in Senate Document Numbered 119, Seventy-eighth Congress, there is appropriated as follows:

**Legislative:** For public printing and binding, Government Printing Office, \$48.

**The Judiciary:** For fees of commissioners, United States courts, \$350.

For contingent expenses, United States customs court, \$31.

For fees and expenses of conciliation commissioners, United States courts, \$550.

For miscellaneous expenses, United States courts, \$15.

**Independent Offices:** For Securities and Exchange Commission, \$15.65.

For miscellaneous expenses, Railroad Retirement Board, \$38.19.

For salaries and expenses, Federal Communications Commission, 70 cents.

For miscellaneous expenses, National Labor Relations Board, \$2.80.

For contingent expenses, General Accounting Office, \$20.82.

For conservation and use of agricultural land resources, Department of Agriculture (transfer to General Accounting Office), \$4.81.

For youth work and student aid, National Youth Administration, \$16,416.56.

For pay of personnel and maintenance of hospitals, Public Health Service, \$7.29.

For disease and sanitation investigations, Social Security Act, Public Health Service, 42 cents.

For disease and sanitation investigations, Public Health Service, \$2.

For disease and sanitation investigations, Public Health Service, \$1.

For cooperation with the American republics (transfer to Federal Security Agency, Public Health Service), \$278.80.

For maintenance, National Institute of Health, Public Health Service, \$25.16.

For salaries and expenses, Social Security Board, \$17.23.

For salaries and expenses, National Youth Administration, \$296.03.

For repair, preservation, and equipment, Public Buildings, Procurement Division, \$252.04.

For repair, preservation, and equipment, Public Buildings Administration, \$77.50.

For salaries and expenses, public buildings outside the District of Columbia, Public Buildings Administration, \$5.31.

For repair, preservation, and equipment, public buildings outside the District of Columbia, Public Buildings Administration, \$8,485.10.

For general administrative expenses, public buildings branch, Procurement Division, \$1.25.

For salaries and expenses, public buildings and grounds in the District of Columbia, Public Buildings Administration, \$465.90.

For administrative expenses, Home Owners' Loan Corporation, Federal Home Loan Bank Administration, \$219.66.

For administrative expenses, United States Housing Authority, Federal Public Housing Authority, \$23.96.

For administrative expenses, Federal Housing Administration, \$8.39.

For salaries and expenses, Veterans' Administration, \$3,420.05.

For printing and binding, Veterans' Administration, \$378.50.

For Army and Navy pensions, \$50.

**Department of Agriculture:** For salaries and expenses, library, Department of Agriculture, \$124.97.

For special research fund, Department of Agriculture, \$90.

For salaries and expenses, Bureau of Animal Industry, \$862.75.

49 Stat. 620.  
42 U. S. C. §§ 301-  
1307; Supp. II, ch. 7.  
*Ante*, p. 47.

For National Industrial Recovery, Resettlement Administration, submarginal lands (transfer to Agriculture), \$9,664.32.

For salaries and expenses, Bureau of Dairy Industry, \$14.22.

For salaries and expenses, Soil Conservation Service, \$1,201.83.

For salaries and expenses, Forest Service, \$137.14.

For loans and relief in stricken agricultural areas (transfer to Farm Credit Administration), \$520.

For New England hurricane damage, Forest Service, \$31.56.

For acquisition of lands for protection of watersheds of navigable streams, \$299.95.

For salaries and expenses, Bureau of Entomology and Plant Quarantine, \$8.40.

For control of emergency outbreaks of insect pests and plant diseases, 27 cents.

For control of emergency outbreaks of insect pests and plant diseases, 70 cents.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture, \$7,204.18.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture (transfer to Federal Surplus Commodities Corporation, Act June 28, 1937), \$94.92.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture (transfer to Federal Surplus Commodities Corporation), \$1,792.58.

For retirement of cotton pool participation trust certificates, Department of Agriculture, \$9.24.

For administration of Sugar Act of 1937, Department of Agriculture, \$18.85.

For administration of Federal Crop Insurance Act, Department of Agriculture, \$10.

For conservation and use of agricultural land resources, Department of Agriculture, \$3,283.09.

For land utilization and retirement of submarginal land, Department of Agriculture, \$626.30.

For submarginal land program, Farm Tenant Act, Department of Agriculture, \$12.

For salaries and expenses, Farm Credit Administration, Department of Agriculture, \$4.65.

For salaries and expenses, rural electrification, Department of Agriculture, \$2.30.

For rural rehabilitation loans, Department of Agriculture (advances from Reconstruction Finance Corporation), \$4.

**Department of Commerce:** For establishment of air-navigation facilities, Civil Aeronautics Authority, \$281.99.

For maintenance of air-navigation facilities, Office of Administrator of Civil Aeronautics, \$239.85.

For traveling expenses, Department of Commerce, \$2.

For salaries and expenses, Weather Bureau, Department of Commerce, \$1.16.

For salaries and expenses, Weather Bureau, \$1.

For coastal surveys, Coast and Geodetic Survey, \$749.25.

For civilian pilot training, Office of Administrator of Civil Aeronautics, \$2,651.48.

For establishment of air-navigation facilities, Office of Administrator of Civil Aeronautics, \$4,135.57.

For maintenance of air-navigation facilities, Civil Aeronautics Authority, \$50.

For salaries and expenses, Civil Aeronautics Authority, \$30.

For air-navigation facilities, \$20.

50 Stat. 323.  
15 U. S. C., Supp.  
II, § 713c.

50 Stat. 903.  
7 U. S. C. §§ 1100-  
1183; Supp. II, ch. 34.

52 Stat. 72.  
7 U. S. C. §§ 1501-  
1518; Supp. II, ch. 36.

50 Stat. 525.  
7 U. S. C. §§ 1010-  
1013; Supp. II, § 1011.

**Department of the Interior:** For migratory bird conservation fund, Fish and Wildlife Service (receipt limitation), \$201.62.

For salaries and expenses, Biological Survey, Fish and Wildlife Service, \$28.86.

For inquiry respecting food fishes, Bureau of Fisheries, Department of the Interior, \$3.66.

For propagation of food fishes, Bureau of Fisheries, Department of the Interior, \$2.40.

For National Park Service, \$34.85.

For National Industry Recovery, Interior, National Park Service, recreational demonstration projects, \$10.45.

For library, Department of the Interior, \$16.65.

For expenses, Division of Territories and Island Possessions, Department of the Interior, \$60.

For Geological Survey, \$8,466.22.

For historic sites and buildings, National Park Service, \$136.55.

For administrative expenses, Bituminous Coal Division, Department of the Interior, \$10.15.

For inquiry respecting food fishes, Fish and Wildlife Service, \$12.80.

For emergency conservation work (transfer to Interior, Indians, Act February 9, 1937), \$43.52.

For Indian boarding schools, \$51.88.

For Indian school support, \$84.25.

For purchase and transportation of Indian supplies, \$2.13.

For Civilian Conservation Corps (transfer to Interior, Indians), \$101.22.

For conservation of health among Indians, \$728.23.

For agriculture and stock raising among Indians, \$13.33.

For maintenance, Fruitlands irrigation project, Navajo Reservation, New Mexico (reimbursable), \$14.10.

For Indian service supply fund, \$311.96.

**Department of Justice:** For salaries and expenses, lands division, Department of Justice, \$340.49.

For salaries and expenses of marshals, and so forth, Department of Justice, \$84.69.

For salaries and expenses, Federal Bureau of Investigation (national defense), \$35.52.

For fees of witnesses, Department of Justice, \$13.70.

For miscellaneous expenses, United States courts (transfer to Justice), \$119.42.

For support of United States prisoners, \$465.

For Federal jails and correctional institutions, maintenance, \$12.64.

For contingent expenses, Department of Justice, \$59.75.

For salaries and expenses, Federal Bureau of Investigation, \$5.

For traveling expenses, Department of Justice, \$5.92.

For miscellaneous salaries and expenses, field, Department of Justice, \$396.

For penitentiaries and reformatories, maintenance, \$419.36.

**Department of Labor:** For traveling expenses, Department of Labor, \$263.61.

**Navy Department:** For Naval training station, San Diego, California, \$498.94.

For miscellaneous expenses, Navy, \$342.73.

For rebuilding and repairing stations, and so forth, Coast Guard, \$40.50.

For pay, Marine Corps, \$1.20.

For general expenses, Marine Corps, \$10,742.85.

For aviation, 1938 contracts, Navy, \$71,348.96.

For general expenses, Lighthouse Service, Coast Guard (Navy), \$37.18.

For fuel and transportation, Navy, \$63.

For maintenance, Bureau of Yards and Docks, \$5,851.75.

For pay and allowances, Coast Guard, \$216.

For engineering, Bureau of Engineering, \$94,119.36.

For Naval Reserve, \$1,426.17.

For engineering, Navy, \$44,098.25.

For pay and allowances, Coast Guard (Navy), \$220.65.

For general expenses, Coast Guard (Navy), \$4,034.02.

For ordnance and ordnance stores, Navy, \$695,404.01.

For aviation, Navy, \$555,518.89.

For maintenance, Bureau of Ships, \$809,942.76.

For salaries, lighthouse vessels, Coast Guard (Navy), \$2,179.69.

For pay, subsistence, and transportation, Navy, \$8,773.98.

For maintenance, Bureau of Supplies and Accounts, \$9,450.82.

For National Industrial Recovery, Navy allotment, \$186.17.

For ordnance and ordnance stores, Bureau of Ordnance, \$896.

For rebuilding and repairing stations, and so forth, Coast Guard (Navy), \$300.

**Post Office Department:** For indemnities, domestic mail, \$172.12.

For operating supplies for public buildings, Post Office Department, \$2.72.

**Department of State:** For transportation, Foreign Service, \$1,154.44.

For contingent expenses, Foreign Service, \$354.25.

For foreign service pay adjustment, appreciation of foreign currencies (State), \$88.46.

**Treasury Department:** For collecting the revenue from customs, \$81.26.

For salaries and expenses, Division of Disbursement, \$1.94.

**War Department:** For Army transportation, \$195.16.

For National Guard, \$30.53.

For working fund, War, ordnance, \$20,582.31.

For pay of the Army, \$742.70.

For subsistence of the Army, \$8.85.

For barracks and quarters, \$2.40.

For replacing clothing and equipage, \$277.44.

For replacing regular supplies of the Army, \$10.08.

For clothing and equipage, Army, \$47.52.

For cemeterial expenses, War Department, \$2.02.

For Civilian Conservation Corps (transfer to War), \$2,001.86.

For emergency conservation work (transfer to War, Act February 9, 1937), \$36.40.

For emergency conservation fund (transfer to War, Act March 31, 1933), \$51.47.

For loans and relief in stricken agricultural areas (transfer from emergency conservation work to War, Act June 19, 1934), \$8.65.

For emergency conservation fund (transfer to War, Act June 19, 1934), \$73.97.

**District of Columbia:** Washington Aqueduct, District of Columbia, \$2.84.

Total, audited claims, section 204 (b), \$2,419,868.84, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency and interest as specified in certain of the settlements of the General Accounting Office.

**SEC. 205.** For the payment of claims allowed by the General Accounting Office pursuant to the Act entitled "An Act for the relief of officers and soldiers of the volunteer service of the United States

Volunteers, War with Spain.

mustered into service for the War with Spain, and who were held in service in the Philippine Islands after the ratification of the treaty of peace, April 11, 1899", approved May 2, 1940 (Public Law Numbered 505, Seventy-sixth Congress), and which have been certified to the Seventy-eighth Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), under the War Department in Senate Document Numbered 118 and House Document Numbered 317, \$3,217.92.

### TITLE III—GENERAL PROVISIONS

Travel outside U. S.

SEC. 301. Appropriations for the executive departments and independent establishments for the fiscal year 1944 available for travel expenses shall be available for the payment of per diem allowances in lieu of subsistence expenses without regard to the Subsistence Expense Act of 1926, as amended (5 U. S. C. 821-833), to civilian officers and employees of such departments and establishments while traveling on official business outside the continental limits of the United States and away from their designated posts of duty: *Provided*, That the amount of such allowances shall be determined by the head of the department or independent establishment concerned or by such official as he may designate for the purpose, but shall in no case, notwithstanding any other provision of law, exceed the maximum established by regulations prescribed by the President for the locality in which the travel is performed: *Provided further*, That the availability of appropriations of the War and Navy Departments with respect to the foregoing shall not be restricted thereby.

44 Stat. 688.  
5 U. S. C., Supp. II,  
§ 823.

Allowances.

War and Navy Departments, appropriations.

Travel on U. S. ships.

49 Stat. 2015.

Travel in private automobiles.

SEC. 302. The provision of law prescribing the use of vessels of United States registry by employees of the Government traveling overseas (46 U. S. C. 1241) shall not apply to such travel during the fiscal year 1944.

SEC. 303. Appropriations of the executive departments and independent establishments for the fiscal year 1944 shall be available for reimbursement at not to exceed 5 cents per mile to personnel serving without compensation from the United States for expenses of travel performed by them in privately owned automobiles away from their designated posts of duty, and not to exceed 3 cents per mile for such travel within the limits of their official stations.

Allowances for personnel stationed abroad.

46 Stat. 818.

46 Stat. 1209.

War, Navy, and State Departments, appropriations.

Army insignia.

SEC. 304. Appropriations of the executive departments and independent establishments for the fiscal year 1944, available for expenses of travel, are hereby made available (1) for allowances for living and quarters in accordance with Standardized Regulations prescribed by the President for civilian officers and employees of the Government temporarily stationed in foreign countries, and (2) for living quarters allowances in accordance with the Act of June 26, 1930 (5 U. S. C. 118a), and regulations prescribed thereunder, and cost of living allowances in accordance with the Act of February 23, 1931, as amended (22 U. S. C. 12), and regulations prescribed thereunder, for all civilian officers and employees of the Government permanently stationed in foreign countries: *Provided*, That the availability of appropriations of the Departments of War, Navy, and State, except the appropriation cooperation with the American republics, for any of the above-mentioned objects shall not be affected hereby.

SEC. 305. No funds heretofore or hereafter appropriated for the War Department shall be used directly or indirectly for or devoted to the purpose of the cancellation of existing certificates of authority with respect to the manufacture and distribution of Army insignia and no such funds shall be used directly or indirectly either to enforce or announce the provisions of order AR 600-90, as amended, or any amended or similar or comparable order or regulation restricting the

manufacture and distribution of Army insignia: *Provided*, That this section shall be effective as of date March 1, 1943.

SEC. 306. This Act may be cited as the "First Supplemental National Defense Appropriation Act, 1944".

Approved December 23, 1943.

Effective date of section.

Short title.

[CHAPTER 381]

JOINT RESOLUTION

Extending until January 31, 1944, the provisions of the Act of April 29, 1943, making an appropriation to assist in providing a supply and distribution of farm labor for the calendar year 1943.

December 23, 1943  
[H. J. Res. 209]  
[Public Law 217]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Act of April 29, 1943 (Public Law 45), making an appropriation to assist in providing a supply and distribution of farm labor for the calendar year 1943, is hereby amended by striking out the date "December 31, 1943" in section 1 and inserting in lieu thereof "January 31, 1944", and is further amended so that the funds appropriated by section 1 and not heretofore or hereafter apportioned by the Administrator among the several States pursuant to section 2 shall be available for expenditure by the Administrator for the purposes specified in section 3.

Farm labor.  
*Ante*, p. 70.

SEC. 2. Notwithstanding any provisions to the contrary in the Act approved July 12, 1943 (Public Law 132), funds available to the War Manpower Commission for the current migration of Mexican or Canadian nationals under the auspices of the War Manpower Commission for industrial and railroad purposes essential to the war effort, may continue to be expended during the fiscal year 1944.

Migration of Mexican or Canadian nationals.  
*Ante*, p. 431.

Approved December 23, 1943.

[CHAPTER 382]

JOINT RESOLUTION

Authorizing the printing and binding of a revised edition of Cannon's Procedure in the House of Representatives and providing that the same shall be subject to copyright by the author.

December 23, 1943  
[H. J. Res. 210]  
[Public Law 218]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That there shall be printed and bound for the use of the House one thousand five hundred copies of a revised edition of Cannon's Procedure in the House of Representatives, by Clarence Cannon, to be printed under the supervision of the author and to be distributed to the Members by the Speaker.

Cannon's Procedure in the House of Representatives.

SEC. 2. That notwithstanding any provision of the copyright laws and regulations with respect to publications in the public domain, such revised edition of Cannon's Procedure in the House of Representatives shall be subject to copyright by the author thereof.

Copyright.

Approved December 23, 1943.

[CHAPTER 383]

JOINT RESOLUTION

Continuing the Commodity Credit Corporation as an agency of the United States.

December 23, 1943  
[S. J. Res. 103]  
[Public Law 219]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the first sentence of section 7 of the Act approved January 31, 1935 (49 Stat. 4), as amended, is hereby amended by striking out "December 31, 1943" and inserting in lieu thereof "February 17, 1944".

Commodity Credit Corporation, continuance.  
*Ante*, p. 566.

Approved December 23, 1943.

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# UNITED STATES STATUTES AT LARGE

CONTAINING THE

LAWS AND CONCURRENT RESOLUTIONS  
ENACTED DURING THE FIRST SESSION OF THE  
SEVENTY-EIGHTH CONGRESS  
OF THE UNITED STATES OF AMERICA

1943

AND

PROCLAMATIONS, TREATIES, AND INTERNATIONAL  
AGREEMENTS OTHER THAN TREATIES

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# PRIVATE LAWS

ENACTED DURING THE

FIRST SESSION OF THE SEVENTY-EIGHTH CONGRESS

OF THE

UNITED STATES OF AMERICA

*Begun and held at the City of Washington on Wednesday, January 6, 1943, and adjourned sine die on Tuesday, December 21, 1943*

FRANKLIN D. ROOSEVELT, President; HENRY A. WALLACE, Vice President; CARTER GLASS, President of the Senate *pro tempore*; SAM RAYBURN, Speaker of the House of Representatives.

[CHAPTER 2]

## AN ACT

For the relief of Captain Richard Rothwell, United States Marine Corps.

February 26, 1943

[S. 304]

[Private Law 1]

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, the sum of \$53 to reimburse Captain Richard Rothwell, United States Marine Corps, for the value of personal property lost or damaged as a result of the flooding of public quarters numbered 425, Marine Barracks, Quantico, Virginia, during the absence of Captain Richard Rothwell, United States Marine Corps: Provided, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.*

Capt. Richard  
Rothwell.

Approved February 26, 1943.

## [CHAPTER 3]

## AN ACT

For the relief of Master Gunnery Sergeant Eugene M. Martin, United States Marine Corps.

February 26, 1943  
[S. 305]  
[Private Law 2]

Master Gunnery  
Sgt. Eugene M. Mar-  
tin.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Master Gunnery Sergeant Eugene M. Martin, United States Marine Corps, the sum of \$1,796.60, which sum represents the value of personal property lost as a result of a fire which occurred in public quarters numbered 143, United States Marine Barracks, Parris Island, South Carolina, on September 21, 1941: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved February 26, 1943.

## [CHAPTER 4]

## AN ACT

To provide for the reimbursement of certain Navy personnel for personal property lost as a result of the disaster at the East Base, Antarctica, on March 21, 1941.

February 26, 1943  
[S. 306]  
[Private Law 3]

Reimbursement of  
certain Navy per-  
sonnel.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, such sum or sums, amounting in the aggregate not to exceed \$1,203.84, as may be required by the Secretary of the Navy to reimburse, under such regulations as he may prescribe, certain Navy personnel for the value of personal property lost incident to the emergency evacuation of the United States Antarctic Service Expeditions' Antarctic base on Neny Fjord, Marguerite Bay, Palmer Peninsula, Antarctica, on March 21, 1941: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved February 26, 1943.

## [CHAPTER 5]

## AN ACT

For the relief of Howard M. Sandus.

February 26, 1943  
[S. 418]  
[Private Law 4]

Howard M. Sandus.

*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 pay, out of any money in the Treasury not otherwise appropriated, the sum of \$5,700 to Howard M. Sandus, of Waukegan, Illinois, in full satisfaction of his claim against the United States for reimbursement for hospital and medical expenses incurred, and for compensation for personal injuries

sustained by him as a result of the motor vehicle in which he was riding as a passenger being struck by a United States Army truck, at the intersection of United States Highway Numbered 41 and Illinois State Highway Numbered 22, on April 16, 1941: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved February 26, 1943.

[CHAPTER 6]

AN ACT

For the relief of Charles F. Kegel.

March 1, 1943  
[S. 167]

[Private Law 5]

*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 pay, out of any money in the Treasury not otherwise appropriated, the sum of \$450 to Charles F. Kegel, of Turner, Montana, in full satisfaction of his claim against the United States for the loss of his truck, such truck having been destroyed on December 5, 1936, by a fire which burned a garage at Turner, Montana, in which it was stored for the purpose of safeguarding its load, consisting of property used in connection with Resettlement Administration projects: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Charles F. Kegel.

Approved March 1, 1943.

[CHAPTER 9]

AN ACT

For the relief of Emiliano Lopez and Eliza R. Lopez.

March 2, 1943  
[S. 493]

[Private Law 6]

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Emiliano Lopez and Eliza R. Lopez, Santa Fe, New Mexico, the sum of \$615.30. Payment of such sum shall be in full settlement of all claims against the United States by the said Emiliano and Eliza R. Lopez for damages arising out of an accident in which Patricio Lopez, minor son of the said Emiliano and Eliza R. Lopez, suffered personal injuries when the truck which he was driving collided with a truck owned by the United States and used in connection with Indian Service operations in the Pueblo Nambe, Sante Fe County, New Mexico, on August 12, 1939: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty

Emiliano Lopez and  
Eliza R. Lopez.

of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved March 2, 1943.

[CHAPTER 23]

AN ACT

For the relief of Mrs. Ernestine Fuselier Sigler.

March 24, 1943  
[S. 405]

[Private Law 7]

Mrs. Ernestine Fu-  
selier Sigler.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Mrs. Ernestine Fuselier Sigler, of Oberlin, Louisiana, the sum of \$1,200, in full settlement of all her claims against the United States for personal injuries sustained by her and for expenses incurred as the result of an accident, involving an Army truck engaged in Third Army maneuvers on September 25, 1941: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved March 24, 1943.

[CHAPTER 24]

AN ACT

For the relief of Vodie Jackson.

March 24, 1943  
[S. 517]

[Private Law 8]

Vodie Jackson.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Vodie Jackson, of Obion County, Tennessee (post office address, Fulton, Kentucky), the sum of \$3,686, in full satisfaction of his claims against the United States for compensation for personal injuries and property damage sustained by him when his wagon, in which he was riding, was struck by a Civilian Conservation Corps truck near Fulton, Kentucky, on October 18, 1940: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved March 24, 1943.

[CHAPTER 25]

AN ACT

For the relief of Robert T. Groom, Daisy Groom, and Margaret Groom Turpin.

March 24, 1943  
[S. 518]

[Private Law 9]

Robert T. Groom,  
Daisy Groom, and  
Margaret Groom Tur-  
pin.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Robert T. Groom, Daisy Groom, his wife, and Margaret Groom Turpin, his daughter,

all of Murfreesboro, Tennessee, the respective sums hereinafter specified in full satisfaction of their claims against the United States arising out of a collision which occurred near Murfreesboro, Tennessee, on October 21, 1941, when an automobile driven by Robert H. Pate, a United States mail carrier, ran into the automobile of the said Robert T. Groom: To the said Robert T. Groom, \$952 as compensation for property damage and other damages sustained by him; to the said Daisy Groom, \$4,000 as compensation for all damages, including hospitalization, suffered by her; and to the said Margaret Groom Turpin, \$3,500 as compensation for all damages, including hospitalization, suffered by her: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved March 24, 1943.

[CHAPTER 27]

AN ACT

For the relief of Arthur A. Schipke.

March 24, 1943  
[S. 171]

[Private Law 10]

Arthur A. Schipke.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Arthur A. Schipke, of Meriden, Connecticut, the sum of \$148.15, in full satisfaction of his claim against the United States for property damage resulting from a collision between his automobile and a Department of Agriculture truck in Union, Connecticut, on March 10, 1939: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved March 24, 1943.

[CHAPTER 34]

AN ACT

For the relief of Frank T. Been.

April 8, 1943  
[H. R. 402]

[Private Law 11]

Frank T. Been.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Frank T. Been the sum of \$2,000 in full settlement of all claims against the Government of the United States for the loss of his personal effects in the fire which destroyed the superintendent's residence in Mount McKinley National Park on October 23, 1939: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or agents, attorney or attorneys, on account of services rendered in connection with said claim. It shall be

unlawful for any agent or agents, attorney or attorneys, to exact, collect, withhold, or receive any sum of the amount appropriated in this Act in excess of 10 per centum thereof on account of services rendered in connection with said claim, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be fined in any sum not exceeding \$1,000.

Approved April 8, 1943.

[CHAPTER 35]

AN ACT

To provide for the reimbursement of certain civilian personnel for personal property lost incident to the emergency evacuation of the United States Antarctic Service Expedition's East Base, Antarctica, on March 21, 1941, 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 and directed to pay, out of any money in the Treasury not otherwise appropriated, such sum or sums, amounting in the aggregate not to exceed \$2,010.70, as may be required by the Secretary of the Interior to reimburse, under such regulations as he may prescribe, certain civilian personnel for the value of personal property lost incident to the emergency evacuation of the United States Antarctic Service Expedition's East Base on Neny Fjord, Marguerite Bay, Palmer Peninsula, Antarctica, on March 21, 1941.

SEC. 2. The Secretary of the Treasury is hereby authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Richard S. Moulton, of Washington, District of Columbia, such sum, not in excess of \$192.25, as the Secretary of the Interior may determine, in full settlement of all claims against the Government of the United States for the loss of personal property as a result of a fire at the west base of the United States Antarctic Service Expedition, located near the Bay of Wales, Antarctica, on June 7, 1940: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 8, 1943.

[CHAPTER 42]

AN ACT

For the relief of Thelma Cannon McGroary.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That notwithstanding the provisions and limitations of sections 15 to 20, both inclusive, 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, the United States Employees' Compensation Commission is hereby authorized and directed to receive and consider, when filed, the claim of Thelma Cannon McGroary for disability due to tuberculosis alleged to have been contracted by her while she was employed as a nurse at Gallinger Municipal Hospital, Washington,

April 8, 1943

[H. R. 1724]

[Private Law 12]

U. S. Antarctic  
Service Expedition.  
Civilian personnel.

Richard S. Moul-  
ton.

April 9, 1943

[H. R. 598]

[Private Law 13]

Thelma Cannon  
McGroary.

39 Stat. 746.

5 U. S. C. §§ 735-770.

District of Columbia, in 1934, to determine said claim upon its merits under the provisions of said Act, and to award benefits from the date of the original disability if said claim be approved: *Provided*, That claim hereunder shall be made within ninety days from the enactment of this Act.

Approved April 9, 1943.

39 Stat. 742.  
5 U. S. C. §§ 751-791,  
793; Supp. II, § 793.

[CHAPTER 43]

AN ACT

For the relief of Shumate Investment 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 is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Shumate Investment Company, of San Francisco, California, the sum of \$18,768.11, in full settlement of all claims of the said Shumate Investment Company against the United States for property damage sustained on October 1, 1941, when a United States Army training plane crashed into certain buildings located on the Troy farm near Sunnyvale, California: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 9, 1943.

April 9, 1943  
[H. R. 605]

[Private Law 14]

Shumate Invest-  
ment Company.

[CHAPTER 48]

AN ACT

For the relief of H. F. Mathis.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to H. F. Mathis, Bardstown, Kentucky, the sum of \$3,000, in full satisfaction of all claims against the United States Government for damages done his Galion ten-ton chief roller by an Army plane at Fort Knox, Kentucky, on August 1, 1941: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 10, 1943.

April 10, 1943  
[H. R. 218]

[Private Law 15]

H. F. Mathis.

[CHAPTER 49]

AN ACT

For the relief of Raymond W. Baldwin, Mattie Baldwin, and Clement B. Baldwin.

*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 and directed to pay,

April 10, 1943  
[H. R. 1276]

[Private Law 16]

Raymond W. Bald-  
win, Mattie Baldwin,  
and Clement B. Bald-  
win.

out of any money in the Treasury not otherwise appropriated, the sum of \$10,887.75 to Raymond W. Baldwin and Mattie Baldwin, of Houston, Texas, and to pay to Clement B. Baldwin, of Houston, Texas, the sum of \$5,707.45 in full settlement of all claims against the United States for property damage and the death of Ida Beatrice W. Baldwin, wife of Clement B. Baldwin, as a result of a United States Army plane crashing into their home at 2224 Riverside Drive, Houston, Texas, on July 30, 1942: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 10, 1943.

[CHAPTER 50]

AN ACT

For the relief of Lee Watts.

April 10, 1943  
[H. R. 1279]

[Private Law 17]

Lee Watts.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, the sum of \$3,115.50 to Lee Watts, of Irwindale, California, in full settlement of all claims against the United States for personal injuries and property damage sustained by him as a result of a collision between the automobile in which he was riding, and a United States Army truck, license number U. S. A. 2015216, said collision occurring on July 29, 1941, on Highway 99, immediately south of Tulare, California: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 10, 1943.

[CHAPTER 51]

AN ACT

For the relief of Albertine Nast.

April 10, 1943  
[H. R. 1459]

[Private Law 18]

Albertine Nast.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Albertine Nast, of Belleville, Illinois, the sum of \$46, in full settlement of all claims against the United States for medical expenses incurred by Mrs. Albertine Nast and Wayne Nast as a result of a collision involving a Government truck operated in connection with the Civilian Conservation Corps, in Giant City State Park, near Makanda, Illinois, on July 4, 1936: *Provided*, That no part of the amount allocated in this Act in excess of 10 per centum shall be paid or delivered to or received by any agent or agents, attorney or attorneys, to exact, collect, withhold, or receive any sum of the amount

allocated in this Act in excess of 10 per centum thereof on account of services rendered in connection with said claim, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 10, 1943.

[CHAPTER 54]

AN ACT

For the relief of Christine Lund.

April 12, 1943  
[S. 257]  
[Private Law 19]

Christine Lund.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Christine Lund, of Lane County, Oregon, care of Slattery and Slattery, Eugene, Oregon, the sum of \$2,646, in full satisfaction of her claim against the United States for personal injuries sustained by her when struck on December 16, 1937, at one and one-half miles north of Florence, Oregon, by an automobile of the United States operated by H. T. Schinaman, an employee of the Lighthouse Service, then engaged in the performance of his duties as such employee.

SEC. 2. The payment authorized to be made by this Act shall not be made until the said Christine Lund has released, in a manner satisfactory to the Secretary of the Treasury, any judgment or other claim arising out of such accident which she may have against the said H. T. Schinaman.

SEC. 3. *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 12, 1943.

[CHAPTER 55]

AN ACT

For the relief of Richard Barker.

April 12, 1943  
[S. 404]  
[Private Law 20]

Richard Barker.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Richard Barker, of Lockport, Louisiana, the sum of \$1,500, in full settlement of all his claims against the United States for reimbursement of expenses incurred in moving his residence adjoining the Government right-of-way due to caving of the bank of the Intra-coastal Waterway Canal, at Lockport, Louisiana, during the year 1942: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 12, 1943.

## [CHAPTER 57]

## AN ACT

For the relief of the Tours Apartment Hotel.

April 12, 1943  
[H. R. 227]

[Private Law 21]

Tours Apartment  
Hotel.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to the Tours Apartment Hotel, of Des Moines, Iowa, the sum of \$699.25. The payment of such sum shall be in full settlement of all claims against the United States for losses sustained on account of the erroneous issuance of United States Savings bonds of series C-1938 and D-1939: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 12, 1943.

## [CHAPTER 58]

## AN ACT

For the relief of Bernice James.

April 12, 1943  
[H. R. 1128]

[Private Law 22]

Bernice James.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Bernice James, of Birdsong, Arkansas, the sum of \$2,500, in full settlement of all claims against the United States for damages arising out of the death of her husband, Golie James, from injuries sustained when the car in which he was riding, driven by an employee of the United States Secret Service, collided with a truck on May 25, 1933, near Marion, Arkansas: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 12, 1943.

## [CHAPTER 59]

## AN ACT

For the relief of the estate of Ola Fowler.

April 12, 1943  
[H. R. 1131]

[Private Law 23]

Ola Fowler, estate.

*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 is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to the estate of Ola Fowler, late of Fairfield, Illinois, the sum of \$5,000 in full settlement of all claims against the United States for the death of Ola Fowler, as the result of an accident on July 29, 1941, at Arkadelphia, Arkansas, resulting from a collision between the automobile in which she was riding and an automobile belonging to the Civil Aeronautics Administration: *Provided,* That no part of the

amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 12, 1943.

[CHAPTER 60]

AN ACT

Authorizing the Comptroller General of the United States to consider the claim of Lew O. Calhoun.

April 12, 1943  
[S. 258]

[Private Law 24]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That notwithstanding the provisions of any other law, the Comptroller General of the United States is authorized and directed (1) to consider the claim against the United States of Lew O. Calhoun, of Marshfield, Oregon, arising out of an allotment of his pay to the National Bank of Tacoma, Tacoma, Washington, while the said Lew O. Calhoun was an enlisted man in the United States Army during the World War, and (2) to certify to the Congress any amount found to be due the said Lew O. Calhoun as a result of the making of such allotment.

Lew O. Calhoun.

Approved April 12, 1943.

[CHAPTER 61]

AN ACT

For the relief of the First National Bank of Huntsville, Texas.

April 12, 1943  
[S. 854]

[Private Law 26]

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to the First National Bank, Huntsville, Texas, the sum of \$105.61, in full settlement of the claim of the said bank on account of two checks numbered 4120725 and 5455048, dated November 1, 1940, in the amounts of \$27.66 and \$77.95, respectively, drawn on the Treasurer of the United States by the Division of Disbursement, Treasury Department, over symbol Numbered 894-404, in favor of Jesse Cooper Hickman, and cashed by the said bank on the endorsement of Mrs. Jesse Cooper Hickman as temporary guardian, such checks thereafter being erroneously canceled by the Division of Disbursement, Treasury Department, and the amounts thereof included in a new check issued to Mrs. Jesse Cooper Hickman: *Provided*, That nothing herein contained shall be construed to relieve the said Mrs. Jesse Cooper Hickman from any liability to the United States on account of any amounts improperly received by her: *Provided further*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

First National  
Bank, Huntsville,  
Tex.

Approved April 12, 1943.

## [CHAPTER 64]

## AN ACT

For the relief of the William Wrigley Junior Company.

April 19, 1943  
[H. R. 1785]

[Private Law 26]

William Wrigley  
Junior 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 and directed to pay, out of any money in the Treasury not otherwise appropriated, the sum of \$106,662.77 to the William Wrigley Junior Company, as equitable reimbursement and in full and final settlement and satisfaction of the damages and losses incurred and suffered by it, and for which it has not yet been reimbursed, in moving its equipment from the space in the Bush Terminal Buildings to its new location, and in otherwise complying with United States Navy Commandeer Order Numbered N-3255, dated June 18, 1918: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 19, 1943.

## [CHAPTER 65]

## AN ACT

For the relief of Fairbanks, Morse and Company.

April 19, 1943  
[H. R. 1786]

[Private Law 27]

Fairbanks, Morse  
and 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 and directed to pay, out of any money in the Treasury not otherwise appropriated, the sum of \$2,058.28 to Fairbanks, Morse and Company, as equitable reimbursement and in full and final settlement and satisfaction of the damages and losses incurred and suffered by it, and for which it has not yet been reimbursed, in complying with the United States Navy Commandeer Order Numbered N-3255, dated June 18, 1918: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 19, 1943.

## [CHAPTER 66]

## AN ACT

For the relief of the R. S. Howard Company.

April 19, 1943  
[H. R. 1787]

[Private Law 28]

R. S. Howard Com-  
pany.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, the sum of \$57,216.54 to the R. S. Howard Company, as equitable reimbursement and in full and final settlement and satisfaction of the damages and losses incurred and suffered by it, and for which it has

not yet been reimbursed, in moving its equipment from the space in the Bush Terminal Buildings to its new location, and in otherwise complying with United States Navy Commandeering Order Numbered N-3255, dated June 18, 1918: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 19, 1943.

[CHAPTER 69]

AN ACT

For the relief of James W. Kelly.

April 24, 1943  
[H. R. 401]

[Private Law 29]

James W. Kelly.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to James W. Kelly, of Anchorage, Alaska, the sum of \$271.50, in full settlement of all claims against the Government of the United States for the loss of his personal effects in the fire which destroyed a building owned and operated by the Alaska Railroad, at Healy, Alaska, on May 9, 1941, while he was employed by the General Land Office as a fire patrol guard in its Alaskan Fire Control Service: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 24, 1943.

[CHAPTER 70]

AN ACT

For the relief of W. Harold Shackelford.

April 24, 1943  
[H. R. 951]

[Private Law 30]

W. Harold Shackelford.

*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 pay, out of any money in the Treasury not otherwise appropriated, to W. Harold Shackelford, Washington, Indiana, the sum of \$1,500, in full settlement of all claims against the United States for personal injuries sustained by him on February 11, 1942, in Burns City, Indiana, when he was struck, while engaged in his lawful occupation, by a bullet fired by a marine on sentry duty at the naval ammunition depot: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 24, 1943.

## [CHAPTER 72]

## AN ACT

For the relief of Mary Lynn Morrow, Mrs. W. A. Jones, and the estates of Maurice Jones and Mrs. Avis McDonald.

April 26, 1943

[H. R. 576]

[Private Law 31]

Mary Lynn Morrow.

Mrs. W. A. Jones.  
Maurice Jones, estate.  
Mrs. Avis McDonald, estate.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Mary Lynn Morrow, Fort Valley, Georgia, \$100; to Mrs. W. A. Jones, Fort Valley, Georgia, \$350; to the duly authorized representative of the estate of Maurice Jones, Fort Valley, Georgia, \$5,404.55; and to the duly authorized representative of the estate of Mrs. Avis McDonald, Fort Valley, Georgia, \$5,428.78: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 26, 1943.

## [CHAPTER 73]

## AN ACT

For the relief of Morton Fiedler.

April 26, 1943

[H. R. 1522]

[Private Law 32]

Morton Fiedler.

*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 and directed to pay, out of money in the Treasury not otherwise appropriated, to Morton Fiedler, of Pittsburgh, Pennsylvania, the sum of \$219.30, in full settlement of all claims against the United States for property damage sustained when the automobile he was driving was struck by a United States Army truck on United States Highway Numbered 22, near Pittsburgh, Pennsylvania, on January 1, 1942: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 26, 1943.

## [CHAPTER 74]

## AN ACT

For the relief of Joseph Spear.

April 26, 1943

[H. R. 1597]

[Private Law 33]

Joseph Spear.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Joseph Spear, New Orleans, Louisiana, the sum of \$272.25 in full settlement of all claims against the United States for personal injuries, hospital and medical expenses, sustained when a United States Army truck struck an automobile at the intersection of United States Highway Numbered 171

and United States Highway Numbered 90, near Lake Charles, Louisiana, on November 19, 1941: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 26, 1943.

[CHAPTER 75]

AN ACT

For the relief of Vida B. Rogers.

April 26, 1943  
[H. R. 1627]

[Private Law 34]

Mrs. Vida B. Rogers.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Mrs. Vida B. Rogers, of Rapid City, South Dakota, the sum of \$5,194, in full satisfaction and settlement of all claims against the United States for the death of her husband, Walter S. Rogers, who was killed on April 20, 1942, when his automobile was struck by a United States Army truck on United States Highway Numbered 14 between Rapid City and Sturgis, South Dakota: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 26, 1943.

[CHAPTER 77]

AN ACT

For the relief of Douglas R. Muther.

April 29, 1943  
[H. R. 944]

[Private Law 35]

Douglas R. Muther.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Douglas R. Muther, Hinckley, Minnesota, the sum of \$620, in full settlement of all claims against the United States for the death of Marvin D. Muther, his minor son, as the result of an accident on June 20, 1941, at Hinckley, Minnesota, involving a motor vehicle in the service of the Civilian Conservation Corps: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 29, 1943.

## [CHAPTER 78]

## AN ACT

For the relief of Reuben T. Little.

April 29, 1943  
[H. R. 1533]

[Private Law 36]

Reuben T. Little.

*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 is authorized and directed to allow credit in the accounts of Reuben T. Little, of Fort Smith, Arkansas, in the sum of \$70.66, for per diem and mileage during the month of January and February 1, 1941, when he was employed by the Federal Housing Administration, Little Rock, Arkansas, such amount being disallowed on account of change in official station from Little Rock, Arkansas, to Fort Smith, Arkansas.

Approved April 29, 1943.

## [CHAPTER 79]

## AN ACT

For the relief of Arthur G. Klein.

April 29, 1943  
[H. R. 1792]

[Private Law 37]

Arthur G. Klein.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That Arthur G. Klein is relieved of all liability to the United States to refund to the United States the amount paid to him as an attorney in the New York regional office of the Securities and Exchange Commission for the period from July 9, 1941, to July 31, 1941, inclusive. In the audit and settlement of the accounts of any disbursing officer of the United States the said Arthur G. Klein shall be considered to have been in the employ of the Securities and Exchange Commission during such period and legally entitled to compensation for such period, and no officer or employee, or former officer or employee, of the United States shall be liable to the United States for the payment of the amount paid to the said Arthur G. Klein as compensation for such period.

Approved April 29, 1943.

## [CHAPTER 83]

## AN ACT

For the relief of Mr. and Mrs. Juan Ramirez.

April 29, 1943  
[H. R. 159]

[Private Law 38]

Mr. and Mrs. Juan Ramirez.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Mr. and Mrs. Juan Ramirez, of Mesquite, New Mexico, the sum of \$2,000, in full settlement of all claims against the United States for compensation for the death of their daughter, Anita Ramirez, as the result of being struck by a Soil Conservation Service truck, operated by Alonzo Zamarripa, a Civilian Conservation Corps camp assistant, on April 12, 1938, south of Mesquite, New Mexico: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 29, 1943.

## [CHAPTER 84]

## AN ACT

For the relief of R. E. Cotton Company.

April 29, 1943  
[H. R. 1162]  
[Private Law 39]R. E. Cotton Com-  
pany.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to R. E. Cotton Company, of Milledgeville, Georgia, the sum of \$5,360, in full settlement of all claims against the United States for refund of liquidated damages assessed against and deducted from money due R. E. Cotton Company for the construction of certain levees in the Mississippi Valley: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 29, 1943.

## [CHAPTER 85]

## AN ACT

For the relief of Fred Taylor.

April 29, 1943  
[H. R. 1219]  
[Private Law 40]

Fred Taylor.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Fred Taylor, of Clemson, South Carolina, senior cotton technologist for United States Department of Agriculture, the sum of \$157.75, in full settlement of all claims against the United States for expenses incurred in payment of transportation for his wife, Mrs. Ethel P. Taylor, from Manchester, England, August 27, 1939, to Washington, District of Columbia, under instructions to evacuate on an American ship which sailed prior to receipt of specific authorization from the Department to incur such expense as provided by departmental regulations: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 29, 1943.

## [CHAPTER 86]

## AN ACT

For the relief of Mrs. Charles J. Bair.

April 29, 1943  
[H. R. 1238]  
[Private Law 41]Mrs. Charles J.  
Bair.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Mrs. Charles J. Bair, of Weslaco, Texas, the sum of \$5,000 in full settlement of all claims against the United States on account of the death of her son John Bair, who was killed in an automobile accident while

en route to attend the citizens' military training camp, at Camp Bullis, Texas, on July 9, 1940: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 29, 1943.

[CHAPTER 87]

AN ACT

For the relief of the estate of Ted Vaughan, deceased.

April 29, 1943  
[H. R. 1845]  
[Private Law 42]  
  
Ted Vaughan, es-  
tate.

*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 is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to the estate of Ted Vaughan, deceased, of Nashville, Tennessee, the sum of \$5,000, in full satisfaction of all claims against the United States for the death of the said Ted Vaughan, member of the Secret Service of the United States, who died on the 8th day of November 1940, at or near South Pittsburg, Marion County, Tennessee, on United States Highway Numbered 41, of fatal injuries incurred in an automobile collision, wherein the said Ted Vaughan was in nowise at fault, and while he was acting in line of duty on a mission for the United States of America: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 29, 1943.

[CHAPTER 88]

AN ACT

For the relief of George H. Crow.

April 29, 1943  
[H. R. 1893]  
[Private Law 43]  
  
George H. Crow.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That notwithstanding the provisions and limitations of sections 15 to 20, both inclusive, 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, the United States Employees' Compensation Commission be, and the same is hereby, authorized and directed to receive and consider, when filed, the claim of George H. Crow, of Salt Lake City, Utah, for disability alleged to have been incurred by him when an injury was sustained by him in line of duty while serving the United States Government at Salt Lake City, Utah, which impaired the use of his eyes and later required an operation to restore his vision: *Provided*, That claim hereunder shall be filed within one year after the approval of this Act: *Provided further*, That no benefits shall accrue prior to the enactment of this Act.

Approved April 29, 1943.

39 Stat. 746.  
5 U. S. C. §§ 765-770.

[CHAPTER 89]

AN ACT

For the relief of Everett A. Alden; Robert Bruce; Edgar C. Faris, Junior; Kathryn W. Ross; Charles L. Rust; and Frederick C. Wright.

April 29, 1943  
 [H. R. 2312]  
 [Private Law 44]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there are hereby canceled the claims of the United States against Everett A. Alden (formerly Chief, Duplicating Section, National Bituminous Coal Commission, and now Chief, Duplicating Unit, Bituminous Coal Division, Department of the Interior) in the amount of \$218.51; against Robert Bruce (formerly Chief, Machine Tabulation Section, National Bituminous Coal Commission, and formerly Chief, Machine Tabulation Unit, Bituminous Coal Division, Department of the Interior) in the amount of \$427.74; against Edgar C. Faris, Junior (formerly Assistant Secretary, National Bituminous Coal Commission, and now Chief, Records Section, Bituminous Coal Division, Department of the Interior) in the amount of \$669.73; against Kathryn W. Ross (formerly senior clerk stenographer, National Bituminous Coal Commission, and now senior clerk stenographer, Bituminous Coal Division, Department of the Interior) in the amount of \$218.51; against Charles L. Rust (formerly Assistant Chief, Voucher Audit Section, National Bituminous Coal Commission, and now Assistant Chief, Voucher Audit Unit, Bituminous Coal Division, Department of the Interior) in the amount of \$109.25; and against Frederick C. Wright (formerly Assistant Chief, Central Graphic Section, National Bituminous Coal Commission, and now Assistant Chief, Central Graphic Unit, Bituminous Coal Division, Department of the Interior) in the amount of \$109.25, arising from the fact that the rate of compensation for personal services to each above-named person authorized by the National Bituminous Coal Commission was, during all or part of the period from June 28, 1939, to February 28, 1941, both dates included, in excess of the average of the compensation rates specified by the Classification Act of 1923, as amended, for the grade under which the position of such person was classified, contrary to the provisions of the Interior Department Appropriation Act, 1939, the Interior Department Appropriation Act, 1940, and the Interior Department Appropriation Act, 1941, whereby each such person became and was liable to make restitution to the United States in the amount by which the compensation paid to him or her exceeded the amount lawfully payable; and the Comptroller General is hereby directed to allow credit in the accounts of the disbursing officer and to cancel any claims against the certifying officers for such payments of compensation so made.

- Everett A. Alden.
- Robert Bruce.
- Edgar C. Faris, Jr.
- Kathryn W. Ross.
- Charles L. Rust.
- Frederick C. Wright.

42 Stat. 1488.  
 5 U. S. C. § 661;  
 Supp. II, § 661 *et seq.*  
 52 Stat. 291; 53 Stat.  
 685; 54 Stat. 406.

Approved April 29, 1943.

[CHAPTER 106]

AN ACT

For the relief of Charles T. Dulin.

May 27, 1943  
 [H. R. 761]  
 [Private Law 45]

*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 credits in the accounts of the proper disbursing officers of the War Department and Post Office Department in the sums of \$186 and \$96.44, respectively, being amounts paid to Charles T. Dulin, for clerical services rendered by Charles T. Dulin in the War Department from July 18, 1918, to September 30, 1918, and in the Post Office Department from April 8, 1919, to May 8, 1919, inclusive,

- Charles T. Dulin.

39 Stat. 120, 582.  
5 U. S. C. §§ 58, 59.

notwithstanding the provisions of section 6 of the Act of May 10, 1916, as amended by the Act of August 29, 1916, relating to dual compensation, said Charles T. Dulin having been carried during said employments on the pay roll of the House of Representatives as a transcriber in the office of the official reporters of debates, at the basic rate of compensation of \$1,200 per annum plus an additional so-called wartime bonus of \$120.

Approved May 27, 1943.

[CHAPTER 108]

AN ACT

For the relief of Mr. and Mrs. Samuel Azer.

May 29, 1943  
[H. R. 1468]  
[Private Law 46]

Mr. and Mrs. Samuel Azer.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Mr. and Mrs. Samuel Azer, of Nesquehoning, Carbon County, Pennsylvania, the sum of \$500, which sum shall be in full satisfaction of all claims against the United States for damage to property of said Mr. and Mrs. Samuel Azer as the result of the blasting operations on a Works Progress Administration project on May 19, 1939: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved May 29, 1943.

[CHAPTER 110]

AN ACT

To confer jurisdiction upon the United States District Court for the Eastern District of Virginia to hear, determine, and render judgment upon the claim of O. T. Travis.

June 1, 1943  
[H. R. 170]  
[Private Law 47]

O. T. Travis.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the claim against the United States of America of O. T. Travis, of Newport News, Virginia, owner of the power boat, "Dorothy Frances", for damage to said vessel, sunk on June 12, 1937, by striking what is alleged to have been an improperly and insufficiently marked wreck, in navigable water, on the west side of lower Chesapeake Bay, southeast of Black River (Virginia) light, may be sued for by the said O. T. Travis in the United States District Court for the Eastern District of Virginia, sitting as a court of admiralty and acting under the rules governing such court, and such court shall have jurisdiction to hear and determine such suit, and to enter a judgment or decree for the amount of such damages, interest, and costs, if any shall be found to be due against the United States in favor of the said O. T. Travis, upon the same principles and measures of liability as in like cases in admiralty between private parties, and with the same rights of appeal: *Provided,* That such notice of the suit shall be given to the Attorney General of the United States as may be provided by the order of the said court, and it shall be the duty of the said Attorney General to cause the United States Attorney in such district to appear and defend for the United States.

Approved June 1, 1943.

## [CHAPTER 111]

## AN ACT

For the relief of Howard E. Dickison.

June 1, 1943  
[H. R. 940]  
[Private Law 48]

Howard E. Dickison.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Howard E. Dickison, Cass Lake, Minnesota, the sum of \$1,000. The payment of such sum shall be in full settlement of all claims against the United States for losses sustained by the said Howard E. Dickison on account of the death of Ronald Dean Dickison, his minor son, as the result of an accident on January 15, 1938, near Cass Lake, Minnesota, involving a motor vehicle in the service of the Civilian Conservation Corps: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 1, 1943.

## [CHAPTER 112]

## AN ACT

For the relief of Cordie Underwood and Wilbur Kea.

June 1, 1943  
[H. R. 1153]  
[Private Law 49]

Cordie Underwood and Wilbur Kea.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Cordie Underwood, of Soperton, Georgia, the sum of \$400.50 and to Wilbur Kea, of Soperton, Georgia, the sum of \$394.50, in full satisfaction of all claims against the United States for personal injuries sustained when the automobile in which they were riding was struck by War Department vehicle Numbered W-418102, driven by Private Ralph Dewalt, of the Coast Artillery, United States Army, in line of duty, at Soperton, Georgia, on September 26, 1941: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 1, 1943.

## [CHAPTER 113]

## AN ACT

For the relief of Alva Burton Rickey.

June 1, 1943  
[H. R. 1160]  
[Private Law 50]

Alva Burton Rickey.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Alva Burton Rickey, 810 South Spring Street, Los Angeles, California, the sum of \$2,943.15, in full settlement of all claims against the United States for personal injuries, hospital and medical expenses, sustained when

the automobile he was driving and a United States Army truck collided on United States Highway Numbered 99, near Visalia Airport, California, on June 29, 1941: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 1, 1943.

[CHAPTER 114]

AN ACT

Conferring jurisdiction upon the United States District Court for the Middle District of Georgia to hear, determine, and render judgment upon the claim of H. M. Reid and Company, of Macon, Georgia.

June 1, 1943  
[H. R. 2067]  
[Private Law 51]

H. M. Reid and  
Company.

*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 United States District Court for the Middle District of Georgia to hear, determine, and render judgment upon the claim of H. M. Reid and Company, of Macon, Georgia, for damages sustained as a result of allegedly being wrongfully deprived of the right to cut timber on certain land acquired by the United States in the State of Florida: *Provided*, That in the trial of said cause, the Government shall be permitted to avail itself of all defenses to which it is entitled under the law.

SEC. 2. Suit upon such claim may be instituted at any time within one year after the enactment of this Act, notwithstanding the lapse of time or any statute of limitations. 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 the provisions of paragraph "Twentieth" of section 24 of the Judicial Code, as amended.

36 Stat. 1093.  
28 U. S. C. § 41 (20).

Approved June 1, 1943.

[CHAPTER 116]

AN ACT

For the relief of the legal guardian of Donna Pittel.

June 2, 1943  
[H. R. 535]  
[Private Law 52]

Donna Pittel,  
guardian.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to the legal guardian of Donna Pittel, the sum of \$7,500 in full settlement of all claims against the United States for personal injuries sustained and all medical expenses that now exist or that might be incurred in the future by the said Donna Pittel when she was struck by a United States mail truck on June 23, 1941, at Chicago, Illinois, which mail truck was operated by an employee of the United States Post Office Department in connection with his employment by the Government: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a mis-

demeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 2, 1943.

[CHAPTER 139]

AN ACT

For the relief of Peter Cuccio and Violet Cuccio.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Peter Cuccio and Violet Cuccio, of Brooklyn, New York, the sum of \$6,954.50, in full settlement of all claims against the United States as compensation for the death of Pauline Cuccio and Jasper Cuccio, minor children, and for loss of time and funeral expenses incident thereto, as a result of the crashing of a United States Army plane at Jerusalem and Florence Avenues, Hempstead, Long Island, New York, on September 2, 1941: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 22, 1943.

June 22, 1943  
[H. R. 575]

[Private Law 53]

Peter Cuccio and  
Violet Cuccio.

[CHAPTER 140]

AN ACT

For the relief of Mrs. Eliza Ward.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Mrs. Eliza Ward, of Macon, Georgia, the sum of \$5,245, in full settlement of all claims against the United States as compensation for the death of her husband, George W. Ward, who was killed when the horse which he was riding was struck by a United States Army truck on United States Highway Numbered 80, near Tobesofkee Creek, Georgia, on July 9, 1941: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 22, 1943.

June 22, 1943  
[H. R. 637]

[Private Law 54]

Mrs. Eliza Ward.

[CHAPTER 141]

AN ACT

For the relief of Doctor and Mrs. Richard Stever.

*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 and directed to pay,

June 22, 1943  
[H. R. 1278]

[Private Law 55]

Dr. and Mrs. Rich-  
ard Stever.

out of any money in the Treasury not otherwise appropriated, to Doctor and Mrs. Richard Stever, of Tyrone, Pennsylvania, the sum of \$500, in full settlement of all claims against the United States for personal injuries and property damage sustained by them when the automobile in which they were riding was struck by a Civilian Conservation Corps truck in Altoona, Pennsylvania, on November 24, 1940: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 22, 1943.

[CHAPTER 148]

AN ACT

For relief of Burton S. Radford.

June 26, 1943  
[H. R. 2556]

[Private Law 56]

Burton S. Radford.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Reconstruction Finance Corporation is hereby authorized, notwithstanding any provisions of law prohibiting or restricting the payment of compensation to aliens, to pay Burton S. Radford, formerly an employee of the Corporation, in accordance with the terms of his employment, for services rendered by him during the period from October 16, 1942, to October 29, 1942, inclusive, such payment to be made from any funds available to the Corporation for payment of administrative expenses; and that Burton S. Radford shall not be required by the disbursing officer of the Corporation to refund any moneys heretofore paid to him for services rendered to the Corporation which, under the provisions of section 3 of the Independent Offices Appropriation Act, 1943, approved June 27, 1942, he otherwise might be required to refund: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

56 Stat. 422.

Approved June 26, 1943.

[CHAPTER 152]

AN ACT

For the relief of the heirs of John J. Shields.

June 26, 1943  
[S. 134]

[Private Law 57]

Heirs of John J.  
Shields.

*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 pay, out of any money in the Treasury not otherwise appropriated, to the heirs of John J. Shields, formerly of Philadelphia, Pennsylvania, the sum of \$537, the amount of the funeral expenses incurred for the burial of said John J. Shields; and the payment of such sum shall be in full satisfaction of all claims of such heirs against the United States arising out of the death of said John J. Shields as a result of a collision on October 19, 1940, near Fort Dix, New Jersey, of the automobile in

which the said John J. Shields was riding and an Army station wagon: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 26, 1943.

[CHAPTER 153]

AN ACT

For the relief of W. Cooke.

June 26, 1943

[S. 170]

[Private Law 58]

W. Cooke.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to W. Cooke, of Shawnee, Oklahoma, the sum of \$5,810, in full settlement of his claim against the United States for liquidated damages assessed for delay in the completion of contract No. I-1-ind-6541 for the construction of a gymnasium at the Sequoyah Indian Orphan Training School near Tahlequah, Oklahoma: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or agents, attorney or attorneys, on account of services rendered in connection with said claim. It shall be unlawful for any agent or agents, attorney or attorneys, to exact, collect, withhold, or receive any sum of the amount appropriated in this Act in excess of 10 per centum thereof on account of services rendered in connection with said claim, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 26, 1943.

[CHAPTER 154]

AN ACT

For the relief of Rachel Acerra.

June 26, 1943

[S. 241]

[Private Law 59]

Rachel Acerra.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Rachel Acerra, of West Long Branch, New Jersey, the sum of \$500, in full satisfaction of her claim against the United States for compensation for personal injuries sustained by her when the car which she was driving was struck by a United States Army truck in Oakhurst, New Jersey, on May 28, 1942: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 26, 1943.

## [CHAPTER 155]

## AN ACT

For the relief of Walter C. Blake.

June 26, 1943  
[S. 282]

[Private Law 60]

Walter C. Blake.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Walter C. Blake, of Springfield, Massachusetts, the sum of \$1,000. Such sum shall be in full settlement of all claims against the United States on account of damages sustained by the said Walter C. Blake from the loss of an eye caused by an injury received in April 1919 while he was an employee of the United States Armory at Springfield, Massachusetts: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 26, 1943.

## [CHAPTER 156]

## AN ACT

For the relief of Charles Favors.

June 26, 1943  
[S. 373]

[Private Law 61]

Charles Favors.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Charles Favors, of Phoenix, Arizona, the sum of \$2,000, in full satisfaction of his claim against the United States for compensation for damages sustained and funeral expenses incurred by him as the result of the death of his son, Richard Eugene Favors, a minor, who died from injuries sustained in an accident involving a United States Army truck in which he was riding in Phoenix, Arizona, on February 19, 1942: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 26, 1943.

## [CHAPTER 157]

## AN ACT

For the relief of James B. Lewis, Jarvis T. Mills, and Richard D. Peters.

June 26, 1943  
[S. 410]

[Private Law 62]

James B. Lewis.

*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 pay, out of any money in the Treasury not otherwise appropriated, (1) to James B. Lewis, of Wilmington, North Carolina, the sum of \$200, in full satisfaction of his claim against the United States for compensation for personal injuries sustained and medical expenses incurred by him, as a result of the collision of the automobile in which he was riding, with a

Civilian Conservation Corps ambulance on United States Highway Numbered 17 at a point about ten miles west of New Bern, North Carolina, on May 31, 1940; (2) to Jarvis T. Mills, of Wilmington, North Carolina, the sum of \$350, in full satisfaction of his claim against the United States for compensation for personal injuries sustained and medical expenses incurred by him, and personal property destroyed, in such accident at such time; and (3) to Richard D. Peters, of Wilmington, North Carolina, the sum of \$500 in full satisfaction of his claim against the United States for compensation for personal injuries sustained and medical expenses incurred by him in such accident at such time: *Provided*, That no part of the amounts appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with these claims, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 26, 1943.

Jarvis T. Mills.

Richard D. Peters.

[CHAPTER 158]

AN ACT

For the relief of Inez Smith.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Inez Smith, postmaster at Bluff City, Tennessee, the sum of \$235.76 in full satisfaction of her claim against the United States for reimbursement of the amount paid by her to the United States on account of official funds and stamp stock stolen from the Bluff City post office on August 25, 1939: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 26, 1943.

June 26, 1943

[S. 510]

[Private Law 63]

Inez Smith.

[CHAPTER 159]

AN ACT

For the relief of The Nashville, Chattanooga and Saint Louis Railway.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, the sum of \$4,954.38 to The Nashville, Chattanooga and Saint Louis Railway, a corporation existing under the laws of the State of Tennessee and having its principal place of business in Nashville in said State, in full settlement of all claims against the Government of the United States for damage to property sustained by the said The Nashville, Chattanooga and Saint Louis Railway caused by fire resulting from the spilling of gasoline on the floor of a baggage car while in use as a kitchen car by troops of the Ninety-seventh Field Artillery

June 26, 1943

[S. 516]

[Private Law 64]

The Nashville,  
Chattanooga and  
Saint Louis Railway.

Battalion, while said car was contained in a train being transported by the said railway on its tracks for the movement of the said Ninety-seventh Field Artillery Battalion en route to San Francisco, port of embarkation, March 8, 1942: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 26, 1943.

[CHAPTER 160]

AN ACT

For the relief of Freddie Sanders and Edd Harris.

June 26, 1943  
[S. 520]

[Private Law 65]

Freddie Sanders.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Freddie Sanders, widow of Jim Sanders, deceased, the sum of \$5,000, in full settlement of all her claims against the Government of the United States on account of the death of her husband, who died on November 9, 1940, as a result of injuries sustained on November 2, 1940, when the wagon which he was driving was struck by a truck operated by an employee of the Civil Aeronautics Authority on Highway Numbered 64, about two miles west of Hornsby, in Harde- man County, Tennessee, and the sum of \$500 to Edd Harris, in full satisfaction of all injuries sustained by him while riding as a passenger in such wagon at such time: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Edd Harris.

Approved June 26, 1943.

[CHAPTER 161]

AN ACT

For the relief of A. C. Blount and Oscar Williams.

June 26, 1943  
[S. 625]

[Private Law 66]

A. C. Blount and  
Oscar Williams.

*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 pay, out of any money in the Treasury not otherwise appropriated, to A. C. Blount, of Pensacola, Florida, and Oscar Williams, of Muscogee, Florida, the sum of \$3,000, in full satisfaction of their claim against the United States for compensation for the loss of a dwelling house located in Baldwin County, Alabama, which was destroyed by fire on December 21, 1942, when an electric power line which was severed by a United States Navy airplane fell on such dwelling house and set it afire: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any

contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 26, 1943.

[CHAPTER 162]

AN ACT

For the relief of Lawrence Anthony, R. E. Murphy, Mary E. Armstrong, and R. E. Murphy as administrator of the estate of Ella Murphy.

June 26, 1943  
[S. 628]  
[Private Law 67]

*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 pay, out of any money in the Treasury not otherwise appropriated, (1) to Lawrence Anthony, of Collis, Minnesota, the sum of \$609, in full satisfaction of his claim against the United States for compensation for personal injuries and property damage sustained by him when his automobile which he was operating was struck by a United States Army truck at a point on Highway Numbered 18 two miles west of Corona, California, on December 14, 1941; (2) to R. E. Murphy, of Collis, Minnesota, the sum of \$4,000, in full satisfaction of his claim against the United States for compensation for personal injuries sustained by him as a passenger in such automobile at such time and the sum of \$577.43 in full satisfaction for all funeral expenses of his wife, Ella Murphy; (3) to Mary E. Armstrong, of Riverside, California, the sum of \$3,500, in full satisfaction of her claim against the United States for compensation for personal injuries sustained by her as a passenger in such automobile at such time and the sum of \$562 in full satisfaction of all medical expenses incurred; and (4) to R. E. Murphy, of Collis, Minnesota, as administrator of the estate of Ella Murphy, the sum of \$4,500, in full satisfaction of the claim of the estate of Ella Murphy against the United States for compensation for the death of said Ella Murphy, who died as a result of injuries sustained by her while riding as a passenger in such automobile at such time: *Provided,* That no part of the amounts appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with such claims, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Lawrence Anthony.

R. E. Murphy.

Mary E. Armstrong.

Estate of Ella Murphy.

Approved June 26, 1943.

[CHAPTER 163]

AN ACT

For the relief of Charles Francis Fessenden.

June 26, 1943  
[S. 671]  
[Private Law 68]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That sections 15 to 20, inclusive, 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 (U. S. C., 1934 edition, title 5, secs. 767 and 770), are hereby waived in favor of Charles Francis Fessenden, of Waverly, Pennsylvania, who allegedly was injured and became permanently disabled while engaged in the performance of his duty in

Charles Francis Fessenden.

39 Stat. 746.  
5 U. S. C. §§ 765-770.

October 1916 as an employee at the Navy Yard, Charleston, South Carolina, and as a result of such duty, and his claim for compensation is authorized to be considered and acted upon under the remaining provisions of such Act, as amended, if he files such claim with the United States Employees' Compensation Commission not later than six months after the date of enactment of this Act: *Provided*, That no benefits hereunder shall accrue prior to the approval of this Act.

Approved June 26, 1943.

[CHAPTER 164]

AN ACT

For the relief of Lieutenant M. V. Daven.

June 26, 1943

[S. 684]

[Private Law 69]

First Lt. M. V.  
Daven.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That M. V. Daven, first lieutenant, Quartermaster Corps, United States Army, is hereby relieved of any liability to the United States for repayment of sums amounting in the aggregate to \$474.16 heretofore paid to him as compensation for services rendered by him during the summers of 1932, 1933, 1934, and 1936 as chief baker for the Texas National Guard, at Camp Hulen, Palacios, Texas; and the Comptroller General is authorized and directed to allow credit in the accounts of Taylor Nichols and Lawrence E. McGee, formerly United States property and disbursing officers for the State of Texas, for so much of such sum as has been suspended against the accounts of each of said former officers.

SEC. 2. The Secretary of the Treasury is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to the said M. V. Daven the sum of \$161.50, in full satisfaction of his claim against the United States for reimbursement of the sum which he paid to H. J. Weiler, United States property and disbursing officer for the State of Texas, to compensate said H. J. Weiler for a suspension in his accounts entered by the Comptroller General because of his having paid the said M. V. Daven the sum of \$161.50 for services rendered as chief baker for the Texas National Guard, at Camp Hulen, Palacios, Texas, during the summer of 1937.

Approved June 26, 1943.

[CHAPTER 165]

AN ACT

For the relief of Joseph F. Bolger.

June 26, 1943

[S. 695]

[Private Law 70]

Lt. Joseph F. Bolger.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Joseph F. Bolger, lieutenant, United States Navy, the sum of \$143.75, such sum representing a per diem allowance for subsistence while he was performing temporary additional duty at Norfolk, Virginia, during October and November 1932, which was allowed him by the official orders designating him for such duty but was subsequently disallowed by the Comptroller General: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 26, 1943.

## [CHAPTER 166]

## AN ACT

For the relief of Cinda J. Short.

June 26, 1943  
[S. 717]

[Private Law 71]

Mrs. Cinda J. Short.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Mrs. Cinda J. Short, of Wise County, Virginia, the sum of \$5,000, in full satisfaction of her claims against the United States for compensation for the deaths of her sons, Kermit Short and Victor Short, who were killed, on June 9, 1939, as the result of being struck by a bolt of lightning which was carried to the house of Monroe Short, a local fire warden, deceased husband of the said Cinda J. Short, by unconnected telephone wires installed by enrollees of the Civilian Conservation Corps, such wires not having been grounded, payment of such claim to the said Monroe Short having been authorized by Private Law Numbered 502, Seventy-seventh Congress, approved October 13, 1942, but not having been made prior to the death of the said Monroe Short: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

56 Stat. 1205.

Approved June 26, 1943.

## [CHAPTER 167]

## AN ACT

For the relief of Mr. and Mrs. Walter H. Kindon.

June 26, 1943  
[S. 743]

[Private Law 72]

Mr. and Mrs.  
Walter H. Kindon.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Walter H. Kindon, of Wadley, Georgia, the sum of \$135, and to Mrs. Walter H. Kindon, of Wadley, Georgia, the sum of \$185, in full satisfaction of their respective claims for compensation for personal injuries sustained by them and medical expenses incurred by them as the result of an accident which occurred when their automobile was struck by a United States Army motorcycle near Louisville, Georgia, on August 9, 1941: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 26, 1943.

## [CHAPTER 168]

## AN ACT

For the relief of Viola Dale.

June 26, 1943  
[S. 765]

[Private Law 73]

Viola Dale.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Viola Dale, of Superior, Arizona, the sum of \$1,500, in full satisfaction of all claims against the United States for compensation for personal injuries sustained and medical expenses incurred by her as a result of a collision of the automobile in which she was riding as a passenger and a Forest Service truck which occurred on the Klamath River Road, Siskiyou County, California, on March 19, 1941: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 26, 1943.

[CHAPTER 169]

AN ACT

For the relief of Mary Frances Hutson.

June 26, 1943  
[S. 807]

[Private Law 74]

Mary Frances Hutson.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Mary Frances Hutson, of La Junta, Colorado, the sum of \$2,245.90 in full satisfaction of her claim against the United States for compensation for personal injuries sustained, and reimbursement of medical and hospital expenses incurred, by her as a result of her having been hit by a bullet from a revolver fired during an altercation between two soldiers which occurred in La Junta, Colorado, on December 13, 1941: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved June 26, 1943.

[CHAPTER 170]

AN ACT

Conferring jurisdiction upon the United States District Court for the Middle District of North Carolina to hear, determine, and render judgment upon the claim of Etta Houser Freeman.

June 26, 1943  
[S. 839]

[Private Law 75]

Etta Houser Freeman.

*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 United States District Court for the Middle District of North Carolina to hear, determine, and render judgment, as if the United States were suable in tort, upon the claim of Etta Houser Freeman, of Dobson, North Carolina, for the death of her husband, L. W. Freeman, who was killed January 29, 1938, near Dobson, North Carolina, when the automobile which he was driving was struck by a Civilian Conservation Corps truck operated by one Paul J. Flynn: *Provided*, That the judgment, if any, shall not exceed a total sum of \$5,000.

SEC. 2. Suit upon such claim may be instituted at any time within one year after the enactment of this Act, notwithstanding the lapse of time or any statute of limitations. Proceedings for the determination of such claim, appeals therefrom, and payment of any judgment thereon, shall be in the same manner as in the cases over which such court has jurisdiction under the provisions of paragraph 20 of section 24 of the Judicial Code, as amended.

Approved June 26, 1943.

36 Stat. 1093.  
28 U. S. C. § 41 (20).

[CHAPTER 171]

AN ACT

For the reimbursement of certain enlisted men of the Navy for personal property lost in the loss of the Hugh L. Scott.

June 26, 1943  
[S. 954]  
[Private Law 76]

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, the aggregate sum of \$462.25, to reimburse certain enlisted men of the Navy for the loss of their personal property, as herein next provided, to wit: The sum of \$268.50 to reimburse Donald Robert Leighton, water tender, first class, United States Navy, and the sum of \$193.74 to reimburse Libero Quiero, machinist's mate, first class, United States Navy, for the value of personal property on board the Hugh L. Scott lost by them, respectively, as a result of the loss of the Hugh L. Scott on or about November 18, 1942, in the North African action: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Donald Robert  
Leighton.

Libero Quiero.

Approved June 26, 1943.

[CHAPTER 172]

AN ACT

For the relief of certain disbursing officers of the Army of the United States and for the settlement of individual claims approved by the War Department.

June 26, 1943  
[S. 1025]  
[Private Law 77]

*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 credit in the accounts of the following disbursing officers of the Army of the United States the amounts set opposite their names: Lieutenant Colonel L. M. Edwards, Finance Department, \$2.90; Lieutenant Colonel H. G. Foster, Finance Department (now retired), \$150.97; Lieutenant Colonel E. C. Morton, Finance Department (now retired), \$46.98; Lieutenant Colonel K. S. Olson, Finance Department, \$67.03; Colonel F. Richards, Finance Department, \$85.63; Lieutenant Colonel H. B. Turner, Finance Department, \$37.95; Colonel E. W. Wilson, Finance Department, \$7; Lieutenant Colonel G. S. Woolworth, Judge Advocate General's Department, \$9.64; Lieutenant Colonel H. R. Priest, Finance Department, \$35.60; and Colonel L. H. Sims, Finance Department, \$123.11; the said amounts representing erroneous payments of public funds for which these officers are accountable, such erroneous payments having resulted

Army of the U. S.  
Credit in accounts  
of certain disbursing  
officers.

from minor errors in the computations of pay and allowances due former members of the Civilian Conservation Corps, former members of the Army of the United States, civilian employees, and commercial firms or individuals from whom collection of the overpayments cannot be effected, and which amounts have been disallowed by the Comptroller General of the United States.

Sgt. Hendrik Dolle-  
man and others.

SEC. 2. That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Sergeant Hendrik Dolleman, the amount of \$67; to Sergeant Anthony J. L. Morency, the amount of \$24; to First Sergeant Charles W. Sharbonneau, the amount of \$88.25; and to Staff Sergeant Clarence E. Steele, the amount of \$74.01; such amounts representing the value of personal effects lost by them when in the course of the evacuation of the United States Antarctic Service Expedition's Antarctic bases it became necessary in March 1941 to resort to an emergency abandonment of East Base, in Neny Fjord, Marguerite Bay, Palmer Peninsula, Antarctica.

Pvt. (1st cl.) Rex E.  
Dally.

SEC. 3. That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Private (first class) Rex E. Dally the amount of \$6.57, in full satisfaction of his claim against the United States for a like amount paid by him from personal funds for the transportation of Government property.

Lt. Col. W. T. Delihant.

SEC. 4. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of Lieutenant Colonel W. T. Delihant, Finance Department, the sum of \$27, public funds for which he is accountable, which were lost by his agent officer, Captain John J. Abbott, Medical Administrative Corps, when the car in which he was carrying the said funds skidded from the road and upset in a stream: *Provided*, That no part of the said sum shall be charged to the said Captain John J. Abbott.

Lt. Col. W. E.  
Harris.

SEC. 5. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of Lieutenant Colonel W. E. Harris, Corps of Engineers, the sum of \$19.25, public funds for which he is accountable, which sum represents the difference between per diem of \$5 erroneously paid to Master Sergeant Frank Zinn and the monetary allowance of \$2.25 per day to which he was entitled for a period of travel on duty under orders: *Provided*, That no part of the said sum shall be charged to the said Master Sergeant Frank Zinn.

Col. C. B. Lindner.

SEC. 6. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of Colonel C. B. Lindner, Finance Department, the sum of \$3,974.50; and in the accounts of Major F. J. Stagliano, Finance Department, the sum of \$1,487, public funds for which they are accountable and which were paid by them on fraudulent vouchers prepared by their deputy.

Maj. F. J. Stagliano.

Col. T. G. McCulloch.

SEC. 7. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of Colonel T. G. McCulloch, Finance Department, the sum of \$14.09, public funds for which he is accountable, such sum representing the unrecovered balance of payments totaling \$64.34 made to civilian employees for periods of absence on annual leave, to which leave said employees were not entitled by reason of having been engaged for work in connection with Work Projects Administration projects: *Provided*, That no part of said sum shall be charged to Major Robert E. Cron, Junior, Corps of Engineers.

Lt. Col. E. C. Mor-  
ton.

SEC. 8. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of

Lieutenant Colonel E. C. Morton, Finance Department (now retired), the sum of \$182.31, public funds for which he is accountable and which were paid by him on fraudulent vouchers prepared by a former employee of the United States Forest Service, Department of Agriculture.

SEC. 9. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of Captain H. L. Oldenburg, Finance Department, the sum of \$55.17, public funds for which he is accountable and which were stolen from the locker of his agent officer, Second Lieutenant B. C. Haltom, Coast Artillery, by a person or persons unknown: *Provided*, That the said Second Lieutenant B. C. Haltom shall not be held pecuniarily liable for any part of such sum.

Capt. H. L. Oldenburg.

SEC. 10. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of Lieutenant Colonel H. R. Priest, Finance Department, the sum of \$32.40, public funds for which he is accountable, such sum representing commutation of furlough rations which was paid to an enlisted man and to which he was not entitled by reason of not having returned to his duty station when his furlough was terminated by sickness and subsequent discharge without such return: *Provided*, That no part of the said sum shall be charged to Major Charles L. Driscoll, Medical Administrative Corps.

Lt. Col. H. R. Priest.

SEC. 11. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of Lieutenant Colonel R. L. Scott, Finance Department, the sum of \$264.82, public funds for which he is accountable and which were lost while being carried for pay-roll purposes from one building to another in the custody of his agent officer, Captain Ralph L. Wilkerson, Air Corps: *Provided*, That the said Captain Ralph L. Wilkerson shall not be held pecuniarily liable for any part of such sum.

Lt. Col. R. L. Scott.

SEC. 12. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of Colonel Lee R. Watrous, Junior, Finance Department, the sum of \$1,268, public funds for which he is accountable and which were paid by him on fraudulent vouchers.

Col. Lee R. Watrous, Jr.

SEC. 13. That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to the Advertiser Company, Montgomery, Alabama, \$8; to the Light Publishing Company, San Antonio, Texas, \$5.72; to the Houston Press Company, Houston, Texas, \$8.40; to the Houston Printing Corporation, Houston, Texas, \$11.38; to Carter Glass and Sons, Lynchburg, Virginia, \$12.32; and to the Evening Star Publishing Company, Incorporated, Radford, Virginia, \$8.79, which amounts are due to the several publishing companies mentioned above for advertising ordered and published for and in the interest of the United States without the prior approval of the Secretary of War as required by Revised Statutes 3823 (44 U. S. C. 324): *Provided*, That no persons shall be held pecuniarily liable for any amount on account of the above-mentioned payments: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Advertiser Company, Montgomery, Ala., and other publishing companies.

Approved June 26, 1943.

## [CHAPTER 201]

## AN ACT

For the relief of Gertrude Ricketts.

July 8, 1943

[H. R. 249]

[Private Law 78]

Gertrude Ricketts.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Gertrude Ricketts, of Holcombe, Wisconsin, the sum of \$1,000, in full settlement of all claims against the United States for personal injuries received as a result of the explosion of a gasoline stove operated by a supervisor of a Works Progress Administration home economics class on May 19, 1937, in the town hall, Ruby Township, Chippewa County, Wisconsin: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved July 8, 1943.

## [CHAPTER 202]

## AN ACT

For the relief of Frank Borah.

July 8, 1943

[H. R. 1081]

[Private Law 79]

Frank Borah.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, the sum of \$2,371.30 to Frank Borah, of Philadelphia, Pennsylvania, in full settlement of all claims against the United States for personal injuries suffered as a result of an accident involving an Army truck at Logan and Greene Streets, Germantown, Philadelphia, Pennsylvania, on January 29, 1942: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved July 8, 1943.

## [CHAPTER 203]

## AN ACT

For the relief of El Paso Electric Company.

July 8, 1943

[H. R. 1096]

[Private Law 80]

El Paso Electric  
Company, El Paso,  
Tex.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to El Paso Electric Company, of El Paso, Texas, the sum of \$160, in full settlement of the claim of this company for funds advanced on account of immigration head tax, which sum was refunded to aliens by this company upon their leaving the United States: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum

thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved July 8, 1943.

[CHAPTER 204]

AN ACT

For the relief of J. Frank Meador.

July 8, 1943  
[H. R. 1334]  
[Private Law 81]

J. Frank Meador.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to J. Frank Meador, of Atlanta, Georgia, (1) the sum of \$500 in a lump sum as soon as practicable after the date of enactment of this Act and (2) the sum of \$100 per month for each month beginning with the month in which this Act is enacted and ending with the twentieth month for which such payments of \$100 are made or the month preceding the month of death of the said J. Frank Meador, whichever may be the earlier; the payment of such sums to be in full satisfaction of all claims against the United States for compensation for personal injuries sustained by the said J. Frank Meador as the result of having been struck by a bicycle operated by a special-delivery messenger of the Atlanta post office on June 20, 1942: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid to or received by any agent or agents, attorney or attorneys, on account of services rendered in connection with said claim. It shall be unlawful for any agent or agents, attorney or attorneys, to exact or collect, withhold, or receive any sum of the amount appropriated in this Act in excess of 10 per centum thereof on account of services rendered in connection with said claim, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved July 8, 1943.

[CHAPTER 205]

AN ACT

For the relief of Robert H. Pulliam.

July 8, 1943  
[H. R. 1557]  
[Private Law 82]

Robert H. Pulliam.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Robert H. Pulliam, of Walnut, Mississippi, the sum of \$700, in full settlement of all claims against the United States for personal injuries and property damage sustained as a result of the collision of the car in which he was riding and a Civilian Conservation Corps truck, on September 20, 1941, near Walnut, Mississippi: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this

Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved July 8, 1943.

[CHAPTER 206]

AN ACT

For the relief of Robert N. Bickert.

July 8, 1943

[H. R. 1602]

[Private Law 83]

Robert N. Bickert.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Robert N. Bickert the sum of \$60.38, in full settlement of all claims against the United States to reimburse him for the expense borne by him incident to his transfer as an employee of the Soil Conservation Service from Hebron, Nebraska, to Stanton, Nebraska, on September 20, 1940: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved July 8, 1943.

[CHAPTER 207]

AN ACT

For the relief of Jennie Walker.

July 8, 1943

[H. R. 2089]

[Private Law 84]

Jennie Walker.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Jennie Walker, of Tacoma, Washington, the sum of \$500, in full settlement of all claims against the United States on account of the personal injury resulting when she was struck by a United States mail truck on May 2, 1941, in Tacoma, Washington: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of the services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved July 8, 1943.

[CHAPTER 208]

AN ACT

To correct an error and to confirm, as of March 2, 1861, the title to certain saline lands in Jackson County, State of Illinois, to Edward Holden.

July 8, 1943

[H. R. 2047]

[Private Law 85]

Edward Holden.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to correct an error and to confirm, as of March 2, 1861, the title of Edward Holden to certain saline lands in Jackson County, State of Illinois, so much of the Act entitled "An Act for the confirmation of

the title to the saline lands in Jackson County, State of Illinois, to D. H. Brush, and others", approved March 2, 1861, as reads "To Edward Holden, the northeast, southeast, northwest, and southwest quarters of the southeast quarter of section 7, township 9, of range 2; northwest, southwest, and northeast quarters of the northwest quarter of section 1, township 9, of range 3" is amended by striking out the word "northeast" where it appears the second time and by inserting in lieu thereof the word "southeast".

Approved July 8, 1943.

12 Stat. 891.

[CHAPTER 214]

AN ACT

For the relief of George Henry Bartole and Vernon Wayne Tennyson.

July 10, 1943  
[H. R. 1315]  
[Private Law 86]

George Henry Bartole and Vernon Wayne Tennyson.

*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 pay, out of any money in the Treasury not otherwise appropriated, to George Henry Bartole, San Diego, California, the sum of \$585, and to Vernon Wayne Tennyson, San Diego, California, the sum of \$653, in full settlement of all claims against the United States on account of personal injuries and property damage sustained on May 3, 1942, when the automobile in which they were riding was struck on United States Highway Numbered 101, near San Clemente, California, by a United States Marine Corps jeep: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved July 10, 1943.

[CHAPTER 225]

AN ACT

For the relief of Florence B. Hutchinson.

July 12, 1943  
[H. R. 1463]  
[Private Law 87]

Florence B. Hutchinson.

*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 pay, out of any money in the Treasury not otherwise appropriated, the sum of \$416 to Florence B. Hutchinson, of Washington, District of Columbia, in full settlement of all claims against the United States for personal injuries, medical, and other expenses sustained by her, when she fell getting out of an elevator on March 1, 1941, in the Champlain Apartment Building, Washington, District of Columbia, occupied by the Securities and Exchange Commission: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved July 12, 1943.

## [CHAPTER 226]

## AN ACT

For the relief of the legal guardian of Leonard L. Gay.

July 12, 1943  
[H. R. 1784]

[Private Law 88]

Guardian of Leon-  
ard L. Gay.

*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 pay, out of any money in the Treasury not otherwise appropriated, to the legal guardian of Leonard L. Gay, Carlsbad, New Mexico, the sum of \$2,500, in full settlement of all claims against the United States for personal injuries sustained by Leonard L. Gay by an exploding cartridge during United States Army maneuvers in Louisiana, on January 16, 1942: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved July 12, 1943.

## [CHAPTER 227]

## AN ACT

For the relief of John Rhoden.

July 12, 1943  
[H. R. 2088]

[Private Law 89]

John Rhoden.

39 Stat. 746.  
5 U. S. C. §§ 765, 770.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That sections 15 and 20 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 (U. S. C., 1940 edition, title 5, secs. 767 and 770), are hereby waived in favor of John Rhoden, Brushart, Kentucky, and his claim for compensation for disability, resulting from an injury alleged to have been sustained on January 12, 1940, while employed by the Work Projects Administration, is authorized and directed to be considered and acted upon under the remaining provisions of such Act, as amended, and under other provisions of law relating to disability or death compensations and benefits for employees of the Work Projects Administration, as if he had filed notice of injury and claim for compensation for disability within the time prescribed by such sections 17 and 20, but only if he files such claim with the United States Employees' Compensation Commission not later than sixty days after the date of enactment of this Act.

39 Stat. 746.  
5 U. S. C. §§ 767, 770.

Approved July 12, 1943.

## [CHAPTER 235]

## AN ACT

For the relief of Forrest W. Dickey.

July 13, 1943  
[H. R. 235]

[Private Law 90]

Forrest W. Dickey.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Forrest W. Dickey, of Bakersfield, California, the sum of \$6,000, in full settlement of all claims against the United States for personal injuries, hospital and medical expenses, sustained when shot without provocation by an armed soldier of the United States Army at

Barstow, California, on January 27, 1942: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved July 13, 1943.

[CHAPTER 244]

AN ACT

For the relief of Primo Giordanengo and Angie Giordanengo.

September 28, 1943  
[S. 462]  
[Private Law 91]

*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 pay, out of any money in the Treasury not otherwise appropriated, to Primo Giordanengo and Angie Giordanengo of San Pedro, California, the sum of \$1,471.31, in full satisfaction of their claim against the United States for compensation for damages to, and for loss of rentals from, their apartment building in San Pedro, California, which resulted from heavy gunfire on May 16, 1942, by Coast Artillery units located at Fort MacArthur, California: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Primo Giordanengo  
and Angie Giordanengo.

Approved September 28, 1943.

[CHAPTER 245]

AN ACT

For the relief of Angeline Arbuckle.

September 28, 1943  
[S. 626]  
[Private Law 92]

*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 pay, out of any money in the Treasury not otherwise appropriated, to Angeline Arbuckle, the sum of \$2,500, in full settlement of her claim against the United States for compensation for personal injuries sustained by her when the automobile in which she was riding was struck by a Civilian Conservation Corps truck on United States Highway Numbered 53, in St. Louis County, Minnesota, on July 23, 1937: *Provided*, That the acceptance of such sum shall be in full and final settlement of any and all judgments against Walter Mitchell, driver of the Civilian Conservation Corps truck: *Provided further*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Angeline Arbuckle.

Approved September 28, 1943.

## [CHAPTER 246]

## AN ACT

For the relief of Joseph A. Lassiter.

September 28, 1943  
[S. 652]  
[Private Law 93]

Joseph A. Lassiter.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Joseph A. Lassiter, of Rockingham, North Carolina, the sum of \$1,541, in full satisfaction of his claim against the United States for compensation for personal injuries sustained by him and for reimbursement of hospital and medical expenses incurred as a result of an accident which occurred when he was struck by a United States Army truck in Rockingham, North Carolina, on November 22, 1941: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved September 28, 1943.

## [CHAPTER 247]

## AN ACT

For the relief of Robert Kish Lee and Elizabeth Kish.

September 28, 1943  
[S. 915]  
[Private Law 94]

Robert Kish Lee.

Elizabeth Kish.

Relief of Vincent  
Amatrudi from lia-  
bility.

*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 pay, out of any money in the Treasury not otherwise appropriated, (1) to Robert Kish Lee, of New York, New York, the sum of \$500, in full satisfaction of his claim against the United States for compensation for personal injuries sustained by him when he was struck by a United States mail truck driven by Vincent Amatrudi, an employee of the Post Office Department, in the performance of his official duties, in New York City, on July 31, 1939; the said Robert Kish Lee having obtained a judgment for \$500 against the said Vincent Amatrudi, in the District Court of the United States for the Southern District of New York, on account of such injuries, and (2) to Elizabeth Kish, of New York, New York, the sum of \$112.72, in full satisfaction of her claim against the United States for reimbursement of medical and other expenses incurred by her on account of the injuries so sustained by the said Robert Kish Lee; the said Elizabeth Kish having obtained a judgment for \$112.72 against the said Vincent Amatrudi, in the District Court of the United States for the Southern District of New York, on account of such expenses: *Provided,* That the said Robert Kish Lee and the said Elizabeth Kish shall furnish to the Secretary of the Treasury satisfactory evidence of the relief of the said Vincent Amatrudi from liability for the payment of such judgments: *Provided further,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved September 28, 1943.

## [CHAPTER 250]

## AN ACT

For the relief of Doctor J. W. Goin.

September 29, 1943

[S. 824]

[Private Law 95]

Dr. J. W. Goin.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Doctor J. W. Goin, of Albany, Oregon, the sum of \$3,005, in full satisfaction of his claim against the United States for loss of and damage to certain livestock as the result of eating borax which had been placed by employees of the Bonneville Power Administration, as a weed deterrent, around transmission-line poles on property owned by the said Doctor J. W. Goin on or about June 24, 1941: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved September 29, 1943.

## [CHAPTER 251]

## AN ACT

For the relief of Samuel Jacobs and Harry Jacobs.

September 29, 1943

[S. 787]

[Private Law 96]

Samuel Jacobs and  
Harry Jacobs.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Samuel Jacobs, of Baltimore, Maryland, the sum of \$1,743.18 and to Harry Jacobs, his son, the sum of \$900, in full settlement of all claims against the United States for property damage, medical and hospital expenses incurred by them as a result of being struck by a vehicle operated by the United States Army, at the intersection of North Avenue and Mount Royal Terrace, Baltimore, Maryland, on December 6, 1941, at 12:05 antemeridian: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved September 29, 1943.

## [CHAPTER 252]

## AN ACT

For the relief of Doctor Douglas E. Lawson.

September 30, 1943

[S. 929]

[Private Law 97]

Dr. Douglas E.  
Lawson.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Commissioner of Work Projects is authorized and directed to pay, out of any money available for the payment of compensation to officers and employees of the Work Projects Administration, to Doctor Douglas E. Lawson, of Carbondale, Illinois, the sum of \$134.50, in full satisfaction of his claim against the United States for payment of the

unpaid portion of the compensation agreed upon for the services rendered by him during the Wyoming Adult Education, Recreation, and Nursery School Workers Training Conference held at the University of Wyoming, Laramie, Wyoming, from August 18 to 30, 1941, inclusive: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved September 30, 1943.

[CHAPTER 254]

AN ACT

For the relief of Velma Pikkarainen.

October 1, 1943  
[S. 332]

[Private Law 98]

Velma Pikkarainen.

*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 pay, out of any money in the Treasury not otherwise appropriated, the sum of \$825, to Velma Pikkarainen, of Towner County, North Dakota, in full satisfaction of her claim against the United States for compensation for the value of a Ford automobile seized by agents of the Bureau of Customs, Treasury Department, on June 22, 1939, and sold on November 10, 1939, the basis for such seizure and sale being that such automobile allegedly had been used by O. V. Pikkarainen, the husband of the said Velma Pikkarainen, to facilitate a violation of the customs laws, although the criminal case against the said O. V. Pikkarainen was dismissed: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved October 1, 1943.

[CHAPTER 255]

AN ACT

For the relief of the United States Parcel Post Building Company, of Cleveland, Ohio.

October 2, 1943  
[S. 159]

[Private Law 99]

U. S. Parcel Post  
Building 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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to the United States Parcel Post Building Company the sum of \$4,827.06, in full settlement of its claim against the United States for rent alleged to be due for the period from July 1 to July 23, 1935, for quarters in the Parcel Post Station Building, Cleveland, Ohio, formerly occupied by the Post Office Department as a parcel-post station under lease dated October 9, 1928: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary

notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved October 2, 1943.

[CHAPTER 257]

AN ACT

For the relief of Major George E. Golding.

October 5, 1943  
[S. 426]  
[Private Law 100]

Maj. George E.  
Golding.

*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 pay, out of any money in the Treasury not otherwise appropriated, to George E. Golding, major, United States Marine Corps, retired, who was relieved from active duty because of physical disability on August 2, 1941, and who was returned to active duty for the period from November 12, 1941, to April 1, 1942, for appearances before a board of medical survey and a Navy retiring board, the sum of \$2,161.31, representing pay and allowances for such period of active duty: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved October 5, 1943.

[CHAPTER 262]

AN ACT

For the relief of Howard Morgan.

October 18, 1943  
[H. R. 305]  
[Private Law 101]

Howard Morgan.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Howard Morgan, Pensacola, Florida, the sum of \$250, in full settlement of all claims against the United States on account of personal injuries sustained by his minor son, Tom Morgan, who was injured on May 26, 1942, when he was struck near his home by a wire fence pushed against him by a United States Navy ambulance which drove through the fence without warning: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved October 18, 1943.

[CHAPTER 263]

AN ACT

For the relief of Mrs. Robert C. Anderson.

October 18, 1943  
[H. R. 938]  
[Private Law 102]

Mrs. Robert C.  
Anderson.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Mrs. Robert

C. Anderson, Denham, Minnesota, the sum of \$58.38, in full settlement of all claims against the United States on account of necessary expenses incurred by her in connection with a journey from Minneapolis, Minnesota, to Memphis, Tennessee, and return, such journey having been undertaken as the result of the receipt of a telegram from the Department of the Navy stating that her husband, a fireman, second-class in the United States Navy and stationed at the United States Naval Training School at Memphis, was seriously ill, when upon her arrival in Memphis, the said Mrs. Robert C. Anderson learned that her husband was not ill and that the telegram had been sent to her by mistake: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved October 18, 1943.

[CHAPTER 267]

AN ACT

For the relief of Jacob Wolozin.

October 19, 1943  
[H. R. 1222]

[Private Law 103]

Jacob Wolozin.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Jacob Wolozin, New York City, New York, the sum of \$2,000, in full settlement of all claims against the United States for injuries sustained by the said Jacob Wolozin, resulting from his being struck by a Work Projects Administration station wagon in New York City, New York, on June 26, 1942: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved October 19, 1943.

[CHAPTER 268]

AN ACT

For the relief of Kathleen B. Maier.

October 19, 1943  
[H. R. 2734]

[Private Law 104]

Kathleen B. Maier.

*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 pay, out of any money in the Treasury not otherwise appropriated, the sum of \$72, to Kathleen B. Maier, of Passaic, New Jersey, in full settlement of all claims against the United States for services rendered as a temporary clerk in the office of Local Board Numbered 8, Passaic County, New Jersey, Selective Service System, in September 1942: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwith-

standing. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved October 19, 1943.

[CHAPTER 272]

AN ACT

For the relief of J. E. Martin.

October 21, 1943

[H. R. 304]

[Private Law 106]

*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 pay, out of any money in the Treasury not otherwise appropriated, to J. E. Martin, Crestview, Florida, the sum of \$250.04, in full settlement of all claims of the said J. E. Martin against the United States for losses incurred on account of personal injuries sustained by his wife and minor child and damage to his automobile when such automobile was in collision on October 3, 1941, in Crestview, Florida, with an Army reconnaissance car: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

J. E. Martin.

Approved October 21, 1943.

[CHAPTER 274]

AN ACT

Authorizing the President to present, in the name of Congress, a Distinguished Service Cross to George F. Thompson.

October 23, 1943

[H. R. 1869]

[Private Law 106]

*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 present, in the name of Congress, a Distinguished Service Cross to George F. Thompson, of the United States Marine Corps, for conspicuous bravery while serving as a private in the Marine Corps on the morning of July 18, 1918, at the forest of Retz.

George F. Thompson.

Approved October 23, 1943.

[CHAPTER 278]

AN ACT

For the relief of John P. von Rosenberg.

October 25, 1943

[H. R. 533]

[Private Law 107]

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to John P. von Rosenberg of Chicago, Illinois, the sum of \$3,772.64 in full settlement of all claims against the United States on account of death of his wife, Elsie C. von Rosenberg, and on account of all property damages, medical, funeral, and other expenses incurred by the said John P. von Rosenberg and wife as a result of a collision involving a vehicle of the Bureau of Internal Revenue at the intersection of Willow Street and Baker Street in the city of Lake Geneva, Wisconsin, on June 3, 1939: *Provided,* That no part of the amount appro-

John P. von Rosenberg.

priated in this Act in excess of 10 per centum shall be paid or delivered to or received by any agent or agents, attorney or attorneys, on account of services rendered in connection with said claim. It shall be unlawful for any agent or agents, attorney or attorneys, to exact, collect, withhold, or receive any sum of the amount appropriated in this Act in excess of 10 per centum thereof on account of services rendered in connection with said claim, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved October 25, 1943.

[CHAPTER 282]

AN ACT

For the relief of Western Maryland Dairy, Inc.

October 26, 1943

[S. 560]

[Private Law 108]

Western Maryland  
Dairy, Inc.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Western Maryland Dairy, Inc., of Baltimore, Maryland, the sum of \$3,082.63, in full satisfaction of its claim against the United States for compensation for loss and damage to personal property resulting from a collision which occurred when a truck and tank trailer belonging to such company was struck by a United States Army truck at the intersection of routes 26 and 27 in Taylorsville, Maryland, on December 5, 1941: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved October 26, 1943.

[CHAPTER 283]

AN ACT

For the relief of J. P. Woolsey.

October 26, 1943

[S. 841]

[Private Law 109]

J. P. Woolsey.

*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 pay, out of any money in the Treasury not otherwise appropriated, to J. P. Woolsey, of Madison, Wisconsin, the sum of \$500, in full satisfaction of his claim against the United States for compensation for property damage and personal injuries sustained by him as the result of a collision between his automobile and a United States Army motor vehicle on May 22, 1941, at Lake Deton, Wisconsin: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved October 26, 1943.

## [CHAPTER 284]

AN ACT  
For the relief of Cleo Pickrell.October 26, 1943  
[S. 1293]  
[Private Law 110]

Cleo Pickrell.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, the sum of \$7,670.75, to Cleo Pickrell, of Tipton, Oklahoma, in full satisfaction of his claim against the Commodity Credit Corporation for indemnity for the loss of cotton by fire on December 24, 1942, the insurance on which was canceled by Cleo Pickrell shortly before the fire upon the erroneous advice given him by an inspector for the Corporation that the cotton was protected against fire loss by the Government: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved October 26, 1943.

## [CHAPTER 285]

AN ACT  
For the relief of the R. B. Walker Funeral Home.October 26, 1943  
[S. 1346]  
[Private Law 111]R. B. Walker Fu-  
neral Home.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to the R. B. Walker Funeral Home, Greenfield, Ohio, the sum of \$200 in full settlement of all claims against the United States for funeral services rendered in connection with the burial of the remains of Artie William Benson, apprentice seaman, United States Naval Reserve: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved October 26, 1943.

## [CHAPTER 288]

AN ACT  
For the relief of Anthony J. Leiberschal.October 27, 1943  
[H. R. 1907]  
[Private Law 112]Anthony J. Leiber-  
schal.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Anthony J. Leiberschal, Everett, Washington, the sum of \$2,775.43, in full settlement of all claims of the said Anthony J. Leiberschal against the United States for losses sustained as the result of a United States Army airplane crashing on February 17, 1942, into a chicken house owned

by the said Anthony J. Leiberschall and located approximately six miles east of Paine Field, near Silver Lake, Washington: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved October 27, 1943.

[CHAPTER 291]

AN ACT

For the relief of Rafael Torres.

October 28, 1943  
[H. R. 2152]

[Private Law 113]

Rafael Torres.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Rafael Torres, of Ysleta, Texas, the sum of \$677.05, in full settlement of all claims against the United States Government for damage sustained when a truck he was driving while hauling rock for the United States Boundary Commission was thrown into the Rio Grande by cave-in of the levee, on June 12, 1942: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved October 28, 1943.

[CHAPTER 292]

AN ACT

Authorizing the Comptroller General of the United States to settle and adjust the claim of J. C. Munn.

October 28, 1943  
[S. 425]

[Private Law 114]

J. C. Munn.

*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 hereby is, authorized and directed to settle and adjust the claim of J. C. Munn for the amount of the obligations incurred by him as guardian of William Taylor Hicks, on the recommendation of a representative of the Veterans' Administration, in providing medical and nursing services, food, household furniture, and other necessities for his said ward, and to allow in full and final settlement of said claim a sum not to exceed \$171.75. There is hereby appropriated the sum of \$171.75, or so much thereof as may be necessary, for the payment of the claim: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved October 28, 1943.

## [CHAPTER 305]

## AN ACT

For the relief of Morris Leff.

November 22, 1943  
[H. R. 244]  
[Private Law 115]

Morris Leff.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Morris Leff, of Brooklyn, New York, the sum of \$4,000, in full settlement of all claims against the United States for personal injuries sustained by Morris Leff in an accident involving an Army airplane near Farmingdale, Long Island, on December 7, 1941; said injury being incurred when Morris Leff and other bystanders were struck by said plane which made a forced landing: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

## [CHAPTER 306]

## AN ACT

To authorize settlement of individual claims of naval personnel for damage to private property shipped from Pearl Harbor, Hawaii, to San Francisco, California.

November 22, 1943  
[H. R. 273]  
[Private Law 116]Naval personnel.  
Compensation for  
damages to private  
property.

*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 pay, out of any money in the Treasury not otherwise appropriated, the sum of \$7,592.27 to the persons whose names appear below, as compensation in full for damages to their private property shipped from Pearl Harbor, Hawaii, to San Francisco, California, on or about December 27, 1941, on a vessel chartered by the Navy Department for the purpose of evacuating the families of naval personnel from Hawaii: Wilma L. Aeschliman, \$167.15; Commander Lysle W. Cease, United States Navy, \$178.67; Carpenter Robert A. Dusch, United States Navy, \$175.83; Grace Lee Gench, wife of E. L. Gench, chief machinist's mate, United States Navy (deceased), \$867.73; Lieutenant (Junior Grade) Charles A. Giermann, United States Navy, \$321.50; Donald E. Harvey, aviation metalsmith, first class, United States Navy, \$26.50; Machinist E. F. Kyne, United States Navy, \$198; Mrs. O. A. Martin, wife of O. A. Martin, torpedoman, first class, United States Navy, \$655.63; H. L. Pott, chief water tender, United States Navy, \$66; Mrs. V. E. Pruess, wife of V. E. Pruess, radioman, first class, United States Navy, \$700.92; Mrs. W. H. Schwartz, wife of Lieutenant Commander W. H. Schwartz, United States Navy, \$1,599.38; L. P. Smith, chief boatswain's mate, United States Navy, \$190; Lieutenant Commander A. M. Townsend, United States Navy, \$400.69; Commander J. P. Wood, United States Navy, \$886.85; Anna T. Guthrie, wife of F. Guthrie, chief boatswain, United States Navy, \$473.67; Reuben J. Kemper, carpenter's mate, first class, United States Navy, \$161; Jim Caudel, radioman, first class, United States Navy, \$333.42; Carpenter H. L. Powers, United States Navy, \$189.33: *Provided*, That if any of the beneficiaries under this Act are deceased, payment herein authorized shall be made to their heirs: *And pro-*

*vided further*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with these claims, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

[CHAPTER 307]

AN ACT

For the relief of Sigurd J. E. Wallstedt.

November 22, 1943  
[H. R. 400]  
[Private Law 117]

Sigurd J. E. Wallstedt.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Sigurd J. E. Wallstedt, a resident of the Territory of Alaska, the sum of \$4,000, in full settlement of all claims against the Government of the United States for injuries sustained on July 17, 1941, at Seward, Alaska, while a passenger in a United States Army vehicle: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

[CHAPTER 308]

AN ACT

For the relief of the Farrell-Argast Electric Company.

November 22, 1943  
[H. R. 560]  
[Private Law 118]

Farrell-Argast Electric 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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to the Farrell-Argast Electric Company, Indianapolis, Indiana, the sum of \$402.68, as additional payment for three transformers delivered to the War Department under a bid which through error resulted in the Government receiving three transformers at the price of one transformer: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or agents, attorney or attorneys, on account of services rendered in connection with said claim. It shall be unlawful for any agent or agents, attorney or attorneys, to exact, collect, withhold, or receive any sum of the amount for services rendered in connection with said claim, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

## [CHAPTER 309]

## AN ACT

For the relief of the estate of Hyman Wiener.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to the estate of Hyman Wiener, the sum of \$7,500, in full settlement of all claims against the United States for the death of Hyman Wiener, who was fatally injured when a United States Army plane fell on him at Montefiore Cemetery, Suffolk County, Long Island, New York, on December 7, 1941: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

November 22, 1943  
[H. R. 1049]

[Private Law 119]

Hyman Wiener, estate.

## [CHAPTER 310]

## AN ACT

For the relief of Fred A. Flanders.

*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 is hereby authorized and directed to cancel the indebtedness of Fred A. Flanders in the amount of \$590.55 arising out of the fact that for the period from November 1, 1930, to March 31, 1941, he was paid for services rendered by him as surveyman or inspector in the United States Engineer Office at Clewiston, Florida, and also as cooperative weather observer at Moore Haven, Florida, for the Department of Commerce, the payment of such dual compensation being in contravention of the provisions of section 6 of the Act of May 10, 1916, as amended by the Act of August 29, 1916 (39 Stat. 582, U. S. C., title 5, sec. 58).

Approved November 22, 1943.

November 22, 1943  
[H. R. 1144]

[Private Law 120]

Fred A. Flanders.

## [CHAPTER 311]

## AN ACT

For the relief of Lillian C. Ferreira.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Lillian C. Ferreira, of Fall River, Massachusetts, the sum of \$1,500, in full settlement of all claims against the United States for injuries sustained by her late husband, John S. Ferreira, of Fall River, Massachusetts, when he was knocked down and badly injured by a United States post-office vehicle on October 16, 1939, at Fall River, Massachusetts: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered

November 22, 1943  
[H. R. 1435]

[Private Law 121]

Lillian C. Ferreira.

in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

[CHAPTER 312]

AN ACT

For the relief of Charles W. Ruckman.

November 22, 1943  
[H. R. 1498]  
[Private Law 122]

Charles W. Ruck-  
man.

*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 and directed to pay, out of the civil service retirement and disability fund, to Charles W. Ruckman, the sum of \$3,150.42, in full settlement of all claims against the United States, said sum representing the total annuity payments received by him under the Civil Service Retirement Act, in good faith, while serving as postmaster at the Concho (Oklahoma) post office, and which he was required to refund: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

[CHAPTER 313]

AN ACT

For the relief of Arkansas Power and Light Company.

November 22, 1943  
[H. R. 1555]  
[Private Law 123]

Arkansas Power  
and Light 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 is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Arkansas Power and Light Company, Little Rock, Arkansas, the sum of \$3,574.81, in full settlement of all claims against the United States for the value, agreed upon by the company and representatives of the Quartermaster Corps, United States Army, of facilities and equipment for the distribution of electric power which were installed by the company at former Camp Pike (now Camp Robinson), Little Rock, Arkansas, when such camp was a National Guard camp, under an agreement that such facilities and equipment were to remain the property of the company, and which were taken over and requisitioned by the United States on November 28, 1940: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

## [CHAPTER 314]

## AN ACT

For the relief of Helen Engell Thompson.

November 22, 1943  
[H. R. 1666]  
[Private Law 124]Helen Engell  
Thompson.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Helen Engell Thompson, Olympia, Washington, the sum of \$2,029.50, in full settlement of all claims against the United States on account of damage to real and personal property on April 4, 1942, when a United States Army aircraft crashed into and destroyed her residence in the city of Olympia, Washington: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

## [CHAPTER 315]

## AN ACT

For the relief of Mrs. Ina Mae Shipman.

November 22, 1943  
[H. R. 1769]  
[Private Law 125]Mrs. Ina Mae Ship-  
man.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Mrs. Ina Mae Shipman, of Osceola, Saint Clair County, Missouri, the sum of \$11,039, in full settlement of all claims against the United States for the death of her husband, Bernal Shipman, and personal injuries, medical and hospital expenses sustained by her as a result of a collision between the automobile in which they were riding and a United States Army truck on United States Highway Numbered 54, near Collins, Missouri, on November 30, 1941: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

## [CHAPTER 316]

## AN ACT

For the relief of Harold E. Dalton.

November 22, 1943  
[H. R. 1887]  
[Private Law 126]

Harold E. Dalton.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Harold E. Dalton, of Los Angeles, California, the sum of \$5,382.09, in full settlement of all claims against the United States on account

of personal injuries sustained by the said Harold E. Dalton on October 20, 1938, when the automobile which he was driving at or near Rialto, California, was struck by a United States Forestry fire truck: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

[CHAPTER 317]

AN ACT

For the relief of Andrew Williams.

November 22, 1943  
[H. R. 1889]

[Private Law 127]

Andrew Williams.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Andrew Williams, of De Ridder, Louisiana, the sum of \$3,000, in full settlement of all claims against the United States for personal injuries sustained when he was shot by Clifford Davis, a soldier on Military Police duty in De Ridder, Louisiana, on September 23, 1941: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

[CHAPTER 318]

AN ACT

For the relief of Edward A. Silvia.

November 22, 1943  
[H. R. 1918]

[Private Law 128]

Edward A. Silvia.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, and in full settlement of all claims against the Government of the United States, the sum of \$2,500 to Edward A. Silvia, of Quincy, Massachusetts, for medical and hospital expenses and for personal injuries received as the result of being struck by a United States Army vehicle on June 26, 1942: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

## [CHAPTER 319]

## AN ACT

For the relief of Marcus O. and Faye D. Rowland, the parents of George L. Rowland, deceased.

November 22, 1943  
[H. R. 1920]  
[Private Law 129]

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Marcus O. Rowland and Faye D. Rowland, the parents of George L. Rowland, deceased, of Locust Grove, Mayes County, First District, Oklahoma, the sum of \$4,000, in full settlement of all claims against the United States for losses sustained by said Marcus O. Rowland and Faye D. Rowland on account of the death of George L. Rowland, deceased, who died from injuries received October 20, 1938, in the accident when the automobile in which he was riding at or near Rialto, California, was struck by a United States Forestry fire truck: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Marcus O. Rowland and Faye D. Rowland.

Approved November 22, 1943.

## [CHAPTER 320]

## AN ACT

For the relief of John E. Haas.

November 22, 1943  
[H. R. 2182]  
[Private Law 130]

*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 John E. Haas, an employee of the Treasury Department retired under the provisions of section 8 (a) of the Act of June 16, 1933, (48 Stat. 305; U. S. C., title 5, sec. 736 (a)), shall not be required to reimburse the United States for any annuity payments received by him during the period of his employment at Hine Junior High School as the director of a boys' club, under the Community Center Department of the Public Schools of the District of Columbia, from July 1, 1935, to April 1, 1941.

John E. Haas.

5 U. S. C., Supp. II,  
§ 736.

Approved November 22, 1943.

## [CHAPTER 321]

## AN ACT

For the relief of Frank and Nancy Foglia, parents of Frank Foglia, a minor, deceased.

November 22, 1943  
[H. R. 2244]  
[Private Law 131]

*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 pay, out of any money in the Treasury not otherwise appropriated, to Frank Foglia and Nancy Foglia, of Fairview, New Jersey, parents of Frank Foglia, a minor, deceased, the sum of \$5,983.35, in full settlement of all claims against the United States for the death of their son, Frank Foglia, a minor, and expenses incident thereto, resulting from personal injuries sustained while he was riding in a Civilian Conservation Corps truck near Preakness, New Jersey, on August 19, 1941: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum

Frank Foglia and Nancy Foglia.

thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

[CHAPTER 322]

AN ACT

For the relief of M. C. Roberts.

November 22, 1943  
[H. R. 2600]  
[Private Law 132]

M. C. Roberts.

*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 pay, out of any money in the Treasury not otherwise appropriated, to M. C. Roberts, of Tulsa, Oklahoma, the sum of \$1,784.90, in full settlement of all claims against the United States for medical and hospital expenses paid by M. C. Roberts on account of personal injuries sustained by his son, Private Robert G. Roberts, United States Army, when the automobile in which he was riding was involved in a collision, in line of duty, near Sapulpa, Oklahoma, on November 30, 1940: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

[CHAPTER 323]

AN ACT

Providing for payment to Nellie Starr McCorkle of accumulated leave accrued and payable to her deceased husband, Captain John Ray McCorkle, under the Act of August 1, 1941 (ch. 348, 55 Stat. 616; 5 U. S. C., sec. 61a).

November 22, 1943  
[H. R. 2675]  
[Private Law 133]

Nellie Starr  
McCorkle.

*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 and directed to pay to Nellie Starr McCorkle, Mesilla Park, New Mexico, the sum of \$623.70, in full settlement of all claims against the United States for accumulated leave accrued and payable to her deceased husband, Captain John Ray McCorkle, under the Act of August 1, 1941 (ch. 348, 55 Stat. 616; 5 U. S. C., sec. 61a), by reason of his civil employment prior to his being ordered to active duty, and payment of which was withheld by reason of the fact that he was killed in the Philippine Islands shortly after the passage of the Act and before he was advised of the benefits accruing to him through the provisions of said Act: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

5 U. S. C., Supp. II,  
§ 61a.

Approved November 22, 1943.

## [CHAPTER 324]

## AN ACT

For the relief of Alice Stamps and Henrietta E. Stamps.

November 22, 1943

[H. R. 2824]

[Private Law 134]

Alice Stamps and  
Henrietta E. Stamps.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Alice Stamps, of Niagara Falls, New York, the sum of \$288.10; to Henrietta E. Stamps, of Niagara Falls, New York, the sum of \$886.35, in full settlement of all claims against the United States for personal injuries, property damage, and medical expenses resulting from a collision on November 4, 1939, when the automobile of Alice Stamps was struck by a Civilian Conservation Corps truck in the city of North Tonawanda, New York: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

## [CHAPTER 325]

## AN ACT

For the relief of Walter R. Jones, Mrs. Norma S. McKinney, and Mrs. Ella Swenson.

November 22, 1943

[H. R. 2905]

[Private Law 135]

Walter R. Jones,  
Mrs. Norma S. Mc-  
Kinney, and Mrs.  
Ella Swenson.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Walter R. Jones, Denver, Colorado, the sum of \$5,000; to pay the sum of \$615.50 to Mrs. Norma S. McKinney, Littleton, Colorado; and to pay the sum of \$584.50 to Mrs. Ella Swenson, Denver, Colorado. The payment of such sums shall be in full settlement of all claims against the United States arising out of the death of Walter R. Jones' wife, Hazel Belle Jones, and for personal injuries and expenses for Mrs. Norma S. McKinney and Mrs. Ella Swenson, as the result of a collision when the automobile in which they were riding was struck by a United States Army truck at the intersection of Iliff Avenue and Colorado Boulevard, Denver, Colorado, on July 23, 1941: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

## [CHAPTER 326]

## AN ACT

For the relief of the Pacific Construction Company.

November 22, 1943

[H. R. 2915]

[Private Law 136]

Pacific Construc-  
tion Company, Ltd.

*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 hereby is, authorized

and directed to settle and adjust the claim of Pacific Construction Company, Limited, for loss sustained by expropriation of lumber and building materials at Haleiwa, Oahu, Territory of Hawaii, by the United States Army on and after December 7, 1941, and to allow in full and final settlement of said claim not to exceed \$2,604.55. There is hereby appropriated the sum of \$2,604.55, or so much thereof as may be necessary, for the payment of said claim: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved November 22, 1943.

[CHAPTER 327]

AN ACT

For the relief of Harry L. Smith.

November 22, 1943  
[H. R. 3331]  
[Private Law 137]

Harry L. Smith.

*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 settle and adjust the claim of Harry L. Smith, of Manteo, North Carolina, for \$236.06, as the amount of damages to his automobile caused by transporting a wounded soldier to a hospital in Elizabeth City, North Carolina, on February 2, 1942, at the request of a lieutenant in the United States Army and to allow in full and final settlement of the claim not to exceed \$236.06. There is hereby appropriated out of any money in the Treasury not otherwise appropriated the sum of \$236.06, or so much thereof as may be necessary, for the payment of the claim.

Approved November 22, 1943.

[CHAPTER 334]

AN ACT

Conferring jurisdiction upon the United States District Court for the Eastern District of Tennessee to hear, determine, and render judgment upon the claim of W. I. Dooly.

December 3, 1943  
[S. 759]  
[Private Law 138]

W. I. Dooly.

*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 United States District Court for the Eastern District of Tennessee to hear, determine, and render judgment upon the claim of W. I. Dooly, of Conasauga, Polk County, Tennessee, for compensation for the value of his undivided one-half interest in tract numbered 766d, containing one hundred and twenty-four and three one-hundredths acres, in Fannin County, Georgia, which was included with other lands acquired by the United States pursuant to condemnation proceedings instituted March 21, 1936 (case numbered 1928 at law), in the United States District Court for the Northern District of Georgia, Atlanta Division, and in which final judgment was rendered on October 5, 1936.

Approved December 3, 1943.

## [CHAPTER 335]

## AN ACT

For the relief of Eddie Percle.

December 3, 1943

[S. 770]

[Private Law 139]

Eddie Percle.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, the sum of \$5,000 to Eddie Percle, in full settlement of all claims against the United States for the death of his wife, Mrs. Octavie Landry Percle, when the automobile in which she was riding was struck by a Civilian Conservation Corps truck, on June 27, 1940, near Thibodaux, Lafourche Parish, Louisiana: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 3, 1943.

## [CHAPTER 336]

## AN ACT

For the relief of the Grafton Boat Works.

December 3, 1943

[S. 862]

[Private Law 140]

Grafton Boat Works.

*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 pay, out of any money in the Treasury not otherwise appropriated, to the Grafton Boat Works, of Grafton, Illinois, the sum of \$240, in full satisfaction of its claim against the United States for compensation for storing a boat belonging to the National Youth Administration during the period from December 1, 1940, to April 1, 1942: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 3, 1943.

## [CHAPTER 337]

## AN ACT

For the relief of the Milford Trust Company and Blanche R. Bennett, as administrators of the estate of Charles E. Reed, deceased.

December 3, 1943

[S. 950]

[Private Law 141]

Charles E. Reed, estate.

*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 pay out of any money in the Treasury not otherwise appropriated, to the Milford Trust Company and Blanche R. Bennett, of Milford, Delaware, as administrators of the estate of Charles E. Reed, deceased, the sum of \$4,155, in full satisfaction of their claims against the United States for com-

compensation for damage to a farm building and certain machinery and equipment therein, owned by such estate, which resulted when a United States Army airplane crashed into such building on July 18, 1942: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 3, 1943.

[CHAPTER 338]

AN ACT

For the relief of Gerald G. Woods.

December 3, 1943

[S. 1008]

[Private Law 142]

Gerald G. Woods.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Gerald G. Woods, of Portsmouth, New Hampshire, the sum of \$71.90, in full satisfaction of his claim against the United States for reimbursement for expenditures made by him as commander of flotilla numbered 301, United States Coast Guard Auxiliary, for rations for members of such auxiliary engaged in operating a Coast Guard patrol boat: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 3, 1943.

[CHAPTER 339]

AN ACT

For the relief of Ervin S. Finley.

December 3, 1943

[S. 1246]

[Private Law 143]

Ervin S. Finley.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Ervin S. Finley, of Sumter, South Carolina, the sum of \$500, in full satisfaction of his claims against the United States for compensation for personal injuries sustained by him when he was struck by a Government-owned truck operated by a civilian employee of the Army Air Corps at Shaw Field, South Carolina, on September 15, 1942, and for reimbursement of medical and hospital expenses incurred by him as a result of such injuries: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 3, 1943.

## [CHAPTER 340]

## AN ACT

For the relief of Pan American Airways, Incorporated.

December 3, 1943

[S. 1309]

[Private Law 144]

Pan American Air-  
ways, Inc.

*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 hereby is, authorized and directed to settle and adjust the claim of Pan American Airways, Incorporated, a corporation organized and existing under the laws of the State of New York, for \$2,681.82 as the value of two dry ice boxes belonging to it which were stored in Honolulu, Territory of Hawaii, and which were received from storage by a representative of the United States Army and placed on board the United States Army transport Royal T. Frank in the mistaken belief that they were boxes belonging to the United States Navy which the Navy had agreed to lend to the Army, and which two boxes belonging to Pan American Airways, Incorporated, were lost when that vessel was destroyed by enemy submarine action, and to allow in full and final settlement of the claim not to exceed \$2,681.82. There is hereby appropriated out of any moneys in the Treasury not otherwise appropriated, the sum of \$2,681.82, or so much thereof as may be necessary, for the payment of the claim: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 3, 1943.

## [CHAPTER 341]

## 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 conditions.

December 3, 1943

[S. 1382]

[Private Law 145]

Foreign Service.  
Relief of designated  
personnel.

*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, and there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the following sums of money, which sums represent the value of reasonable and necessary personal property lost by the claimants as a result of war conditions:

Theodore C. Achilles, \$5,837.50; Henry E. Stebbins, \$411; Henry M. Wolcott, \$104; William Nicholas Carroll, \$1,707; George K. Donald, \$3,593.50; James G. Carter, \$12,000; Myles Standish, \$900; Sam E. Woods, \$650; Edmund A. Gullion, \$860; Harold D. Clum, \$7,090.15; John H. Lord, \$9,200; Landreth Harrison, \$1,170.25; Isabel Pinard, \$623; Jule B. Smith, \$1,086.42; C. C. M. Pedersen, \$325; Thormod O. Klath, \$275; John K. Davis, \$699.33; Stanley G. Slavens, \$355; Donald W. Lamm, \$270; Frank S. Williams, \$125; Arthur B. Emmons III, \$139; John K. Caldwell, \$792; Gordon L. Burke, \$460; Samuel J. Fletcher, \$933.25; William E. Yuni, \$100; M. R. Rutherford, \$230; David C. Berger, \$220; John B. Sawyer, \$343; Owen L. Dawson, \$343; U. Alexis Johnson, \$898.50; J. Dixon Edwards, \$50; J. Hall Paxton, \$100; Quincy F. Roberts, \$952; Kenneth J. Yearn, \$280; Nathalie D. Boyd, \$1,000; Walter W. Hoffman, \$1,726.56; Frederic C. Fornes, Junior, \$3,801.50; John H. Bruins, \$1,938.45; Addison E. Southard, \$8,015; Clarence E. Gauss, \$447; Kingsley W.

Hamilton, \$325; Sidney H. Browne, \$470; Charles S. Reed II, \$400; Edward M. Ingle, \$730; Thomas S. Estes, \$1,309.50; Harlan B. Clark, \$1,550; Martin J. Hillenbrand, \$862.50; Kenneth S. Patton, \$5,660; Perry Ellis, \$796; Robert L. Buell, \$620; V. Lansing Collins, \$955; Paul Paddock, \$1,063; Courtland E. Christiani, \$1,203; George A. Armstrong, \$534.60; Duwayne G. Clark, \$7,311.53; E. Talbot Smith, \$2,780; Temple Wanamaker, Junior, \$130.33; James E. Brown, Junior, \$5,214.49; Cavendish W. Cannon, \$3,204; Homer S. Fox, \$4,560.08; Thomas McEnelly, \$331; Mrs. Anne Gault Antoniades, \$100; Gladys Wells, \$1,112.63; M. Williams Blake, \$207.37; Nathaniel Lancaster, \$1,555.16; Norris B. Chipman, \$7,740; Harold Pease, \$583.99; John M. McSweeney, \$268; W. Garland Richardson, \$4,229.02; James W. Riddleberger, \$1,060.02; Carl E. Christopherson, \$1,189.31; Albert W. Chapman, \$1,419.98; Ann Hillery, \$759.87; Joseph W. Ballantine, \$425; Augustus Chase, \$580.77; Alfred G. Richter, Junior, \$544.68; Wallace W. Stuart, \$1,163.34; Jefferson Patterson, \$5,377.50; Frederick A. Kuhn, \$1,397.46; Ida Mae Orr, \$690.57; Lucille C. Strong, \$571.50.

Approved December 3, 1943.

[CHAPTER 350]

AN ACT

For the relief of the estate of Richard Dodge Beale, deceased.

December 17, 1943

[H. R. 247]

[Private Law 146]

Richard Dodge  
Beale, estate.

*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 pay, out of any money in the Treasury not otherwise appropriated, to the estate of Richard Dodge Beale, deceased, the sum of \$5,542.87, in full settlement of all claims against the United States on account of the death of Richard Dodge Beale, who was fatally injured on December 2, 1941, when the automobile which he was driving on United States Highway Numbered 99, Ridge Route, Kern County, State of California, was struck by a United States Army truck, Chevrolet Numbered W328099: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to, or received by any agent or attorney, on account of services rendered in connection with these claims, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 17, 1943.

[CHAPTER 351]

AN ACT

For the relief of Robert Griffin.

December 17, 1943

[H. R. 302]

[Private Law 147]

Robert Griffin.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Robert Griffin, Milton, Florida, the sum of \$1,616.50. The payment of such sum shall be in full settlement of all claims against the United States for personal injuries, medical and hospital expenses incident thereto, sustained by the said Robert Griffin on February 16, 1942, when a United States Navy vehicle backed into his automobile, which was parked on Highway Numbered 544, just outside the entrance to Saufley Field, near

Pensacola, Florida, and pinned the said Robert Griffin between the two vehicles: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 17, 1943.

[CHAPTER 352]

AN ACT

For the relief of the estate of Luther Clyde Nanny.

December 17, 1943

[H. R. 937]

[Private Law 148]

Luther Clyde  
Nanny, estate.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to the estate of Luther Clyde Nanny, of Corpus Christi, Texas, the sum of \$872.35, in full settlement of all claims against the United States for the loss of a housecar-trailer destroyed on June 12, 1942, in Nueces County, Texas, by fire caused from the crash of a training plane from the Corpus Christi Naval Air Training Station: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 17, 1943.

[CHAPTER 353]

AN ACT

For the relief of Clare A. Miller.

December 17, 1943

[H. R. 977]

[Private Law 149]

Clare A. Miller.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Clare A. Miller, of Pittsburgh, Pennsylvania, the sum of \$3,437.05, in full settlement of all claims against the United States for personal injuries sustained and hospital, medical, and other expenses resulting when the automobile in which she was a passenger was struck by a United States Army automobile on July 17, 1941, on United States Highway Numbered 1, south of South Hill, Virginia: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 17, 1943.

## [CHAPTER 354]

## AN ACT

For the relief of Gerald Estell Proctor.

December 17, 1943

[H. R. 1379]

[Private Law 150]

Gerald Estell  
Proctor.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Gerald Estell Proctor of Princeton, Kentucky, the sum of \$2,500, in full settlement of all claims against the United States for personal injuries caused him, by the negligent explosion of a charge of dynamite by employees of the Work Projects Administration, on road project numbered 5882-70, in Livingston County, Kentucky, on October 17, 1941: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 17, 1943.

## [CHAPTER 355]

## AN ACT

For the relief of Mrs. J. D. Price.

December 17, 1943

[H. R. 1640]

[Private Law 151]

Mrs. J. D. Price.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Mrs. J. D. Price, of Lorman, Mississippi, the sum of \$659.50, in full settlement of all claims against the United States for personal injuries and expenses incident thereto as a result of a collision between the car in which she was riding and a United States Army truck near Vicksburg, Mississippi, on June 27, 1941: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 17, 1943.

## [CHAPTER 356]

## AN ACT

For the relief of Ronald A. Cox.

December 17, 1943

[H. R. 1933]

[Private Law 152]

Ronald A. Cox.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Ronald A. Cox, Emmett, Idaho, the sum of \$3,955. The payment of such sum shall be in full settlement of all claims of the said Ronald A. Cox against the United States on account of personal injuries sustained by him on January 28, 1942, when the motorcycle on which he was riding was in

collision with a United States Army truck on the Kalaniana'ole Highway, Island of Oahu, Territory of Hawaii: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 17, 1943.

[CHAPTER 357]

AN ACT

For the relief of Albert Ferguson and Ozelle Ferguson.

December 17, 1943  
[H. R. 1973]  
[Private Law 153]

*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 pay, out of any money in the Treasury not otherwise appropriated, to Albert Ferguson and Ozelle Ferguson, Joe Wheeler Dam, Alabama, the sum of \$3,500, in full settlement of all claims against the United States for the death of their minor child, Doris Ann Ferguson, on June 22, 1942, caused by being run over by a truck in the service of and operated by the Tennessee Valley Authority: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Albert Ferguson  
and Ozelle Ferguson.

Approved December 17, 1943.

[CHAPTER 358]

AN ACT

For the relief of Marguerite R. McElroy.

December 17, 1943  
[H. R. 2190]  
[Private Law 154]

*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 pay, out of any money in the Treasury not otherwise appropriated, to Marguerite R. McElroy, of Uxbridge, Massachusetts, the sum of \$98.75 in full settlement of all her claims against the United States for property damage sustained by her as a result of an automobile accident which occurred on the 7th day of October 1940, and involved a Government-owned motor vehicle operated by an employee of the Work Projects Administration: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Marguerite R. McElroy.

Approved December 17, 1943.

## [CHAPTER 359]

## AN ACT

For the relief of Mrs. C. W. Selby.

December 17, 1943  
[H. R. 3039]

[Private Law 155]

Mrs. C. W. Selby.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Mrs. C. W. Selby, Chester, Maryland, the sum of \$30. Such sum represents the loss sustained by the said Mrs. C. W. Selby, as the result of the cashing of a money order for \$30, which had been issued to her, by a person having the same initials and last name and with the same address as the person for whom the money order was intended.

Approved December 17, 1943.

## [CHAPTER 360]

## AN ACT

For the relief of Victor H. Loftus, disbursing clerk, American Embassy, Mexico, D. F., Mexico.

December 17, 1943  
[H. R. 3299]

[Private Law 156]

Victor H. Loftus.

*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 credit in the accounts of Victor H. Loftus, disbursing clerk, American Embassy, Mexico, D. F., Mexico, the sum of \$229.50, public funds for which he is accountable and which were paid to the Banco de Tampico (Tampico, Mexico) for purchase of a bill of exchange, the Banco de Tampico having been closed by the Mexican Banking Commission before the bill of exchange could be presented for payment.

Approved December 17, 1943.

## [CHAPTER 361]

## AN ACT

For the relief of the Meadow Brook Club.

December 17, 1943  
[S. 1001]

[Private Law 157]

Meadow Brook  
Club.

*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 hereby is, authorized and directed to settle and adjust the claim of the Meadow Brook Club, of Westbury, Long Island, New York, for reimbursement of the cost of removing a one hundred and sixty-foot flagpole from its premises on or about December 20, 1941, at the request of the commanding officer at Mitchel Field, and to allow in full and final settlement of the claim not to exceed \$500. There is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$500, or so much thereof as may be necessary, for the payment of the claim: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 17, 1943.

## [CHAPTER 362]

## AN ACT

For the relief of Verna Mae Rossell and Winifred Rossell Mooney.

December 17, 1943  
[S. 1038]  
[Private Law 158]

Verna Mae Rossell  
and Winifred Rossell  
Mooney.

*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 pay, out of any money in the Treasury not otherwise appropriated, to Verna Mae Rossell, of Mount Holly, New Jersey, the sum of \$3,420.50, and to Winifred Rossell Mooney, of Fort Monroe, Virginia, the sum of \$575, in full satisfaction of their respective claims against the United States for compensation for personal injuries sustained and for reimbursement for medical and hospital expenses incurred by them when the automobile in which they were riding as passengers was struck by a United States Army truck on State Highway Numbered 39 near Fort Dix, New Jersey, on January 18, 1941: *Provided,* That no part of the amounts appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with these claims, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 17, 1943.

## [CHAPTER 363]

## AN ACT

To authorize the payment of additional compensation to special counsel in the case of United States against Standard Oil Company of California.

December 17, 1943  
[S. 1049]  
[Private Law 159]

John W. Preston  
and Annette Abbott  
Adams.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, the sum of \$15,000, to John W. Preston, of Los Angeles, California, and the sum of \$10,000, to Annette Abbott Adams, of Los Angeles, California, as additional compensation for services rendered by them between October 1, 1935, and September 30, 1941, as special counsel and assistant special counsel, respectively, for the United States, in the action of United States against the Standard Oil Company of California, for an accounting and to quiet title to sections 16 and 36, township 30 south, range 23 east, Mount Diablo meridian, located in the Elk Hill oil fields in California: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 17, 1943.

## [CHAPTER 364]

## AN ACT

For the relief of Eric W. Rodgers.

December 17, 1943  
[S. 1282]  
[Private Law 160]

Eric W. Rodgers.

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Eric W. Rodgers, of Scotland Neck, North Carolina, the sum of \$52.38, in full settlement of his claim against the United States for expenses incurred October 24, 1935, in transporting his dependent wife and children, and household goods, from his official station at Salisbury, North Carolina, to his official station at Raleigh, North Carolina, while employed as district manager of the Home Owners' Loan Corporation: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 17, 1943.

## [CHAPTER 365]

## AN ACT

For the relief of William Carroll Knox.

December 17, 1943  
[S. 1290]  
[Private Law 161]

William Carroll Knox.

*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 pay, out of any money in the Treasury not otherwise appropriated, to William Carroll Knox, of Winchester, Tennessee, the sum of \$186.65, in full satisfaction of his claim against the United States for compensation for services rendered as United States commissioner at Winchester, Tennessee, for the period from October 22, 1942, to November 23, 1942, inclusive, such claim having been disallowed by reason of the fact that his term of office as such commissioner expired prior to the time such services were rendered: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved December 17, 1943.

## [CHAPTER 369]

## AN ACT

For the relief of the Washington, Brandywine and Point Lookout Railroad Company.

December 17, 1943  
[S. 990]  
[Private Law 162]

Washington, Brandywine and Point Lookout Railroad Co.

*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 accept the sum of \$50,000 in full settlement and discharge of the indebtedness of the Washington, Brandywine and Point Lookout Railroad Company, a corporation duly organized and existing under the laws of the State of Maryland, to the United States, including unpaid interest, evidenced by a note

dated July 6, 1918, in the principal amount of \$50,000 executed by the company pursuant to the provisions of the Federal Control Act, approved March 21, 1918, and to release all evidences of indebtedness and collateral held as security therefor.

Approved December 17, 1943.

40 Stat. 451.

[CHAPTER 370]

AN ACT

For the relief of Colonel E. H. Tarbutton.

December 18, 1943  
[H. R. 255]  
[Private Law 163]

*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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Colonel E. H. Tarbutton, Quartermaster Corps, United States Army, \$3,287.67, or so much of such sum as shall have been collected from him prior to the passage of this Act, in full satisfaction of his claim against the United States as a result of the loss of public funds due to financial irregularities and frauds against the Government in the handling of public funds by Charles G. Beiler, a civilian employee of the Quartermaster Corps at Fort Jay, New York, during the period from March 17, 1927, to May 6, 1928, while Colonel Tarbutton was on duty as Post Quartermaster at Fort Jay and Governors Island, New York, and that neither Colonel E. H. Tarbutton nor any other person, except the estate of the deceased civilian employee, shall hereafter be held accountable or responsible for the loss of the funds so embezzled or misappropriated: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Col. E. H. Tarbutton.

Approved December 18, 1943.

[CHAPTER 374]

AN ACT

For the relief of Samuel Margolin.

December 22, 1943  
[S. 1166]  
[Private Law 164]

*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 pay, out of any money in the Treasury not otherwise appropriated, to Samuel Margolin, of Auburn, Maine, the sum of \$1,727.50, in full satisfaction of all claims against the United States for compensation for property damage and personal injuries sustained and medical expenses incurred by him as a result of a collision of the truck which he was driving with a War Department sedan on Main Street, Lewiston, Maine, on January 10, 1943: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Samuel Margolin.

Approved December 22, 1943.

## [CHAPTER 384]

## AN ACT

For the relief of Samuel J. D. Marshall.

December 23, 1943

[H. R. 2545]

[Private Law 165]

Samuel J. D. Marshall.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the General Accounting Office be, and is hereby, authorized and directed to credit the account of Samuel J. D. Marshall, former captain, Quartermaster Corps, United States Army, disbursing officer of the Army at Camp Stewart, Virginia, and Mitchel Field, Long Island, New York, with \$49,612.18, this sum being an alleged shortage in the accounts of the said Samuel J. D. Marshall and a balance due the United States while acting as disbursing officer at Camp Stewart, and Mitchel Field, New York, due to the lack of evidence to support certain disbursements.

Approved December 23, 1943.

# CONCURRENT RESOLUTIONS

# CONCURRENT RESOLUTIONS

## FIRST SESSION, SEVENTY-EIGHTH CONGRESS

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### JOINT MEETING

January 7, 1943  
[H. Con. Res. 1]

*Resolved by the House of Representatives (the Senate concurring),* That the two Houses of Congress assemble in the Hall of the House of Representatives on Thursday, the 7th day of January 1943, at 12:30 o'clock in the afternoon, for the purpose of receiving such communications as the President of the United States shall be pleased to make to them.

Communications  
from the President.

Passed January 7, 1943.

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### MESSAGE OF FRIENDSHIP AND SOLIDARITY FROM NATIONAL ASSEMBLY OF REPUBLIC OF PANAMA

February 26, 1943  
[S. Con. Res. 5]

Whereas there have always existed close ties of friendship between the United States of America and the Republic of Panama; and Whereas these friendly relations, based on the mutual respect and admiration of two free and independent nations, happily grow stronger day by day; and

Whereas the government and the people of the Republic of Panama have cooperated wholeheartedly with the United States of America in the present world conflict; and

Whereas on January 6, 1943, the National Assembly of Panama graciously adopted a resolution expressing solidarity and extending felicitations to the Congress of the United States: Therefore, be it

*Resolved by the Senate (the House of Representatives concurring),* That the Congress of the United States express its deep appreciation to the National Assembly of the Republic of Panama, and to the people which it represents, for this message of friendship and solidarity, which had as its inspiration the determination of achieving complete victory over our common enemies and restoring the principles of liberty and democracy throughout the world.

Acknowledgment.

*Resolved further,* That a copy of this resolution shall be transmitted to the President of the National Assembly of the Republic of Panama.

Copy of resolution  
to President of Na-  
tional Assembly.

Passed February 26, 1943.

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### NAZI OUTRAGES

March 18, 1943  
[S. Con. Res. 9]

Whereas the American people view with indignation the atrocities inflicted upon the civilian population in the Nazi occupied countries, and especially the mass murder of Jewish men, women, and children; and

Whereas this policy of the Nazis has created a reign of terror, brutality, and extermination in Poland and other countries in Eastern and Central Europe: Now, therefore, be it

*Resolved by the Senate (the House of Representatives concurring),* That these brutal and indefensible outrages against millions of helpless men, women, and children should be, and they are hereby, condemned as unworthy of any nation or any regime which pretends to be civilized:

Accountability and  
punishment.

*Resolved further,* That the dictates of humanity and honorable conduct in war demand that this inexcusable slaughter and mistreatment shall cease and that it is the sense of this Congress that those guilty, directly or indirectly, of these criminal acts shall be held accountable and punished in a manner commensurate with the offenses for which they are responsible.

Agreed to March 18, 1943.

March 26, 1943

[S. Con. Res. 11]

COMPENSATION OF D. C. EMPLOYEES AND WHITE HOUSE POLICE FORCE

Return of bill (S. 17)  
requested.  
*Ante*, p. 57.

*Resolved by the Senate (the House of Representatives concurring),* That the President of the United States be, and he is hereby, requested to return to the Senate the enrolled bill (S. 17) to provide for a temporary increase in compensation for certain employees of the District of Columbia Government and the White House Police Force; that if and when the said bill is returned by the President, the action of the Presiding Officers of the two Houses in signing the said bill be deemed to be rescinded; and that the Secretary of the Senate be, and he is hereby, authorized and directed, in the reenrollment of the said bill, to make the following corrections, namely: on page 1, line 11, of the engrossed House amendment, after the word "Government", insert a comma; and on page 2, line 1, of the said engrossed amendment, after the word "purpose", insert a comma.

Signing of enrolled  
bill rescinded.

Corrections in reen-  
rollment.

Agreed to March 26, 1943.

April 2, 1943

[H. Con. Res. 17]

INDIVIDUAL INCOME TAX

Printing of addi-  
tional copies of House  
committee hearings.  
34 Stat. 1012.  
44 U. S. C. § 154.

*Resolved by the House of Representatives (the Senate concurring),* That, in accordance with paragraph 3 of section 2, of the Printing Act approved March 1, 1907, the Committee on Ways and Means of the House of Representatives be, and is hereby, authorized and empowered to have printed for its use two thousand additional copies of the hearings held before said committee during the current session, relative to individual income tax.

Passed April 2, 1943.

April 22, 1943

[H. Con. Res. 20]

ADJOURNMENT OF HOUSE OF REPRESENTATIVES

*Resolved by the House of Representatives (the Senate concurring),* That when the House adjourns on Thursday, April 22, 1943, it stands adjourned until 12 o'clock meridian Monday, May 3, 1943.

Passed April 22, 1943.

## ADDRESS BY PRIME MINISTER OF GREAT BRITAIN

*Resolved by the House of Representatives (the Senate concurring),* That the address delivered before the joint meeting of the Members of the two Houses of Congress by the Prime Minister of Great Britain, the Right Honorable Winston Churchill, on Wednesday, May 19, 1943, be printed as a House document, and that thirty thousand additional copies shall be printed for the House document room.

Passed May 28, 1943.

May 28, 1943  
[H. Con. Res. 21]

Printing of address  
as House document.

## "QUESTIONS AND ANSWERS ON THE TAX PAYMENT ACT"

*Resolved by the House of Representatives (the Senate concurring),* That the manuscript prepared by Representative Daniel A. Reed, containing an analysis of the current tax payment Act of 1943, entitled "Questions and Answers on the Tax Payment Act", be printed as a House Document; and that forty-two thousand additional copies shall be printed, of which thirty thousand shall be for the use of the House Document Room, ten thousand copies for the use of the Senate Document Room, one thousand copies for the Committee on Ways and Means of the House, and one thousand copies for the use of the Committee on Finance of the Senate.

Passed June 18, 1943.

June 18, 1943  
[H. Con. Res. 28]

Printing of manu-  
script as House docu-  
ment.  
*Ante*, p. 126.

## EMPIRE PARLIAMENTARY ASSOCIATION, DOMINION OF CANADA BRANCH

*Resolved by the Senate (the House of Representatives concurring),* That the Senate and the House of Representatives hereby accept the invitation tendered by the Speaker of the Senate of Canada and Joint-President of the Empire Parliamentary Association, Dominion of Canada Branch, to have four Members of the Senate and four Members of the House of Representatives attend a meeting to be held in Ottawa, Canada, during the period June 26 to July 1, 1943, at which the Dominion of Canada Branch of the Empire Parliamentary Association will be host to a delegation from the United Kingdom Parliament and probably to delegations from the legislative bodies of Australia, New Zealand, and Bermuda. The President of the Senate and the Speaker of the House of Representatives are authorized to appoint the Members of the Senate and the Members of the House of Representatives, respectively, to attend such meeting and are further authorized to designate the chairman of the delegations from each of the Houses. The expenses incurred by the members of the delegations appointed for the purpose of attending such meeting, which shall not exceed \$1,000 for each of the delegations, shall be reimbursed to them from the contingent fund of the House of which they are Members, upon the submission of vouchers approved by the chairman of the delegation of which they are members.

Agreed to June 22, 1943.

June 22, 1943  
[S. Con. Res. 14]

Acceptance of in-  
vitation.

Appointment of del-  
egations.

Reimbursement for  
expenses.

## RADIO COMMUNICATIONS SERVICE OF U. S. SHIPS

*Resolved by the Senate (the House of Representatives concurring),* That the Clerk of the House of Representatives be, and he is hereby, authorized and directed, in the enrollment of the bill (H. R. 2612) to extend the effective date of the Act of December 17, 1941, relating

June 24, 1943  
[S. Con. Res. 15]

Change in enroll-  
ment of bill (H. R.  
2612).  
*Ante*, p. 244.

to additional safeguards to the radio communications service of ships of the United States, to make the following change in Senate engrossed amendment numbered 1, viz: In the language inserted by said amendment, before the word "until", insert "period"; so that the phrase inserted will read: "period until July 1, 1945,".

Agreed to June 24, 1943.

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CURRENT TAX PAYMENT ACT OF 1943

•June 24, 1943  
[H. Con. Res. 30]

Printing of additional copies of House document.

Ante, p. 126.

*Resolved by the House of Representatives (the Senate concurring),* That there be printed fifty-three thousand additional copies of House Document Numbered 237, "Questions and Answers containing an analysis relative to Public Law Numbered 68, 'An Act to provide for the current payment of the individual income tax, and for other purposes'", approved June 9, 1943, of which forty-five thousand shall be for the use of the House Document Room, five thousand copies for the use of the Senate Document Room, two thousand copies for the Committee on Ways and Means of the House, and one thousand copies for the use of the Committee on Finance of the Senate.

Passed June 24, 1943.

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CONTINUATION OF COMMODITY CREDIT CORPORATION

June 30, 1943  
[H. Con. Res. 33]

Changes in enrollment of bill (H. R. 2869).

*Resolved by the House of Representatives (the Senate concurring),* That the Clerk of the House of Representatives, in the enrollment of the bill (H. R. 2869) to continue Commodity Credit Corporation as an agency of the United States, increase its borrowing power, revise the basis of the annual appraisal of its assets, and for other purposes, is authorized and directed in the next to the last sentence of the amendment made by section 7 to strike out "sections 3 (a) and 3 (c) of this Act or" and "or the provisions of section 2 (f) of this Act".

Passed June 30, 1943.

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COMMENDATION OF FARMERS

July 8, 1943  
[H. Con. Res. 12]

*Resolved by the House of Representatives (the Senate concurring),* That it is the sense of the Congress that—

(1) The production of adequate supplies of food, feed, and fiber is as essential to the successful prosecution of the war as the production and manufacture of actual munitions of war;

(2) Farmers are handicapped in obtaining farm equipment, materials, manpower, and supplies that are needed in order to produce enough food, feed, and fiber to meet the requirements of the war food production program; and

(3) The authorities responsible for the allocation of critical material, manpower, and supplies in giving consideration to the needs of farmers and of the persons who supply farmers with equipment, materials, and supplies must consider the needs of farmers to be of equal importance to the needs of war industries.

It is further the sense of the Congress that the Congress should, and it hereby does, commend the farmers of the United States for the manner in which they have shown their patriotism in response to the many demands that have been made upon them to aid in the effective prosecution of the war.

Passed July 8, 1943.

## ADJOURNMENT

July 8, 1943  
[S. Con. Res. 17]

*Resolved by the Senate (the House of Representatives concurring),* That when the two Houses adjourn on Thursday, July 8, 1943, they shall stand adjourned until 12 o'clock meridian on Tuesday, September 14, 1943, or until 12 o'clock meridian on the third day after their respective Members are notified to reassemble in accordance with section 2 of this concurrent resolution, whichever event first occurs.

SEC. 2. The President of the Senate and the Speaker of the House of Representatives shall notify the Members of the Senate and the House, respectively, to reassemble whenever in their opinion legislative expediency shall warrant it or whenever the majority leader of the Senate and the majority leader of the House, acting jointly, or the minority leader of the Senate and the minority leader of the House, acting jointly, file a written request with the Secretary of the Senate and the Clerk of the House that the Congress reassemble for the consideration of legislation.

Passed July 8, 1943.

Certain officials authorized to call for reassembly.

## SIGNING OF ENROLLED BILLS, ETC.

July 8, 1943  
[S. Con. Res. 18]

*Resolved by the Senate (the House of Representatives concurring),* That notwithstanding the adjournment of the two Houses, as authorized by S. Con. Res. 17, the President of the Senate and the Speaker of the House of Representatives be, and they are hereby, authorized to sign enrolled bills and joint resolutions duly passed by the two Houses which have been examined by the Committee on Enrolled Bills of each House and found truly enrolled.

Passed July 8, 1943.

*Supra.*

## BIENNIAL REPORT OF CHIEF OF STAFF OF U. S. ARMY

September 24, 1943  
[H. Con. Res. 43]

*Resolved by the House of Representatives (the Senate concurring),* That the biennial report of the Chief of Staff of the United States Army, July 1, 1941, to June 30, 1943, to the Secretary of War, be printed as a public document, and that six thousand additional copies be printed, of which four thousand five hundred copies shall be for the use of the House of Representatives and one thousand five hundred copies shall be for the use of the Senate.

Passed September 24, 1943.

Printing of report as public document.

## INVESTIGATION OF PROGRESS OF THE WAR EFFORT

October 4, 1943  
[H. Con. Res. 38]

*Resolved by the House of Representatives (the Senate concurring),* That in accordance with paragraph 3 of section 2 of the Printing Act, approved March 1, 1907, the Committee on Naval Affairs of the House of Representatives be, and is hereby, authorized and empowered to have printed for its use one thousand five hundred additional copies of the hearings held before said committee during the first session of the Seventy-eighth Congress on the resolution (H. Res. 30) authorizing and directing an investigation of the progress of the war effort.

Passed October 4, 1943.

Printing of additional copies of House committee hearings.  
34 Stat. 1012.  
44 U. S. C. § 154.

November 15, 1943  
[H. Con. Res. 53]

## AMENDMENT OF SIXTH SUPPLEMENTAL NATIONAL DEFENSE APPROPRIATION ACT OF 1942

Printing of additional copies of House committee hearings.  
34 Stat. 1012.  
44 U. S. C. § 154.

*Resolved by the House of Representatives (the Senate concurring),* That, in accordance with paragraph 3 of section 2 of the Printing Act approved March 1, 1907, the Committee on Ways and Means of the House of Representatives be, and is hereby, authorized and empowered to have printed for its use one thousand five hundred additional copies of the hearings held before said committee during the current session on the bills (H. R. 2324, H. R. 2698, and H. R. 3015) to amend the Sixth Supplemental National Defense Appropriation Act of 1942, as amended.

Passed November 15, 1943.

December 18, 1943  
[S. Con. Res. 29]

## ADJOURNMENT SINE DIE

*Resolved by the Senate (the House of Representatives concurring),* That the two Houses of Congress shall adjourn on Tuesday, December 21, 1943, and that when they adjourn on said day they stand adjourned sine die.

Agreed to December 18, 1943.

# PROCLAMATIONS

# PROCLAMATIONS

## CAPTURE OF PRIZES

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

January 30, 1943

[No. 2575]

### A PROCLAMATION

WHEREAS the act of August 18, 1942, Public Law 704, 77th Congress, contains in part the following provisions:

56 Stat. 746.  
50 U. S. C., Supp.  
II, app. §§ 821-828.

*“Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the district courts shall have original jurisdiction of all prizes captured during the present war on the high seas if said capture was made by authority of the United States or was adopted and ratified by the President of the United States and the prize was brought into the territorial waters of a cobelligerent or was taken or appropriated for the use of the United States on the high seas or in such territorial waters, including jurisdiction of all proceedings for the condemnation of such property taken as prize.*

\* \* \* \* \*

“SEC. 3. The jurisdiction of prizes brought into the territorial waters of a cobelligerent shall not be exercised under authority of this Act, nor shall prizes be taken or appropriated within such territorial waters for the use of the United States, unless the government having jurisdiction over such territorial waters consents to the exercise of such jurisdiction or to such taking or appropriation.

\* \* \* \* \*

“SEC. 7. A cobelligerent of the United States which consents to the exercise of the jurisdiction herein conferred with respect to prizes of the United States brought into its territorial waters and to the taking or appropriation of such prizes within its territorial waters for the use of the United States shall be accorded, upon proclamation by the President of the United States, like privileges with respect to prizes captured under authority of such cobelligerent and brought into the territorial waters of the United States or taken or appropriated in the territorial waters of the United States for the use of such cobelligerent. Reciprocal recognition and full faith and credit shall be given to the jurisdiction acquired by courts of a cobelligerent hereunder and to all proceedings had or judgments rendered in exercise of such jurisdiction.”

WHEREAS the Government of the United Kingdom, a cobelligerent, has consented to the exercise of the jurisdiction conferred by the said act with respect to prizes of the United States brought into the territorial waters of the United Kingdom and Sierra Leone and to the taking or appropriation of such prizes within the territorial waters of the United Kingdom and Sierra Leone for the use of the United States:

Reciprocal privileges granted to United Kingdom.  
56 Stat. 746.  
50 U. S. C., Supp. II, app. §§ 821-828.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, acting under and by virtue of the authority vested in me by the said act of August 18, 1942, do proclaim that the Government of the United Kingdom shall be accorded like privileges with respect to prizes captured under authority of the said Government and brought into the territorial waters of the United States or taken or appropriated in the territorial waters of the United States for the use of the said Government.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

Done at the City of Washington this 30<sup>th</sup> day of January in the year of our Lord nineteen hundred and forty-three and of [SEAL] the Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL  
*Secretary of State.*

### RED CROSS WAR FUND CAMPAIGN, 1943

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

February 23, 1943

[No. 2576]

### A PROCLAMATION

WHEREAS the American National Red Cross during the first year of our participation in the war has rendered vital humanitarian services to the members of our armed forces and to their families;

WHEREAS the demands made upon the Red Cross are steadily increasing from day to day as it is called upon to accompany our Army and Navy into world-wide theaters of action, to provide blood plasma for our wounded, to send relief to American and United Nations prisoners of war, and to expand its preparations to meet emergencies at home; and

WHEREAS the American National Red Cross is under the necessity of raising further funds in order that these essential services may be continued and expanded;

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America and President of the American National Red Cross, do hereby designate the month beginning March 1, 1943, as "Red Cross Month", and I request that during that month our people rededicate themselves to the splendid aims and activities of the Red Cross. I summon the men, women, and young people of our country, in every city and town and village, in every county and State throughout the land, to enlist in the army of mercy mobilized under the banner of the Red Cross and to contribute generously to the Red Cross War Fund in order that the sum of one hundred twenty-five million dollars, every cent of which is needed, may be raised promptly.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 23<sup>rd</sup> day of February, in the year of our Lord nineteen hundred and forty-three, and of [SEAL] the Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL  
*Secretary of State*

Designation of March 1943 as Red Cross Month.

## I AM AN AMERICAN DAY, 1943

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

March 12, 1943  
[No. 2577]

## A PROCLAMATION

WHEREAS Public Resolution No. 67, approved May 3, 1940 (54 Stat. 178), provides in part:

36 U. S. C. § 152.

“That the third Sunday in May each year be, and hereby is, set aside as Citizenship Day and that the President of the United States is hereby authorized and requested to issue annually a proclamation setting aside that day as a public occasion for the recognition of all who, by coming of age or naturalization, have attained the status of citizenship, and the day shall be designated as ‘I Am An American Day’.

“That the civil and educational authorities of States, counties, cities, and towns be, and they are hereby, urged to make plans for the proper observance of this day and for the full instruction of future citizens in their responsibilities and opportunities as citizens of the United States and of the States and localities in which they reside.”

AND WHEREAS during the past year our country has been strengthened through the voluntary association with us, by naturalization, of many thousands of men and women from other lands and through our youth who, by coming of age, have attained full citizenship:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby designate Sunday, May 16, 1943, as “I Am An American Day”; I urge that that day be set aside as a public occasion for the recognition of all our citizens who have attained their majority or who have been naturalized during the past year; and I call upon Federal, State, and local officials, and patriotic, civic, and educational organizations to take part on or about May 16 in exercises designed to assist our citizens, both native-born and naturalized, to understand more fully the duties and opportunities of citizenship and its special responsibilities in a nation at war.

Designation of May  
16, 1943 as I Am An  
American Day.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

Done at the City of Washington this 12<sup>th</sup> day of March in the year of our Lord nineteen hundred and forty-three and of [SEAL] the Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

SUMNER WELLES

*Acting Secretary of State.*

## ESTABLISHING THE JACKSON HOLE NATIONAL MONUMENT—WYOMING

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

March 15, 1943  
[No. 2578]

## A PROCLAMATION

WHEREAS the area in the State of Wyoming known as the Jackson Hole country, including that portion thereof which is located in the Teton National Forest, contains historic landmarks and other

objects of historic and scientific interest that are situated upon lands owned or controlled by the United States; and

WHEREAS it appears that the public interest would be promoted by establishing the aforesaid area as a national monument to be known as the Jackson Hole National Monument:

Jackson Hole National Monument, Wyo., establishment.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, under and by virtue of the authority vested in me by the act of June 4, 1897 (30 Stat. 11, 36; U. S. C., title 16, sec. 473), and the act of June 8, 1906 (34 Stat. 225; U. S. C., title 16, sec. 431), do proclaim that the Teton National Forest lands within the aforesaid area are hereby excluded from the said national forest and that, subject to all valid existing rights, the lands excluded from the said national forest together with all other lands within the following-described area are reserved from all forms of appropriation under the public land laws and set apart as a national monument, which shall hereafter be known as the Jackson Hole National Monument:

Description.

Beginning on the present western boundary line of the Grand Teton National Park at a point where the hydrographic divide between Webb Canyon and Snowshoe Canyon intersects the hydrographic divide of the Teton Mountains (within what will probably be when surveyed section 1, township 45 north, range 117 west, sixth principal meridian); thence northerly and northeasterly along the divide formed by the crest of the Teton Range to the projected position of what will be when surveyed the line between sections 4 and 5, township 47 north, range 116 west; thence south along the section line between sections 4 and 5, 8 and 9, to the point for the corner of sections 8, 9, 16, and 17; thence east along the line between sections 9 and 16, 10 and 15, 11 and 14, 12 and 13, township 47 north, range 116 west, sections 7 and 18, 8 and 17, 9 and 16, to the point for the corner of sections 9, 10, 15, and 16, township 47 north, range 115 west; thence south along the line between sections 15 and 16, 21 and 22, 27 and 28, to the point for the corner of sections 27, 28, 33, and 34; thence east along the line between sections 27 and 34, 26 and 35, to the point for the corner of sections 25, 26, 35, and 36; thence south along the line between sections 35 and 36, township 47 north, range 115 west, sections 1 and 2, 11 and 12, 13 and 14, 23 and 24, to the section corner common to sections 23, 24, 25, and 26; thence east along the line between sections 24 and 25, township 46 north, range 115 west, sections 19 and 30, 20 and 29, 21 and 28, 22 and 27, 23 and 26, 24 and 25, township 46 north, range 114 west, sections 19 and 30, township 46 north, range 113 west, to the point for the quarter section corner of sections 19 and 30; thence south along the meridional quarter section line of unsurveyed sections 30 and 31, township 46 north, range 113 west, and surveyed sections 6, 7, 18, 19 and 30, township 45 north, range 113 west, to the present boundary of the Teton National Forest; thence easterly, southerly, and southwesterly along the Teton National Forest boundary to the corner of sections 25 and 36 on the east boundary of township 44 north, range 115 west; thence west three-fourths mile to the west one-sixteenth section corner of sections 25 and 36; thence south one-half mile to the west center one-sixteenth section corner of section 36; thence east one-fourth mile to the present boundary of the Teton National Forest; thence southerly along the Teton National Forest boundary to the south bank of the Gros Ventre River; thence westerly along the south bank of the Gros Ventre River to the line between sections 10 and 11, township 42 north, range

115 west; thence south to the section corner common to sections 10, 11, 14 and 15; thence west to the section corner common to sections 8, 9, 16, and 17; thence south to the section corner common to sections 20, 21, 28, and 29, thence west one-half mile to the quarter section corner between sections 20 and 29; thence south one-half mile to the center quarter section corner of section 29, township 42 north, range 115 west; thence west to the quarter section corner of sections 25 and 30 on the line between township 42 north, range 115 west, and township 42 north, range 116 west; thence south to the corner of sections 25, 30, 31 and 36; thence west to the corner of sections 25, 26, 35 and 36; thence south along the line between sections 35 and 36, township 42 north, range 116 west, sections 1 and 2, township 41 north, range 116 west, to the south and east bank of Flat Creek; thence southerly and westerly along the south and east bank of Flat Creek to the line between sections 27 and 28, township 41 north, range 116 west; thence along the section line between sections 27 and 28 to the quarter section corner between sections 27 and 28; thence west one-fourth mile; thence north one-half mile to the east sixteenth section corner between sections 21 and 28; thence north three-fourths mile; thence east one-fourth mile to the north sixteenth section corner between sections 21 and 22; thence north on the line between sections 21 and 22, 15 and 16 to the section corner common to sections 9, 10, 15 and 16; thence east between sections 10 and 15 to the quarter section corner between sections 10 and 15; thence north one-fourth mile; thence east one-fourth mile; thence north one-half mile; thence east one-fourth mile to the north sixteenth section corner between sections 10 and 11; thence north on the line between sections 10 and 11, 2 and 3, to the corner common to sections 34 and 35, township 42 north, range 116 west, and sections 2 and 3, township 41 north, range 116 west; thence west along the township line between townships 41 and 42 north to the quarter section corner between section 3, township 41 north, range 116 west, and section 34, township 42 north, range 116 west; thence northerly on the meridional quarter section line of section 34 to the north bank of the Gros Ventre River; thence northeasterly along the north bank of the Gros Ventre River to the line between sections 34 and 35; thence north on the line between sections 34 and 35, 26 and 27, 22 and 23, 14 and 15, to the quarter section corner between said sections 14 and 15; thence west one-fourth mile; thence north one-fourth mile; thence west one-fourth mile; thence north one-fourth mile to the quarter section corner between sections 10 and 15; thence east one-fourth mile; thence north one-fourth mile; thence east one-fourth mile to the south sixteenth section corner between sections 10 and 11; thence northerly on the line between said sections 10 and 11 to the north sixteenth section corner between said sections 10 and 11; thence east one-fourth mile; thence north one-fourth mile to the west sixteenth section corner of sections 2 and 11; thence in a straight line to the northwest corner of section 1, township 42 north, range 116 west; thence west on the line between townships 42 and 43 north to the present boundary of the Grand Teton National Park; thence northerly along the east boundary and southwesterly along the north boundary of the Grand Teton National Park to the place of beginning; also a tract embracing the following lands: sections 5, 6, 7, 8, and 18, and those parts of sections 3, 4, 9, 10, 16 and 17, township 42 north, range 116 west, sixth principal meridian, lying west of the center line of the main channel of Snake River.

Previous withdrawals superseded.

The reservation made by this proclamation supersedes, as to any of the above-described lands affected thereby, the withdrawals made for classification and other purposes by Executive Orders No. 3394 of January 28, 1921; No. 4685 of July 7, 1927; No. 4857 of April 16, 1928; No. 5040 of February 4, 1929; No. 5436 of September 2, 1930; No. 5480 of November 13, 1930; and No. 7680 of July 30, 1937.

2 F. R. 1360.

Warning to unauthorized persons.

Warning is hereby expressly given to all unauthorized persons not to appropriate, injure, destroy, or remove any feature of this monument and not to locate or settle upon any of the lands thereof.

Supervision, etc.

The Director of the National Park Service, under the direction of the Secretary of the Interior, shall have the supervision, management, and control of the monument as provided in the act of Congress entitled "An Act to establish a National Park Service, and for other purposes," approved August 25, 1916 (39 Stat. 535, U. S. C., title 16, secs. 1 and 2), and acts supplementary thereto or amendatory thereof, except that the administration of the monument shall be subject to the reclamation withdrawal heretofore made under the authority of the act of June 17, 1902, 32 Stat. 388.

43 U. S. C. § 416.

IN WITNESS WHEREOF I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this 15<sup>th</sup> day of March in the year of our Lord nineteen hundred and forty-three, and of [SEAL] the Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

*Secretary of State.*

#### CANCER CONTROL MONTH—1943

March 22, 1943

[No. 2579]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

#### A PROCLAMATION

36 U. S. C. § 150.

WHEREAS Public Resolution 82, 75th Congress, approved March 28, 1938 (52 Stat. 148), authorizes and requests the President to issue annually a proclamation setting apart the month of April of each year as Cancer Control Month and to invite similar action on the part of the Governors of the several States, Territories, and possessions of the United States; and

WHEREAS in time of war we may forget the persistent menace of our less spectacular enemy, disease; and

WHEREAS cancer, as our second greatest cause of death, kills each year in the United States more than 150,000 people; and

WHEREAS thousands of deaths by that scourge would be prevented each year if men and women would pledge themselves to regular medical examination:

Designation of April 1943 as Cancer Control Month.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby set apart the month of April 1943 as Cancer Control Month; and I invite similar action on the part of the Governors of the several States, Territories, and possessions of the United States. And I call upon the medical profession, the schools and colleges, the press, the radio, the motion-picture industry, and all agencies and individuals interested in a national campaign for the control of cancer to spread the knowledge of the early symptoms of the disease and to publish information

about the location and function of clinics and other health facilities engaged in the warfare on cancer.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 22<sup>d</sup> day of March, in the year of our Lord nineteen hundred and forty-three, and of [SEAL] the Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL  
*Secretary of State*

### CHILD HEALTH DAY—1943

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

March 25, 1943  
[No. 2580]

#### A PROCLAMATION

WHEREAS the Congress by joint resolution of May 18, 1928 (45 Stat. 617), has authorized and requested the President of the United States to issue annually a proclamation setting apart May 1 as Child Health Day:

36 U. S. C. § 143.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, in recognition of the vital importance of the health of children to the strength of the Nation, do hereby designate the first day of May of this year as Child Health Day.

Designation of May 1, 1943 as Child Health Day.

And I call upon the people in each of our communities to renew their efforts to promote the health of children in wartime and to take special measures in behalf of those boys and girls of high school age who are combining school with part-time jobs, working during vacation, or entering full-time employment, in order that their safety, health, and normal growth may be fully assured.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 25<sup>th</sup> day of March in the year of our Lord nineteen hundred and forty-three and of [SEAL] the Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL  
*Secretary of State.*

### ARMY DAY, 1943

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

March 26, 1943  
[No. 2581]

#### A PROCLAMATION

WHEREAS Senate Concurrent Resolution 5, 75th Congress, 1st Session, which was agreed to by the House of Representatives on March 16, 1937 (50 Stat. 1108), provides:

“That April 6 of each year be recognized by the Senate and House of Representatives of the United States of America as Army

Day, and that the President of the United States be requested, as Commander in Chief, to order military units throughout the United States to assist civic bodies in appropriate celebration to such extent as he may deem advisable; to issue a proclamation each year declaring April 6 as Army Day, and in such proclamations to invite the Governors of the various States to issue Army Day proclamations: *Provided*, That in the event April 6 falls on Sunday, the following Monday shall be recognized as Army Day”;

WHEREAS the men of the United States Army have carried the flag of the United States and the ideals which it represents to every part of the earth, and with their brothers-in-arms from the nations united with us are offering their lives for the future of America and of the world;

WHEREAS our soldiers on the firing lines and in posts of danger depend for their very lives on the constant flow of ammunition, weapons and supplies from their brothers at home; and on the fidelity of their countrymen to maintain the ideals which they bravely defend:

Designation of April  
6, 1943 as Army Day.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby proclaim Tuesday, April 6, 1943, as Army Day; and I invite the Governors of the States to issue proclamations appropriate to that day; and I request that on Army Day, while intensifying the war effort in factories, fields, mines, transportation lines and ports, the American people reflect upon the soldiers whose very lives they hold in trust and upon ways and means of increasing the flow of supplies to them and of maintaining in this nation a country worthy of their sacrifice and fit for their return.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 26<sup>th</sup> day of March in the year of our Lord nineteen hundred and forty-three and of the Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

*Secretary of State.*

#### CAPTURE OF PRIZES

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

#### A PROCLAMATION

April 1, 1943  
[No 2582]

56 Stat. 746.  
50 U. S. C., Supp.  
II, app. §§ 821-828.

WHEREAS the Act of August 18, 1942, Public Law 704, 77th Congress, contains in part the following provisions:

*“Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the district courts shall have original jurisdiction of all prizes captured during the present war on the high seas if said capture was made by authority of the United States or was adopted and ratified by the President of the United States and the prize was brought into the territorial waters of a cobelligerent or was taken or appropriated for the use of the United States on the high seas or in such territorial waters, including jurisdiction of all proceedings for the condemnation of such property taken as prize.*

\* \* \* \* \*

“SEC. 3. The jurisdiction of prizes brought into the territorial waters of a cobelligerent shall not be exercised under authority of this Act, nor shall prizes be taken or appropriated within such territorial waters for the use of the United States, unless the government having jurisdiction over such territorial waters consents to the exercise of such jurisdiction or to such taking or appropriation.

\* \* \* \* \*

“SEC. 7. A cobelligerent of the United States which consents to the exercise of the jurisdiction herein conferred with respect to prizes of the United States brought into its territorial waters and to the taking or appropriation of such prizes within its territorial waters for the use of the United States shall be accorded, upon proclamation by the President of the United States, like privileges with respect to prizes captured under authority of such cobelligerent and brought into the territorial waters of the United States or taken or appropriated in the territorial waters of the United States for the use of such cobelligerent. Reciprocal recognition and full faith and credit shall be given to the jurisdiction acquired by courts of a cobelligerent hereunder and to all proceedings had or judgments rendered in exercise of such jurisdiction.”

WHEREAS the Government of New Zealand, a cobelligerent, has consented to the exercise of the jurisdiction conferred by the said Act with respect to prizes of the United States brought into the territorial waters of the Dominion of New Zealand and its dependencies and to the taking or appropriation of such prizes within the territorial waters of the Dominion of New Zealand and its dependencies for the use of the United States:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, acting under and by virtue of the authority vested in me by the said Act of August 18, 1942, do proclaim that the Government of the Dominion of New Zealand shall be accorded like privileges with respect to prizes captured under authority of the said Government and brought into the territorial waters of the United States or taken or appropriated in the territorial waters of the United States for the use of the said Government.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 1<sup>st</sup> day of April in the year of our Lord nineteen hundred and forty-three, and of the [SEAL] Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

*Secretary of State.*

NATIONAL MARITIME DAY, 1943

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

### A PROCLAMATION

WHEREAS the sailing of the steamship *The Savannah* on May 22, 1819, from Savannah, Georgia, on the first successful transoceanic voyage under steam propulsion made a significant contribution to the advancement of transportation by sea; and

Reciprocal privileges granted to New Zealand.

58 Stat. 746.  
50 U. S. C., Supp.  
II, app. §§ 821-828.

April 24, 1943  
[No. 2583]

36 U. S. C. § 145.

WHEREAS in commemoration of this achievement the Congress by joint resolution approved May 20, 1933 (48 Stat. 73) designated May 22 of each year as "National Maritime Day" and requested the President to issue annually a proclamation calling upon the people of the United States to observe that day; and

WHEREAS the support of our overseas forces and the rendering of aid to our allies depend upon the steady movement of cargo along the ocean tracks—a movement now maintained by the courageous seamen of our merchant marine in resolute defiance of the enemy above, beneath and on the surface of the seas:

Observance of May  
22, 1943 as National  
Maritime Day.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby call upon the people of the United States to observe May 22, 1943 as National Maritime Day by displaying the flag at their homes or other suitable places, and I direct that the flag be displayed on all Government buildings on that day.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 24<sup>th</sup> day of April in the year of our Lord nineteen hundred and forty-three and of [SEAL] the Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL  
*Secretary of State.*

#### SUSPENDING QUOTAS ON CERTAIN IMPORTS OF WHEAT AND WHEAT FLOUR

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

#### A PROCLAMATION

WHEREAS pursuant to section 22 of the Agricultural Adjustment Act of 1933 as amended by section 31 of the act of August 24, 1935 (49 Stat. 750, 773), as amended by section 5 of the act of February 29, 1936 (49 Stat. 1148, 1152), as reenacted by section 1 of the act of June 3, 1937 (50 Stat. 246), and as further amended by the act of January 25, 1940 (54 Stat. 17), I issued a proclamation on May 28, 1941 (No. 2489), limiting the quantities of wheat and wheat flour which may be entered, or withdrawn from warehouse, for consumption, which proclamation was in part suspended by my proclamation of April 13, 1942 (No. 2550); and

7 U. S. C. § 624.  
55 Stat. 1649.

56 Stat. 1950.

WHEREAS the United States Tariff Commission has made a supplemental investigation pursuant to said section 22 with respect to wheat and wheat flour and has made findings of fact with respect thereto; and

WHEREAS the Tariff Commission has transmitted to me a report of such findings and its recommendations based thereon, and has also transmitted a copy of such report to the War Food Administrator:

Findings.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby find and declare, on the basis of such supplemental investigation and report, that no circumstances exist requiring the provisions of my proclamation of May 28, 1941, with respect to wheat and wheat flour purchased by the War Food Administrator or any agency or person designated by him.

55 Stat. 1649.

Accordingly, pursuant to the aforesaid section 22, I hereby proclaim that the provisions of my said proclamation of May 28, 1941, are suspended, effective immediately, insofar as they apply to wheat and wheat flour purchased by the War Food Administrator or any agency or person designated by him.

Suspension of certain provisions of prior proclamation.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 29<sup>th</sup> day of April in the year of our Lord nineteen hundred and forty-three and of [SEAL] the Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

*Secretary of State.*

### MOTHER'S DAY, 1943

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

April 30, 1943

[No. 2585]

### A PROCLAMATION

WHEREAS millions of American mothers, and particularly the mothers of men in service and the younger mothers whose husbands are overseas, are bearing so nobly the sorrow of separation and the hardships of wartime dislocations; and

WHEREAS the mothers of our country are patriotically cooperating, with ration books and victory gardens and war bonds, to ensure the success of the civilian phases of our all-out war effort, and are responding loyally to the call for participation in war production and civilian defense activities; and

WHEREAS, in the words of Public Resolution 25, 63d Congress, approved by President Wilson on May 8, 1914, "the service rendered the United States by the American mother is the greatest source of the country's strength and inspiration"; and

38 Stat. 770.  
36 U. S. C. §§ 141,  
142.

WHEREAS the second Sunday in May is designated as Mother's Day by the said joint resolution, which also provides that it shall be the duty of the President of the United States to request the observance of that day;

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby direct the officials of the Government to display the flag of the United States on all Government buildings on Mother's Day, May 9, 1943, and I call upon the people of the United States to display the flag at their homes or other suitable places on that day as a public expression of our love and esteem for the mothers of our country, and I urge all to make the day the occasion for renewed private expressions of love for our mothers.

Observance of  
Mother's Day, May  
9, 1943.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 30<sup>th</sup> day of April, in the year of our Lord nineteen hundred and forty-three, and [SEAL] of the Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

*Secretary of State*

## FLAG DAY, 1943

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

May 3, 1943  
[No. 2586]

## A PROCLAMATION

June 14 has for many years been set aside as Flag Day in honor of the emblem of our national strength and unity. This year the Stars and Stripes is a battle emblem flying in the deserts and jungles and over arctic snows. It flies with our men in Africa, Australia, New Zealand, China, Burma, and the Aleutians, and in fastnesses of the world so remote that the American flag has never been seen there before. In the Coral Sea and the Atlantic and Pacific, it is a mark of hope to our allies and of despair to our enemies. Our colors have found their way to the heart of the enemy over Berlin and Tokyo.

We know that our flag is not fighting alone. This year the flags of thirty-two United Nations are marching together, borne forward by the bravery of free men. Together they are the emblem of a gathering offensive that shall liberate the world. As brothers in arms, we of the United Nations have pledged to one another our mutual strength until total victory is won and peace assured.

Our armies, our navies, and our air forces are now perfecting the teamwork with our allies which shall, under God, bring victory in this great cause to which freedom-loving mankind has dedicated itself. Made strong by our common bonds, we shall face the future with resolution and rededicate ourselves to the achievement of permanent collaboration among nations and security for all men. For only by teamwork can we win the war and establish a lasting peace.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby ask that on Flag Day, June 14, 1943, the people of our Nation honor the peoples of the United Kingdom of Great Britain and Northern Ireland, the Union of Soviet Socialist Republics, China, Australia, Belgium, Bolivia, Brazil, Canada, Costa Rica, Cuba, Czechoslovakia, the Dominican Republic, El Salvador, Ethiopia, Greece, Guatemala, Haiti, Honduras, India, Iraq, Luxembourg, Mexico, the Netherlands, New Zealand, Nicaragua, Norway, Panama, the Commonwealth of the Philippines, Poland, the Union of South Africa, and Yugoslavia.

I direct the officials of the Federal Government, and I request the officials of the State and local governments, to have our colors displayed on all Government buildings on Flag Day, and I urge the people of the United States on that day to fly the American flag from their homes and to arrange, where feasible, for joint displays of the emblems of the freedom-loving nations.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 3<sup>rd</sup> day of May, in the year of our Lord nineteen hundred and forty-three, and of the Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:  
CORDELL HULL  
*Secretary of State*

Observance of June  
14, 1943 as Flag Day.

## ENLARGING OLYMPIC NATIONAL PARK—WASHINGTON

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

May 29, 1943

[No. 2587]

## A PROCLAMATION

WHEREAS the act of June 29, 1938, c. 812, 52 Stat. 1241 (U. S. C., title 16, secs. 251-255), established the Olympic National Park in the State of Washington, and authorizes the enlargement thereof by proclamation under the terms and conditions set forth in the said act; and

WHEREAS it is deemed advisable to add to the said park certain hereinafter-described lands now within the boundaries of the Olympic National Forest; and

WHEREAS the terms and conditions of section 5 of the said act of June 29, 1938, have been fully complied with in respect of such lands:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, under and by virtue of the authority vested in me by section 5 of the aforesaid act of June 29, 1938, do proclaim that, subject to all valid existing rights, the following-described lands, in the State of Washington, are hereby added to and made a part of the Olympic National Park:

52 Stat. 1242.  
16 U. S. C. § 255.

Lands added.

## WILLAMETTE MERIDIAN, WASHINGTON

- T. 28 N., R. 5 W.,  
secs. 4, 5, and 6, unsurveyed.
- T. 29 N., R. 5 W.,  
sec. 7,  $W\frac{1}{2}$ ,  $W\frac{1}{2}SE\frac{1}{4}$ , partly unsurveyed;  
sec. 17,  $SW\frac{1}{4}NE\frac{1}{4}$ ,  $W\frac{1}{2}NW\frac{1}{4}$ ,  $SE\frac{1}{4}NW\frac{1}{4}$ ,  $S\frac{1}{2}$ ;  
secs. 18 to 20, inclusive, and 29 to 34, inclusive, unsurveyed.
- T. 28 N., R. 6 W.,  
sec. 1, unsurveyed.
- T. 29 N., R. 6 W.,  
secs. 1 and 2;  
sec. 3,  $S\frac{1}{2}$  lot 4,  $S\frac{1}{2}N\frac{1}{2}$ ,  $S\frac{1}{2}$ , and that part of lot 1 within the following described boundaries:  
Beginning at the northeast corner of sec. 3, thence  
S.  $89^{\circ}09'$  W., approximately 450 ft.;  
S.  $1^{\circ}11'$  W., approximately 640 ft.;  
N.  $89^{\circ}21'$  E., approximately 230 ft.;  
S.  $0^{\circ}56'$  W., approximately 280 ft., to north line of county road;  
S.  $85^{\circ}44'$  W., approximately 505 ft., along north line of county road;  
S.  $65^{\circ}11'$  W., approximately 120 ft., along north line of county road;  
S.  $44^{\circ}30'$  W., approximately 136 ft.;  
N.  $69^{\circ}15'$  W., 77.3 ft.;  
S.  $46^{\circ}45'$  W., 83 ft.;  
S.  $29^{\circ}09'$  E., 58.2 ft.;  
S.  $43^{\circ}00'$  W., approximately 170 ft., to the south boundary of lot 1;  
N.  $89^{\circ}27'$  E., approximately 1150 ft., to the east boundary of sec. 3;  
N.  $0^{\circ}56'$  E., 1306.8 ft., to the place of beginning;  
secs. 10 to 15, inclusive, and 22 to 28, inclusive, partly unsurveyed.  
secs. 35 and 36, unsurveyed.

The areas described aggregate approximately 20,600 acres.

Administration, etc.

The administration, protection, and development of the lands within this area 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, 39 Stat. 535 (U. S. C. title 16, secs. 1 and 2), and acts supplementary thereto or amendatory thereof, and to all other laws, rules, and regulations applicable to the said park.

Existing claims, etc.,  
not affected.

Nothing herein contained shall affect any valid existing claim, location, or entry made under the land laws of the United States, whether for homestead, mineral, right-of-way, or any other purpose whatsoever, or shall affect the right of any such claimant, locator, or entryman to the full use and enjoyment of his land, nor the rights reserved by treaty to the Indians of any tribes.

IN WITNESS WHEREOF I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this 29<sup>th</sup> day of May, in the year of our Lord nineteen hundred and forty-three, and of the  
[SEAL] Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:  
CORDELL HULL  
*Secretary of State.*

June 21, 1943  
[No. 2588]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

## A PROCLAMATION

Domestic violence in  
Michigan.

WHEREAS, the Governor of the State of Michigan has represented that domestic violence exists in said State which the authorities of said State are unable to suppress; and

WHEREAS, it is provided in the Constitution of the United States that the United States shall protect each State in this Union, on application of the Legislature, or of the Executive, when the Legislature cannot be convened, against domestic violence; and

WHEREAS, by the law of the United States in pursuance of the above, it is provided that in all cases of insurrection in any State or of obstruction of the laws thereof, it shall be lawful for the President of the United States, on application of the Legislature of such State, or of the Executive, when the Legislature cannot be convened, to call forth the militia of any other State or States and to employ such part of the land and naval forces of the United States as shall be judged necessary for the purpose of suppressing such insurrection and causing the laws to be duly executed; and

WHEREAS, the Legislature of the State of Michigan is not now in session and cannot be convened in time to meet the present emergency, and the Executive of said State under Section IV of Article IV of the Constitution of the United States, and the laws passed in pursuance thereof, has made due application to me in the premises for such part of the military forces of the United States as may be necessary and adequate to protect the State of Michigan and the citizens thereof against domestic violence and to enforce the due execution of the laws; and

WHEREAS, it is required that whenever it may be necessary, in the judgment of the President, to use the military forces of the United States for the purposes aforesaid, he shall forthwith, by proclamation, command such insurgents to disperse and retire peacefully to their respective homes within a limited time;

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby make proclamation and I do hereby command all persons engaged in said unlawful and insurrectionary proceedings to disperse and retire peacefully to their respective abodes immediately, and hereafter abandon said combinations and submit themselves to the laws and constituted authorities of said State;

Command for dispersal of persons engaged in insurrectionary proceedings.

And I invoke the aid and cooperation of all good citizens thereof to uphold the laws and preserve the public peace.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this twenty-first day of June, in the year of our Lord, nineteen hundred and forty-three, and [SEAL] of the Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D. ROOSEVELT

By the President:

CORDELL HULL  
*Secretary of State.*

#### AMENDMENTS OF REGULATIONS RELATING TO MIGRATORY BIRDS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

July 16, 1943  
[No. 2589]

#### A PROCLAMATION

WHEREAS the Acting Secretary of the Interior, under authority of and in compliance with section 3 of the Migratory Bird Treaty Act of July 3, 1918 (40 Stat. 755), as amended by the act of June 20, 1936 (49 Stat. 1555), the administration of which act was transferred to the Secretary of the Interior on July 1, 1939, by Reorganization Plan No. II (53 Stat. 1431), has adopted and submitted to me the following amendments, which he has determined to be suitable amendments of certain of the regulations approved by Proclamation No. 2345 of August 11, 1939, as last amended by Proclamation No. 2562 of July 14, 1942, permitting and governing the hunting, taking, capture, killing, possession, sale, purchase, shipment, transportation, carriage, exportation, and importation of migratory birds and parts, nests, and eggs thereof, included in the terms of the Convention between the United States and Great Britain for the protection of migratory birds concluded August 16, 1916, and the Convention between the United States and the United Mexican States for the protection of migratory birds and game mammals concluded February 7, 1936:

16 U. S. C. § 704.

5 U. S. C. § 133t  
note.

54 Stat. 2615; 56  
Stat. 1965.  
16 U. S. C. § 704 note;  
Supp. II, § 704 note.

39 Stat. 1702.

50 Stat. 1311.

#### AMENDMENTS OF MIGRATORY BIRD TREATY ACT REGULATIONS ADOPTED BY THE SECRETARY OF THE INTERIOR

Under authority and direction of section 3 of the Migratory Bird Treaty Act of July 3, 1918 (40 Stat. 755), as amended by the act of June 20, 1936 (49 Stat. 1555), the administration of which act was transferred to the Secretary of the Interior on July 1, 1939, by Reorganization Plan No. II (53 Stat. 1431), I, Oscar L. Chapman, Acting Secretary of the Interior, having due regard to the zones of temperature and to the distribution, abundance, economic value, breeding habits, and times and lines of migratory flight of migratory birds included in the terms of the Convention between the United

16 U. S. C. § 704.

5 U. S. C. § 133t note.

39 Stat. 1702.

50 Stat. 1311.

54 Stat. 2615; 56  
Stat. 1965.  
16 U. S. C. § 704 note;  
Supp. II, § 704 note.

56 Stat. 1966.  
16 U. S. C., Supp.  
II, § 704 note.

States and Great Britain for the protection of migratory birds, concluded August 16, 1916, and the Convention between the United States and the United Mexican States for the protection of migratory birds and game mammals, concluded February 7, 1936, have determined when, to what extent, and by what means it is compatible with the terms of said conventions and act to allow the hunting, taking, capture, killing, possession, sale, purchase, shipment, transportation, carriage, exportation, and importation of such birds and parts thereof and their nests and eggs, and, in accordance with such determinations, do hereby amend, as specified, the regulations approved by Proclamation No. 2345 of August 11, 1939, as last amended by Proclamation No. 2562 of July 14, 1942, and as so amended do hereby adopt such regulations as suitable regulations permitting and governing the hunting, taking, capture, killing, possession, sale, purchase, shipment, transportation, carriage, exportation, and importation of such migratory birds and parts, nests, and eggs thereof:

Regulation 4, "Open Seasons on and Possession of Certain Migratory Game Birds," is amended to read as follows:

**REGULATION 4.—OPEN SEASONS ON AND POSSESSION OF CERTAIN MIGRATORY GAME BIRDS**

Waterfowl (except snow geese in Beaverhead, Gallatin, and Madison Counties in Montana, in Idaho, and in States bordering on the Atlantic Ocean; Ross' geese, and swans), coots, rails and gallinules, woodcocks, mourning or turtle doves, white-winged doves, and band-tailed pigeons may be taken each day from one-half hour before sunrise to sunset, except in Alexander County, Illinois, geese may be taken only from sunrise to 12:00 o'clock noon, and in Texas white-winged doves may be taken only from noon to sunset, during the open seasons prescribed therefor in this regulation, and they may be taken by the means and in the numbers permitted by regulations 3 and 5 of these regulations, respectively, and when so taken may be possessed in the numbers permitted by regulation 5 any day in any State, Alaska, Puerto Rico, or in the District of Columbia during the period constituting the open season where taken and for an additional period of 45 days next succeeding said open season, but no such bird shall be possessed in any State, Alaska, Puerto Rico, or the District of Columbia at a time when such State, Alaska, Puerto Rico, or District prohibits the possession thereof. Nothing herein shall be deemed to permit the taking of migratory birds on any reservation or sanctuary established under the Migratory Bird Conservation Act of February 18, 1929 (45 Stat. 1222), nor on any area of the United States set aside under any other law, proclamation, or Executive order for use as a bird, game, or other wildlife reservation, breeding ground, or refuge except insofar as may be permitted by the Secretary of the Interior under existing law, nor on any area adjacent to any such refuge when such area is designated as a closed area under the Migratory Bird Treaty Act.

Waterfowl and coot.—The open seasons on waterfowl (except geese in Alexander County, Illinois, snow geese in Beaverhead, Gallatin, and Madison Counties in Montana, in Idaho, and in States bordering on the Atlantic Ocean; Ross' geese, and swans), and coot, in the several States, Alaska, and Puerto Rico, shall be as follows, both dates inclusive:

In Iowa, Maine, Michigan, Minnesota, Montana, New Hampshire, North Dakota, Ohio, Pennsylvania, South Dakota, Vermont, Wisconsin, and Wyoming, September 25 to December 3.

55 Stat. 1662; 56  
Stat. 1968.  
16 U. S. C., Supp.  
II, § 704 note.  
Post, p. 746.

18 U. S. C. § 715.

40 Stat. 755.  
16 U. S. C. §§ 703-  
711; Supp. II, § 704  
note.

In California (except on the Colorado River and within ten miles of its western bank), Colorado, Connecticut, Idaho, Illinois, Indiana, Kansas, Kentucky, Massachusetts, Missouri, Nebraska, Nevada, New Jersey, New York (except certain hereinafter designated portions of Essex, Clinton, and Washington Counties) including Long Island, Oklahoma, Oregon, Rhode Island, Utah, Washington, and West Virginia, October 15 to December 23.

On the Colorado River in California and within ten miles of its western bank, November 2 to January 10.

In those portions of Essex and Clinton Counties, New York, east of the Delaware and Hudson Railroad tracks and that part of Washington County east of the aforesaid tracks to and including the town of South Bay and all of the waters of South Bay and one mile distant from such waters in any direction, September 25 to December 3.

In Alabama, Arizona, Arkansas, Delaware, Florida, Georgia, Louisiana, Maryland, Mississippi, New Mexico, North Carolina, South Carolina, Tennessee, Texas, and Virginia, November 2 to January 10.

In Puerto Rico, December 15 to February 12.

In Fur Districts 1 and 3 in Alaska, as defined in the regulations governing the taking of game in Alaska adopted July 13, 1943 (8 F. R. 9841), September 21 to November 29; and in the remainder of Alaska, September 1 to November 9: Provided, That scoters, locally known as sea coots, may be taken in open coastal waters only, beyond outer harbor lines, in Maine and New Hampshire from September 15 to September 30; and in Connecticut, Massachusetts, New York including Long Island, and Rhode Island, from September 15 to October 15, and thereafter from land or water during the open seasons for other waterfowl in these States.

Scoters.

Geese, in Alexander County, Illinois, October 15 to December 13.

Rails and gallinules (except coot).—The open season on rails and gallinules (except coot) shall be from September 1 to November 30, both dates inclusive, except as follows:

Alabama, November 20 to January 31.

Louisiana, September 15 to December 15.

Maine, and Wisconsin, September 25 to December 3.

Maryland, September 1 to October 31.

Massachusetts, and New York, including Long Island, October 15 to December 23.

Minnesota, September 16 to November 30.

Puerto Rico, December 15 to February 12.

California, District of Columbia, Hawaii, Idaho, Iowa, Montana, Nevada, Oregon, Tennessee, and Washington, no open season.

Woodcock.—The open seasons on woodcock shall be as follows, both dates inclusive:

That part of New York lying north of the tracks of the main line of the New York Central Railroad extending from Buffalo to Albany and north of the tracks of the main line of the Boston & Albany Railroad extending from Albany to the Massachusetts State line, and in Pennsylvania, and Wisconsin, October 1 to October 15.

That part of New York lying south of the line above described and in Indiana, and West Virginia, October 15 to October 29.

That part of New York known as Long Island, and in New Jersey, and Rhode Island, November 1 to November 15.

Arkansas, and Oklahoma, December 1 to December 15.

Connecticut, October 16 to October 30.

Delaware, and Maryland, November 15 to November 29.

Louisiana, and Mississippi, December 15 to December 29.

Maine, New Hampshire, Ohio, and Vermont, October 10 to October 24.

Massachusetts, October 20 to November 3.

Michigan, in Upper Peninsula, October 1 to October 15; in remainder of State, October 15 to October 29.

Minnesota, October 3 to October 17.

Missouri, November 10 to November 24.

Virginia, November 20 to December 4.

*Post*, p. 754.

Mourning or turtle dove.—The open seasons on mourning or turtle dove shall be as follows, both dates inclusive:

Alabama, Georgia, Louisiana, Mississippi, and South Carolina, November 20 to December 19.

Arizona, California, Colorado, Kansas, Nevada, New Mexico, and Oklahoma, September 1 to October 12.

Arkansas, Delaware, Kentucky, Maryland, Tennessee, and Virginia, September 16 to October 15.

Florida, December 1 to December 30.

Idaho, September 1 to September 10.

Illinois, and Missouri, September 1 to September 30.

Minnesota, September 16 to September 30.

North Carolina, November 25 to December 24.

Oregon, September 1 to September 15.

Texas, in Kinney, Uvalde, Medina, Bexar, Comal, Hays, Travis, Williamson, Bell, Falls, McLennan, Hill, Navarro, Kaufman, Hunt, Hopkins, Delta, and Lamar Counties, and all counties north and west thereof, September 1 to October 12; in remainder of State, November 20 to December 19.

White-winged dove.—The open seasons on white-winged dove shall be as follows, both dates inclusive:

Arizona, September 1 to September 15.

Texas, September 13 to September 19.

Band-tailed pigeon.—The open seasons on band-tailed pigeon shall be as follows, both dates inclusive:

Arizona, New Mexico, and Washington, September 16 to October 15.

California, December 1 to December 30.

Oregon, September 1 to September 30.

#### REGULATION 5.—DAILY BAG AND POSSESSION LIMITS ON CERTAIN MIGRATORY GAME BIRDS

The subtitles "Sora," "Coot," and "Mourning or turtle dove and white-winged dove" of Regulation 5 are amended to read as follows:

Sora and Coot.—Twenty-five in the aggregate of both kinds, and any person at any one time may possess not more than 25 in the aggregate of both kinds.

Mourning or turtle dove and white-winged dove.—Ten in the aggregate of both kinds, and any person at any one time may possess not more than 10 mourning doves or more than 20 white-winged doves.

#### REGULATION 6.—SHIPMENT, TRANSPORTATION, AND POSSESSION OF CERTAIN MIGRATORY GAME BIRDS

Regulation 6 is amended by striking out the numerals "30" wherever they occur in the said regulation and by inserting in lieu thereof the numerals "45", and the second paragraph of the said regulation is amended to read as follows:

56 Stat. 1968.  
16 U. S. C., Supp.  
II, § 704 note.

56 Stat. 1960.  
16 U. S. C., Supp.  
II, § 704 note.

Not more than the number of such birds permitted by regulation 5 of these regulations to be taken by one person in one day, or in 2 days in the case of white-winged doves, woodcock and ducks (except wood ducks), nor more than 6 geese, including brant, in the aggregate of all kinds of which not more than 4 in any combination may be species other than blue geese, shall be transported by any one person in 1 calendar week out of Alaska, Puerto Rico, or the State where taken or from Canada or Mexico into the United States.

56 Stat. 1968.  
16 U. S. C., Supp.  
II, § 704 note.  
Aite, p. 746.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and caused the seal of the Department of the Interior to be affixed, this fifteenth day of July, 1943.

[SEAL]

OSCAR L CHAPMAN  
*Acting Secretary of the Interior.*

AND WHEREAS upon consideration it appears that the foregoing amendments will effectuate the purposes of the aforesaid Migratory Bird Treaty Act:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby approve and proclaim the foregoing amendments.

40 Stat. 755.  
16 U. S. C. §§ 703-  
711; Supp. II, § 704  
note.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this 16th day of July, in the year of our Lord nineteen hundred and forty-three, and [SEAL] of the Independence of the United States of America the one hundred and sixty-eighth.

FRANKLIN D ROOSEVELT

By the President  
CORDELL HULL  
*Secretary of State.*

### THIRD WAR LOAN DRIVE

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

July 26, 1943  
[No. 2890]

### A PROCLAMATION

Recognizing the fact that in carrying the war into enemy territory, we shall need greater amounts of money than any nation has ever asked from its citizens in all history, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do officially proclaim that on Thursday, the ninth of September, 1943, the Third War Loan shall be launched.

Third War Loan  
launching, Sept. 9,  
1943.

As Commander-in-Chief, I hereby invoke every citizen to give all possible aid and support to this Third War Loan drive, not only so that our financial goal may be reached, but to encourage and inspire those of our husbands and fathers and sons who are under fire on a dozen fronts all over the world. It is my earnest hope that every American will realize that in buying War Bonds in this Third War Loan he has an opportunity to express voluntarily and under the guidance of his conscience, the extent to which he will "back the attack."

The American people supported well the first and second War Loan drives and in fact did even more than was asked of them. Our need for money now is greater than ever, and will continue to grow until the very day that Victory is won; so we must ask far more sacrifice, far more cooperation than ever before.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington, this 26th day of July, in the year of our Lord nineteen hundred and forty-three, and of the [SEAL] Independence of the United States of America the one hundred and sixty-eighth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL  
*Secretary of State*

ENLARGING THE HURON, MANISTEE, OTTAWA, MARQUETTE, AND  
HIAWATHA NATIONAL FORESTS, MICHIGAN

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS certain lands which have been acquired or hereafter may be acquired by the United States through exchanges with the State of Michigan under authority of Title III of the Bankhead-Jones Farm Tenant Act, approved July 22, 1937 (U. S. C., title 7, secs. 1010, 1012, 50 Stat. 522, 525), are situated within the exterior boundaries of the Huron National Forest, the Manistee National Forest, the Ottawa National Forest, the Marquette National Forest, or the Hiawatha National Forest; and

WHEREAS it appears that such lands are suitable for national-forest purposes and that it would be in the public interest to reserve such lands as parts of the national forest within which they are situated:

Reservation of lands.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, under and by virtue of the authority vested in me by section 24 of the act of March 3, 1891, 26 Stat. 1095, 1103, as amended (U. S. C., title 16, sec. 471), and Title III of the said Bankhead-Jones Farm Tenant Act, and as President of the United States, do proclaim that all lands within the exterior boundaries of the Huron, Manistee, Ottawa, Marquette, and Hiawatha National Forests, in the State of Michigan, which have been acquired or hereafter may be acquired by the United States through exchanges with the State of Michigan, under authority of Title III of the said Bankhead-Jones Farm Tenant Act, are hereby reserved, or immediately upon acceptance of title by the Secretary of Agriculture shall be reserved, as parts of the respective national forests within which they are situated, and shall be subject to all laws, rules, and regulations applicable to national forest lands acquired under the provisions of the act approved March 1, 1911 (36 Stat. 961, U. S. C., title 16, secs. 480, 500, 501, 516, 519-521), and acts amendatory or supplementary thereto.

IN WITNESS WHEREOF I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this 29th day of July, in the year of our Lord nineteen hundred and forty-three, and of the [SEAL] Independence of the United States of America the one hundred and sixty-eighth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL  
*Secretary of State.*

## FIRE PREVENTION WEEK, 1943

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

August 30, 1943  
[No. 2592]

## A PROCLAMATION

This Nation's war program is menaced by an alarming increase in preventable fire losses. Since Pearl Harbor the destruction caused by fire in the United States has been comparable to the damage caused by all enemy bombing over England during the first two years of the war. The loss to this Nation is just as real as if the destruction had been wrought by enemy bombers over America, or by saboteurs.

These preventable fires are being measured in thousands of workers killed and disabled; vast destruction of critical raw materials, food, and other vital supplies for our armed forces and civilian population; the ruin of war plants, factories, homes, and machinery—in many cases for the duration of the war. Fires are bringing costly delays in the production and transportation of airplanes, ships, tanks, and guns—delays that mean a postponement of victory and the lives of many of our men on the fighting fronts.

Today it is vitally necessary that we prevent destructive fire. Every State in the Union shares this responsibility. Every community must make an extra and thorough effort to detect and eliminate fire hazards. Only by this united endeavor can America guard her productive power against fire and eliminate a major hazard that threatens seriously to reduce supplies of war materials, food, clothing, and other essentials required by our fighting men overseas and by our civilians at home. The cause was never so clear; the need was never so great.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby designate the week beginning October 3, 1943, as Fire Prevention Week. I earnestly request the people of the country to take unusually active measures during that week, and throughout the year, to conserve our human and material resources from destruction by fire. I call upon State and local governments, the Chamber of Commerce of the United States, the National Fire Waste Council, upon all business and labor organizations, the pulpit, educators, civic groups, the press, the radio, and the motion-picture industry to initiate programs that will vividly bring home to all our people the dangers of fire and the methods of controlling it. Further, I direct the Office of Civilian Defense, the Department of Agriculture, the War Production Board, the protective services of the War and Navy Departments, and other appropriate Federal agencies to lend their active support and assistance to the attainment of these objectives.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 30<sup>th</sup> day of August, in the year of our Lord nineteen hundred and forty-three, and [SEAL] of the Independence of the United States of America the one hundred and sixty-eighth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

*Secretary of State*Designation of week  
beginning Oct. 3, 1943,  
as Fire Prevention  
Week.

## CLOSED AREA UNDER THE MIGRATORY BIRD TREATY ACT—MICHIGAN

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

## A PROCLAMATION

WHEREAS the Secretary of the Interior has submitted to me for approval the following regulation adopted by him on September 17, 1943, under authority of the Migratory Bird Treaty Act, of July 3, 1918 (40 Stat. 755, 16 U. S. C. 704):

REGULATION DESIGNATING CERTAIN PARTS OF ANCHOR BAY, LAKE ST. CLAIR, AS THE ST. CLAIR MIGRATORY WATERFOWL CLOSED AREA, MICHIGAN

By virtue of and pursuant to the authority contained in section 3 of the Migratory Bird Treaty Act, of July 3, 1918 (40 Stat. 755, 16 U. S. C. 704), and Reorganization Plan No. II (53 Stat. 1431), I, Harold L. Ickes, Secretary of the Interior, having due regard to the zones of temperature and to the distribution, abundance, economic value, breeding habits, and times and lines of flight of the migratory birds included in the terms of the conventions between the United States and Great Britain for the protection of migratory birds, concluded August 16, 1916, and between the United States and the United Mexican States for the protection of migratory birds and game mammals, concluded February 7, 1936, do hereby designate as closed area in or on which pursuing, hunting, taking, capturing, or killing of migratory birds, or attempting to take, capture, or kill migratory birds is not permitted all that area of land and water of Anchor Bay, Lake St. Clair, St. Clair County, Michigan, within the following-described boundary:

*Unit A* (approximately 600 acres including and surrounding the Sand Islands lying about 3 miles south of Anchorville), beginning at a point on the north side of the North Channel approximately 6,300 feet due north of the northeast corner of Lot 320 of the Chenal a Bout Rond (Snibora Channel) section of the St. Clair Flats Survey made under the provisions of the Public Acts of Michigan, 1899, Act No. 175, said lot being situated on the north end of the Mud Hen Highway; thence due north approximately 5,500 feet to the 6-foot contour as shown on the U. S. Lake Survey Chart of Lake St. Clair, 1933; thence S. 80° W., 4,700 feet along said contour line; thence S. 25° W., 5,200 feet along the same contour; thence due south 2,800 feet to the north side of the North Channel; thence N. 53° E., along the north side of the North Channel 5,300 feet; thence S. 84° E., 2,800 feet along the North Channel to the point of beginning. The Baltimore Channel, which passes through the area, shall be marked by buoys and designated as a boat lane.

*Unit B* (approximately 3,600 acres), beginning at the southeast corner of Lot 29 of the Chenal a Bout Rond (Snibora Channel) section of the St. Clair Flats Survey made under the provisions of the Public Acts of Michigan, 1899, Act No. 175; thence west along the south boundaries of Lots 29 to 24, inclusive, to the southeast corner of Lot 23; thence north along the east side of Lot 23 to the south side of the Snibora Channel; thence southwesterly and southerly along the south side of the Snibora Channel to the southwest corner of Lot 1; thence due south 1,600 feet; thence N. 83° W., 7,000 feet (toward the Clinton River Inner Light); thence S. 10° E., 15,600 feet to a line running between Port Huron Gas Buoy and Station 84 of the Middle Channel section of the St. Clair Flats Survey; thence N. 68° E., 10,500 feet to

September 21, 1943  
[No. 2593]

5 U. S. C. § 133t note.

39 Stat. 1702.

50 Stat. 1311.

said Station 84; thence N. 1° W., 10,200 feet to Hawkins Point; thence N. 6° W., 4,900 feet to the point of beginning.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and caused the seal of the Department of the Interior to be affixed, this 17th day of September, 1943.

[SEAL]

HAROLD L. ICKES  
*Secretary of the Interior.*

AND WHEREAS upon consideration it appears that the foregoing regulation will tend to effectuate the purposes of the aforesaid Migratory Bird Treaty Act:

40 Stat. 755.  
16 U. S. C. §§ 703-711; Supp. II, § 704 note.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, under and by virtue of the authority vested in me by the aforesaid Migratory Bird Treaty Act, do hereby approve and proclaim the foregoing regulation of the Secretary of the Interior:

IN WITNESS WHEREOF I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 21<sup>st</sup> day of September, in the year of our Lord nineteen hundred and forty-three, and of the Independence of the United States of America the one hundred and sixty-eighth.

[SEAL]

FRANKLIN D. ROOSEVELT

By the President  
CORDELL HULL  
*Secretary of State.*

#### CAPTURE OF PRIZES

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

September 27, 1943  
[No. 2594]

#### A PROCLAMATION

WHEREAS the act of August 18, 1942, 56 Stat. 746, contains in part the following provisions:

50 U. S. C., Supp. II,  
app. §§ 821-828.

*“Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the district courts shall have original jurisdiction of all prizes captured during the present war on the high seas if said capture was made by authority of the United States or was adopted and ratified by the President of the United States and the prize was brought into the territorial waters of a cobelligerent or was taken or appropriated for the use of the United States on the high seas or in such territorial waters, including jurisdiction of all proceedings for the condemnation of such property taken as prize.*

\* \* \* \* \*

*“Sec. 3. The jurisdiction of prizes brought into the territorial waters of a cobelligerent shall not be exercised under authority of this Act, nor shall prizes be taken or appropriated within such territorial waters for the use of the United States, unless the government having jurisdiction over such territorial waters consents to the exercise of such jurisdiction or to such taking or appropriation.*

\* \* \* \* \*

*“Sec. 7. A cobelligerent of the United States which consents to the exercise of the jurisdiction herein conferred with respect*

to prizes of the United States brought into its territorial waters and to the taking or appropriation of such prizes within its territorial waters for the use of the United States shall be accorded, upon proclamation by the President of the United States, like privileges with respect to prizes captured under authority of such cobelligerent and brought into the territorial waters of the United States or taken or appropriated in the territorial waters of the United States for the use of such cobelligerent. Reciprocal recognition and full faith and credit shall be given to the jurisdiction acquired by courts of a cobelligerent hereunder and to all proceedings had or judgments rendered in exercise of such jurisdiction."

WHEREAS the Government of Canada, a cobelligerent, has consented to the exercise of the jurisdiction conferred by the said act with respect to prizes of the United States brought into the territorial waters of Canada and to the taking or appropriation of such prizes within the territorial waters of Canada for the use of the United States:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, acting under and by virtue of the authority vested in me by the said act of August 18, 1942, do proclaim that the Government of Canada shall be accorded like privileges with respect to prizes captured under authority of the said Government and brought into the territorial waters of the United States or taken or appropriated in the territorial waters of the United States for the use of the said Government.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 27<sup>th</sup> day of September, in the year of our Lord nineteen hundred and forty-three, and [SEAL] of the Independence of the United States of America the one hundred and sixty-eighth.

FRANKLIN D ROOSEVELT

By the President:

ADOLF A. BERLE, Jr.

*Acting Secretary of State*

COLUMBUS DAY, 1943

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

### A PROCLAMATION

WHEREAS we who are determined to seek and to find highways to a new world of peace and cooperation may take inspiration from the faith and courage of Christopher Columbus, who sailed across an uncharted sea and found a western continent and a new world; and

WHEREAS at this time, when the Italian people are striving to win back for themselves an honorable place in the family of nations, it is especially fitting that we honor the vision and achievement of a great Italian; and

WHEREAS Public Resolution 21, Seventy-third Congress, approved April 30, 1934, provides:

"That the President of the United States is authorized and requested to issue a proclamation designating October 12 of each year as Columbus Day and calling upon officials of the Government to display the flag of the United States on all

Reciprocal privileges accorded to Canada.

56 Stat. 746.  
50 U. S. C., Supp.  
II, app. §§ 821-828.

October 5, 1943  
[No. 2595]

48 Stat. 657.  
36 U. S. C. § 146.

Government buildings on said date and inviting the people of the United States to observe the day in schools and churches, or other suitable places, with appropriate ceremonies expressive of the public sentiment befitting the anniversary of the discovery of America”;

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby designate Tuesday, October 12, 1943, as Columbus Day; I direct that on that day the flag of the United States be displayed on all Government buildings; and I invite the people of the United States to observe the day with appropriate ceremonies in schools and churches, or other suitable places.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 5<sup>th</sup> day of October, in the year of our Lord nineteen hundred and forty-three, and [SEAL] of the Independence of the United States of America the one hundred and sixty-eighth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

*Secretary of State*

Designation of Oct. 12, 1943 as Columbus Day; observance.

## AMENDMENT TO REGULATIONS RELATING TO MIGRATORY BIRDS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

October 9, 1943

[No. 2596]

### A PROCLAMATION

WHEREAS the Acting Secretary of the Interior has adopted and submitted to me for approval the following amendment of the regulations approved by Proclamation No. 2345 of August 11, 1939, as last amended by Proclamation No. 2589 of July 16, 1943, permitting and governing the hunting, taking, capture, killing, possession, sale, purchase, shipment, transportation, carriage, exportation, and importation of migratory birds and parts, nests, and eggs thereof, included in the terms of the Convention between the United States and Great Britain for the protection of migratory birds concluded August 16, 1916, and the Convention between the United States and the United Mexican States for the protection of migratory birds and game mammals concluded February 7, 1936:

54 Stat. 2615.  
16 U. S. C. § 704  
note; Supp. II, § 704  
note.  
*Ante*, p. 743.

39 Stat. 1702.

50 Stat. 1311.

### AMENDMENT OF MIGRATORY BIRD TREATY ACT REGULATIONS ADOPTED BY THE ACTING SECRETARY OF THE INTERIOR

Under authority and direction of section 3 of the Migratory Bird Treaty Act of July 3, 1918 (40 Stat. 755), as amended by the act of June 20, 1936 (49 Stat. 1555), the administration of which act was transferred to the Secretary of the Interior on July 1, 1939, by Reorganization Plan No. II (53 Stat. 1431), I, Abe Fortas, Acting Secretary of the Interior, having due regard to the zones of temperature and to the distribution, abundance, economic value, breeding habits, and times and lines of migratory flight of migratory birds included in the terms of the Convention between the United States and Great Britain for the protection of migratory birds, concluded August 16, 1916, and the Convention between the United States and the United Mexican States for the protection of migratory birds and game mammals, concluded February 7, 1936, have determined when, to

16 U. S. C. § 704.

5 U. S. C. § 133t  
note.

39 Stat. 1702.

50 Stat. 1311.

what extent, and by what means it is compatible with the terms of said conventions and act to allow the hunting, taking, capture, killing, possession, sale, purchase, shipment, transportation, carriage, exportation, and importation of such birds and parts thereof and their nests and eggs, and, in accordance with such determinations, do hereby amend, as specified, the regulations approved by Proclamation No. 2345 of August 11, 1939, as last amended by Proclamation No. 2589 of July 16, 1943, and as so amended do hereby adopt such regulations as suitable regulations, permitting and governing the hunting, taking, capture, possession, sale, purchase, shipment, transportation, carriage, exportation, and importation of such migratory birds and parts, nests, and eggs thereof:

54 Stat. 2615.  
16 U. S. C. § 704  
note; Supp. II, § 704  
note.  
*Ante*, p. 743.

*Ante*, p. 746.

The subtitle "Mourning or turtle dove" of Regulation 4, "Open Seasons on and Possession of Certain Migratory Game Birds", is amended to read as follows:

Mourning or turtle dove.—The open seasons on mourning or turtle dove shall be as follows, both dates inclusive:

Alabama, Florida, Georgia, Louisiana, Mississippi, and South Carolina, December 1 to January 11.

Arizona, California, Colorado, Kansas, Nevada, New Mexico, and Oklahoma, September 1 to October 12.

Arkansas, Delaware, Kentucky, Tennessee, and Virginia, September 16 to October 27.

Idaho, September 1 to September 10.

Illinois, and Missouri, September 1 to September 30.

Maryland, September 16 to October 15.

Minnesota, September 16 to September 30.

North Carolina, November 25 to January 5.

Oregon, September 1 to September 15.

Texas, in Kinney, Uvalde, Medina, Bexar, Comal, Hays, Travis, Williamson, Bell, Falls, McLennan, Hill, Navarro, Kaufman, Hunt, Hopkins, Delta, and Lamar Counties, and all counties north and west thereof, September 1 to October 12; in remainder of State October 20 to November 30.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and caused the seal of the Department of the Interior to be affixed, this 7th day of October, 1943.

[SEAL]

ABE FORTAS  
*Acting Secretary of the Interior.*

AND WHEREAS upon consideration it appears that the foregoing amendment will effectuate the purposes of the aforesaid Migratory Bird Treaty Act:

40 Stat. 755.  
16 U. S. C. §§ 703-  
711; Supp. II, § 704  
note.  
*Ante*, p. 743.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby approve and proclaim the foregoing amendment.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 9<sup>th</sup> day of October, in the year of our Lord nineteen hundred and forty-three, and of [SEAL] the Independence of the United States of America the one hundred and sixty-eighth.

FRANKLIN D ROOSEVELT

By the President  
CORDELL HULL  
*Secretary of State.*

EXTRA REGISTRATION

BY THE PRESIDENT OF THE UNITED STATES

October 26, 1943  
[No. 2597]

A PROCLAMATION

WHEREAS the Selective Training and Service Act of 1940 (54 Stat. 885), as amended by the Act of December 20, 1941 (55 Stat. 844), contains, in part, the following provisions:

50 U. S. C., app.  
§§ 301-318; Supp. II,  
§§ 302-315.  
*Ante*, pp. 164, 391,  
596.

"SEC. 2. Except as otherwise provided in this Act, it shall be the duty of every male citizen of the United States, and of every other male person residing in the United States, who, on the day or days fixed for the first or any subsequent registration, is between the ages of eighteen and sixty-five, to present himself for and submit to registration at such time or times and place or places, and in such manner and in such age group or groups, as shall be determined by rules and regulations prescribed hereunder."

\* \* \* \* \*

"SEC. 5. (a) Commissioned officers, warrant officers, pay clerks, and enlisted men of the Regular Army, the Navy, the Marine Corps, the Coast Guard, the Coast and Geodetic Survey, the Public Health Service, the federally recognized active National Guard, the Officers' Reserve Corps, the Regular Army Reserve, the Enlisted Reserve Corps, the Naval Reserve, and the Marine Corps Reserve; cadets, United States Military Academy; midshipmen, United States Naval Academy; cadets, United States Coast Guard Academy; men who have been accepted for admittance (commencing with the academic year next succeeding such acceptance) to the United States Military Academy as cadets, to the United States Naval Academy as midshipmen, or to the United States Coast Guard Academy as cadets, but only during the continuance of such acceptance; cadets of the advanced course, senior division, Reserve Officers' Training Corps or Naval Reserve Officers' Training Corps; and diplomatic representatives, technical attaches of foreign embassies and legations, consuls general, consuls, vice consuls, and consular agents of foreign countries, and persons in other categories to be specified by the President, residing in the United States, who are not citizens of the United States, and who have not declared their intention to become citizens of the United States, shall not be required to be registered under section 2 and shall be relieved from liability for training and service under section 3 (b)."

\* \* \* \* \*

"SEC. 10. (a) The President is authorized—  
(1) to prescribe the necessary rules and regulations to carry out the provisions of this Act;"

\* \* \* \* \*

(4) to utilize the services of any or all departments and any and all officers or agents of the United States and to accept the services of all officers and agents of the several States, Territories, and the District of Columbia and subdivisions thereof in the execution of this Act;"

\* \* \* \* \*

"SEC. 14. (a) Every person shall be deemed to have notice of the requirements of this Act upon publication by the President

of a proclamation or other public notice fixing a time for any registration under section 2.”

\* \* \* \* \*

WHEREAS section 208 of the Coast Guard Auxiliary and Reserve Act of 1941, approved February 19, 1941 (55 Stat. 9), provides, in part, as follows:

“Members of the [Coast Guard] Reserve, other than temporary members as provided for in section 207 hereof, shall receive the same exemption from registration and liability for training and service as members of the Naval Reserve \* \* \*”;

14 U. S. C., Supp. II, § 308.

54 Stat. 885.  
50 U. S. C., app. §§ 301-318; Supp. II, §§ 302-315.  
*Ante*, pp. 164, 391, 596.

54 Stat. 2739, 2745, 2747, 2760; 55 Stat. 1644; 56 Stat. 1929, 1937, 1959, 1982.

54 Stat. 887.  
50 U. S. C., Supp. II, app. § 305 (a).  
55 Stat. 12.  
14 U. S. C., Supp. II, § 308.

WHEREAS pursuant to the Selective Training and Service Act of 1940, as amended, and to the rules and regulations prescribed thereunder, I issued and caused to be published proclamations on various dates during the period commencing September 16, 1940 and ending November 17, 1942, wherein I fixed the times and places for the registration under the said Act of every male citizen of the United States between the ages of eighteen and sixty-five years regardless of his whereabouts other than persons excepted by section 5 (a) of that Act and by section 208 of the Coast Guard Auxiliary and Reserve Act of 1941;

WHEREAS under the Selective Service Regulations every male citizen of the United States subject to registration who was not within one of the several States of the United States, the District of Columbia, Alaska, Hawaii, or Puerto Rico during the time or on the registration date fixed in the proclamations previously issued by me is required to present himself for and submit to registration after his return to or for the first time he enters any State of the United States, the District of Columbia, Alaska, Hawaii, or Puerto Rico; and

WHEREAS it is necessary in the national interest and for the most effective prosecution of the war to accomplish expeditiously the registration of every male citizen of the United States between the ages of eighteen and forty-five years, who has not been registered under the several proclamations issued by me because he has not returned to or entered the continental United States, Alaska, Hawaii, or Puerto Rico:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, the President of the United States of America, acting under and by virtue of the authority vested in me by the Selective Training and Service Act of 1940, as amended, do proclaim the following:

1. The registration of all male citizens of the United States outside the continental United States, the Territory of Alaska, the Territory of Hawaii, and Puerto Rico, who have not been registered and who on December 31, 1943, shall have attained or who thereafter shall attain the eighteenth anniversary of the day of their birth and who on December 31, 1943, shall not have attained the forty-fifth anniversary of the day of their birth, shall take place on the days hereinafter designated for their registration, as follows:

(a) Those who were born after December 31, 1898, but before January 1, 1926, shall be registered on any day during the period commencing Tuesday, November 16, 1943, and ending Friday, December 31, 1943.

(b) Those who were born on or after January 1, 1926, shall be registered on the day they attain the eighteenth anniversary of the day of their birth: *Provided*, That if such anniversary falls on a Sunday or a legal holiday their registration may take place on the day following that which is not a Sunday or a legal holiday.

54 Stat. 885.  
50 U. S. C., app. §§ 301-318; Supp. II, §§ 302-315.  
*Ante*, pp. 164, 391, 596.

Persons required to register; designation of registration days.

2. (a) Unless he is a person excepted by section 5 (a) of the Selective Training and Service Act of 1940, as amended, or by section 208 of the Coast Guard Auxiliary and Reserve Act of 1941, every male citizen of the United States residing or being outside the continental United States, or the Territory of Alaska, the Territory of Hawaii, or Puerto Rico who has not been registered under the Selective Training and Service Act of 1940, as amended, and the regulations prescribed thereunder, is required to and shall on the day or days fixed herein for his registration present himself for and submit to registration under this proclamation (1) before a registrar in the Virgin Islands of the United States if he is a resident of such Islands, and (2) before a member or clerical assistant of District of Columbia Local Board No. 1 if he is not a resident of such Islands: Provided, however, that in lieu of presenting himself for and submitting to registration before a registrar in the Virgin Islands of the United States or a member or clerical assistant of District of Columbia Local Board No. 1, he may on the day or days fixed herein for his registration present himself for and submit to registration before: (1) any diplomatic or consular officer of the United States who is a citizen of the United States, (2) any duly appointed registration official, or (3) any member or clerical assistant of a Selective Service Local Board.

(b) Any person subject to registration who, because of circumstances over which he has no control, is prevented from presenting himself for and submitting to registration at the time and in the manner required by this proclamation, shall present himself for and submit to registration immediately upon its becoming possible for him to do so.

(c) The duty of any person to present himself for and submit to registration in accordance with any previous proclamation issued under the Selective Training and Service Act of 1940, as amended, shall not be affected by this proclamation.

3. The registration under this proclamation shall be in accordance with the Selective Service Regulations governing registration. Every person subject to registration is required to familiarize himself with such regulations and to comply therewith.

4. I call upon all officers and agents of the United States, and all persons appointed under the provisions of the Selective Training and Service Act of 1940, as amended, or the Selective Service Regulations prescribed thereunder, to do and perform all acts and services necessary to accomplish effective and complete registration.

5. In order that there may be full cooperation in carrying into effect the purposes of the Selective Training and Service Act of 1940, as amended, I request and urge all employers and Government agencies of all kinds to give those under their charge sufficient time in which to fulfill the obligations of registration incumbent upon them under the said Act and this proclamation.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this 26th day of October in the year of our Lord nineteen hundred and forty-three, and  
[SEAL] of the Independence of the United States of America the one hundred and sixty-eighth.

FRANKLIN D ROOSEVELT

By the President:

E. R. STETTINIUS, Jr.  
*Acting Secretary of State.*

Officials designated to conduct registration.  
54 Stat. 887.  
50 U. S. C., Supp. II, app. § 305 (a).  
55 Stat. 12.  
14 U. S. C., Supp. II, § 308.

*Proviso.*

Registration after fixed date.

Previously prescribed duties not affected.

54 Stat. 885.  
50 U. S. C., app. §§ 301-318; Supp. II, §§ 302-315.  
*Ante*, pp. 164, 391, 596.

Observance of regulations.

Services of officials.

Cooperation of employers and Government agencies.

ARMISTICE DAY, 1943

October 29, 1943  
[No. 2598]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS November 11, 1943, is the twenty-fifth anniversary of the signing of the Armistice with Germany which terminated hostilities at the close of the first World War; and

WHEREAS Senate Concurrent Resolution 18 of the Sixty-ninth Congress, passed June 4, 1926 (44 Stat. 1982), requests the President of the United States to issue a proclamation calling for the observance of November 11 as Armistice Day; and

WHEREAS we can best observe that day by rededicating ourselves, with the faith and loyalty of the men who fought and died for our cause during the first World War, to those tasks which are directed toward achieving victory in the present struggle:

Observance of Nov.  
11, 1943 as Armistice  
Day.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby call upon the people of the United States to observe November 11, 1943, by devoting themselves whole-heartedly and with renewed fervor to every task that will contribute to the winning of the war; and I direct that the flag of the United States be displayed on all Government buildings on that day.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the city of Washington this 29<sup>th</sup> day of October, in the year of our Lord nineteen hundred and forty-three, [SEAL] and of the Independence of the United States of America the one hundred and sixty-eighth.

FRANKLIN D ROOSEVELT

By the President:

E. R. STETTINIUS, Jr.

*Acting Secretary of State*

MERCHANDISE IN GENERAL-ORDER AND BONDED WAREHOUSES

November 4, 1943  
[No. 2599]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS section 491 of the Tariff Act of 1930, as amended (46 Stat. 726; 52 Stat. 1083; 19 U. S. C. 1491) provides in part as follows:

“Any entered or unentered merchandise (except merchandise entered under section 557 of this Act, but including merchandise entered for transportation in bond or for exportation) which shall remain in customs custody for one year from the date of importation thereof, without all estimated duties and storage or other charges thereon having been paid, shall be considered unclaimed and abandoned to the Government and shall be appraised by the appraiser of merchandise and sold by the collector at public auction under such regulations as the Secretary of the Treasury shall prescribe . . .”;

WHEREAS section 557 of the said act, as amended (46 Stat. 744; 52 Stat. 1087 and 1088; 19 U. S. C. 1557), provides in part as follows:

“(a) Any merchandise subject to duty, with the exception of perishable articles and explosive substances other than firecrack-

ers, may be entered for warehousing and be deposited in a bonded warehouse at the expense and risk of the owner, importer, or consignee. Such merchandise may be withdrawn, at any time within three years from the date of importation, for consumption upon payment of the duties and charges accruing thereon at the rate of duty imposed by law upon such merchandise at the date of withdrawal; or may be withdrawn for exportation or for transportation and exportation to a foreign country, . . . without the payment of duties thereon, or for transportation and re-warehousing at another port or elsewhere, or for transfer to another bonded warehouse at the same port: *Provided*, That the total period of time for which such merchandise may remain in bonded warehouse shall not exceed three years from the date of importation . . .”;

WHEREAS section 559 of the said act, as amended (46 Stat. 744; 52 Stat. 1088; 19 U. S. C. 1559), provides in part as follows:

“Merchandise upon which any duties or charges are unpaid, remaining in bonded warehouse beyond three years from the date of importation, shall be regarded as abandoned to the Government and shall be sold under such regulations as the Secretary of the Treasury shall prescribe, . . .”;

WHEREAS section 318 of the said act (46 Stat. 696; 19 U. S. C. 1318) provides in part as follows:

“Whenever the President shall by proclamation declare an emergency to exist by reason of a state of war, or otherwise, he may authorize the Secretary of the Treasury to extend during the continuance of such emergency the time herein prescribed for the performance of any act . . .”;

AND WHEREAS, by my Proclamation No. 2487 (55 Stat. 1647) I did, on May 27, 1941, declare an unlimited national emergency to exist;

50 U. S. C., Supp. II, app., note prec. § 1.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, acting under and by virtue of the authority vested in me by the foregoing provision of section 318 of the Tariff Act of 1930, do hereby authorize the Secretary of the Treasury, until the termination of the emergency proclaimed on May 27, 1941 or until it shall be determined by the President and declared by his proclamation that such action is no longer necessary, whichever is earlier;

(1) To extend the one-year period prescribed in section 491, *supra*, as amended, for not more than one year from and after the expiration of such one-year period in any case in which said period has already expired or shall hereafter expire during the continuance of said emergency and in which the Foreign Economic Administration certifies to the Commissioner of Customs that such extension will not impede the war effort; and

Extension of period for customs custody.

(2) To extend the three-year period prescribed in sections 557 and 559, *supra*, as amended, for not more than one year from and after the expiration of such three-year period in any case in which said period has already expired or shall hereafter expire during the continuance of said emergency and in which the Foreign Economic Administration certifies to the Commissioner of Customs that such extension will not impede the war effort; and

Extension of warehousing period.

(3) To extend further the one-year period prescribed in section 491, *supra*, as amended, and the three-year period prescribed in sections 557 and 559, *supra*, as amended, for additional periods of not more than one year each from and after the expiration of the immediately

Further extensions.

preceding extension in any case in which said extension shall expire during the continuance of said emergency and in which the Foreign Economic Administration certifies to the Commissioner of Customs that such additional extension will not impede the war effort;

Entry bonds.

*Provided, however,* That in each and every case under numbered paragraphs (1), (2), and (3), above, in which the merchandise is charged against an entry bond, the Secretary of the Treasury shall require that the principal on such bond, in order to obtain the benefit of any extension which may be granted under the authority of this proclamation, shall furnish to the collector of customs at the port where the bond is on file either the agreement of the sureties on the bond to remain bound under the terms and conditions of the bond to the same extent as if no extension had been granted, or an additional bond with acceptable sureties to cover the period of extension; and that, in each and every case in which the merchandise remains charged against a carrier's bond the Secretary of the Treasury shall require that the principal on such bond shall agree to the extension and shall furnish to the collector of customs at the port where the charge was made the agreement of the sureties on the bond to remain bound under the terms and conditions of the bond to the same extent as if no extension had been granted; and

Extensions inapplicable in certain cases.

*Provided further,* That the extensions of one year authorized in this proclamation shall not apply in any case in which the period sought to be extended expired prior to December 7, 1942 or in which the merchandise in question has been sold by the Government and abandoned.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 4th day of November, in the year of our Lord nineteen hundred and forty-three, [SEAL] and of the Independence of the United States of America the one hundred and sixty-eighth.

FRANKLIN D ROOSEVELT

By the President:

E. R. STETTINIUS, Jr.

*Acting Secretary of State*

### THANKSGIVING DAY, 1943

November 11, 1943

[No. 2600]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

### A PROCLAMATION

God's help to us has been great in this year of march toward world-wide liberty. In brotherhood with warriors of other United Nations our gallant men have won victories, have freed our homes from fear, have made tyranny tremble, and have laid the foundation for freedom of life in a world which will be free.

Our forges and hearths and mills have wrought well; and our weapons have not failed. Our farmers, Victory gardeners, and crop volunteers have gathered and stored a heavy harvest in the barns and bins and cellars. Our total food production for the year is the greatest in the annals of our country.

For all these things we are devoutly thankful, knowing also that so great mercies exact from us the greatest measure of sacrifice and service.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby designate Thursday,

Designation of Nov. 25, 1943 as Thanksgiving Day.

November 25, 1943, as a day for expressing our thanks to God for His blessings. November having been set aside as "Food Fights for Freedom" month, it is fitting that Thanksgiving Day be made the culmination of the observance of the month by a high resolve on the part of all to produce and save food and to "share and play square" with food.

May we on Thanksgiving Day and on every day express our gratitude and zealously devote ourselves to our duties as individuals and as a nation. May each of us dedicate his utmost efforts to speeding the victory which will bring new opportunities for peace and brotherhood among men.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the city of Washington this 11th day of November, in the year of our Lord nineteen hundred and forty-three, [SEAL] and of the Independence of the United States of America the one hundred and sixty-eighth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

*Secretary of State*

#### CAPTURE OF PRIZES

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

November 28, 1943  
[No. 2601]

#### A PROCLAMATION

WHEREAS the act of August 18, 1942, 56 Stat. 746, contains in part the following provisions:

50 U. S. C., Supp.  
II, app. §§ 821-823.

*"Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the district courts shall have original jurisdiction of all prizes captured during the present war on the high seas if said capture was made by authority of the United States or was adopted and ratified by the President of the United States and the prize was brought into the territorial waters of a cobelligerent or was taken or appropriated for the use of the United States on the high seas or in such territorial waters, including jurisdiction of all proceedings for the condemnation of such property taken as prize.*

\* \* \* \* \*

"Sec. 3. The jurisdiction of prizes brought into the territorial waters of a cobelligerent shall not be exercised under authority of this Act, nor shall prizes be taken or appropriated within such territorial waters for the use of the United States, unless the government having jurisdiction over such territorial waters consents to the exercise of such jurisdiction or to such taking or appropriation.

\* \* \* \* \*

"Sec. 7. A cobelligerent of the United States which consents to the exercise of the jurisdiction herein conferred with respect to prizes of the United States brought into its territorial waters and to the taking or appropriation of such prizes within its territorial waters for the use of the United States shall be accorded, upon proclamation by the President of the United States, like privileges with respect to prizes captured under authority of such cobelligerent and brought into the territorial waters of the United

States or taken or appropriated in the territorial waters of the United States for the use of such cobelligerent. Reciprocal recognition and full faith and credit shall be given to the jurisdiction acquired by courts of a cobelligerent hereunder and to all proceedings had or judgments rendered in exercise of such jurisdiction."

WHEREAS the Government of India, a cobelligerent, has consented to the exercise of the jurisdiction conferred by the said act with respect to prizes of the United States brought into the territorial waters of India and to the taking or appropriation of such prizes within the territorial waters of India for the use of the United States:

Reciprocal privileges granted to India.

56 Stat. 746.  
50 U. S. C., Supp.  
II, app. §§ 821-828.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, acting under and by virtue of the authority vested in me by the said act of August 18, 1942, do proclaim that the Government of India shall be accorded like privileges with respect to prizes captured under authority of the said Government and brought into the territorial waters of the United States or taken or appropriated in the territorial waters of the United States for the use of the said Government.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 28<sup>th</sup> day of November, in the year of our Lord nineteen hundred and forty-three, [SEAL] and of the Independence of the United States of America the one hundred and sixty-eighth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

*Secretary of State*

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#### DAY OF PRAYER

December 3, 1943  
[No. 2602]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

#### A PROCLAMATION

At the end of the year 1943, which has not only made manifest the devotion and courage of our nation's sons but has also crowned their efforts with brilliant success on every battle front, it is fitting that we set aside a day of prayer to give thanks to Almighty God for His constant providence over us in every hour of national peace and national peril.

At the beginning of the new year 1944, which now lies before us, it is fitting that we pray to be preserved from false pride of accomplishment and from willful neglect of the last measure of public and private sacrifice necessary to attain final victory and peace. May we humbly seek strength and guidance for the problems of widening warfare and for the responsibilities of increasing victory. May we find in the infinite mercy of the God of our Fathers some measure of comfort for the personal anxieties of separation and anguish of bereavement.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby appoint Saturday, the first day of January 1944, as a day of prayer for all of us, in our churches, in our homes, and in our hearts, those of us who walk in the familiar paths of home, those who fight on the wide battlefields of

Appointment of January 1, 1944 as a day of prayer.

the world, those who go down to the sea in ships, and those who rise in the air on wings.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the city of Washington this 3<sup>rd</sup> day of December, in the year of our Lord nineteen hundred and forty-three, and of [SEAL] the Independence of the United States of America the one hundred and sixty-eighth.

FRANKLIN D ROOSEVELT

By the President:  
CORDELL HULL  
*Secretary of State*

# TREATIES

#### NOTICE

In this section are included all instruments, whether called treaties, conventions, protocols, or otherwise, entered into on the part of the United States by the President by and with the advice and consent of the Senate.

# TREATIES

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*Treaty and an accompanying exchange of notes between the United States of America and China respecting the relinquishment of extraterritorial rights in China and the regulation of related matters. Signed at Washington January 11, 1943; ratification advised by the Senate of the United States February 11, 1943; ratified by the President of the United States May 4, 1943; ratified by China February 4, 1943; ratifications exchanged at Washington May 20, 1943; proclaimed by the President of the United States May 24, 1943.*

January 11, 1943  
[T. S. 984]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

## A PROCLAMATION

WHEREAS a treaty between the United States of America and the Republic of China for the relinquishment of extraterritorial rights in China and the regulation of related matters, and an accompanying exchange of notes concerning matters related to extraterritorial rights in China, were concluded and signed by the duly authorized plenipotentiaries of the two countries at Washington on the eleventh day of January, one thousand nine hundred forty-three, the original of which treaty in the English and Chinese languages, the originals of the note signed in the English and Chinese languages by the plenipotentiary of the Republic of China, and a certified copy of the note in the English language signed, and a duplicate original thereof in the Chinese language sealed, by the plenipotentiary of the United States of America, are word for word as follows:

## TREATY BETWEEN THE UNITED STATES OF AMERICA AND THE REPUBLIC OF CHINA FOR THE RELINQUISHMENT OF EXTRATERRITORIAL RIGHTS IN CHINA AND THE REGULATION OF RELATED MATTERS

The United States of America and the Republic of China, desirous of emphasizing the friendly relations which have long prevailed between their two peoples and of manifesting their common desire as equal and sovereign States that the high principles in the regulation of human affairs to which they are committed shall be made broadly effective, have resolved to conclude a treaty for the purpose of adjusting certain matters in the relations of the two countries, and have appointed as their Plenipotentiaries:

The President of the United States of America,  
Mr. Cordell Hull, Secretary of State of the United States of America,  
and

The President of the National Government of the Republic of China,  
Dr. Wei Tao-ming, Ambassador Extraordinary and Plenipotentiary  
of the Republic of China to the United States of America;

Who, having communicated to each other their full powers found  
to be in due form, have agreed upon the following articles:

#### ARTICLE I

Abrogation of prior  
extraterritoriality pro-  
visions.

All those provisions of treaties or agreements in force between  
the United States of America and the Republic of China which au-  
thorize the Government of the United States of America or its rep-  
resentatives to exercise jurisdiction over nationals of the United States  
of America in the territory of the Republic of China are hereby abro-  
gated. Nationals of the United States of America in such territory  
shall be subject to the jurisdiction of the Government of the Republic  
of China in accordance with the principles of international law and  
practice.

Jurisdiction of  
China over U. S. na-  
tionals.

#### ARTICLE II

Termination of Pro-  
tocol of 1901.

The Government of the United States of America considers that  
the Final Protocol concluded at Peking on September 7, 1901, between  
the Chinese Government and other governments, including the Gov-  
ernment of the United States of America, [1] should be terminated  
and agrees that the rights accorded to the Government of the United  
States of America under that Protocol and under agreements suppl-  
ementary thereto shall cease.

Control of Diplo-  
matic Quarter at Pei-  
ping.

The Government of the United States of America will cooperate  
with the Government of the Republic of China for the reaching of  
any necessary agreements with other governments concerned for the  
transfer to the Government of the Republic of China of the adminis-  
tration and control of the Diplomatic Quarter at Peiping, including  
the official assets and the official obligations of the Diplomatic Quarter,  
it being mutually understood that the Government of the Republic  
of China in taking over administration and control of the Diplo-  
matic Quarter will make provision for the assumption and discharge  
of the official obligations and liabilities of the Diplomatic Quarter  
and for the recognition and protection of all legitimate rights therein.

Right of U. S. to use  
certain land in Diplo-  
matic Quarter.

The Government of the Republic of China hereby accords to the  
Government of the United States of America a continued right to  
use for official purposes the land which has been allocated to the

<sup>1</sup> [Treaty Series 397.]

Government of the United States of America in the Diplomatic Quarter in Peiping, on parts of which are located buildings belonging to the Government of the United States of America.

### ARTICLE III

The Government of the United States of America considers that the International Settlements at Shanghai and Amoy should revert to the administration and control of the Government of the Republic of China and agrees that the rights accorded to the Government of the United States of America in relation to those Settlements shall cease.

International Settlements at Shanghai and Amoy.

The Government of the United States of America will cooperate with the Government of the Republic of China for the reaching of any necessary agreements with other governments concerned for the transfer to the Government of the Republic of China of the administration and control of the International Settlements at Shanghai and Amoy, including the official assets and the official obligations of those Settlements, it being mutually understood that the Government of the Republic of China in taking over administration and control of those Settlements will make provision for the assumption and discharge of the official obligations and liabilities of those Settlements and for the recognition and protection of all legitimate rights therein.

### ARTICLE IV

In order to obviate any questions as to existing rights in respect of or as to existing titles to real property in territory of the Republic of China possessed by nationals (including corporations or associations), or by the Government, of the United States of America, particularly questions which might arise from the abrogation of the provisions of treaties or agreements as stipulated in Article I, it is agreed that such existing rights or titles shall be indefeasible and shall not be questioned upon any ground except upon proof, established through due process of law, of fraud or of fraudulent or other dishonest practices in the acquisition of such rights or titles, it being understood that no right or title shall be rendered invalid by virtue of any subsequent change in the official procedure through which it was acquired. It is also agreed that these rights or titles shall be subject to the laws and regulations of the Republic of China concerning taxation, national defense, and the right of eminent domain, and that no such rights or titles may be alienated to the government or nationals (including corporations or associations) of any third country without the express consent of the Government of the Republic of China.

Real property in China possessed by U. S. nationals or Government.  
*Post*, p. 790.

It is also agreed that if it should be the desire of the Government of the Republic of China to replace, by new deeds of ownership, existing leases in perpetuity or other documentary evidence relating to real property held by nationals, or by the Government, of the United States of America, the replacement shall be made by the Chinese authorities without charges of any sort and the new deeds of ownership shall fully protect the holders of such leases or other documentary evidence and their legal heirs and assigns without diminution of their prior rights and interests, including the right of alienation.

It is further agreed that nationals or the Government of the United States of America shall not be required or asked by the Chinese authorities to make any payments of fees in connection with land transfers for or with relation to any period prior to the effective date of this treaty.

#### ARTICLE V

Reciprocal rights of  
nationals.

The Government of the United States of America having long accorded rights to nationals of the Republic of China within the territory of the United States of America to travel, reside and carry on trade throughout the whole extent of that territory, the Government of the Republic of China agrees to accord similar rights to nationals of the United States of America within the territory of the Republic of China. Each of the two Governments will endeavor to have accorded in territory under its jurisdiction to nationals of the other country, in regard to all legal proceedings, and to matters relating to the administration of justice, and to the levying of taxes or requirements in connection therewith, treatment not less favorable than that accorded to its own nationals.

#### ARTICLE VI

Consular officers.

The Government of the United States of America and the Government of the Republic of China mutually agree that the consular officers of each country, duly provided with exequaturs, shall be permitted to reside in such ports, places and cities as may be agreed upon. The consular officers of each country shall have the right to interview, to communicate with, and to advise nationals of their country within their consular districts; they shall be informed immediately whenever nationals of their country are under detention or arrest or in prison or are awaiting trial in their consular districts and they shall, upon notification to the appropriate authorities, be permitted to visit any such nationals; and, in general, the consular officers of each country shall be accorded the rights, privileges, and immunities enjoyed by consular officers under modern international usage.

It is likewise agreed that the nationals of each country, in the territory of the other country, shall have the right at all times to communicate with the consular officers of their country. Communications to their consular officers from nationals of each country who are under detention or arrest or in prison or are awaiting trial in the territory of the other country shall be forwarded to such consular officers by the local authorities.

#### ARTICLE VII

The Government of the United States of America and the Government of the Republic of China mutually agree that they will enter into negotiations for the conclusion of a comprehensive modern treaty of friendship, commerce, navigation and consular rights, upon the request of either Government or in any case within six months after the cessation of the hostilities in the war against the common enemies in which they are now engaged. The treaty to be thus negotiated will be based upon the principles of international law and practice as reflected in modern international procedures and in the modern treaties which the Government of the United States of America and the Government of the Republic of China respectively have in recent years concluded with other governments.

Proposed new treaty.

Pending the conclusion of a comprehensive treaty of the character referred to in the preceding paragraph, if any questions affecting the rights in territory of the Republic of China of nationals (including corporations or associations), or of the Government, of the United States of America should arise in future and if these questions are not covered by the present treaty, or by the provisions of existing treaties, conventions, or agreements between the Government of the United States of America and the Government of the Republic of China not abrogated by or inconsistent with this treaty, such questions shall be discussed by representatives of the two Governments and shall be decided in accordance with generally accepted principles of international law and with modern international practice.

Settlement of questions pending conclusion of new treaty.

#### ARTICLE VIII

The present treaty shall come into force on the day of the exchange of ratifications.

Entry into force.

The present treaty shall be ratified, and the ratifications shall be exchanged at Washington as soon as possible.

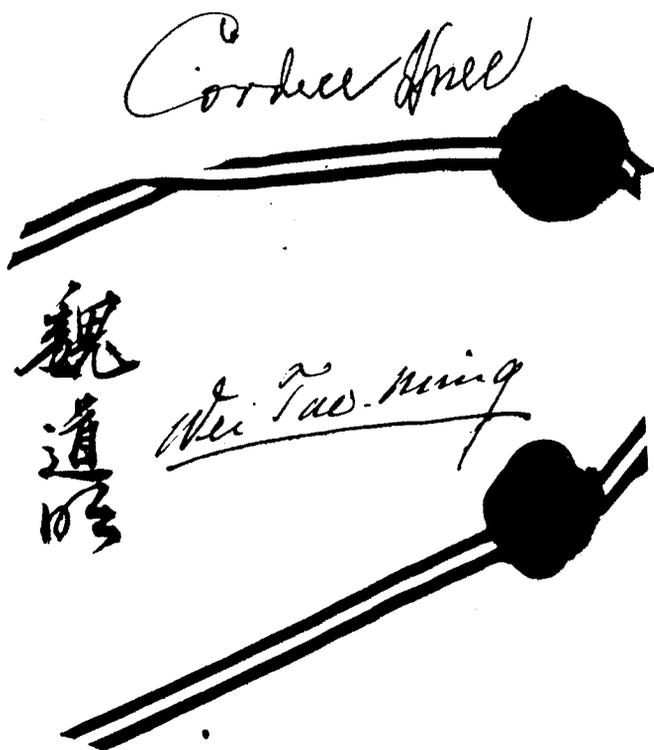
Signed and sealed in the English and Chinese languages, both equally authentic, in duplicate, at Washington, this eleventh day of January, one thousand nine hundred forty-three, corresponding to the eleventh day of the first month of the thirty-second year of the Republic of China.

本約於一九四三年一月十一日即中華民國三十二年一月十一日在華盛頓簽字蓋印英文及中文各兩份英文中文有同等之效力。

*Cordell Hull*

*Wei Tao-ming*

魏道明



領條約。此項條約將以近代國際程序與美利堅合衆國政府及中華民國政府近年來與他國政府所締結之近代條約中所表現之國際公法原則與國際慣例為根據。

前項廣泛條約未經訂立以前，倘日後遇有涉及中華民國領土內美利堅合衆國人民（包括公司及社團）或政府權利之任何問題發生而不在本約範圍內，或不在美利堅合衆國政府與中華民國政府間現行而未經本約廢止，或與本約不相抵觸之條約專約及協定之範圍內者，應由兩國政府代表會商依照普通承認之國際公法原則及近代國際慣例解決之。

第八條 本約自互換批准書之日起發生效力。

本約應予批准，批准書應於華盛頓迅速互換。

與其本國人民會晤通訊以及指示之權。倘其本國人民在其領事區內被拘留逮捕監禁或聽候審判時應立即通知該領事官。該領事官於通知主管官廳後得探視此等人民。總之兩國之領事官應享有現代國際慣例所給予之權利特權與豁免。

雙方並同意對方人民在此國領土內者有隨時與其領事官通訊之權。對方人民在此國之領土內被拘留逮捕監禁或聽候審判者其與領事官之通訊地方官廳應予轉遞。

第七條 美利堅合眾國政府與中華民國政府相互同意經一方之請求或於現在抵抗共同敵國之戰事停止後至遲六個月內進行談判。簽訂一現代廣泛之友好通商航海設

雙方並同意中國官廳不得向美利堅合眾國人民或政府要求繳納涉及本約發生效力以前有關土地移轉之任何費用。

第五條 美利堅合眾國政府對於中華民國人民在美利堅合眾國全境內早已予以旅行居住及經商之權利。中華民國政府同意對於美利堅合眾國人民在中華民國領土內予以相同之權利。兩國政府在各該國管轄所及之領土內盡力給予對方國人民關於各項法律手續司法事件之處理及各種租稅之徵收與其有關事項不低於所給本國人民之待遇。

第六條 美利堅合眾國政府與中華民國政府相互同意彼此領事官經對方給予執行職務證書後得在對方國雙方同意之口岸地方與城市駐紮。兩國之領事官在其領事區內應有

他不正當之手段所取得者不在此限。同時相互了解此項權利取得時所根據之官廳手續。如日後有任何變更之處。該項權利不得因之作廢。雙方並同意此項權利應受中華民國關於徵收捐稅徵用土地及有關國防各項法令之約束。非經中華民國政府之明白許可。並不得移轉於第三國政府或人民（包括公司及社團）。

雙方並同意中華民國政府對於美利堅合眾國人民或政府持有之不動產承租契或其他證據。如欲另行換發新所有權狀時。中國官廳當不徵收任何費用。此項新所有權狀應充分保障上述租契或其他證據之持有人與其合法之繼承人及受讓人。並不得減損其原來權益。包括轉讓權在內。

府成立必要之協定將上海及廈門公共租界之行政與管理連同上述租界之一切官有資產與官有義務移交於中華民國政府。並相互了解中華民國政府於接收上述租界行政與管理時應釐定辦法擔任並履行上述租界之官有義務及債務並承認及保護該界內之一切合法權利。

第四條 為免除美利堅合眾國人民(包括公司及社團)或政府在中華民國領土內現有關於不動產之權利發生任何問題尤為免除各條約及協定之各條款因本約第一條規定廢止而可能發生之問題起見雙方同意上述現有之權利不得取消作廢並不得以任何理由加以追究。依照法律手續提出證據證明此項權利係以詐欺或類似詐欺或其

館界之一切官有資產與官有義務移交於中華民國政府。並相互了解中華民國政府於接收使館界行政與管理時應釐定辦法擔任並履行使館界之官有義務及債務並承認及保護該界內之一切合法權利。

在北平使館界內已劃與美利堅合眾國政府之土地其上建有屬於美利堅合眾國政府之房屋中華民國政府允許美利堅合眾國政府為公務上之目的有繼續使用之權。

第三條 美利堅合眾國政府認為上海及廈門公共租界之行政與管理應歸還中華民國政府並同意凡關於上述租界給予美利堅合眾國政府之權利應予終止。

美利堅合眾國政府願協助中華民國政府與其他有關政

第一條 現行美利堅合眾國與中華民國間之條約與協定  
凡授權美利堅合眾國政府或其代表實行管轄在中華民國  
國領土內美利堅合眾國人民之一切條款茲特撤銷作廢。  
美利堅合眾國人民在中華民國領土內應依照國際公法  
之原則及國際慣例受中華民國政府之管轄。

第二條 美利堅合眾國政府認為一九零一年九月七日中  
華民國政府與他國政府包括美利堅合眾國政府在北京  
簽定之議定書應行取消並同意該議定書及其附件所給  
予美利堅合眾國政府之一切權利應予終止。

美利堅合眾國政府願協助中華民國政府與其他有關政  
府成立必要之協定將北平使館界之行政與管理連同使

美中關於取消美國在華治外法權及處理有關問題條約

美利堅合眾國  
 中華 民國 國 為欲重視兩國人民間素來之友好關係並以平等與主權國家之資格表示共同志願使彼此所承認規定人類關係之高尚原則得以發揚光大決定訂立條約以謀調整兩國間有關事項各派全權代表如左：

美利堅合眾國大總統特派

外交部部長赫爾

中華民國國民政府主席特派

駐美利堅合眾國特命全權大使魏道明

兩全權代表各將所奉全權證書互相校閱均屬妥善議定條款如左：

## [EXCHANGE OF NOTES]

*[Note in the English and Chinese Languages From the Chinese Ambassador at Washington to the Secretary of State]*

CHINESE EMBASSY  
WASHINGTON

JANUARY 11, 1943

EXCELLENCY:

Under instruction of my Government, I have the honor to state that in connection with the treaty signed today by the Government of the Republic of China and the Government of the United States of America, in which the Government of the United States of America relinquishes its extraterritorial and related special rights in China, it is the understanding of the Government of the Republic of China that the rights of the Government of the United States of America and of its nationals in regard to the systems of treaty ports and of special courts in the International Settlements at Shanghai and Amoy and in regard to the employment of foreign pilots in the ports of the territory of China are also relinquished. In the light of the abolition of treaty ports as such, it is understood that all coastal ports in the territory of the Republic of China which are normally open to American overseas merchant shipping will remain open to such shipping after the coming into effect of the present treaty and the accompanying exchange of notes.

It is mutually agreed that the merchant vessels of each country shall be permitted freely to come to the ports, places, and waters of the other country which are or may be open to overseas merchant shipping, and that the treatment accorded to such vessels in such ports, places, and waters shall be no less favorable than that accorded to national vessels and shall be as favorable as that accorded to the vessels of any third country.

It is mutually understood that the Government of the United States of America relinquishes the special rights which vessels of the United States of America have been accorded with regard to the coasting trade and inland navigation in the waters of the Republic of China and that the Government of the Republic of China is prepared to take over any American properties that may have been engaged for those purposes and to pay adequate compensation therefor. Should either country accord the rights of inland navigation or coasting trade to vessels of any third country such rights would similarly be accorded to the vessels of the other country. The coasting trade and inland navigation of each country are excepted from the requirement of national treatment and are to be regulated according to the laws of each country in relation thereto. It is agreed, however, that vessels of either

country shall enjoy within the territory of the other country with respect to the coasting trade and inland navigation treatment as favorable as that accorded to the vessels of any third country.

It is mutually understood that the Government of the United States of America relinquishes the special rights which naval vessels of the United States of America have been accorded in the waters of the Republic of China and that the Government of the Republic of China and the Government of the United States of America shall extend to each other the mutual courtesy of visits by their warships in accordance with international usage and comity.

It is mutually understood that questions which are not covered by the present treaty and exchange of notes and which may affect the sovereignty of the Republic of China shall be discussed by representatives of the two Governments and shall be decided in accordance with generally accepted principles of international law and with modern international practice.

With reference to Article IV of the treaty, the Government of the Republic of China hereby declares that the restriction on the right of alienation of existing rights or titles to real property referred to in that article will be applied by the Chinese authorities in an equitable manner and that if and when the Chinese Government declines to give assent to a proposed transfer the Chinese Government will, in a spirit of justice and with a view to precluding loss on the part of American nationals whose interests are affected, undertake, if the American party in interest so desires, to take over the right or title in question and to pay adequate compensation therefor.

It is mutually understood that the orders, decrees, judgments, decisions and other acts of the United States Court for China and of the Consular Courts of the United States of America in China shall be considered as *res judicata* and shall, when necessary, be enforced by the Chinese authorities. It is further understood that any cases pending before the United States Court for China and the Consular Courts of the United States of America in China at the time of the coming into effect of this treaty shall, if the plaintiff or petitioner so desires, be remitted to the appropriate courts of the Government of the Republic of China which shall proceed as expeditiously as possible with their disposition and in so doing shall in so far as practicable apply the laws of the United States of America.

It is understood that these agreements and understandings if confirmed by Your Excellency's Government shall be considered as forming an integral part of the treaty signed today and shall be considered as effective upon the date of the entrance into force of that treaty.

I shall be much obliged if Your Excellency will confirm the foregoing.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest consideration.

WEI TAO-MING

HONORABLE CORDELL HULL  
*Secretary of State*

約生效之日起，發生效力。

本代表應請

貴代表證實上述之了解為荷。

本代表順向

貴代表重表敬意。此致

美利堅合眾國外交部部長赫爾

魏道明

中華民國三十二年一月十一日即一九四三年一月十一日

中華民國駐美大使館

第六頁(全)

國之領事法庭之命令，宣告判決，決定及其他處分，應認為確定案件，於必要時，中國官廳應予以執行。雙方並了解當本約效力發生時，凡美利堅合眾國在中國之法院及美利堅合眾國在中國之領事法庭之任何未結案件，如原告或告訴人希望移交，於中華民國政府之主管法院時，該法院應從速進行處理之，並於可能範圍內適用美國法律。

雙方了解此種同意與諒解，如荷

貴國政府證實，即作為本日所簽訂條約內容之一部分，並自該

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第五頁

主權時，應由兩國政府代表會商，依照普通承認之國際公法原則及近代國際慣例解決之。

關於本約之第四條，中華民國政府茲聲明該條內所指關於現有不動產權利之轉讓權所受之限制，中國官廳當秉公辦理。如中國政府對於所提出之轉讓拒絕同意，而美方利益關係人希望中國政府收購該項權利時，中國政府本公平之精神及為避免該利益關係人之損失起見，當以適當之代價收購之。

雙方了解美利堅合眾國在中國之法院及美利堅合眾國在中

中華民國駐美大使館

第四頁

彼方船舶以同樣之權利。締約國任何一方在他方之沿海貿易及內河航行，依照他方有關法律之規定辦理，不得要求他方之本國待遇。惟雙方同意一方之船舶在他方境內關於沿海貿易及內河航行所享受之待遇，應與任何第三國船舶之待遇同樣優厚。

雙方了解美利堅合眾國政府放棄給予其軍艦在中華民國領水內之特權，並相互了解中華民國政府與美利堅合眾國政府對於彼此軍艦之訪問，應依照國際慣例及儀式，相互給予優禮。雙方了解凡本約及換文未涉及之問題，如有影響中華民國

中華民國駐美大使館

第三頁

雙方同意此國之商船，許其自由駛至彼國對於海外商運業已或將來開放之口岸地方及領水；並同意在該口岸地方及領水內，給予此等船舶之待遇，不得低於所給予各該本國船舶之待遇；且應與所給予任何第三國船舶之待遇同樣優厚。

雙方了解美利堅合眾國政府放棄給予美利堅合眾國船舶在中華民國領水內關於沿海貿易及內河航行之特權。中華民國政府準備以公平價格收購美方現時用以經營此項事業之一切產業。如任何一方以內河航行或沿海貿易權給予第三國船舶時，則應給予

中華民國駐美大使館

第二頁

本代表奉本國政府之命，茲特聲明：關於中華民國政府與美利堅合眾國政府本日簽訂美利堅合眾國政府放棄在中國治外法權及其有關特權之條約，中華民國政府認為關於通商口岸及上海、廈門、公共租界特區法院之制度，以及中國領土內各口岸外籍引水人之雇用，美利堅合眾國政府及人民所享有各權利一併放棄。鑒於此項通商口岸制度之廢止，彼此了解中華民國內領土內，凡平時對美國海外商運已開放之沿海口岸，於本約及所附換文發生效力後，對於此項商運，仍繼續開放。

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第一頁

[*Note in the English and Chinese Languages From the Secretary of State to the Chinese Ambassador at Washington*]

DEPARTMENT OF STATE  
WASHINGTON  
January 11, 1943

**EXCELLENCY:**

In connection with the treaty signed today between the Government of the United States of America and the Government of the Republic of China in which the Government of the United States of America relinquishes its extraterritorial and related special rights in China, I have the honor to acknowledge the receipt of your note of today's date reading as follows:

**“Excellency:**

Under instruction of my Government, I have the honor to state that in connection with the treaty signed today by the Government of the Republic of China and the Government of the United States of America, in which the Government of the United States of America relinquishes its extraterritorial and related special rights in China, it is the understanding of the Government of the Republic of China that the rights of the Government of the United States of America and of its nationals in regard to the systems of treaty ports and of special courts in the International Settlements at Shanghai and Amoy and in regard to the employment of foreign pilots in the ports of the territory of China are also relinquished. In the light of the abolition of treaty ports as such, it is understood that all coastal ports in the territory of the Republic of China which are normally open to American overseas merchant shipping will remain open to such shipping after the coming into effect of the present treaty and the accompanying exchange of notes.

Treaty ports; special courts; foreign pilots in Chinese ports.

It is mutually agreed that the merchant vessels of each country shall be permitted freely to come to the ports, places, and waters of the other country which are or may be open to overseas merchant shipping, and that the treatment accorded to such vessels in such ports, places, and waters shall be no less favorable than that accorded to national vessels and shall be as favorable as that accorded to the vessels of any third country.

Merchant vessels.

It is mutually understood that the Government of the United States of America relinquishes the special rights which vessels of the United States of America have been accorded with regard to the coasting trade and inland navigation in the waters of the Republic of China and that the Government of the Republic of China is prepared to take over any American properties that may have been engaged for those purposes and to pay adequate com-

Coasting trade and inland navigation.

pensation therefor. Should either country accord the rights of inland navigation or coasting trade to vessels of any third country such rights would similarly be accorded to the vessels of the other country. The coasting trade and inland navigation of each country are excepted from the requirement of national treatment and are to be regulated according to the laws of each country in relation thereto. It is agreed, however, that vessels of either country shall enjoy within the territory of the other country with respect to the coasting trade and inland navigation treatment as favorable as that accorded to the vessels of any third country.

Naval vessels.

It is mutually understood that the Government of the United States of America relinquishes the special rights which naval vessels of the United States of America have been accorded in the waters of the Republic of China and that the Government of the Republic of China and the Government of the United States of America shall extend to each other the mutual courtesy of visits by their warships in accordance with international usage and comity.

Questions for future discussion.

It is mutually understood that questions which are not covered by the present treaty and exchange of notes and which may affect the sovereignty of the Republic of China shall be discussed by representatives of the two Governments and shall be decided in accordance with generally accepted principles of international law and with modern international practice.

Real property in China possessed by U. S. nationals or Government.  
Ante, p. 769.

With reference to Article IV of the treaty, the Government of the Republic of China hereby declares that the restriction on the right of alienation of existing rights or titles to real property referred to in that article will be applied by the Chinese authorities in an equitable manner and that if and when the Chinese Government declines to give assent to a proposed transfer the Chinese Government will, in a spirit of justice and with a view to precluding loss on the part of American nationals whose interests are affected, undertake, if the American party in interest so desires, to take over the right or title in question and to pay adequate compensation therefor.

U. S. Court for China, and Consular Courts.

It is mutually understood that the orders, decrees, judgments, decisions and other acts of the United States Court for China and of the Consular Courts of the United States of America in China shall be considered as *res judicata* and shall, when necessary, be enforced by the Chinese authorities. It is further understood that any cases pending before the United States Court for China and the Consular Courts of the United States of America in China at the time of the coming into effect of this treaty shall, if the plaintiff or petitioner so desires, be remitted to the appropriate courts of the Government of the Republic of China which shall proceed as expeditiously as possible with their

disposition and in so doing shall in so far as practicable apply the laws of the United States of America.

It is understood that these agreements and understandings if confirmed by Your Excellency's Government shall be considered as forming an integral part of the treaty signed today and shall be considered as effective upon the date of the entrance into force of that treaty.

Agreements, etc.,  
considered as integral  
part of treaty.

Effective date.

I shall be much obliged if Your Excellency will confirm the foregoing.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest consideration."

I have the honor to confirm that the agreements and understandings which have been reached in connection with the treaty signed today by the Government of the United States of America and the Government of the Republic of China are as set forth in the above note from Your Excellency.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest consideration.

CORDELL HULL

His Excellency

Dr. WEI TAO-MING,  
*Ambassador of China.*

I certify the foregoing to be a true copy of the original note.

CORDELL HULL  
*Secretary of State.*

本代表應請貴代表證實上述之了解，為荷。

本代表順向 貴代表重表敬意。

本代表茲特證實關於美利堅合眾國政府與中華民國政

府本日簽訂之條約，業已成立之同意與諒解，正如

貴代表上述來照所稱者，本代表順向

貴代表重表敬意。此致

中華民國駐美利堅合眾國特命全權大使魏

一九四三年一月十一日

赫爾



[Seal of the  
Secretary  
of State]

國之領事法庭之命令，宣告判決，決定及其他處分，應認為確定案件。於必要時，中國官廳應予以執行。雙方並了解當本約效力發生時，凡美利堅合眾國在中國之法院及美利堅合眾國在中國之領事法庭之任何未結案件，如原告或告訴人希望移交於中華民國政府之主管法院時，該法院應從速進行處理之，並於可能範圍內適用美國法律。

雙方了解此種同意與諒解，如荷貴國政府證實，即作為本日所簽訂條約內容之一部分，並自該約生效之日起，發生效力。

公法原則及近代國際慣例解決之。

關於本約之第四條，中華民國政府茲聲明該條內所指關於現有不動產權利之轉讓權所受之限制，中國官廳當秉公辦理。如中國政府對於所提出之轉讓拒絕同意，而美方利益關係人希望中國政府收購該項權利時，中國政府本公平之精神及為避免該利益關係人之損失起見，當以適當之代價收購之。

雙方了解美利堅合眾國在中國之法院及美利堅合眾國在中

關於沿海貿易及內河航行所享受之待遇，應與任何第三國船舶之待遇同樣優厚。

雙方了解美利堅合眾國政府放棄給予其軍艦在中華民國領水內之特權；並互相了解中華民國政府與美利堅合眾國政府對於彼此軍艦之訪問，應依照國際慣例及儀式，相互給予優禮。

雙方了解凡本約及換文未涉及之問題，如有影響中華民國主權時，應由兩國政府代表會商，依照普通承認之國際

待遇，且應與所給予任何第三國船舶之待遇同樣優厚。

雙方了解美利堅合眾國政府放棄給予美利堅合眾國船舶在中華民國領水內關於沿海貿易及內河航行之特權。中華民國政府準備以公平價格收購美方現時用以經營此項事業之一切產業，如任何一方以內河航行或沿海貿易權給予第三國船舶時，則應給予彼方船舶以同樣之權利。締約國任何一方在他方之沿海貿易及內河航行，依照他方有關法律之規定辦理，不得要求他方之本國待遇，惟雙方同意一方之船舶在他方境內

領土內各口岸外籍引水人之雇用，美利堅合眾國政府及人民所享有者權利一併放棄。鑒於此項通商口岸制度之廢止，彼此了解中華民國領土內，凡平時對美國海外商運已開放之沿海口岸，於本約及所附換文發生效力後，對於此項商運，仍繼續開放。

雙方同意此國之商船，許其自由駛至彼國對於海外商運業已或將來開放之口岸地方及領水，並同意在該口岸地方及領水內，給予此等船舶之待遇，不得低於所給予各該本國船舶之

DEPARTMENT OF STATE  
WASHINGTON

關於美利堅合眾國政府與中華民國政府本日簽訂美利堅合眾國政府放棄其在中國之治外法權及其有關特權之條約，本代表接准

貴代表本日之照會內開：

本代表奉本國政府之命茲特聲明：關於中華民國政府與美利堅合眾國政府本日簽訂美利堅合眾國政府放棄在中國治外法權及其有關特權之條約，中華民國政府認為關於通商口岸及上海、廈門公共租界特區法院之制度，以及中國

AND WHEREAS it is provided in Article VIII of the said treaty that the treaty shall be ratified and shall come into force on the day of the exchange of ratifications, and it is provided in the said exchange of notes that the agreements and understandings contained therein shall be considered as forming an integral part of the said treaty and shall be considered as effective upon the date of the entrance into force of that treaty;

AND WHEREAS the said treaty and the said exchange of notes have been duly ratified on the part of the Government of the United States of America and the Government of the Republic of China, and the ratifications of the two Governments were exchanged at Washington on the twentieth day of May, one thousand nine hundred forty-three;

NOW, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, have caused the said treaty and the said exchange of notes to be made public to the end that the same and every article, clause and part thereof may be observed and fulfilled with good faith by the United States of America and all persons subject to the jurisdiction thereof.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE in Washington this twenty-fourth day of May in the year of our Lord one thousand nine hundred forty-three, and of [SEAL] the Independence of the United States of America the one hundred sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

*Secretary of State*

August 12, 1942  
[T. S. 985]

*Convention between the United States of America and Mexico respecting consular officers. Signed at Mexico City August 12, 1942; ratification advised by the Senate of the United States March 9, 1943; ratified by the President of the United States March 26, 1943; ratified by Mexico April 29, 1943; ratifications exchanged at Mexico City June 1, 1943; proclaimed by the President of the United States June 16, 1943. And exchanges of notes.*

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

### A PROCLAMATION

WHEREAS a Convention between the United States of America and the United Mexican States defining the duties, rights, privileges, exemptions, and immunities of the consular officers of each country in the territory of the other country was concluded and signed by their respective Plenipotentiaries in the city of Mexico on the twelfth day of August, one thousand nine hundred forty-two, the original of which Convention, being in the English and Spanish languages, is word for word as follows:

CONSULAR CONVENTION BETWEEN THE UNITED STATES OF AMERICA AND THE UNITED MEXICAN STATES.

CONVENCION CONSULAR ENTRE LOS ESTADOS UNIDOS DE AMERICA Y LOS ESTADOS UNIDOS MEXICANOS.

The President of the United States of America and the President of the United Mexican States, being desirous of defining the duties, rights, privileges, exemptions and immunities of consular officers of each country in the territory of the other country, have decided to conclude a convention for that purpose and have appointed as their plenipotentiaries:

El Presidente de los Estados Unidos de América y el Presidente de los Estados Unidos Mexicanos, deseando definir las obligaciones, derechos, privilegios, exenciones e inmunidades de los Funcionarios Consulares de cada país en el territorio del otro, han resuelto celebrar una Convención para dicho fin y han nombrado como sus Plenipotenciarios:

Plenipotentiaries.

The President of the United States of America:

George S. Messersmith, Ambassador Extraordinary and Plenipotentiary of the United States of America in Mexico, and

The President of the United Mexican States:

El Presidente de los Estados Unidos de América:

Al Señor George S. Messersmith, Embajador Extraordinario y Plenipotenciario de los Estados Unidos de América en México, y

El Presidente de los Estados Unidos Mexicanos:

Ezequiel Padilla, Secretary of Foreign Relations;  
Al Señor Licenciado Ezequiel Padilla, Secretario de Relaciones Exteriores;

Who, having communicated to each other their respective full powers, which were found to be in good and due form, have agreed upon the following Articles:

Quienes, habiéndose comunicado uno a otro sus respectivos Plenos Poderes, que se encontraron en buena y debida forma, han convenido en los siguientes artículos:

## ARTICLE I

## ARTICULO I.

1.—Each High Contracting Party agrees to receive from the other High Contracting Party, consular officers in those of its ports, places, and cities, where it may be convenient and which are open to consular representatives of any foreign States.

1.—Cada una de las Altas Partes Contratantes, conviene en recibir de la otra Alta Parte Contratante, funcionarios consulares, en aquellos de sus puertos, poblaciones y ciudades, en donde sea conveniente y que estén abiertos a los representantes consulares de cualquier Estado extranjero.

Reception of consular officers.

2.—Consular officers of each High Contracting Party shall, after entering upon their duties, enjoy reciprocally in the territories of the other High Contracting Party all the rights, privileges, exemptions and immunities which are enjoyed by consular officers of the same grade of the most favored nation, there being understood by consular officers Consuls General as well as Consuls and Vice Consuls who are not honorary. As official agents, such officers shall be entitled to the high consideration of all officials, national or local, with whom they have official intercourse in the State which receives them.

2.—Los funcionarios consulares de cada una de las Altas Partes Contratantes después de encargarse de sus puestos, disfrutarán recíprocamente en los territorios de la otra Alta Parte Contratante, de todos los derechos, privilegios, exenciones e inmunidades de que gocen los funcionarios consulares de igual categoría pertenecientes a la nación más favorecida, debiéndose entender por funcionarios consulares tanto los Cónsules Generales como los Cónsules y Vicecónsules que no sean honorarios. En su calidad de agentes oficiales, tales funcionarios tendrán derecho a la alta consideración de todos los funcionarios, nacionales o locales, con los cuales tengan relaciones oficiales en el Estado que los reciba.

Rights, privileges, etc.

3.—The Government of each High Contracting Party shall furnish free of charge the necessary exequatur of such consular officers of the other High Contracting Party as present a regular commission signed by the chief execu-

3.—El Gobierno de cada una de las Altas Partes Contratantes, proporcionará libre de costo el exequatur necesario a los funcionarios consulares de la otra Alta Parte Contratante que presenten una patente firmada en debida

Exequaturs and other documents of recognition.

tive of the appointing State and under its great seal; and shall issue to a subordinate or substitute consular officer duly appointed by an accepted superior consular officer with the approbation of his Government, or by any other competent officer of his Government, such documents as according to the laws of the respective States shall be requisite for the exercise by the appointee of the consular function; provided in either case that the person applying for an exequatur or other document is found acceptable. On the exhibition of an exequatur, or other document in lieu thereof issued to a subordinate or substitute consular officer, such consular officer or such subordinate or substitute consular officer, as the case may be, shall be permitted to perform his duties and to enjoy the rights, privileges, exemptions and immunities granted by this Convention.

forma por el Jefe del Ejecutivo del Estado que lo nombre y expedida bajo el Gran Sello de la Nación; y expedirá a los funcionarios consulares subordinados o substitutos, debidamente nombrados por un funcionario superior ya aceptado, con aprobación de su Gobierno o por cualquier otro funcionario competente de dicho Gobierno, los documentos que de acuerdo con las leyes de los Estados respectivos sean necesarios para el ejercicio de la función consular por la persona así nombrada; a condición, en ambos casos, que sea considerada como aceptable la persona que solicite el exequatur u otro documento. Al exhibir el exequatur u otro documento que en su lugar deba expedirse a un funcionario consular subordinado o substituto, tal funcionario consular o funcionario consular subordinado o substituto, según sea el caso, tendrá permiso para desempeñar sus obligaciones y para disfrutar de los derechos, privilegios, exenciones e inmunidades que otorga esta Convención.

Ad interim officers.

4.—Upon the death, incapacity, or absence of a consular officer having no subordinate consular officer at his post, secretaries or chancellors, whose official character may previously have been made known to the Government of the State in the territory of which the consular function was exercised, may temporarily exercise the consular functions of the deceased or incapacitated or absent consular officer; and while so acting shall enjoy all the rights, privileges, exemptions and immunities that were granted to the consular officer.

4.—En caso de fallecimiento, incapacidad o ausencia de un funcionario consular que no tenga ningún funcionario consular subordinado en su puesto, los secretarios o cancilleres, cuyo carácter oficial hubiere sido previamente dado a conocer al Gobierno del Estado en cuyo territorio se desempeñaba la función consular, podrán ejercer temporalmente las funciones consulares del funcionario consular fallecido, incapacitado o ausente; y mientras desempeñen dichas funciones disfrutará de todos los derechos, privilegios, exenciones e inmunidades que hubieren sido concedidos al funcionario consular.

5.—A consular officer or a diplomatic officer of either High Contracting Party, a national of the State by which he is appointed and duly commissioned or accredited by such State, may, in the capital of the other State, have the rank also of a diplomatic officer or of a consular officer, as the case may be, provided that and for so long as permission for him to exercise such dual functions has been duly granted by the Government of the State in the territory of which he exercises his functions as a consular officer and to which he is accredited as a diplomatic officer, and provided further that in any such case the rank as a diplomatic officer shall be understood as being superior to and independent of the rank as a consular officer.

## ARTICLE II

1.—Consular officers, nationals of the State by which they are appointed, and not engaged in any private occupation for gain within the territory of the State in which they exercise their functions, shall be exempt from arrest in such territory except when charged with the commission of an act designated by local legislation as crime other than misdemeanor and subjecting the individual guilty thereof to punishment by imprisonment. Such officers shall be exempt from military billetings, and from service of any military or naval, administrative or police character whatsoever.

5.—Cualquier funcionario consular o diplomático de cualquiera de las dos Altas Partes Contratantes, que sea nacional del Estado por el cual haya sido nombrado y debidamente comisionado o acreditado por dicho Estado, podrá, en la capital del otro Estado, tener también la categoría de funcionario diplomático o de funcionario consular, según sea el caso, siempre que el permiso para ejercer dichas dobles funciones, le haya sido debidamente otorgado por el Gobierno del Estado en cuyo territorio desempeñe sus funciones como funcionario consular y en el que sea acreditado como funcionario diplomático, mientras dure dicho permiso, y a condición de que, además, en cualquier caso de estos se entienda que su categoría como funcionario diplomático es superior a su categoría como funcionario consular, e independiente de ella.

## ARTICULO II.

1.—Los funcionarios consulares que sean nacionales del Estado por el cual fueron nombrados, y que no se dediquen a ninguna ocupación lucrativa privada dentro del territorio del Estado en el cual desempeñan sus funciones, estarán exentos de aprehensión en dicho territorio, excepto cuando fueren acusados de haber cometido un hecho calificado por la legislación local de delito, que no sea una simple falta y que sujete a la persona culpable de ellos a pena de prisión. Tales funcionarios estarán exentos de la obligación de proporcionar alojamientos militares, y de todo servicio militar o naval o de carácter administrativo o policíaco, cualesquiera que sean.

Dual capacity, diplomatic and consular.

Exemption from arrest, military service, etc.

Testimony in criminal cases.

2.—In criminal cases the attendance at court by a consular officer as a witness may be demanded by the plaintiff, the defendant, or the judge. The demand shall be made with all possible regard for the consular dignity and the duties of the office; and there shall be compliance on the part of the consular officer.

Testimony in civil, etc., cases.  
*Post*, p. 818.

3.—In civil, contentious-administrative and labor cases, consular officers shall be subject to the jurisdiction of the courts of the State which receives them. When the testimony of a consular officer who is a national of the State which appoints him and who is not engaged in any private occupation for gain is taken in civil cases, it shall be taken orally or in writing at his residence or office and with due regard for his convenience. The officer should, however, voluntarily give his testimony at the opportune moment of the trial whenever it is possible to do so without serious interference with his official duties.

Testimony regarding official acts not to be required.

4.—A consular officer shall not be required to testify in criminal, contentious-administrative, labor or civil cases, regarding acts performed by him in his official capacity.

2.—En los casos penales la parte acusadora, la demandada o el juez, podrán pedir la comparecencia ante el tribunal de un funcionario consular en calidad de testigo. El emplazamiento se hará con todos los miramientos posibles a la dignidad consular y los deberes del puesto; y el funcionario consular, por su parte, deberá acceder.

3.—En los casos civiles, contentious-administrativos y del trabajo, los funcionarios consulares estarán sujetos a la jurisdicción de los tribunales del Estado que los reciba. Cuando sea necesario recibir en casos civiles, la declaración de un funcionario consular que sea nacional del Estado que lo nombró y que no se dedique a ocupación lucrativa privada alguna, le será recibida verbalmente o por escrito, en su domicilio u oficina y con la debida consideración para su comodidad. Sin embargo, el funcionario deberá declarar voluntariamente en el momento oportuno del procedimiento, siempre que le sea posible hacerlo sin entorpecer seriamente sus obligaciones oficiales.

4.—No se exigirá a un funcionario consular que declare en casos, ya sean penales, contentious-administrativos, de trabajo o civiles, con respecto a actos llevados a cabo por él en su carácter oficial.

### ARTICLE III.

1.—Consular officers and employees in a consulate, nationals of the State by which they are appointed, and not engaged in any private occupation for gain within the territory of the State in which they exercise their functions, shall be exempt from all taxes, Na-

### ARTICULO III.

1.—Los funcionarios y empleados consulares que sean nacionales del Estado que los nombre y que no se dediquen a ocupación privada lucrativa en el territorio del Estado en el cual desempeñen sus funciones, estarán exentos de toda clase de impuestos nacionales, es-

Exemption from taxation; exceptions.  
*Post*, p. 822.

tional, State, Provincial and Municipal, including taxes on fees, wages or salaries received specifically in compensation for consular services, and they shall be exempt from all kinds of charges incident to the licensing, registration, use or circulation of vehicles. However, they shall not be exempt from taxes levied on account of the possession or ownership of immovable property situated within the territory of the State in which they exercise their functions or taxes levied against income derived from property of any kind situated within such territory or belonging thereto.

2.—The exemptions provided in paragraph 1 of this Article shall apply equally to other officials who are duly appointed by one of the High Contracting Parties to exercise official functions in the territory of the other High Contracting Party, provided that such officials shall be nationals of the State appointing them and shall not be engaged in any private occupation for gain within the territory of the State in which they exercise their functions; and provided further that permission for them to exercise such official functions has been duly granted by the Government of the receiving State. The Government of the State appointing such officials shall communicate to the Government of the receiving State satisfactory evidence of the appointment and shall indicate the character of the services which will be performed by the officials to whom the exemptions are intended to apply.

tatales, provinciales y municipales, inclusive impuestos sobre honorarios, sueldos o emolumentos recibidos específicamente como compensación de servicios consulares; y estarán exentos de cualquiera clase de cobros por concepto de licencia, registro, uso o circulación de vehículos. Sin embargo, no están exentos de impuestos causados por la posesión o propiedad de bienes inmuebles situados dentro del territorio del Estado en el cual desempeñan sus funciones ni tampoco de aquéllos que gravan los ingresos provenientes de toda clase de propiedades situadas dentro de dicho territorio o correspondientes a él.

2.—Las exenciones que dispone el párrafo 1 de este artículo serán igualmente aplicadas a los otros funcionarios que sean debidamente nombrados por una de las Altas Partes Contratantes para desempeñar funciones oficiales en el territorio de la otra Alta Parte Contratante, siempre que tales funcionarios sean nacionales del Estado que los nombre y no se dediquen a ocupación privada lucrativa alguna dentro del territorio del Estado en el que ejerzan sus funciones; y a condición, además, de que el Gobierno del Estado que los reciba les haya otorgado en forma debida el permiso para desempeñar tales funciones oficiales. El Gobierno del Estado que nombre tales funcionarios, comunicará al Gobierno que los reciba las pruebas satisfactorias de su nombramiento e indicará el carácter de los servicios que habrán de prestar los funcionarios a quienes deberán aplicarse las exenciones.

Exemptions extended to other officials; conditions.

## ARTICLE IV.

## ARTICULO IV.

Free-entry  
leges.      privi-

1.—Each High Contracting Party agrees to permit the entry free of all duty of all furniture, equipment and supplies intended for official use in the consular offices of the other High Contracting Party, and to extend to such consular officers of the other High Contracting Party as are its nationals and to such members of their families and suites as are its nationals, the privilege of entry free of duty of their baggage and all other personal property whether accompanying the officer or his family or suite to his post or imported at any time during his incumbency thereof; provided, nevertheless, that there shall not be brought into the territories of either High Contracting Party any article, the importation of which is prohibited by the law of such High Contracting Party, until requirements in accordance with the appropriate law have been duly met.

Post, p. 822.

2.—The exemptions provided in paragraph 1 of this Article shall apply equally to other officials who are duly appointed by one of the High Contracting Parties to exercise official functions in the territory of the other High Contracting Party, provided that such officials shall be nationals of the State appointing them. The Government of the State appointing such officials shall communicate to the Government of the receiving State satisfactory evidence of the appointment and shall indicate the character of the services which are to be performed by the officials

1.—Cada una de las Altas Partes Contratantes conviene en permitir la entrada, libre de derechos, de todos los muebles, enseres y aprovisionamientos destinados a usos oficiales en las oficinas consulares de la otra Alta Parte Contratante, y a otorgar a tales funcionarios consulares de la otra Alta Parte Contratante que sean nacionales de ésta, así como a los miembros de sus familias y séquito, que también sean nacionales de aquélla, el privilegio de la entrada libre de derechos de sus equipajes y de todos sus demás efectos personales, ya sea que éstos acompañen al funcionario, a su familia o a su séquito hasta su puesto, o que sean importados en cualquier tiempo durante su permanencia en dicho puesto; a condición, sin embargo, de que no se podrá introducir a los territorios de cualquiera de las Altas Partes Contratantes artículo alguno cuya importación esté prohibida por la ley de tal Alta Parte Contratante hasta que no se llenen los requisitos establecidos por la ley correspondiente.

2.—Las exenciones que dispone el párrafo 1 de este artículo, serán igualmente aplicables a los otros funcionarios que sean debidamente nombrados por cualquiera de las dos Altas Partes Contratantes para desempeñar funciones oficiales en el territorio de la otra, siempre que tales funcionarios sean nacionales del Estado que los nombre. El Gobierno del Estado que nombre tales funcionarios, comunicará al Gobierno del Estado que los reciba pruebas satisfactorias del nombramiento, e indicará cuál es el carácter de los servicios que deberán prestar

to whom the exemptions are intended to apply.

3.—It is understood, however, that the exemptions provided in this Article shall not be extended to consular officers or other officials who are engaged in any private occupation for gain within the territory of the State to which they have been appointed or in which they exercise their functions, save with respect to Governmental supplies.

#### ARTICLE V.

1.—Consular officers may place over the outer door of their respective offices the arms of their State with an appropriate inscription designating the nature of the office, and they may place the coat of arms and fly the flag of their State on automobiles employed by them in the exercise of their consular functions. Such officers may also fly the flag of their State on their offices, including those situated in the capitals of the respective countries. They may likewise fly such flag over any boat or vessel employed in the exercise of the consular functions.

2.—The quarters where consular business is conducted, correspondence to which the official seal of the consulates is affixed, and the archives of the consulates shall at all times be inviolable, and under no pretext shall any authorities of any character of the State in which such quarters or archives are located make any examination or seizure of papers or other property in such quarters or archives or

los funcionarios a quienes deban concedérseles dichas exenciones.

3.—Queda entendido, sin embargo, que las exenciones que dispone este artículo no se otorgarán a los funcionarios consulares u otros funcionarios que se dediquen a ocupación privada lucrativa alguna dentro del territorio del Estado para el cual hayan sido nombrados o dentro del cual desempeñen sus funciones, excepto cuando se trate de aprovisionamientos de su Gobierno.

#### ARTICULO V.

1.—Los funcionarios consulares podrán colocar encima de la puerta exterior de sus oficinas respectivas, el escudo de su Estado con una leyenda apropiada que indique la naturaleza de la oficina, y podrán ostentar el escudo y enarbolar la bandera de su Estado en los automóviles de que hagan uso en el ejercicio de sus funciones consulares. Dichos funcionarios podrán, asimismo, enarbolar la bandera de su Estado sobre sus oficinas, incluso las situadas en las Capitales de los países respectivos. Podrán, asimismo, enarbolar dicho pabellón sobre cualquier barco o embarcación empleado en el ejercicio de sus funciones consulares.

2.—Los locales dedicados al desempeño de las labores consulares, la correspondencia amparada con el sello oficial de los Consulados y los archivos de los mismos, serán inviolables en todo tiempo, y bajo ningún pretexto podrán autoridades algunas, de cualquier carácter, en el Estado en el cual estén situados tales locales o archivos, efectuar cateos o apoderarse de documentos u otros efectos guardados

Display of coat of arms and flag.

Inviolability of offices and archives.

to which the official seal is affixed. When consular officers are engaged in business within the territory of the State in which they exercise their functions, the files and documents of the consulate shall be kept in a place entirely separate from the place where private or business papers are kept. Consular offices shall not be used as places of asylum. No consular officers shall be required to produce official archives in court or to testify as to their contents.

en dichos locales o archivos, o que estén amparados con el sello oficial. Cuando los funcionarios consulares se dediquen a algún negocio en el territorio del Estado dentro del cual desempeñen sus funciones, los archivos y documentos del Consulado serán guardados en un lugar enteramente aparte del lugar en donde se guarden documentos privados o referentes al negocio. Las oficinas consulares no se emplearán para dar asilo. A ningún funcionario consular se le obligará a exhibir archivos oficiales en un Tribunal, ni a declarar acerca del contenido de los mismos.

#### ARTICLE VI.

#### ARTICULO VI.

Protection of  
nationals.

1.—Consular officers of either High Contracting Party may, within their respective consular districts, address the authorities, National, State, Provincial or Municipal, for the purpose of protecting the nationals of the State by which they were appointed in the enjoyment of rights accruing by treaty or otherwise. Complaint may be made for the infraction of those rights. Failure upon the part of the proper authorities to grant redress or to accord protection may justify interposition through the diplomatic channel, and in the absence of a diplomatic representative, a consul general or the consular officer stationed at the capital may apply directly to the Government of the country.

2.—Consular officers shall, within their respective consular districts, have the right:

1.—Los Funcionarios Consulares de cualquiera de las dos Altas Partes Contratantes, dentro de sus distritos consulares respectivos, podrán dirigirse a las autoridades, ya sean nacionales, estatales, provinciales o municipales, con el objeto de proteger a los nacionales del Estado que los haya nombrado, en el goce de derechos que puedan ser fundados en Tratado o de otra manera. Se podrán presentar quejas con motivo de la infracción de dichos derechos. La omisión, por parte de las autoridades competentes, de otorgar satisfacción o protección, podrá justificar la intervención diplomática y, en ausencia de un representante diplomático, un Cónsul General o el funcionario consular residente en la capital podrán dirigirse directamente al Gobierno del país.

2.—Los Funcionarios Consulares, dentro de sus distritos consulares respectivos, tendrán derecho a:

(a) to interview and communicate with the nationals of the State which appointed them;

(b) to inquire into any incidents which have occurred affecting the interests of the nationals of the State which appointed them;

(c) upon notification to the appropriate authority, to visit any of the nationals of the State which appointed them who are imprisoned or detained by authorities of the State; and

(d) to assist the nationals of the State which appointed them in proceedings before or relations with authorities of the State.

3.—Nationals of either High Contracting Party shall have the right at all times to communicate with the consular officers of their country.

#### ARTICLE VII.

1.—Consular officers, in pursuance of the laws of their respective countries, may, within their respective districts:

(a) take and attest the depositions of any person whose identity they have duly established;

(b) authenticate signatures;

(c) draw up, attest, certify and authenticate unilateral acts, translations, testamentary dispositions, and transcripts of civil registry of the nationals of the State which has appointed the consular officer; and

(d) draw up, attest, certify and authenticate deeds, contracts, documents and written instruments of any kind, provided that such deeds, contracts, documents and written instruments shall have application, execution, and legal

(a) Entrevistar y comunicarse con los nacionales del país que los nombró;

(b) Investigar cualesquiera incidentes ocurridos que afecten a los intereses de los nacionales del país que los nombró;

(c) Mediante aviso a las autoridades correspondientes, a visitar cualesquiera de los nacionales del país que los nombró que hubieren sido encarcelados o detenidos por las autoridades del Estado; y

(d) Auxiliar a los nacionales del país que los nombró en juicios o gestiones ante las autoridades del Estado, o en sus relaciones con éstas.

3.—Los nacionales de cualquiera de las dos Altas Partes Contratantes tendrán derecho, en todo tiempo, a comunicarse con los funcionarios consulares de su país.

#### ARTICULO VII.

1.—Los funcionarios consulares, de acuerdo con las leyes de sus países respectivos, podrán dentro de sus distritos correspondientes:

(a) Recibir las declaraciones y dar fe de las mismas, de cualquier persona respecto a la cual comprueben debidamente su identidad;

(b) Legalizar firmas;

(c) Extender, atestiguar, certificar y legalizar actas unilaterales, traducciones, disposiciones testamentarias y constancias de registro civil de los nacionales del país que haya nombrado al funcionario consular; y

(d) Extender, atestiguar, certificar y legalizar escrituras, contratos, documentos y escritos de cualquier clase, siempre y cuando dichas escrituras, contratos, documentos y escritos deban tener aplicación, ejecución, o producir

Notarial acts.

effect primarily in the territory of the State which shall have appointed the consular officer.

2.—Instruments and documents thus executed and copies and translations thereof, when duly authenticated by the consular officer, under his official seal, shall be received as evidence in the territories of either State, as original documents or authenticated copies, as the case may be, and shall have the same force and effect as if drawn up or executed before a notary or other public officer duly authorized in the State by which the consular officer was appointed; provided, always, that such documents shall have been drawn and executed in conformity to the laws and regulations of the State where they are designed to take effect.

efectos jurídicos, principalmente en el territorio del Estado que hubiere nombrado al funcionario consular.

2.—Los instrumentos y documentos así otorgados, y las copias y traducciones de los mismos, una vez debidamente legalizados por el funcionario consular, bajo su sello oficial, serán recibidos como prueba en los territorios de cualquiera de los dos Estados, como documentos originales o copias legalizadas, según sea el caso, y tendrán la misma fuerza y surtirán los mismos efectos que si hubieren sido extendidos u otorgados ante un notario u otro funcionario público debidamente autorizado en el Estado por el cual fué nombrado el funcionario consular; a condición en todo caso, de que tales documentos hayan sido extendidos u otorgados de acuerdo con las Leyes y Reglamentos del Estado en donde habrán de surtir sus efectos.

#### ARTICLE VIII.

#### ARTICULO VIII.

Administration of estates.

1.—In case of the death of a national of either High Contracting Party in the territory of the other High Contracting Party, without having in the locality of his decease any known heirs or testamentary executors by him appointed, the competent local authorities shall at once inform the nearest consular officer of the State of which the deceased was a national of the fact of his death, in order that necessary information may be forwarded to the persons interested.

2.—In case of the death of a national of either High Contracting Party in the territory of the other High Contracting Party,

1.—En caso de fallecimiento de algún nacional de cualquiera de las dos Altas Partes Contratantes en el territorio de la otra Alta Parte Contratante, sin que haya en el lugar de su fallecimiento herederos conocidos ni albaceas testamentarios por él nombrados, las autoridades locales competentes comunicarán inmediatamente el hecho de su fallecimiento al funcionario consular más cercano del Estado del que el finado fuera nacional, con el objeto de que se envíen los informes necesarios a los interesados.

2.—En caso de fallecimiento de algún nacional de cualquiera de las dos Altas Partes Contratantes en el territorio de la otra Alta

without will or testament whereby he has appointed testamentary executors, the consular officer of the State of which the deceased was a national and within whose district the deceased made his home at the time of death, shall, so far as the laws of the country permit and pending the appointment of an administrator and until letters of administration have been granted, be deemed qualified to take charge of the property left by the decedent for the preservation and protection of such property. Such consular officer shall have the right to be appointed as administrator within the discretion of a court or other agency controlling the administration of estates, provided the laws of the place where the estate is administered so permit.

3.—Whenever a consular officer accepts the office of administrator of the estate of a deceased countryman, he subjects himself in that capacity to the jurisdiction of the court or other agency making the appointment for all necessary purposes to the same extent as if he were a national of the State by which he has been received.

#### ARTICLE IX.

1.—A consular officer of either High Contracting Party shall within his district have the right to appear personally or by authorized representative in all matters concerning the administration and distribution of the estate of a deceased person under the jurisdiction of the local authorities, for all such heirs or legatees in the estate, either minors or adults, as may be nonresidents of the country and nationals of the State by

Parte Contratante, sin dejar testamento con nombramiento de albacea testamentario, el funcionario consular del Estado del cual fuere nacional el finado, y dentro de cuyo distrito tuviera su domicilio dicho finado en la fecha de su fallecimiento, será considerado, en cuanto lo permitan las leyes del país y mientras se nombre un albacea dativo y se abra el juicio abintestato, como competente para encargarse de los bienes que dejare el finado, con el objeto de atender a la conservación y protección de tales bienes. Dicho funcionario consular tendrá derecho a que se le nombre como albacea del intestado, a discreción del tribunal u otro organismo que intervenga en los juicios sucesorios, siempre que así lo permitan las leyes del lugar en donde se tramite el juicio sucesorio respectivo.

3.—Cuando un funcionario consular acepte el puesto de albacea de la sucesión de un nacional fallecido, se somete, en cuanto a su carácter como tal, a la jurisdicción del tribunal u otro organismo que le discierna el nombramiento, para todos los fines necesarios, con el mismo grado que si fuera nacional del estado que lo haya recibido.

#### ARTICULO IX.

1.—El funcionario consular de cualquiera de las dos Altas Partes Contratantes, dentro de su distrito, tendrá derecho a comparecer personalmente o por medio de un representante autorizado en todos los asuntos relativos a la tramitación del juicio sucesorio de una persona fallecida, y a la distribución de sus bienes, bajo la jurisdicción de las autoridades locales, por lo que hace a los herederos o legatarios de la sucesión, ya

which the consular officer was appointed, unless such heirs or legatees have appeared, either in person or by authorized representatives.

2.—A consular officer of either High Contracting Party may on behalf of his nonresident countrymen collect and receipt for their distributive shares derived from estates in process of probate or accruing under the provisions of so-called Workmen's Compensation Laws or other like statutes, for transmission through channels prescribed by his Government to the proper distributees, provided that the court or other agency making distribution through him may require him to furnish reasonable evidence of the remission of the funds to the distributees.

sean de menor o de mayor edad, que no fueren residentes del país y si fueren nacionales del Estado al cual debe su nombramiento el funcionario consular, a menos que dichos herederos o legatarios comparezcan, ya sea personalmente o por medio de representantes autorizados.

2.—El funcionario consular de cualquiera de las dos Altas Partes Contratantes, en nombre de sus nacionales no domiciliados en el país, podrá cobrar y recoger las partes que les toquen de sucesiones en proceso de tramitación, o que les correspondan conforme a las disposiciones de las leyes sobre indemnizaciones a trabajadores u otras de carácter parecido, dando recibos por dichas participaciones y transmitiéndolas a quien corresponda a través de los conductos prescritos por su propio Gobierno, pero con la condición de que el tribunal u otro organismo que efectúe la distribución por conducto del funcionario consular, tenga derecho a exigirle que proporcione pruebas razonables del envío de los fondos a las personas entre quienes se deba distribuir.

#### ARTICLE X.

1.—A consular officer shall have exclusive jurisdiction over controversies arising out of the internal order of private vessels of his country, and shall alone exercise jurisdiction in situations, wherever arising, between officers and crews, pertaining to the enforcement of discipline on board, provided the vessel and the persons charged with wrongdoing shall have entered territorial waters or a port within his consular district. Consular officers shall also have jurisdiction over issues concerning the adjustment of wages and the exe-

#### ARTICULO X.

1.—El funcionario consular ejercerá la jurisdicción exclusiva sobre las controversias que surjan con motivo del orden interno de las embarcaciones privadas de su país, y será el único que ejerza tal jurisdicción en las situaciones, donde quiera que se originen, que surjan entre los oficiales y las tripulaciones, relacionadas con el cumplimiento de la disciplina a bordo, siempre que la embarcación y las personas acusadas de mal comportamiento hayan entrado a las aguas territoriales o a algún puerto situado dentro de su dis-

Controversies, etc.,  
on private vessels.

cution of labor contracts of the crews; provided that their intervention will have a conciliatory character, without authority to settle disputes which may arise. This jurisdiction shall not exclude the jurisdiction conferred on the respective local authorities under existing or future laws of the place.

2.—When an act committed on board a private vessel under the flag of the State by which the consular officer has been appointed and within the territory or the territorial waters of the State by which he has been received constitutes a crime according to the laws of the receiving State, subjecting the person guilty thereof to punishment as a criminal, the consular officer shall not exercise jurisdiction except in so far as he is permitted to do so by the local law.

3.—A consular officer may freely invoke the assistance of the local police authorities in any matter pertaining to the maintenance of internal order on board a vessel under the flag of his country within the territory or the territorial waters of the State by which he has been received, and upon such request the requisite assistance shall be given.

4.—A consular officer may appear with the officers and crews of vessels under the flag of his country before the judicial authorities of the State by which he has been received for the purpose of observing proceedings or

trito consular. Los funcionarios consulares tendrán asimismo jurisdicción sobre las cuestiones relacionadas con ajustes de salarios y cumplimiento de los contratos de trabajo de las tripulaciones; pero su intervención tendrá carácter conciliatorio y sin competencia para dirimir los conflictos que se planteen. La citada jurisdicción no excluye la conferida a las autoridades locales respectivas, conforme a las leyes existentes en el lugar o a las que se dicten en el futuro.

2.—Cuando algún acto cometido a bordo de una embarcación privada que enarbole el pabellón del Estado al que el funcionario consular deba su nombramiento, y dentro del territorio o las aguas territoriales del Estado que lo recibiera, constituya un delito de acuerdo con las leyes de este último Estado, y sujete al culpable del acto antes mencionado, a castigo como criminal, el funcionario consular no ejercerá su jurisdicción excepto en cuanto se lo permita la ley local.

3.—El funcionario consular podrá invocar libremente el auxilio de las autoridades policíacas locales en cualquier asunto relacionado con la conservación del orden interno a bordo de un buque que enarbole el pabellón de su país, dentro del Territorio o de las aguas territoriales del Estado que lo hubiere recibido y se proporcionarán los auxilios necesarios cuando fueren pedidos.

4.—El funcionario consular podrá comparecer, en compañía de los oficiales y de las tripulaciones de los barcos que naveguen bajo el pabellón de su propio país, ante las autoridades judiciales del Estado que lo hubiere

of rendering assistance as an interpreter or agent.

recibido, con el objeto de observar la tramitación de un juicio o de dar ayuda en calidad de intérprete o como agente.

#### ARTICLE XI.

#### ARTICULO XI.

Inspection of vessels.

1.—A consular officer of either High Contracting Party shall have the right to inspect within the ports of the other High Contracting Party within his consular district, the private vessels of any flag destined to and about to clear for ports of his country, for the sole purpose of observing the sanitary conditions and measures taken on board such vessels, in order that he may be enabled thereby to execute intelligently bills of health and other documents required by the laws of his country and to inform his Government concerning the extent to which its sanitary regulations have been observed at ports of departure by vessels destined to one of its ports, with a view to facilitating entry of such vessels, provided that the captain of the vessel shall have requested of the consular officer the issuance or visa of the appropriate bill of health.

1.—Un funcionario consular de cualquiera de las dos Altas Partes Contratantes tendrá derecho de inspeccionar, dentro de los puertos de la otra Alta Parte Contratante ubicados dentro de su distrito consular, las embarcaciones privadas, sea cual fuere su pabellón, con destino a y a punto de zarpar hacia puertos de su propio país, para el efecto exclusivo de observar su estado sanitario y las medidas de esta índole tomadas a bordo de tales embarcaciones, para que así pueda otorgar acertadamente las patentes de sanidad y los demás documentos que exijan las leyes de su país, así como para informar a su Gobierno acerca del grado hasta el cual se hayan cumplido sus reglamentos sanitarios en los puertos de salida por las embarcaciones cuyo destino sea uno de sus puertos, con el objeto de facilitar la entrada de tales embarcaciones, a condición de que el Capitán de la embarcación hubiere solicitado del referido funcionario consular la expedición o visa de la correspondiente Patente de Sanidad.

2.—In exercising the right conferred upon them by this Article, consular officers shall act with all possible despatch and without unnecessary delay.

2.—Al hacer uso del derecho que les confiere el presente Artículo, los funcionarios consulares obrarán con toda la rapidez posible y sin demoras innecesarias.

#### ARTICLE XII.

#### ARTICULO XII.

Salvage of vessels.

1.—All proceedings relative to the salvage of vessels of either High Contracting Party wrecked upon the coasts of the other High Contracting Party shall be directed by the consular officer of the country to which the vessel

1.—Las operaciones relativas al salvamento de las embarcaciones pertenecientes a cualquiera de las Altas Partes Contratantes que naufragaren en las costas de la otra Alta Parte Contratante, serán dirigidas por el funcionario con-

belongs and within whose district the wreck may have occurred, or by some other person authorized for such purpose by the law of such country and whose identity shall be made known to the local authorities by the consular officer.

2.—The local authorities of the receiving State shall immediately inform the consular officer, or the other authorized person to whom reference is made in the foregoing paragraph, of the occurrence, and shall in the meantime take all necessary measures for the protection of persons and the preservation of the wrecked property. Such authorities shall intervene only to maintain order, to protect the interests of the salvors, if the salvors do not belong to the crew of the wrecked vessel, and to ensure the execution of the arrangements which shall be made for the entry and exportation of the salvaged merchandise, such merchandise not to be subjected to any customs charges unless intended for subsequent consumption in the country where the wreck has occurred.

3.—When the wreck occurs within a port, there shall be observed also those arrangements which may be ordered by the local authorities with a view to avoiding any damage that might otherwise be caused thereby to the port and to other ships.

4.—The intervention of the local authorities shall occasion no expense of any kind to the owners or operators of the vessels, except such expenses as may be caused by the operations of salvage and the preservation of the goods saved,

sular del país a que pertenezca la embarcación y dentro de cuyo distrito hubiere tenido lugar el naufragio, o por alguna otra persona autorizada para este fin por la ley del país mencionado y cuya identidad se dará a conocer a las autoridades locales por el funcionario consular.

2.—Las autoridades locales del Estado receptor comunicarán inmediatamente el suceso al funcionario consular o a la otra persona autorizada a que se refiere el párrafo anterior y tomarán, entre tanto, todas las medidas que fueren necesarias para la protección de las personas y conservación de los efectos del buque que hubiere naufragado. Dichas autoridades sólo intervendrán para mantener el orden, para proteger los intereses de las personas ocupadas en el salvamento, si éstas no pertenecieran a la tripulación del barco naufragado y para asegurar la ejecución de las disposiciones que deban cumplirse para la entrada y exportación de las mercancías salvadas, las cuales no estarán sujetas al pago de derechos de aduana a menos que se destinen, posteriormente, al consumo del país en que el naufragio haya tenido lugar.

3.—Cuando el naufragio ocurra dentro de un puerto, se observarán también las disposiciones que dicten las autoridades locales, tendientes a evitar cualquier daño que con el suceso pudiera originarse al puerto y a otras embarcaciones.

4.—La intervención de las autoridades locales no ocasionará gasto alguno a los propietarios o explotadores de las embarcaciones, excepto los gastos que motiven las operaciones de salvamento y conservación de las mercancías sal-

together with expenses that would be incurred under similar circumstances by vessels of the country. vadas, junto con los gastos en que incurrirían, en circunstancias semejantes, los barcos del país.

## ARTICLE XIII.

## ARTICULO XIII.

Rights, etc., of honorary consuls or vice consuls.

Honorary Consuls or Vice Consuls, as the case may be, shall enjoy, in addition to all the rights, privileges, exemptions, immunities and obligations enjoyed by honorary consular officers of the same rank of the most favored nation, those rights, privileges, exemptions, immunities and obligations provided for in paragraph 3 of Article I and in Articles V, VI, VII, VIII, IX, X, XI and XII of the present Convention, for which they have received authority in conformity to the laws of the State by which they are appointed.

Los Cónsules o los Vicecónsules Honorarios, en su caso, tendrán, además de todos los derechos, privilegios, exenciones, inmunidades y obligaciones de que gocen los funcionarios consulares honorarios de igual categoría de la nación más favorecida, los derechos, privilegios, exenciones, inmunidades y obligaciones determinados en el inciso 3, del Artículo I y en los Artículos V, VI, VII, VIII, IX, X, XI y XII de la presente Convención, para los que estén capacitados conforme a las Leyes del Estado que los haya nombrado.

## ARTICLE XIV.

## ARTICULO XIV.

Ratification.

1.—This Convention shall be ratified and the ratifications thereof shall be exchanged in the City of Mexico.

1.—Esta Convención será ratificada y se canjearán las ratificaciones respectivas en la Ciudad de México.

Entry into force; duration.

The Convention shall take effect in all its provisions the thirtieth day after the day of the exchange of ratifications and shall continue in force for the term of five years.

La Convención entrará en vigor, en cuanto a todas las disposiciones que contiene, treinta días después de la fecha del canje de ratificaciones, y seguirá en vigor durante un período de cinco años.

Modification or termination.

2.—If, six months before the expiration of the aforesaid period of five years, the Government of neither High Contracting Party shall have given notice to the Government of the other High Contracting Party of an intention of modifying by change or omission any of the provisions of any of the Articles of this Convention or of terminating the Convention upon the expiration of the aforesaid period of five years the Convention shall continue in effect after the aforesaid period and until

2.—Si seis meses antes de la expiración del período arriba mencionado de cinco años, ninguno de los Gobiernos de las dos Altas Partes Contratantes hubiere avisado al Gobierno de la otra Alta Parte Contratante su intención de modificar, cambiándolas o eliminándolas, disposiciones algunas de cualquiera de los Artículos de esta Convención, ni de poner término a la Convención a la expiración del período antes mencionado de cinco años, la Convención seguirá en vigor con posterior-

six months from the date on which the Government of either High Contracting Party shall have notified to the Government of the other High Contracting Party an intention of modifying or terminating the Convention.

ridad a dicho período y hasta los seis meses contados a partir de la fecha en que el Gobierno de cualquiera de las dos Altas Partes Contratantes hubiere notificado al Gobierno de la otra Alta Parte Contratante su intención de modificar la Convención o de poner fin a ella.

In witness whereof the respective Plenipotentiaries have signed this Convention and have hereunto affixed their seals.

En testimonio de lo cual los Plenipotenciarios respectivos han firmado esta Convención y fijado en la misma sus sellos.

Done in duplicate in the English and Spanish languages, in the City of Mexico, on this 12th day of the month of August, 1942.

Hecho en duplicado, en los idiomas inglés y español, en la ciudad de México, el día 12 del mes de agosto de 1942.

G. S. MESSERSMITH

E. PADILLA

[SEAL]

[SELLO]

WHEREAS it is provided in Article XIV of the said Convention that it shall be ratified and the ratifications thereof shall be exchanged in the city of Mexico and that the said Convention shall take effect in all its provisions the thirtieth day after the day of the exchange of ratifications;

AND WHEREAS the Convention has been duly ratified by both Governments and the ratifications were duly exchanged in the city of Mexico on the first day of June, one thousand nine hundred forty-three;

Exchange of ratifications.

NOW, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, have caused the said Convention to be made public, to the end that the same and every part thereof may be observed and fulfilled with good faith by the United States of America, its citizens, and all other persons subject to the jurisdiction thereof on and after the first day of July, one thousand nine hundred forty-three, the thirtieth day after the day of the exchange of ratifications.

Effective date.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE in Washington this sixteenth day of June, in the year of our Lord one thousand nine hundred forty-three, and of the [SEAL] Independence of the United States of America the one hundred sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

*Secretary of State*

## EXCHANGES OF NOTES

*The American Ambassador to the Mexican Minister of Foreign Relations*

EMBASSY OF THE  
UNITED STATES OF AMERICA

No. 525

*Mexico, D.F., August 12, 1942*

## EXCELLENCY:

*Ante, p. 304.*

Pursuant to instructions from my Government, I have the honor to refer to the use in numbered paragraphs 3 and 4 of Article II of the Consular Convention today signed by Your Excellency on behalf of the Government of the United Mexican States, and by me on behalf of the Government of the United States of America, of the expression in the Spanish text "contencioso-administrativos".

My Government has authorized me to state, and to request Your Excellency's confirmation, that the meaning and the extent of this expression is, in English:

"The expression 'contentious-administrative' covers cases involving controversy before an administrative organ of the State, other than those of the Judicial Power, which is invested with judicial functions in accordance with the respective administrative laws"

and, in Spanish,

"La expresión 'contencioso-administrativos' abarca los casos de controversia ante un órgano administrativo del Estado, distinto de los del Poder Judicial, que esté investido de funciones judiciales de acuerdo con las respectivas Leyes Administrativas".

Please accept, Excellency, the renewed assurances of my highest and most distinguished consideration.

GEORGE S. MESSERSMITH

His Excellency

Señor Licenciado EZEQUIEL PADILLA,  
*Minister for Foreign Relations,*  
*Mexico, D.F.*

*The Mexican Minister of Foreign Relations to the American Ambassador*

SECRETARIA DE RELACIONES EXTERIORES  
ESTADOS UNIDOS MEXICANOS  
MEXICO

56685

*México, D.F., 12 de agosto de 1942.*

SEÑOR ENBAJADOR:

Tengo la honra de acusar recibo a Vuestra Excelencia de su atenta nota número 525, fechada el día de hoy, en la cual se ha servido manifestarme que para el Gobierno de los Estados Unidos de América el

significado y extensión de la expresión “contencioso-administrativos” que se usa en los párrafos 3 y 4 del artículo II de la Convención Consular firmada en esta misma fecha, por Vuestra Excelencia, en nombre del Gobierno de los Estados Unidos de América, y por mí, en el de los Estados Unidos Mexicanos, será el siguiente:

en inglés:

“The expression “contentious-administrative” covers cases involving controversy before an administrative organ of the State, other than those of the Judicial Power, which is invested with judicial functions in accordance with the respective administrative laws”

y, en español:

“La expresión “contencioso-administrativos” abarca los casos de controversia ante un órgano administrativo del Estado, distinto de los del Poder Judicial, que esté investido de funciones judiciales de acuerdo con las respectivas Leyes Administrativas”.

Como se sirve solicitarlo Vuestra Excelencia, tengo el honor de confirmarle que para el Gobierno de México la mencionada expresión tiene el significado y extensión expresados en la nota que tengo la honra de contestar.

Aprovecho la oportunidad para reiterar a Vuestra Excelencia las seguridades de mi más alta y distinguida consideración.

E. PADILLA

Excelentísimo

Señor GEORGE S. MESSERSMITH,  
*Embajador Extraordinario y Plenipotenciario  
de los Estados Unidos de América.*

*Presente.*

[Translation]

MINISTRY OF FOREIGN RELATIONS  
UNITED MEXICAN STATES  
MEXICO CITY

56685

México, D.F., August 12, 1942.

MR. AMBASSADOR:

I have the honor to acknowledge the receipt of Your Excellency's courteous note no. 525, dated today, in which you were good enough to state that for the Government of the United States of America the meaning and extent of the expression “contentious-administrative” which is used in paragraphs 3 and 4 of article II of the Consular Convention signed on this same date, by Your Excellency, in the name of the Government of the United States of America, and by me, in that of the United Mexican States, shall be as follows:

in English:

“The expression ‘contentious-administrative’ covers cases involving controversy before an administrative organ of the State, other than those of the Judicial Power, which is invested with judicial functions in accordance with the respective administrative laws”

and, in Spanish:

“La expresión, ‘contencioso-administrativos’ abarca los casos de controversia ante un órgano administrativo del Estado, distinto de los del Poder Judicial, que esté investido de funciones judiciales de acuerdo con las respectivas Leyes Administrativas”.

As Your Excellency is good enough to request, I have the honor to confirm to you that for the Government of Mexico the above-mentioned expression has the meaning and extent expressed in the note to which I have the honor to reply.

I avail myself of the opportunity to renew to Your Excellency the assurances of my highest and most distinguished consideration.

E. PADILLA

His Excellency

GEORGE S. MESSERSMITH,  
*Ambassador Extraordinary and Plenipotentiary  
of the United States of America,  
City.*

*The Mexican Minister of Foreign Relations to the American Ambassador*

SECRETARIA DE RELACIONES EXTERIORES  
ESTADOS UNIDOS MEXICANOS  
MEXICO

56586

MÉXICO, D.F., 12 de agosto de 1942.

SEÑOR EMBAJADOR:

Con referencia a la Convención Consular suscrita, el día de hoy, entre México y los Estados Unidos de América, por medio de la presente Nota tengo la honra de comunicar a Vuestra Excelencia que mi Gobierno está de acuerdo en que las disposiciones de la misma no se apliquen a la Zona del Canal de Panamá.

Aprovecho esta oportunidad para reiterar a Vuestra Excelencia las seguridades de mi más alta y distinguida consideración.

E. PADILLA

Excelentísimo

Señor GEORGE S. MESSERSMITH,  
*Embajador Extraordinario y Plenipotenciario  
de los Estados Unidos de América.  
Presente.*

[Translation]

MINISTRY OF FOREIGN RELATIONS  
UNITED MEXICAN STATES  
MEXICO CITY

56586

MÉXICO, D.F., August 12, 1942.

MR. AMBASSADOR:

With reference to the Consular Convention, signed today, between Mexico and the United States of America, I have the honor to communicate to Your Excellency by this note that my Government is in agreement that the provisions thereof do not apply to the Panama Canal Zone.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest and most distinguished consideration.

E. PADILLA

His Excellency

GEORGE S. MESSERSMITH,  
*Ambassador Extraordinary and Plenipotentiary  
of the United States of America,  
City.*

*The American Ambassador to the Mexican Minister of Foreign Relations*

EMBASSY OF THE  
UNITED STATES OF AMERICA

No. 526

*Mexico, D.F., August 12, 1942.*

EXCELLENCY:

I have the honor to acknowledge receipt of Your Excellency's Note No. 56586 of August 12, 1942, wherein Your Excellency informs me that the Government of the United Mexican States, with reference to the Consular Convention signed today between Mexico and the United States of America, agrees that the provisions of this Convention are not applicable in the Panama Canal Zone.

Please accept, Excellency, the renewed assurances of my highest and most distinguished consideration.

GEORGE S. MESSERSMITH

His Excellency

Señor Licenciado EZEQUIEL PADILLA,  
*Minister for Foreign Relations,  
Mexico, D.F.*

*The American Ambassador to the Mexican Minister of Foreign Relations*

EMBASSY OF THE  
UNITED STATES OF AMERICA

No. 853

*Mexico, D.F., December 11, 1942.*

EXCELLENCY:

I have the honor to refer to Your Excellency's Note of September 29, 1942,[<sup>1</sup>] with respect to the interpretation of the word "suite" as used in the Consular Convention signed by Your Excellency and by myself on behalf of our respective Governments in Mexico City August 12, 1942.

I have the honor to state that the following understanding is proposed by, and is acceptable to my Government with respect to the interpretation of "suite" as used in the Convention under reference:

"The expression "consular officers and employees in a consulate" as used in Article III of the consular convention between the United States of America and the United Mexican States,

*Ante*, p. 804.

<sup>1</sup> [Not printed.]

signed at Mexico City on August 12, 1942, is understood to include, in addition to duly commissioned and approved consular officers, all persons who are associated with and assist such officers in the necessary and proper conduct of the consular offices, and who are appointed or employed upon a permanent status by, and receive their compensation for consular services from, the Government in whose consular offices they are employed, subject to such exceptions or limitations as may be provided in the convention.

*Ante*, p. 806.

"The expression 'suites' as used in Article IV of the consular convention between the United States of America and the United Mexican States, signed at Mexico City on August 12, 1942, is understood to include (1) persons to whom the expression 'employees in a consulate' in Article III applies, and (2) persons in the suites or retinues of attendants in the proper personal service of consular officers or their families.

*Ante*, p. 804.

"It is understood that, in the case of the extension, to persons in the suites or retinues of attendants in the proper personal service of consular officers or their families as well as to persons to whom the expression 'employees in a consulate' in Article III applies, of the privileges of entry free of duty of their baggage and all other personal property whether accompanying such persons to a consular post or imported at any time during their stay at such post, such importations as may be made under this privilege shall be in the name of, or under the supervision of the consular officer concerned".

If the above interpretation is agreeable to Your Excellency's Government, it will be appreciated if the acceptance thereof may be confirmed by Note.

Please accept, Excellency, the assurances of my most distinguished consideration.

GEORGE S. MESSERSMITH

His Excellency

Señor Licenciado EZEQUIEL PADILLA,  
*Minister for Foreign Affairs,*  
*Mexico, D.F.*

*The Mexican Minister of Foreign Relations to the American Ambassador*

SECRETARIA DE RELACIONES EXTERIORES  
ESTADOS UNIDOS MEXICANOS  
MEXICO

510040

MÉXICO, 12 de diciembre de 1942.

SEÑOR EMBAJADOR:

Tengo la honra de acusar recibo a Vuestra Excelencia de su muy atenta nota número 853, del 11 del actual, relativa a la interpretación que—en su opinión—debe darse a la palabra "séquito" empleada en la Convención Consular del 12 de agosto de 1942.

He tomado nota de que el Gobierno de los Estados Unidos de América está de acuerdo en que, en el caso de importaciones hechas

por una persona del séquito de un funcionario consular, las mismas se harán—a fin de que gocen de las franquicias a que se refiere el mencionado instrumento internacional—a nombre del citado representante o bajo su vigilancia.

En vista de las negociaciones realizadas, entre esta Secretaría y esa Embajada a su muy digno cargo sobre este asunto, y teniendo en cuenta, además, que la proposición del Gobierno norteamericano llena, en principio, el propósito que perseguí al hacer a Vuestra Excelencia la sugestión contenida en mi nota del 29 de septiembre último, me complace en informarle que la interpretación a que vengo refiriéndome cuenta con la aceptación de mi Gobierno.

Aprovecho la oportunidad para renovar a Vuestra Excelencia el testimonio de mi más alta consideración.

E. PADILLA

Excelentísimo señor GEORGE S. MESSERSMITH,  
*Embajador Extraordinario y Plenipotenciario*  
*de los Estados Unidos de América.*

*Presente.*

[Translation]

MINISTRY OF FOREIGN RELATIONS  
UNITED MEXICAN STATES  
MEXICO CITY

510040

MEXICO CITY, *December 12, 1942.*

Mr. AMBASSADOR:

I have the honor to acknowledge the receipt of Your Excellency's very courteous note no. 853, of the 11th of this month, relative to the interpretation which—in your opinion—should be given to the word "suite" used in the Consular Convention of August 12, 1942.

I have taken note that the Government of the United States of America is in agreement that, in the case of importations made by a person of the suite of a consular official, they shall be made—in order to enjoy the exemptions to which the above-mentioned international instrument refers—in the name of the said representative or under his supervision.

In view of the negotiations on this subject conducted between this Ministry and the Embassy worthily in your charge, and bearing in mind, moreover, that the proposal of the American Government fulfils, in principle, the purpose which I sought in making to Your Excellency the suggestion contained in my note of September 29, last, I take pleasure in informing you that the interpretation to which I refer has the acceptance of my Government.

I avail myself of the opportunity to renew to Your Excellency the assurances of my highest consideration.

E. PADILLA

His Excellency GEORGE S. MESSERSMITH,  
*Ambassador Extraordinary and Plenipotentiary*  
*of the United States of America,*  
*City.*

September 9, 1940  
[T. S. 986]

*Supplementary extradition convention between the United States of America and Colombia. Signed at Bogotá September 9, 1940; ratification advised by the Senate of the United States December 2, 1940; ratified by the President of the United States December 20, 1940; ratified by Colombia April 6, 1943; ratifications exchanged at Washington June 23, 1943; proclaimed by the President of the United States June 26, 1943.*

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS a Supplementary Extradition Convention between the United States of America and the Republic of Colombia was concluded and signed by their respective Plenipotentiaries at Bogotá on the ninth day of September, one thousand nine hundred forty, the original of which Supplementary Convention, being in the English and Spanish languages, is word for word as follows:

**SUPPLEMENTARY CONVENTION  
OF EXTRADITION  
BETWEEN THE UNITED STATES OF AMERICA  
AND THE REPUBLIC OF COLOMBIA**

The United States of America and the Republic of Colombia, being desirous of enlarging the list of crimes on account of which extradition may be granted under the Convention concluded between the two countries on May 7, 1888, with a view to the better administration of justice and the prevention of crimes in their respective territories and jurisdictions, have resolved to conclude a supplementary convention for this purpose and have appointed as their Plenipotentiaries, to wit:

26 Stat. 1534.

Plenipotentiaries.

The President of the United States of America: Spruille Braden, Ambassador Extraordinary and Plenipotentiary in Colombia; and

The President of the Republic of Colombia: Luis López de Mesa, Minister for Foreign Relations,

Who, after having exhibited to each other respective full powers, which were found to be in due and proper form, have agreed to and concluded the following articles:

#### ARTICLE I.

The High Contracting Parties agree that the following crimes are added to the list of crimes numbered 1 to 12 in Article II of the Convention of Extradition concluded between the United States of America and the Republic of Colombia on May 7, 1888; that is to say:

Additions to list of extraditable crimes.

26 Stat. 1535.

13.—Abortion.

14.—Abduction or detention of women or girls for immoral purpose.

15.—Bigamy.

16.—Kidnaping of minors or adults, defined to be the abduction or detention of a person or persons, in order to exact money from them, their families or any other person or persons, or for any other unlawful end.

17.—Larceny, defined to be the theft of effects, personal property, or money, of the value of twenty-five dollars or more, or colombian equivalent.

18.—Obtaining money, valuable securities or other property by false pretenses or receiving any money, valuable securities or other property knowing the same to have been unlawfully obtained, where the amount of money or the value of the property so obtained or received exceeds two hundred dollars, or colombian equivalent.

19.—Fraud or breach of trust by a bailee, banker, agent, factor, trustee, executor, administrator, guardian, director or officer of any company or corporation, or by anyone in any fiduciary position, where the amount of money or the value of the property misappropriated exceeds two hundred dollars, or colombian equivalent.

20.—Bribery.

21.—Crimes against the bankruptcy laws.

22.—Crimes against the laws for the suppression of the traffic in narcotics.

Los Estados Unidos de América y la República de Colombia, deseando ampliar la lista de delitos por los cuales puede concederse la extradición de acuerdo con la Convención celebrada entre los dos países el 7 de mayo de 1888 con el fin de asegurar la mejor administración de la justicia y de impedir delitos en sus respectivos territorios y jurisdicciones, han convenido en celebrar una Convención adicional con tal objeto y han nombrado sus Plenipotenciarios, a saber:

El Presidente de los Estados Unidos de América, a Spruille Braden, Embajador Extraordinario y Plenipotenciario en Colombia; y

El Presidente de la República de Colombia, a Luis López de Mesa, Ministro de Relaciones Exteriores,

Quienes después de haber exhibido sus respectivos plenos poderes, que fueron hallados en buena y debida forma, han convenido en los siguientes Artículos:

#### ARTÍCULO I.

Las Altas Partes Contratantes convienen en que se agreguen los siguientes delitos a la lista de delitos enumerados de 1 a 12 en el Artículo II de la Convención de Extradición celebrada entre los Estados Unidos de América y la República de Colombia el 7 de mayo de 1888, a saber:

13.—Aborto.

14.—El arrebatar o detener mujeres o jóvenes para fines inmorales.

15.—Bigamia.

16.—Secuestro de menores o adultos, entendiendo por tal el arrebatar o detener persona o personas, con el objeto de obtener dinero de ellas, de sus familiares, o de cualquiera otra persona o personas, o para cualquier otro fin ilegal.

17.—Hurto, entendiendo por tal la apropiación indebida de efectos, bienes personales o dinero por valor de veinticinco dólares o más, o de su equivalente en moneda colombiana.

18.—El obtener dineros, papeles de valor u otros bienes por medios ilícitos, o recibir cualesquiera dineros, papeles de valor o demás bienes, a sabiendas de que han sido obtenidos ilegalmente, cuando la cantidad de dinero o el valor de los bienes en esa forma obtenidos o recibidos, excedan de doscientos dólares, o de su equivalente en moneda colombiana.

19.—Fraude o abuso de confianza de un depositario, banquero, agente, comisionista, fideicomisario, albacea, administrador, guardador, director o funcionario de cualquier compañía o sociedad, o de alguna persona que desempeñe cualquier cargo de confianza, cuando la cantidad de dinero o el valor de los bienes malhabidos exceda de doscientos dólares o de su equivalente en moneda colombiana.

20.—Cohecho.

21.—Delitos contra las leyes de falencia, de comerciantes y no comerciantes.

22.—Delitos contra las leyes de represión del comercio de narcóticos.

Participation as accessory; attempt.

23.—Extradition shall also take place for participation in any of the crimes before referred to as an accessory before or after the fact or in any attempt to commit any of the aforesaid crimes.

It is further agreed that the paragraph or crimes added by the present Article and numbered 23 herein shall be applicable under appropriate circumstances to all the crimes listed in the said Convention of May 7, 1888.

#### ARTICLE II.

Extradition of convicted person.  
26 Stat. 1536.

The High Contracting Parties also agree that the second sentence of Article III of the said Convention of May 7, 1888 is hereby amended so as to read as follows:

“If the person whose extradition is demanded has already been convicted, the demand must be accompanied by a duly authenticated copy of the sentence of the court in which he was convicted, and with the attestation of the proper executive authority; the latter of which must be certified by a diplomatic representative or consular officer of the Government upon which the demand is made.”

#### ARTICLE III.

Considered part of convention of May 7, 1888.  
26 Stat. 1534.

The present Convention shall be ratified and the ratifications shall be exchanged at Washington as soon as possible. It shall be considered as an integral part of the said Extradition Convention of May 7, 1888. It shall come into force ten days after its publication in conformity with the laws of the High Contracting Parties, such period to be computed from its publication in the country last publishing, and it shall continue and terminate in the same manner as the Convention of May 7, 1888.

In testimony whereof, the respective Plenipotentiaries have signed the present Convention in the english and spanish languages, equally authentic, and have hereunto affixed their seals.

Done, in duplicate, at Bogotá, this ninth day September one thousand nine hundred and forty.—

SPRUILLE BRADEN  
LUIS LÓPEZ DE MESA

23.—La extradición se concederá también por la complicidad en cualquiera de los delitos atrás enumerados, antes o después del hecho, o por cualquier tentativa de cometer alguno de los mencionados delitos.

Se conviene además en que lo dispuesto en el párrafo 23 del presente Artículo se aplicará también, dentro de circunstancias apropiadas, a todos los delitos enumerados en la mencionada Convención de 7 de mayo de 1888.

#### ARTÍCULO II.

Las Altas Partes Contratantes convienen igualmente en que la segunda frase del Artículo III de dicha Convención de 7 de mayo de 1888, se modifique en la siguiente forma:

“Si el individuo cuya extradición se solicita hubiere sido ya declarado convicto, la petición deberá ir acompañada de una copia debidamente autenticada de la sentencia del tribunal por medio de la cual fue declarado convicto y con la atestación de la pertinente autoridad ejecutiva; ésta última deberá ser autenticada por un representante diplomático o por un funcionario consular del Gobierno ante el cual se hace la solicitud.”

#### ARTÍCULO III.

La presente Convención será ratificada y las ratificaciones se canjearán en Washington tan pronto como fuere posible y se considerará como parte integrante de la citada Convención de Extradición de 7 de mayo de 1888; entrará en vigencia diez (10) días después de su publicación de conformidad con las leyes de las Altas Partes Contratantes, término que se computará a partir de la fecha de la publicación en el país que lo hiciere últimamente, y continuará y terminará de igual manera que la Convención de 7 de mayo de 1888.

En testimonio de lo cual, los Plenipotenciarios respectivos han firmado la presente Convención en idiomas inglés y español, igualmente auténticos, y le han estampado sus sellos.

Hecha por duplicado en Bogotá, el día nueve de septiembre de mil novecientos cuarenta.

[SELLO]	SPRUILLE BRADEN
[SELLO]	LUIS LÓPEZ DE MESA

WHEREAS the said Supplementary Convention has been duly ratified by the Governments of the United States of America and the Republic of Colombia and the ratifications of the two Governments were duly exchanged in Washington on the twenty-third day of June, one thousand nine hundred forty-three;

WHEREAS it is provided in Article III of the said Supplementary Convention that it shall come into force ten days after its publication in conformity with the laws of the two countries, such period to be computed from its publication in the country last publishing;

AND WHEREAS the said Supplementary Convention was given publication by the Government of the Republic of Colombia in conformity with the laws of the Republic of Colombia on the twenty-sixth day of June, one thousand nine hundred forty-three, and is given publication on the same day in the United States of America by this my proclamation;

Now, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, have caused the said Supplementary Extradition Convention to be made public on the twenty-sixth day of June, one thousand nine hundred forty-three, to the end that the same and every part thereof may be observed and fulfilled with good faith by the United States of America, the citizens of the United States of America, and all other persons subject to the jurisdiction thereof on and after the sixth day of July, one thousand nine hundred forty-three, the tenth day after the date of this my proclamation.

Effective date.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE in Washington this twenty-sixth day of June, in the year of our Lord one thousand nine hundred forty-three, and of [SEAL] the Independence of the United States of America the one hundred sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

*Secretary of State*

INTERNATIONAL AGREEMENTS  
OTHER THAN TREATIES

# INTERNATIONAL AGREEMENTS OTHER THAN TREATIES

*Agreement between the United States of America and Mexico respecting reciprocal trade. Signed at Washington December 23, 1942; proclaimed by the President of the United States December 28, 1942; proclaimed by the President of the United Mexican States December 31, 1942; supplementary proclamation by the President of the United States December 31, 1942; effective January 30, 1943.*

December 23, 1942  
[E. A. S. 311]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

## A PROCLAMATION

WHEREAS section 350(a) of the Tariff Act of 1930 of the Congress of the United States of America, as amended by the Act of June 12, 1934, entitled "AN ACT To amend the Tariff Act of 1930" (48 Stat. 943; U.S.C., 1940 ed., title 19, sec. 1351(a)), provides as follows:

*Ante*, p. 125.

"Sec. 350. (a) For the purpose of expanding foreign markets for the products of the United States (as a means of assisting in the present emergency in restoring the American standard of living in overcoming domestic unemployment and the present economic depression, in increasing the purchasing power of the American public, and in establishing and maintaining a better relationship among various branches of American agriculture, industry, mining, and commerce) by regulating the admission of foreign goods into the United States in accordance with the characteristics and needs of various branches of American production so that foreign markets will be made available to those branches of American production which require and are capable of developing such outlets by affording corresponding market opportunities for foreign products in the United States, the President, whenever he finds as a fact that any existing duties or other import restrictions of the United States or any foreign country are unduly burdening and restricting the foreign trade of the United States and that the purpose above declared will be promoted by the means hereinafter specified, is authorized from time to time—

"(1) To enter into foreign trade agreements with foreign governments or instrumentalities thereof; and

"(2) To proclaim such modifications of existing duties and other import restrictions, or such additional import restrictions, or such continuance, and for such minimum periods, of existing customs or excise treatment of any article covered by foreign

trade agreements, as are required or appropriate to carry out any foreign trade agreement that the President has entered into hereunder. No proclamation shall be made increasing or decreasing by more than 50 per centum any existing rate of duty or transferring any article between the dutiable and free lists. The proclaimed duties and other import restrictions shall apply to articles the growth, produce, or manufacture of all foreign countries, whether imported directly, or indirectly: *Provided*, That the President may suspend the application to articles the growth, produce, or manufacture of any country because of its discriminatory treatment of American commerce or because of other acts or policies which in his opinion tend to defeat the purposes set forth in this section; and the proclaimed duties and other import restrictions shall be in effect from and after such time as is specified in the proclamation. The President may at any time terminate any such proclamation in whole or in part."

WHEREAS the period within which the President of the United States of America is authorized to enter into trade agreements under the said section 350(a) was extended by Joint Resolutions of Congress approved March 1, 1937 and April 12, 1940 (48 Stat. 944, 50 Stat. 24, 54 Stat. 107; U.S.C., 1940 ed., title 19, sec. 1352(c));

*Ante*, p. 125.

WHEREAS I, Franklin D. Roosevelt, President of the United States of America, have found as a fact that certain existing duties and other import restrictions of the United States of America and the United Mexican States are unduly burdening and restricting the foreign trade of the United States of America and that the purpose declared in the above-quoted provisions of the Tariff Act of 1930, as amended, will be promoted by a trade agreement between the United States of America and the United Mexican States;

WHEREAS reasonable public notice of the intention to negotiate such trade agreement was given and the views presented by persons interested in the negotiation of such agreement were received and considered;

WHEREAS, after seeking and obtaining information and advice with respect thereto from the United States Tariff Commission, the Departments of State, Agriculture, and Commerce, and from other sources, I entered into a Trade Agreement on December 23, 1942, through my duly empowered Plenipotentiary, with the President of the United Mexican States, through his duly empowered Plenipotentiary, which Agreement, including three Schedules annexed thereto, in the English and Spanish languages, is in words and figures as follows:

The President of the United States of America and the President of the United Mexican States, being desirous of strengthening the traditional bonds of friendship existing between the two countries by maintaining the principle of equality of treatment in its unconditional and unlimited form as the basis of commercial relations and by granting mutual and reciprocal concessions and advantages for the promotion of trade, have through their respective Plenipotentiaries arrived at the following Agreement:

#### ARTICLE I

With respect to customs duties and charges of any kind imposed on or in connection with importation or exportation, and with respect to the method of levying such duties and charges, and with respect to all rules and formalities in connection with importation or exportation, and with respect to all laws and regulations affecting the taxation, sale, distribution or use of imported articles within the country, any advantage, favor, privilege or immunity which has been or may hereafter be granted by the United States of America or the United Mexican States to any article originating in or destined for any third country shall be accorded immediately and unconditionally to the like article originating in or destined for the United Mexican States or the United States of America, respectively.

El Presidente de los Estados Unidos de América y el Presidente de los Estados Unidos Mexicanos, deseando estrechar los lazos tradicionales de amistad entre los dos países, mediante el mantenimiento del principio de igualdad de tratamiento, en forma incondicional e ilimitada, como base de las relaciones comerciales y por el otorgamiento de concesiones y ventajas mutuas y recíprocas para el fomento del comercio, han llegado por medio de sus respectivos Plenipotenciarios al siguiente Convenio:

#### ARTICULO I

Cualquier ventaja, favor, privilegio o inmunidad que los Estados Unidos de América o los Estados Unidos Mexicanos hayan otorgado o puedan otorgar en lo futuro a cualquier artículo originado en o destinado a cualquier tercer país, con respecto a derechos aduanales y gravámenes de cualquier clase establecidos sobre la importación o exportación o en conexión con ellas, y con respecto al método de percepción de tales derechos y gravámenes, así como a todos los reglamentos y formalidades referentes a la importación o exportación, y también con respecto a todas las leyes y reglamentos que afecten al impuesto, venta, distribución o uso de artículos importados dentro del país, será concedido inmediata e incondicionalmente al artículo similar que provenga de o que sea destinado a los Estados Unidos Mexicanos o los Estados Unidos de América, respectivamente.

Purposes declared.

Customs duties, etc.

## ARTICLE II

Exemption from certain internal taxes, etc.

Articles the growth, produce or manufacture of the United States of America or the United Mexican States imported into the other country, shall be exempt from all internal taxes, fees, charges or exactions other or higher than those imposed on like articles of national origin.

## ARTICULO II

Los artículos cultivados, producidos o manufacturados en los Estados Unidos de América o en los Estados Unidos Mexicanos importados al otro país, estarán exentos de todo impuesto, tasa, carga o gravamen internos diferentes o más elevados que los que graven artículos similares de origen nacional.

## ARTICLE III

Freedom of imports and exports.

1. No prohibition or restriction of any kind shall be imposed by the Government of the United States of America or the Government of the United Mexican States on the importation, sale, distribution or use of any article the growth, produce or manufacture of the other country, or on the exportation of any article destined for the territory of the other country, unless the importation, sale, distribution or use of the like article the growth, produce or manufacture of all third countries, or the exportation of the like article to all third countries, respectively, is similarly prohibited or restricted.

2. If the Government of the United States of America or the Government of the United Mexican States imposes any quantitative regulation on the importation or exportation of any article, or on the sale, distribution or use of any imported article, it shall as a general rule give public notice of the total quantity or value of such article permitted to be imported, exported, sold, distributed or used during a specified period, and of

## ARTICULO III

1. Ni el Gobierno de los Estados Unidos de América ni el Gobierno de los Estados Unidos Mexicanos impondrá prohibiciones o restricciones de ninguna naturaleza a la importación, venta, distribución o uso de cualquier artículo cultivado, producido o manufacturado en el otro país, o a la exportación de cualquier artículo destinado al territorio del otro país, a menos que la importación, venta, distribución o uso del artículo similar cultivado, producido o manufacturado en todos los demás países, o la exportación del artículo similar a todos los demás países, respectivamente, quede prohibida o restringida en la misma forma.

2. Si el Gobierno de los Estados Unidos de América o el Gobierno de los Estados Unidos Mexicanos impone cualquier reglamentación cuantitativa sobre la importación o exportación de cualquier artículo, o sobre la venta, distribución o uso de cualquier artículo importado, por regla general hará del conocimiento público la cantidad o valor total del artículo cuya importación, exportación, venta, distribución o uso se

any change in such quantity or value. Furthermore, if the Government of either country allots a share of such total quantity or value to any third country, it shall as a general rule allot to the other country, with respect to any article in which the latter has an important interest, a share based upon the proportion of the total quantity or value supplied by, or in the case of exports a share based upon the proportion exported to, such other country during a previous representative period. In such cases the Government imposing the regulation shall consult with the Government of the other country before the share to be allotted to that country is determined.

Allotments.

haya permitido durante un período determinado, así como de cualquier cambio de tal cantidad o valor. Además, si el Gobierno de cualquier de los dos países asigna una parte de dicha cantidad o valor total a cualquier tercer país, por regla general asignará al otro país contratante, con respecto a cualquier artículo en el cual este último tenga un interés de importancia, una parte basada sobre la proporción de la cantidad o valor total suministrada por dicho país, o en el caso de exportaciones una parte basada sobre la proporción exportada a dicho otro país, durante un período típico anterior. En tales casos el Gobierno que impone la reglamentación consultará con el Gobierno del otro país antes de que sea determinada la parte que vaya a ser asignada a ese país.

3. The provisions of this Article relating to imported articles shall also apply in respect of the quantity or value of any article permitted to be imported free of duty or tax or at a lower rate of duty or tax than the rate of duty or tax imposed on imports in excess of such quantity or value.

3. Las disposiciones de este Artículo que se relacionan con artículos importados también se aplicarán con respecto a la cantidad o valor de cualquier artículo que se permita importar libre de derechos o impuestos o a una cuota de derechos o impuestos más baja que la cuota de derechos o impuestos con que se gravan las importaciones en exceso de tal cantidad o valor.

#### ARTICLE IV

1. If the Government of the United States of America or the Government of the United Mexican States establishes or maintains any form of control of the means of international payment, it shall accord unconditional most-favored-nation treatment to the

#### ARTICULO IV

1. Si el Gobierno de los Estados Unidos de América o el Gobierno de los Estados Unidos Mexicanos establece o mantiene una forma cualquiera de control de los medios de pagos internacionales, concederá el tratamiento incondicional de la nación más favorecida al

Control of means  
of international pay-  
ment.

commerce of the other country with respect to all aspects of such control. comercio del otro país con respecto a todos los aspectos de tal control.

2. The Government establishing or maintaining such control shall impose no prohibition, restriction or delay on the transfer of payment for any article the growth, produce or manufacture of the other country which is not imposed on the transfer of payment for the like article the growth, produce or manufacture of any third country. With respect to rates of exchange and with respect to taxes or charges on exchange transactions, articles the growth, produce or manufacture of the other country shall be accorded unconditionally treatment no less favorable than that accorded to the like articles the growth, produce or manufacture of any third country. The foregoing provisions shall also extend to the application of such control to payments necessary for or incidental to the importation of articles the growth, produce or manufacture of the other country. In general, the control shall be administered so as not to influence to the disadvantage of the other country the competitive relationships between articles the growth, produce or manufacture of the territories of that country and like articles the growth, produce or manufacture of third countries.

2. El Gobierno que establezca o mantenga tal control no impondrá prohibición, restricción o demora alguna a la transferencia del pago de cualquier artículo cultivado, producido o manufacturado en el otro país que no se imponga a la transferencia del pago del artículo similar cultivado, producido o manufacturado en cualquier tercer país. Con respecto a los tipos de cambio y con respecto a las tasas o cargas sobre operaciones de cambio, se concederá a los artículos cultivados, producidos o manufacturados en el otro país un tratamiento incondicional no menos favorable que el concedido a los artículos similares cultivados, producidos o manufacturados en cualquier tercer país. Las disposiciones precedentes se extenderán también a la aplicación de tal control a los pagos necesarios o incidentales para la importación de los artículos cultivados, producidos o manufacturados en el otro país. En general, el control se aplicará de manera que no sea en perjuicio del otro país en lo que respecta a la competencia entre los artículos cultivados, producidos o manufacturados en los territorios de ese país y los artículos similares cultivados, producidos o manufacturados en terceros países.

## ARTICLE V

## ARTICULO V

Exclusive agencies or privileges.

1. If the Government of the United States of America or the Government of the United Mexican States establishes or maintains an exclusive agency for the impor- 1. Si el Gobierno de los Estados Unidos de América o el Gobierno de los Estados Unidos Mexicanos establece o mantiene una agencia exclusiva para la importación, ex-

tation, exportation, sale, distribution or production of any article or grants exclusive privileges to any agency to import, export, sell, distribute or produce any article, the commerce of the other country shall be accorded fair and equitable treatment in respect of the foreign purchases or sales of such agency. To this end such agency shall, in making its foreign purchases or sales of any article, be influenced solely by considerations, such as price, quality, marketability, transportation and terms of purchase or sale, which would ordinarily be taken into account by a private commercial enterprise interested solely in purchasing or selling such article on the most favorable terms.

2. The Government of the United States of America and the Government of the United Mexican States, in the awarding of contracts for public works and generally in the purchase of supplies, shall accord fair and equitable treatment to the commerce of the other country as compared with the treatment accorded to the commerce of any third country.

#### ARTICLE VI

1. Laws, regulations of administrative authorities and decisions of administrative or judicial authorities of the United States of America and the United Mexican States, respectively, pertaining to the classification of articles for customs purposes or to rates of duty shall be published promptly in such a manner as to enable traders to become acquainted with

portación, venta, distribución o producción de cualquier artículo u otorga privilegios exclusivos a cualquiera agencia para importar, exportar, vender, distribuir o producir cualquier artículo, se concederá al comercio del otro país un tratamiento justo y equitativo con respecto a las compras o ventas en el extranjero de dicha agencia. A ese efecto dicha agencia, al efectuar sus compras o ventas de cualquier artículo en el extranjero, se guiará únicamente por consideraciones tales como precio, calidad, posibilidades de compra-venta, transporte y condiciones de compra o venta, que habitualmente tomaría en cuenta una empresa comercial privada solamente interesada en comprar o vender tal artículo en las condiciones más favorables.

2. El Gobierno de los Estados Unidos de América y el Gobierno de los Estados Unidos Mexicanos, al adjudicar contratos para obras públicas y, en general, en la adquisición de materiales, concederá un tratamiento justo y equitativo al comercio del otro país en comparación con el tratamiento que concede al comercio de cualquier tercer país.

#### ARTICULO VI

1. Las leyes, los reglamentos de autoridades administrativas y las decisiones de autoridades administrativas o judiciales de los Estados Unidos de América y de los Estados Unidos Mexicanos, respectivamente, relativos a la clasificación de artículos para fines aduanales o a cuotas arancelarias, serán publicados sin demora de tal manera que permita a los comer-

Public-works contracts, etc.

Laws, regulations, and decisions.

them. Such laws, regulations and decisions shall be applied uniformly at all ports of the respective country, except as otherwise specifically provided in statutes of the United States of America relating to articles imported into Puerto Rico.

2. No administrative ruling by the Government of the United States of America or the Government of the United Mexican States effecting advances in rates of duties or in charges applicable under an established and uniform practice to imports originating in the territory of the other country, or imposing any new requirement with respect to such importations, shall be effective retroactively or as a general rule with respect to articles either entered, or withdrawn from warehouse, for consumption prior to the expiration of thirty days after the date of publication of notice of such ruling in the usual official manner. The provisions of this paragraph do not apply to administrative orders imposing antidumping duties, or relating to regulations for the protection of human, animal or plant life or health, or relating to public safety, or giving effect to judicial decisions.

3. Greater than nominal penalties shall not be imposed by the Government of the United States of America or the Government of the United Mexican States in con-

cientes el conocimiento de los mismos. Dichas leyes, reglamentos y decisiones se aplicarán uniformemente en todos los puertos del país respectivo, con la excepción que queda expresamente especificada en las leyes de los Estados Unidos de América, relativos a los artículos importados en Puerto Rico.

2. Ninguna disposición administrativa del Gobierno de los Estados Unidos de América o del Gobierno de los Estados Unidos Mexicanos que disponga aumentos en las cuotas de derechos o en las cargas aplicables de conformidad con una práctica establecida y uniforme a las importaciones originarias del territorio del otro país, o que imponga cualquier nuevo requisito con respecto a tales importaciones, se aplicará en forma retroactiva ni como práctica general con respecto a artículos que hayan entrado, o hayan sido retirados del almacén, para el consumo antes de la expiración de treinta días siguientes a la fecha de publicación del anuncio de dicha disposición en la forma oficial acostumbrada. Lo estipulado en este párrafo no se aplicará a las disposiciones administrativas que impongan derechos contra mercancías vendidas para efectuar un "dumping", o relativas a reglamentaciones para la protección de la vida o salud humana, animal o vegetal, o relativas a la seguridad pública, o para la ejecución de resoluciones judiciales.

3. El Gobierno de los Estados Unidos de América o el Gobierno de los Estados Unidos Mexicanos no impondrá penas mayores que las simplemente correctivas sobre

nection with the importation of articles the growth, produce or manufacture of the other country because of errors in documentation which are obviously clerical in origin or with regard to which good faith can be established.

4. The Government of the United States of America and the Government of the United Mexican States will accord sympathetic consideration to such representations as the other Government may make with respect to the operation of customs regulations, quantitative regulations or the administration thereof, the observance of customs formalities, and the application of sanitary laws and regulations for the protection of human, animal or plant life or health.

5. If the Government of the United States of America or the Government of the United Mexican States makes representations to the other Government in respect of the application of any sanitary law or regulation for the protection of human, animal or plant life or health, and if there is disagreement with respect thereto, a committee of technical experts on which each Government shall be represented shall, on the request of either Government, be established to consider the matter and to submit recommendations with respect thereto as soon as practicable.

#### ARTICLE VII

Articles the growth, produce or manufacture of the United States

la importación de artículos cultivados, producidos o manufacturados en el otro país por razón de errores en la documentación que evidentemente se deban al trabajo tipográfico (clerical errors), o con respecto a los cuales pueda establecerse la buena fé.

4. El Gobierno de los Estados Unidos de América y el Gobierno de los Estados Unidos Mexicanos otorgarán benévola consideración a las representaciones que el otro Gobierno tenga a bien hacer con respecto a la aplicación de los reglamentaciones aduanales, reglamentaciones cuantitativas o la administración de las mismas, así como a la observancia de formalidades aduanales y a la aplicación de las leyes y reglamentos sanitarios para la protección de la vida o salud humana, animal o vegetal.

5. Si el Gobierno de los Estados Unidos de América o el Gobierno de los Estados Unidos Mexicanos hace representaciones ante el otro Gobierno con respecto a la aplicación de cualquiera ley o reglamento sanitario para la protección de la vida o salud humana, animal o vegetal, y si hubiera desacuerdo con respecto a estas cuestiones un comité de expertos técnicos en el cual cada Gobierno estará representado deberá, a solicitud de cualquiera de los dos Gobiernos, establecerse y reunirse, para estudiar la cuestión y para someter recomendaciones sobre el particular tan pronto como sea posible.

#### ARTICULO VII

Los artículos cultivados, producidos o manufacturados en los

Mutual consideration of representations.

Sanitary laws or regulations; disagreements.

Imports from United States.

*Post*, p. 852.

of America, enumerated and described in Schedule I annexed to this Agreement and made an integral part thereof, shall, on their importation into the United Mexican States, be exempt from ordinary customs duties in excess of those set forth and provided for in the said Schedule, subject to the conditions therein set out. The said articles shall also be exempt from all other duties, taxes, fees, charges or exactions, imposed on or in connection with importation, in excess of those imposed on the day of the signature of this Agreement or required to be imposed thereafter under laws of the United Mexican States in force on that day.

#### ARTICLE VIII

Imports from Mexico.

*Post*, pp. 874, 902.

1. Articles the growth, produce or manufacture of the United Mexican States, enumerated and described in Schedules II and III annexed to this Agreement and made an integral part thereof, shall, on their importation into the United States of America, be exempt from ordinary customs duties in excess of those set forth and provided for in the said Schedules, subject to the conditions therein set out. The said articles shall also be exempt from all other duties, taxes, fees, charges or exactions, imposed on or in connection with importation, in excess of those imposed on the day of the signature of this Agreement or required to be imposed thereafter under laws of the United States of America in force on that day.

Estados Unidos de América, enumerados y descritos en la Lista I anexa a este Convenio, del cual forma parte integrante, al ser importados en los Estados Unidos Mexicanos, quedarán exentos de derechos aduanales ordinarios que excedan de los enumerados y previstos en la mencionada Lista, sujetándose a las condiciones que aparecen en la misma. Dichos artículos quedarán también exentos de todo otro derecho, impuesto, tasa, carga o gravamen sobre la importación o en relación con ella, en exceso de aquellos que estén en vigor en la fecha de la firma de este Convenio o aquellos cuya imposición ulterior estipulen las leyes de los Estados Unidos Mexicanos en vigor en esa fecha.

#### ARTICULO VIII

1. Los artículos cultivados, producidos o manufacturados en los Estados Unidos Mexicanos, enumerados y descritos en las Listas II y III anexas a este Convenio, del cual forman parte integrante, al ser importados en los Estados Unidos de América, quedarán exentos de derechos aduanales ordinarios que excedan de los enumerados y previstos en dichas Listas, sujetándose a las condiciones que aparecen en las mismas. Dichos artículos quedarán también exentos de todo otro derecho, impuesto, tasa, carga o gravamen sobre la importación o en relación con ella, en exceso de aquellos que estén en vigor en la fecha de la firma de este Convenio o de aquellos cuya imposición ulterior estipulen las leyes de los Estados Unidos de América en vigor en esa fecha.

2. The Government of the United States of America reserves the right to withdraw or to modify the concession in respect of the ordinary customs duty granted on any article enumerated and described in Schedule III of this Agreement at any time after the termination of the unlimited national emergency proclaimed by the President of the United States of America on May 27, 1941, on giving six months' written notice to the Government of the United Mexican States, but in no event shall the rate of duty on such article exceed the rate of duty in effect on the day of the signature of this Agreement.

2. El Gobierno de los Estados Unidos de América se reserva el derecho de retirar o modificar la concesión relativa al derecho aduanal ordinario otorgado a cualquier artículo enumerado y descrito en la Lista III de este Convenio en cualquier tiempo posterior a la terminación de la ilimitada emergencia nacional proclamada por el Presidente de los Estados Unidos de América el 27 de mayo de 1941, debiendo dar aviso por escrito con seis meses de anticipación al Gobierno de los Estados Unidos Mexicanos, pero en ningún caso deberá la cuota de derecho sobre tal artículo exceder a la cuota de derecho que se encuentre en vigor en la fecha de la firma de este Convenio.

*Post*, p. 902.

55 Stat. 1647.  
50 U. S. C., Supp.  
II, app., prec. § 1  
note.

#### ARTICLE IX

The provisions of Articles VII and VIII of this Agreement shall not prevent the Government of the United States of America or the Government of the United Mexican States from imposing at any time on the importation of any article a charge equivalent to an internal tax imposed in respect of a like domestic article or in respect of a commodity from which the imported article has been manufactured or produced in whole or in part.

#### ARTICULO IX

Las disposiciones de los Artículos VII y VIII de este Convenio no impedirán al Gobierno de los Estados Unidos de América o al Gobierno de los Estados Unidos Mexicanos imponer, en cualquier momento, a la importación de cualquier artículo, un gravamen equivalente a un impuesto interno que se aplique a un artículo nacional similar, o a un producto con el cual el artículo importado ha sido manufacturado o producido en su totalidad o en parte.

Imposition of charges on imports.

#### ARTICLE X

1. No prohibition, restriction or any other form of quantitative regulation shall be imposed by the Government of the United Mexican States on the importation, sale, distribution or use of any article the growth, produce or manufacture of the United States

#### ARTICULO X

1. Ninguna prohibición, restricción o cualquier otra forma de reglamentación cuantitativa, podrá ser impuesta por el Gobierno de los Estados Unidos Mexicanos a la importación, venta, distribución o uso de cualquier artículo cultivado, producido o manufac-

Quantitative regulations.

*Post*, p. 852.

of America enumerated and described in Schedule I, or by the Government of the United States of America on the importation, sale, distribution or use of any article the growth, produce or manufacture of the United Mexican States enumerated and described in Schedule II or Schedule III.

*Post*, pp. 874, 902.

2. The foregoing provision shall not prevent the Government of either country from imposing quantitative regulations in whatever form on the importation or sale of any article in conjunction with governmental measures or measures under governmental authority operating to regulate or control the production, market supply, quality or prices of like domestic articles, or tending to increase the labor costs of production of such articles, or to maintain the exchange value of the currency of the country. Whenever the Government of either country proposes to impose or to alter substantially any quantitative regulation authorized by this paragraph, it shall give notice thereof in writing to the other Government and shall afford such other Government an opportunity to consult with it in respect of the proposed action; and if agreement with respect thereto is not reached the Government which proposes to take such action shall, nevertheless, be free to do so and the other Government shall be free within thirty days after such action is taken to terminate this Agreement in whole or in part on thirty days' written notice.

turado en los Estados Unidos de América, enumerado y descrito en la Lista I, o por el Gobierno de los Estados Unidos de América a la importación, venta, distribución o uso de cualquier artículo cultivado, producido o manufacturado en los Estados Unidos Mexicanos, enumerado y descrito en la Lista II o la Lista III.

2. La disposición que antecede no impedirá al Gobierno de cualquiera de los dos países imponer reglamentaciones cuantitativas en cualquier forma a la importación o venta de cualquier artículo conjuntamente con medidas gubernamentales o con medidas dictadas con autorización gubernamental que tengan por objeto reglamentar o controlar la producción, el abastecimiento del mercado, la calidad o los precios de artículos nacionales similares, o tendientes a aumentar el costo de la mano de obra en la producción de tales artículos, o a mantener el valor de cambio de la moneda del país. Cuando el Gobierno de cualquiera de los dos países se proponga imponer o alterar substancialmente cualquier reglamentación cuantitativa autorizada por este párrafo, lo comunicará por escrito al otro Gobierno y otorgará a éste la oportunidad de opinar con respecto a la proyectada acción; y si no se llegare a un acuerdo con respecto a ella, el Gobierno que haga la proposición quedará en libertad de llevarla a efecto y el otro Gobierno quedará en libertad, dentro del término de treinta días después de tomada tal acción, de dar por terminado este Convenio en su totalidad o en parte previo aviso por escrito de treinta días de anticipación.

3. The provisions of paragraph 1 of this Article shall not apply in respect of quantitative restrictions imposed by the Government of the United States of America on imports of coffee from the United Mexican States pursuant to the provisions of the Inter-American Coffee Agreement signed on November 28, 1940.

3. Las disposiciones del párrafo 1 de este Artículo no se aplicarán a las restricciones cuantitativas impuestas por el Gobierno de los Estados Unidos de América a la importación de café proveniente de los Estados Unidos Mexicanos, en conformidad con las estipulaciones del Convenio Inter-Americano del Café firmado el 28 de noviembre de 1940.

Coffee imports.

55 Stat. 1143.

## ARTICLE XI

## ARTICULO XI

1. If, as a result of unforeseen developments and of the concession granted on any article enumerated and described in the Schedules annexed to this Agreement, such article is being imported in such increased quantities and under such conditions as to cause or threaten serious injury to domestic producers of like or similar articles, the Government of either country shall be free to withdraw the concession, in whole or in part, or to modify it to the extent and for such time as may be necessary to prevent such injury. Accordingly, if the President of the United States of America finds as a fact that imports of any article enumerated and described in Schedule II or Schedule III are entering the United States of America under the circumstances specified in the preceding sentence, he shall determine whether the withdrawal, in whole or in part, of the concession with regard to the article, or any modification of the concession, by the imposition of quantitative regulations or otherwise, is necessary to prevent such injury, and he shall, if he finds that the public interest will be served thereby, proclaim such finding and determination, and on and after the effective date speci-

1. Si, como resultado de acontecimientos imprevistos y de la concesión otorgada a cualquier artículo enumerado y descrito en las Listas anexas a este Convenio, tal artículo se esté importando en cantidades tan crecidas y en condiciones tales que amenacen u ocasionen serios perjuicios a los productores nacionales de artículos iguales o similares, el Gobierno de cualquiera de los dos países estará en libertad de retirar en todo o en parte la concesión, o de modificarla en la medida y por el tiempo que sea necesario para evitar tales perjuicios. Por lo tanto, si el Presidente de los Estados Unidos de América encuentra que de hecho las importaciones de cualesquiera de los artículos enumerados y descritos en la Lista II o la Lista III se están efectuando en los Estados Unidos de América en las circunstancias previstas en la frase precedente, decidirá si es necesario para evitar tal perjuicio el retiro en todo o en parte de la concesión relativa al artículo, o cualquier modificación a dicha concesión mediante el establecimiento de reglamentaciones cuantitativas o por otras medidas, y si encuentra que los intereses públicos se benefician con ello, proclamará dichos hechos y re-

Withdrawal or modification of concessions.

Post. pp. 874, 902.

fied in such proclamation, and so long as such proclamation remains in effect, imports of the article into the United States of America shall be subject to the customs treatment so determined to be necessary to prevent such injury. Similarly, if the Government of the United Mexican States finds as a fact that any article enumerated and described in Schedule I is being imported into the United Mexican States under the circumstances specified, it may, if it finds that the public interest will be served thereby, withdraw in whole or in part the concession with regard to the article, or modify the concession by the imposition of quantitative regulations or otherwise, to the extent and for such time as may be necessary to prevent such injury.

*Post.*, p. 852.

2. Before the Government of either country shall withdraw or modify a concession pursuant to the provisions of paragraph 1 of this Article, it shall give notice in writing to the Government of the other country as far in advance as may be practicable and shall afford such other Government an opportunity to consult with it in respect of the proposed action; and if agreement with respect thereto is not reached the Government which proposes to take such action shall, nevertheless, be free to do so and the other Government shall be free within thirty days after such action is taken to terminate this Agreement in whole or in part on thirty days' written notice.

soluciones, y a partir de la fecha señalada en la proclama para su vigencia, y durante el tiempo que ésta permanezca en vigor, las importaciones del artículo en los Estados Unidos de América quedarán sujetos al tratamiento aduanal así determinado por necesario para evitar dicho perjuicio. Igualmente, si el Gobierno de los Estados Unidos Mexicanos encuentra que de hecho cualquier artículo enumerado y descrito en la Lista I está importándose en los Estados Unidos Mexicanos bajo las circunstancias mencionadas, podrá, si encuentra que los intereses públicos se benefician con ello, retirar en todo o en parte la concesión relativa al artículo, o modificar dicha concesión por medio del establecimiento de reglamentaciones cuantitativas o por otros medios, en la medida y por el tiempo que sea necesario para evitar tal perjuicio.

2. El Gobierno de cualquiera de los dos países, antes de retirar o modificar una concesión de acuerdo con las disposiciones del inciso 1 de este Artículo, dará al otro Gobierno aviso por escrito, y con toda la anticipación posible, y le proporcionará la oportunidad de opinar con respecto a la acción propuesta; y si no se llegare a un acuerdo, el Gobierno que se proponga tomar tal acción quedará, no obstante, en libertad de hacerlo y el otro Gobierno quedará en libertad, dentro de un término de treinta días después de la fecha en que se tome tal acción, de dar por terminado este Convenio en todo o en parte, previo aviso por escrito con treinta días de anticipación.

## ARTICLE XII

In respect of articles the growth, produce or manufacture of the United States of America or of the United Mexican States enumerated and described in Schedule I or in Schedule II or Schedule III, respectively, imported into the other country, on which ad valorem rates of duty, or duties based upon or regulated in any manner by value, are or may be assessed, the general principles applicable in the respective countries for determining dutiable value and converting currencies shall not be altered so as to impair the value of any of the concessions provided for in this Agreement.

## ARTICLE XIII

1. There shall be freedom of transit through the United States of America and the United Mexican States, respectively, on the routes most convenient for international transit for articles coming from or going to the territories of the other country.

2. Articles in transit shall be entered at the proper customhouse, but, subject to applicable customs laws and regulations, they shall be exempt from the payment of any transit duty, customs duty or similar charge, and they shall not be subject to any unnecessary delays or restrictions.

3. All charges and regulations imposed on transport in transit shall be reasonable, having regard to the conditions of the traffic.

## ARTICULO XII

Con respecto a los artículos cultivados, producidos o manufacturados en los Estados Unidos de América o en los Estados Unidos Mexicanos, enumerados y descritos en la Lista I o en las Listas II o III, respectivamente, importados en el otro país y que estén o pueden estar gravados con cuotas de derecho ad-valórem, o derechos basados o calculados en alguna forma sobre el valor, los principios generales aplicables en los respectivos países para determinar el valor sujeto a pago de derechos y para la conversión de monedas no serán alterados en forma que puedan lesionar el valor de ninguna de las concesiones previstas en este Convenio.

## ARTICULO XIII

1. Habrá libertad de tránsito a través de los Estados Unidos de América y de los Estados Unidos Mexicanos, respectivamente, por las rutas más convenientes para el tránsito internacional para artículos procedentes de o con destino a los territorios del otro país.

2. Los artículos en tránsito deberán entrar por la aduana que corresponda, pero, sujetos a las leyes y reglamentos aduanales aplicables, quedarán exentos del pago de cualesquier impuesto de tránsito, derechos aduanales o gravamen similar, y no estarán sujetos a ningunas dilaciones o restricciones innecesarias.

3. Todos los gravámenes o reglamentos que se impongan a los transportes en tránsito serán razonables, tomando en consideración las condiciones del tráfico.

Determination of dutiable value, etc.

Post, pp. 852, 874, 902.

Freedom of transit.

4. Articles coming from or going to either country shall be accorded treatment in the other country with respect to all charges, rules and formalities in connection with transit no less favorable than the treatment accorded to articles coming from or going to any third country.

#### ARTICLE XIV

If the Government of the United States of America or the Government of the United Mexican States should consider that any measure adopted by the other Government, even though it does not conflict with the terms of this Agreement, has the effect of nullifying or impairing any object of the Agreement, such other Government shall give sympathetic consideration to such written representations or proposals as may be made with a view to effecting a mutually satisfactory adjustment of the matter.

#### ARTICLE XV

1. The provisions of this Agreement relating to the treatment to be accorded by the United States of America and the United Mexican States, respectively, to the commerce of the other country shall apply to the respective customs territories of the two countries.

2. Furthermore, the provisions of this Agreement relating to most-favored-nation treatment shall apply to all territory under the sovereignty or authority of the United States of America or the United Mexican States, except that they shall not apply to the Panama Canal Zone.

4. A los artículos procedentes de o con destino a cualquiera de los dos países deberá concederse en el otro país, con respecto a todos los gravámenes, reglamentos y formalidades con relación al tránsito, un tratamiento no menos favorable que el concedido a artículos procedentes de cualquier tercer país, o destinados a él.

#### ARTICULO XIV

Si el Gobierno de los Estados Unidos de América o el Gobierno de los Estados Unidos Mexicanos considera que cualquier medida adoptada por el otro Gobierno, aunque no esté en conflicto con los términos de este Convenio, tiene el efecto de anular o menoscabar cualquier objeto del Convenio, dicho otro Gobierno prestará benévola consideración a las representaciones o proposiciones escritas que le puedan ser presentadas con el fin de lograr un arreglo mutuo y satisfactorio sobre el asunto.

#### ARTICULO XV

I. Las disposiciones de este Convenio relativas al tratamiento que concedan los Estados Unidos de América y los Estados Unidos Mexicanos, respectivamente, al comercio del otro país se aplicarán a los respectivos territorios aduanales de los dos países.

2. Además, las disposiciones de este Convenio relativas al tratamiento de la nación más favorecida se aplicarán a todos los territorios bajo la soberanía o autoridad de los Estados Unidos de América o de los Estados Unidos Mexicanos, pero no se aplicarán a la Zona del Canal de Panamá.

Adjustment of measures impairing objects of agreement.

Application to territories.

## ARTICLE XVI

1. The advantages now accorded or which may hereafter be accorded by the United States of America or the United Mexican States to adjacent countries in order to facilitate frontier traffic, and advantages accorded by virtue of a customs union to which either country may become a party, shall be excepted from the operation of this Agreement.

2. The advantages now accorded or which may hereafter be accorded by the United States of America, its territories or possessions or the Panama Canal Zone to one another or to the Republic of Cuba shall be excepted from the operation of this Agreement. The provisions of this paragraph shall continue to apply in respect of any advantages now or hereafter accorded by the United States of America, its territories or possessions or the Panama Canal Zone to one another, irrespective of any change in the political status of any of the territories or possessions of the United States of America.

## ARTICLE XVII

Nothing in this Agreement shall be construed to prevent the adoption or enforcement of measures

- (a) imposed on moral or humanitarian grounds;
- (b) designed to protect human, animal or plant life or health;
- (c) relating to prison-made goods;
- (d) relating to the enforcement of police or revenue laws;

## ARTICULO XVI

1. Las ventajas que concedan actualmente o que en lo sucesivo puedan conceder los Estados Unidos de América o los Estados Unidos Mexicanos a países adyacentes con el objeto de facilitar el tráfico fronterizo, y las ventajas concedidas en virtud de una unión aduanera de la cual cualquiera de los dos países llegan a formar parte, quedarán exceptuadas de los efectos de este Convenio.

2. Las ventajas que concedan actualmente o que en lo sucesivo puedan ser concedidas por los Estados Unidos de América, sus territorios o posesiones o la Zona del Canal de Panamá entre sí o a la República de Cuba, quedarán exceptuadas de los efectos de este Convenio. Las disposiciones de este párrafo seguirán siendo aplicables respecto a cualesquier ventajas concedidas actualmente o en lo sucesivo por los Estados Unidos de América, sus territorios o posesiones o por la Zona del Canal de Panamá, entre sí, no obstante cualquier cambio en la condición política de cualquiera de los territorios o posesiones de los Estados Unidos de América.

Trade with adjacent countries.

Trade between U. S., its possessions, Canal Zone, or Cuba.

## ARTICULO XVII

Nada de lo estipulado en este Convenio será interpretado como impidiendo la adopción o ejecución de medidas

- a) basadas en consideraciones morales o humanitarias;
- b) destinadas a la protección de la vida o salud humana, animal o vegetal;
- c) relativas a los artículos fabricados en las prisiones;
- d) relativas al cumplimiento de leyes de policía o de naturaleza fiscal;

Enforcement, etc., of certain measures.

(e) relating to the importation or exportation of gold or silver;

(f) relating to the control of the export, sale for export, or transit of arms, ammunition, or implements of war, and, in exceptional circumstances, all other military supplies;

(g) relating to neutrality;

(h) relating to public security, or imposed for the protection of the country's essential interests in time of war or other national emergency.

e) relativas a la importación o exportación del oro o de la plata;

f) relativas al control de la exportación, venta para la exportación, o tránsito de armas, municiones o implementos de guerra, y, en circunstancias excepcionales, cualquier otro material militar;

g) relativas a la neutralidad;

h) relativas a la seguridad pública, o impuestas para la protección de los intereses esenciales del país en tiempo de guerra u otra emergencia nacional.

#### ARTICLE XVIII

#### ARTICULO XVIII

Date of entry into force.

1. This Agreement shall enter into full force on the thirtieth day following proclamation thereof by the President of the United States of America and the President of the United Mexican States or, should the proclamations be issued on different days, on the thirtieth day following the later in time of such proclamations, and, subject to the provisions of Article X and Article XI, shall remain in force for a period of three years thereafter.

2. Unless six months before the expiration of the aforesaid period of three years the Government of the United States of America or the Government of the United Mexican States shall have given to the other Government notice of intention to terminate this Agreement upon the expiration of the aforesaid period, the Agreement shall remain in force thereafter, subject to the provisions of Article X and Article XI, until six months from the date on which notice of intention to terminate it shall have been given by either Government.

Duration.

*Ante*, pp. 843, 845.

1. Este Convenio entrará en pleno vigor a los treinta días de su promulgación por el Presidente de los Estados Unidos de América y el Presidente de los Estados Unidos Mexicanos o, en caso que las promulgaciones sean en fechas distintas, a los treinta días de la fecha de la última de ellas, y, sujeto a las disposiciones del Artículo X y Artículo XI, permanecerá en vigor por un período de tres años.

2. A no ser que seis meses antes de la terminación del precitado plazo de tres años el Gobierno de los Estados Unidos de América o el Gobierno de los Estados Unidos Mexicanos le haya notificado al otro Gobierno su intención de terminar este Convenio al cumplirse el antedicho plazo, el Convenio seguirá en vigor después de tal período, sujeto a las disposiciones del Artículo X y Artículo XI, hasta seis meses después de la fecha en que cualquiera de los Gobiernos haya notificado su intención de terminarlo.

IN WITNESS WHEREOF the respective Plenipotentiaries have signed this Agreement and have affixed their seals hereto.

DONE in the English and Spanish languages, both authentic, in duplicate, at Washington, this twenty-third day of December 1942.

EN FE DE LO CUAL los respectivos Plenipotenciarios han firmado este Convenio y han puesto en él sus sellos.

HECHO en los idiomas inglés y español, ambos auténticos, en duplicado, en Washington, a los veintitrés días del mes de diciembre de mil novecientos cuarcuta y dos.

FOR THE PRESIDENT OF THE UNITED STATES OF AMERICA:

[SEAL] CORDELL HULL

*Secretary of State  
of the United States of America*

FOR THE PRESIDENT OF THE UNITED MEXICAN STATES:

[SELLO] F. CASTILLO NÁJERA

*Ambassador Extraordinary and Plenipotentiary  
of the United Mexican States at Washington*

## SCHEDULE I

Mexican Tariff Fraction	Description of Article	Dutiable Unit	Rate of Duty in Mexican Pesos
1. 01. 42	Beef cattle for breeding, except milch cows.	Head	Free
1. 20. 00	Sausages of meat.	L.K.	0. 70
1. 20. 02	Ham, raw or cooked.	L.K.	0. 70
1. 20. 03	Bacon.	L.K.	0. 70
1. 20. 10	Canned meats, not specified.	L.K.	0. 70
1. 20. 19	Canned meat foods, even when containing vegetable products in any proportion, not specified.	L.K.	0. 70
1. 21. 02	Canned salmon weighing with the immediate container up to 5 kilos, provided the container is labelled to indicate contents.	L.K.	0. 70
1. 21. 04	Canned sardines ( <i>Sardina caerulea</i> ), in tomato or mustard sauce or oil, whose weight, including the immediate container, is not less than 210 grams, provided the container is labelled to indicate the type of sardine and its weight.	L.K.	0. 70
1. 22. 00	Eggs, fresh.	G.K.	0. 40
1. 22. 12	Milk, evaporated.	L.K.	0. 40
1. 22. 13	Milk in powder or pastilles, weighing with the immediate container up to 5 kilos.	L.K.	0. 30
1. 22. 14	Milk in powder or pastilles, weighing with the immediate container more than 5 kilos.	L.K.	0. 30
1. 22. 15	Butter of any kind.	L.K.	0. 80
1. 22. 17	Cheddar cheese, provided the container is so labelled.	L.K.	0. 80
1. 23. 20	Stearic acids (in cakes).	G.K.	0. 25
1. 23. 33	Animal fats, hydrogenated.	G.K.	0. 35
1. 23. 40	Hog lard in tank cars and tankers.	N.K.	0. 18
1. 23. 41	Hog lard in other containers.	G.K.	0. 25
1. 30. 09	Tanned hides, without hair, not specified.	L.K.	5. 50
2. 10. 01	Onions.	G.K.	0. 02
2. 10. 16	Wheat.	G.K.	0. 06
2. 10. 18	Oats, hulled, even when triturated.	G.K.	0. 10
2. 10. 20	Canned vegetable foods, not specified.	L.K.	0. 40
2. 10. 21	Canned asparagus.	L.K.	0. 40
2. 10. 24	Tomato sauce.	L.K.	0. 60
2. 10. 25	Canned tomatoes.	L.K.	0. 60
2. 13. 01	Plums.	G.K.	0. 25
2. 13. 03	Peaches.	G.K.	0. 25
2. 13. 04	Fresh fruit, not specified.	G.K.	0. 25
2. 13. 06	Apples.	G.K.	0. 30
2. 13. 08	Pears.	G.K.	0. 25
2. 13. 09	Grapes.	G.K.	0. 25
2. 13. 13	Sliced dried fruits of any kind.	G.K.	0. 20
2. 13. 15	Prunes.	G.K.	0. 40
2. 13. 17	Raisins.	G.K.	0. 50
2. 13. 24	Canned fruits in syrup or in their juice.	L.K.	2. 00
2. 13. 33	Walnuts, unshelled.	G.K.	0. 60
2. 13. 35	Walnuts, shelled.	G.K.	0. 80
2. 14. 04	Wheat flour.	L.K.	0. 28

## LISTA I

Arancel de México Fracción	Descripción del Artículo	Unidad de Aplicación	Cuota de Derecho en Pesos Mexicanos
1. 01. 42	Ganado vacuno para cría, excepto las hembras de razas lecheras.	Cabeza	Libre
1. 20. 00	Embutidos de carne.	K.L.	0. 70
1. 20. 02	Jamón, crudo o cocido.	K.L.	0. 70
1. 20. 03	Tocino.	K.L.	0. 70
1. 20. 10	Carnes en conserva, no especificadas.	K.L.	0. 70
1. 20. 19	Conservas alimenticias animales, aun cuando tengan productos vegetales en cualquier proporción, no especificadas.	K.L.	0. 70
1. 21. 02	Salmón en conserva, cuyo peso incluido el envase inmediato, sea hasta de 5 kilos, siempre que el mismo envase presente rótulos que indiquen su contenido.	K.L.	0. 70
1. 21. 04	<i>Sardina caerulea</i> , conservada con tomate, mostaza o aceite, cuyo peso, incluido el envase inmediato, no sea menor de 210 gramos, siempre que el mismo envase presente rótulos que indiquen la clase de sardina y su contenido.	K.L.	0. 70
1. 22. 00	Huevos frescos.	K.B.	0. 40
1. 22. 12	Leche evaporada.	K.L.	0. 40
1. 22. 13	Leche en polvo o en pastillas, cuyo peso incluido el envase inmediato, sea hasta de cinco kilos.	K.L.	0. 30
1. 22. 14	Leche en polvo o en pastillas, cuyo peso incluido el envase inmediato sea mayor de cinco kilos.	K.L.	0. 30
1. 22. 15	Mantequilla de cualquier clase.	K.L.	0. 80
1. 22. 17	Queso "cheddar", siempre que en el envase presente rótulos con esta designación comercial.	K.L.	0. 80
1. 23. 20	Acidos esteáricos (en marqueta).	K.B.	0. 25
1. 23. 33	Grasas animales hidrogenadas.	K.B.	0. 35
1. 23. 40	Manteca de cerdo, en carro tanque, o buque tanque.	K.N.	0. 18
1. 23. 41	Manteca de cerdo en otros envases.	K.B.	0. 25
1. 30. 09	Pielés curtidas sin su pelo, no especificadas.	K.L.	5. 50
2. 10. 01	Cebollas.	K.B.	0. 02
2. 10. 16	Trigo.	K.B.	0. 06
2. 10. 18	Avena sin cáscara aunque esté triturada.	K.B.	0. 10
2. 10. 20	Conservas alimenticias vegetales, no especificadas.	K.L.	0. 40
2. 10. 21	Espárragos en conserva.	K.L.	0. 40
2. 10. 24	Salsa de tomate.	K.L.	0. 60
2. 10. 25	Tomate en conserva.	K.L.	0. 60
2. 13. 01	Ciruela.	K.B.	0. 25
2. 13. 03	Durazno.	K.B.	0. 25
2. 13. 04	Frutas frescas, no especificadas.	K.B.	0. 25
2. 13. 06	Manzana.	K.B.	0. 30
2. 13. 08	Pera.	K.B.	0. 25
2. 13. 09	Uva.	K.B.	0. 25
2. 13. 13	Orejón de cualquier clase de frutas.	K.B.	0. 20
2. 13. 15	Pasa de ciruela.	K.B.	0. 40
2. 13. 17	Pasa de uva.	K.B.	0. 50
2. 13. 24	Frutas en almíbar o en su jugo.	K.L.	2. 00
2. 13. 33	Nueces con cáscara.	K.B.	0. 60
2. 13. 35	Nueces sin cáscara.	K.B.	0. 80
2. 14. 04	Harina de trigo.	K.L.	0. 28

## SCHEDULE I—Continued.

Mexican Tariff Fraction	Description of Article	Dutiable Unit	Rate of Duty in Mexican Pesos
2. 14. 14	Cereals, flour or feculas, rolled or conglomerated, cooked or toasted.	L.K.	0. 65
2. 20. 01	Oats, unhulled.	G.K.	0. 05
2. 20. 02	Barley in the grain.	G.K.	0. 04
2. 31. 22	Cottonseed.	G.K.	0. 06
2. 31. 30	Barley prepared for the manufacture of beer (malt).	G.K.	0. 17
2. 31. 32	Hops.	L.K.	0. 20
2. 31. 61	Raw tobacco, Virginia type.	L.K.	2. 00
2. 31. 63	Raw tobacco, not specified, filler.	L.K.	2. 30
2. 41. 00	Concrete vegetable oil (lard) of cocoa.	L.K.	0. 40
2. 43. 00	Tobacco made into cigarettes.	L.K.	7. 00
2. 50. 10	Ordinary wood in combined sheets.	G.K.	0. 10
2. 50. 31	Construction lumber of ordinary wood, of pine (ocote and pinabete) and spruce (oyamel), sawn, planed or ax-hewn, in boards, planks or beams, up to 55 millimeters in thickness and more than 3.25 meters in length.	100 G.K.	3. 40
2. 50. 34	Construction lumber of ordinary wood, of pine (ocote and pinabete) and spruce (oyamel), sawn, planed or ax-hewn, in boards, planks or beams, more than 90 millimeters in thickness.	100 G.K.	0. 40
2. 50. 43	Construction lumber of ordinary wood, not speci- fied, sawn, planed or ax-hewn, in boards, planks or beams, up to 55 millimeters in thickness and more than 3 meters in length.	100 G.K.	0. 70
2. 50. 54	Ordinary wood in boards, tongued, overlapped or grooved.	G.K.	0. 04
2. 50. 57	Sheets of pulp of wood or vegetable fibers, even when mottled or embossed, when weighing more than 2 kilos per square meter.	G.K.	0. 04
2. 50. 60	Wooden ties, creosoted.	100 G.K.	0. 50
2. 50. 61	Posts of wood of any diameter and more than 4 meters in length.	100 G.K.	0. 40
2. 50. 62	Logs of ordinary wood, of any diameter.	100 G.K.	0. 40
2. 71. 10	Furniture of fine or ordinary wood, veneered with fine wood, not specified, not upholstered, inlaid, or ornamented with metal, and not with fabrics containing silk, but even with leather.	L.K.	0. 90
2. 71. 11	Furniture of fine or ordinary wood, veneered with fine wood, not specified, upholstered, but not inlaid, or ornamented with metal, and not with fabrics containing silk, but even with leather.	L.K.	1. 20
2. 71. 20	Furniture of ordinary wood, not specified, not upholstered, inlaid, or ornamented with metal, and not with fabrics containing silk, but even with leather.	L.K.	0. 50
2. 71. 21	Furniture of ordinary wood, not specified, up- holstered, but not inlaid, or ornamented with metal, and not with fabrics containing silk, but even with leather.	L.K.	0. 75

## LISTA I—Continúa.

Arancel de México Fracción	Descripción del Artículo	Unidad de Aplicación	Cuota de Derecho en Pesos Mexicanos
2. 14. 14	Cereales, harinas o féculas, en laminillas o conglomerados, cocidos o tostados.	K.L.	0. 65
2. 20. 01	Avena con cáscara.	K.B.	0. 05
2. 20. 02	Cebada en grano.	K.B.	0. 04
2. 31. 22	Semilla de algodón.	K.B.	0. 06
2. 31. 30	Cebada preparada para la fabricación de cerveza (malta).	K.B.	0. 17
2. 31. 32	Lúpulo.	K.L.	0. 20
2. 31. 61	Tabaco en rama tipo Virginia.	K.L.	2. 00
2. 31. 63	Tabaco en rama, no especificado, tripa.	K.L.	2. 30
2. 41. 00	Aceite vegetal concreto (manteca) de cacao.	K.L.	0. 40
2. 43. 00	Tabaco labrado en cigarrillos.	K.L.	7. 00
2. 50. 10	Madera ordinaria en hojas combinadas.	K.B.	0. 10
2. 50. 31	Maderas ordinarias, para construcciones, de pino (ocote y pinabete) y abeto (oyamel), aserradas, acepilladas o labradas a hacha, en tablas, tablones y vigas, con espesor hasta de 55 milímetros y longitud mayor de metros 3.25.	100 K.B.	3. 40
2. 50. 34	Maderas ordinarias para construcción de pino (ocote y pinabete) y abeto (oyamel), aserradas, acepilladas o labradas a hacha, en tablas, tablones y vigas, cuyo espesor sea mayor de 90 milímetros.	100 K.B.	0. 40
2. 50. 43	Maderas ordinarias para construcciones, no especificadas, aserradas, acepilladas o labradas a hacha, en tablas, tablones y vigas, cuyo espesor sea hasta de 55 milímetros y cuya longitud exceda de 3 metros.	100 K.B.	0. 70
2. 50. 54	Maderas ordinarias en tablas machimbradas, traslapadas o acanaladas.	K.B.	0. 04
2. 50. 57	Láminas de pulpa de madera o fibras vegetales, aunque estén pintadas o realzadas, cuando pesen más de 2 kilos por metro cuadrado.	K.B.	0. 04
2. 50. 60	Durmientes de madera, creosotada.	100 K.B.	0. 50
2. 50. 61	Postes de madera de cualquier diámetro y de longitud mayor de 4 metros.	100 K.B.	0. 40
2. 50. 62	Madera ordinaria rolliza, de cualquier diámetro.	100 K.B.	0. 40
2. 71. 10	Muebles de madera fina u ordinaria, enchapada con fina, no especificados, sin acojinados, embutidos, ornamentos de metal, ni tela que contenga seda, aun cuando tengan piel.	K.L.	0. 90
2. 71. 11	Muebles de madera fina u ordinaria, enchapada con fina, no especificados, con acojinados, y sin embutidos, ornamentos de metal, ni tela que contenga seda, aun cuando tengan piel.	K.L.	1. 20
2. 71. 20	Muebles de madera ordinaria, no especificados, sin acojinados, embutidos, ornamentos de metal, ni tela que contenga seda, aun cuando tengan piel.	K.L.	0. 50
2. 71. 21	Muebles de madera ordinaria, no especificados, con acojinados y sin embutidos, ornamentos de metal, ni tela que contenga seda, aun cuando tengan piel.	K.L.	0. 75

## SCHEDULE I—Continued.

Mexican Tariff Fraction	Description of Article	Dutiable Unit	Rate of Duty in Mexican Pesos
3. 01. 04	Natural or artificial gas for lighting or fuel, in cylinders or drums, except acetylene.	-	Free
3. 01. 05	Natural or artificial gas for lighting or fuel, in tank cars, except acetylene.	-	Free
3. 01. 30	Lubricating greases, weighing with the immediate container up to 1 kilo.	G.K.	0. 25
3. 01. 31	Lubricating greases, weighing with the immediate container more than 1 kilo but not more than 5 kilos.	G.K.	0. 13
3. 01. 32	Lubricating greases, weighing with the immediate container more than 5 kilos.	G.K.	0. 09
3. 01. 40	Mineral wax and paraffin.	G.K.	0. 14
3. 21. 09	Refractory clay or earth, not specified.	100 G.K.	0. 60
3. 23. 02	Sulphur.	100 G.K.	1. 50
3. 29. 12	Cement, Roman or Portland.	G.K.	0. 02
3. 31. 85	Refractory brick and tile, with a base of silicate of aluminum or of silica.	100 G.K.	1. 50
3. 31. 86	Refractory brick and tile, not specified.	100 G.K.	0. 20
3. 33. 00	Faience ware, worked in pieces, not specified.	G.K.	0. 80
3. 34. 35	Glass, and crystal, flat, up to one centimeter in thickness, not specified.	G.K.	0. 20
3. 34. 70	Glass or crystal worked into pieces, not specified, weighing up to 300 grams.	G.K.	0. 70
3. 34. 71	Glass or crystal worked into pieces, not specified, weighing more than 300 grams.	G.K.	0. 60
3. 51. 19	Copper tubing, with an exterior diameter up to 15 millimeters.	-	Free
3. 53. 03	Iron or steel wire, twisted, barbed, for fences.	100 G.K.	0. 50
3. 54. 06	Screws and rivets of iron or steel of more than 40 millimeters and up to 40 centimeters in length, not specified.	L.K.	1. 20
3. 54. 12	Blades of iron or steel with or without cutting edge, for shaving razors, even when imported in series.	100 pieces	2. 30
3. 54. 49	Cylinders of iron or steel, identifiable by means of catalogues, for the exclusive purpose of holding gas for lighting or heating, except those for acetylene.	-	Free
3. 54. 53	Refrigerators of iron, even when enamelled, and those of wood with or without lining of ordinary metal, of any kind, weighing up to 200 kilos.	L.K.	0. 40
3. 54. 54	Refrigerators of iron, even when enamelled, and those of wood with or without lining of ordinary metal, of any kind, weighing more than 200 kilos.	L.K.	0. 35
3. 54. 56	Furniture of iron or steel, weighing up to 10 kilos, not specified.	L.K.	0. 80
3. 54. 57	Furniture of iron or steel, weighing more than 10 kilos, not specified.	L.K.	0. 60

## LISTA I—Continúa.

Arancel de México Fracción	Descripción del Artículo	Unidad de Aplicación	Cuota de Derecho en Pesos Mexicanos
3. 01. 04	Gas natural o artificial para alumbrado o combustible, en cilindros o tambores, excepto acetileno.	-	Libre
3. 01. 05	Gas natural o artificial para alumbrado o combustible, en carro tanque, excepto acetileno.	-	Libre
3. 01. 30	Grasas lubricantes, cuyo peso incluido el envase inmediato, sea hasta de un kilo.	K.B.	0. 25
3. 01. 31	Grasas lubricantes cuyo peso incluido el envase inmediato, sea mayor de uno sin exceder de cinco kilos.	K.B.	0. 13
3. 01. 32	Grasas lubricantes cuyo peso incluido el envase inmediato, sea mayor de cinco kilos.	K.B.	0. 09
3. 01. 40	Cera mineral y parafina.	K.B.	0. 14
3. 21. 09	Arcillas o tierras refractarias, no especificadas.	100 K.B.	0. 60
3. 23. 02	Azufre.	100 K.B.	1. 50
3. 29. 12	Cemento Romano o de Portland.	K.B.	0. 02
3. 31. 85	Losas y ladrillos refractarios a base de silicato de aluminio o de sílice.	100 K.B.	1. 50
3. 31. 86	Losas y ladrillos refractarios, no especificados.	100 K.B.	0. 20
3. 33. 00	Loza labrada en piezas, no especificada.	K.B.	0. 80
3. 34. 35	Vidrios y cristales planos, cuyo espesor sea hasta de un centímetro, no especificados.	K.B.	0. 20
3. 34. 70	Vidrio o cristal labrado en piezas, no especificado, cuyo peso sea hasta de 300 gramos.	K.B.	0. 70
3. 34. 71	Vidrio o cristal labrado en piezas, no especificado, cuyo peso exceda de 300 gramos.	K.B.	0. 60
3. 51. 19	Tubos de cobre, cuyo diámetro exterior sea hasta de 15 milímetros.	-	Libre
3. 53. 03	Alambre de hierro o acero tореido, con púas, para cercas.	100 K.B.	0. 50
3. 54. 06	Tornillos y remaches de hierro o acero de más de 40 milímetros y hasta 40 centímetros de longitud, no especificados.	K.L.	1. 20
3. 54. 12	Hojas de hierro o acero con o sin filo, para navajas de rasurar, aunque se presenten en serie.	100 piezas	2. 30
3. 54. 49	Cilindros de hierro o acero, identificables por medio de catálogos, como de uso exclusivo para envasar gas para alumbrado o calefacción, excepto los de acetileno.	-	Libre
3. 54. 53	Refrigeradores de hierro, aun cuando estén esmaltados, y los de madera con o sin forro de metal común de todas clases, cuyo peso sea hasta de 200 kilos.	K.L.	0. 40
3. 54. 54	Refrigeradores de hierro, aun cuando estén esmaltados, y los de madera con o sin forro de metal común, de todas clases, cuyo peso exceda de 200 kilos.	K.L.	0. 35
3. 54. 56	Muebles de hierro o acero, cuyo peso sea hasta de 10 kilos, no especificados.	K.L.	0. 80
3. 54. 57	Muebles de hierro o acero, cuyo peso exceda de 10 kilos, no especificados.	K.L.	0. 60

## SCHEDULE I—Continued.

Mexican Tariff Fraction	Description of Article	Dutiable Unit	Rate of Duty in Mexican Pesos
3. 92. 00	Washstands, lavatories, bidets and drinking fountains of enamelled iron, weighing more than 5 kilos, excluding valves and water-conducting pipes that are neither attached nor fastened.	G.K.	0. 25
3. 92. 03	Bathtubs of enamelled iron weighing more than 70 kilos, excluding valves and water-conducting pipes that are neither attached nor fastened.	G.K.	0. 25
3. 92. 10	Washstands, lavatories, bidets, drinking fountains and bathtubs of clay, china or porcelain, weighing more than 5 kilos, excluding valves and water-conducting pipes that are neither attached nor fastened.	G.K.	0. 20
3. 92. 11	Water-closets and urinals of clay, china or porcelain, and loose parts and repair pieces, when not suitable for other objects.	G.K.	0. 20
4. 15. 00	Cotton cloth, woven with a base of cord and a tram of yarn, sufficiently separated one from the other, to serve only to hold the cord (cloth ordinarily known as "cord" for making rubber tires).	L.K.	0. 15
4. 15. 90	Cotton cloth, not of plain weave, weighing up to 50 grams per square meter.	L.K.	10. 10
4. 15. 95	Cotton cloth, not of plain weave, weighing more than 250 but not more than 1,200 grams per square meter.	L.K.	3. 40
4. 17. 10	Cotton cloth, oiled, waxed or prepared with pyroxylin.	L.K.	1. 70
4. 18. 09	Cotton corduroy, not specified.	L.K.	4. 90
4. 18. 10	Cotton velvet, weighing up to 400 grams per square meter, even if figured.	L.K.	4. 90
4. 18. 11	Cotton velvet, weighing more than 400 grams per square meter, even if figured.	L.K.	6. 00
4. 50. 02	Carpets of wool and other animal fibers, except silk, of plush weave, on a base of any vegetable fiber except cotton, and even if containing threads of that material.	Sq. M.	6. 30
4. 50. 11	Carpets of wool and other animal fibers, except silk, of looped or plush weave, on a base of cotton or wool, weighing more than 1,500 grams per square meter.	Sq. M.	11. 20
4. 57. 01	Velvet of wool and other animal fibers, except silk, weighing more than 400 grams per square meter, even if figured.	L.K.	8. 10
5. 02. 06	Under and outer shirts and drawers of cotton cloth, not of plain weave, for men and boys.	L.K.	14. 70
5. 02. 90	Made-up wearing apparel, not specified, and separate parts when sewn, of cotton cloth, of plain weave, even with adornments or embroidery not of silk nor of false metal, of any kind.	L.K.	9. 80

## LISTA I—Continúa.

Arancel de México Fracción	Descripción del Artículo	Unidad de Aplicación	Cuota de Derecho en Pesos Mexicanos
3. 92. 00	Lavabos, lavaderos, bidés y fuentes de beber, de hierro esmaltado, cuyo peso exceda de 5 kilos, excluyendo las llaves y tubos conductores de agua que no vayan atornillados ni adheridos.	K.B.	0. 25
3. 92. 03	Tinas de baño de hierro esmaltado, cuyo peso sea mayor de 70 kilos, excluyendo las llaves y tubos conductores de agua que no vayan atornillados ni adheridos.	K.B.	0. 25
3. 92. 10	Lavabos, lavaderos, bidés, fuentes de beber y tinas de baño, de barro, loza o porcelana, cuyo peso exceda de 5 kilos, excluyendo las llaves y tubos conductores de agua que no vayan atornillados ni adheridos.	K.B.	0. 20
3. 92. 11	Inodoros y mingitorios, de barro, loza y porcelana y sus partes sueltas y piezas de refacción, cuando no puedan aplicarse a otro objeto.	K.B.	0. 20
4. 15. 00	Telas de algodón, tejidas con pié de cordones y trama de hilazas, suficientemente separadas una de otra, para servir únicamente de sostén a los primeros (Telas comunmente llamadas "cuerdas" utilizadas para la fabricación de llantas de hule).	K.L.	0. 15
4. 15. 90	Telas de algodón, de tejido no liso, cuando pesen hasta 50 gramos por metro cuadrado.	K.L.	10. 10
4. 15. 95	Telas de algodón, de tejido no liso, cuando pesen más de 250 sin exceder de 1,200 gramos por metro cuadrado.	K.L.	3. 40
4. 17. 10	Telas de algodón, aceitadas, enceradas o preparadas con piroxilina.	K.L.	1. 70
4. 18. 09	Panas de algodón, no especificadas.	K.L.	4. 90
4. 18. 10	Terciopelos de algodón, cuando el metro cuadrado pese hasta 400 gramos, aun cuando estén labrados.	K.L.	4. 90
4. 18. 11	Terciopelos de algodón, cuando su metro cuadrado pese más de 400 gramos aun cuando estén labrados.	K.L.	6. 00
4. 50. 02	Alfombras de lana y demás fibras animales, excepto seda, de tejido de tripe, sobre base de cualquier fibra vegetal que no sea algodón y aun cuando contengan hilos de esta materia.	M <sup>2</sup>	6. 30
4. 50. 11	Alfombras de lana y demás fibras animales, excepto seda, de tejido de rizo o de tripe, sobre base de algodón o lana, cuyo metro cuadrado pese 1.500 gramos.	M <sup>2</sup>	11. 20
4. 57. 01	Terciopelos de lana y demás fibras animales, excepto seda, cuando su metro cuadrado pese más de 400 gramos, aun cuando esté labrado.	K.L.	8. 10
5. 02. 06	Camisas interiores o exteriores y calzoncillos de tela de algodón, de tejido no liso, para hombres y niños.	K.L.	14. 70
5. 02. 90	Prendas de vestido hechas, no especificadas, y sus partes sueltas cuando estén cosidas, de tela de algodón, de tejido liso, aun cuando tengan adornos o bordados que no sean de seda o metal falso, de todas clases.	K.L.	9. 80

## SCHEDULE I—Continued.

Mexican Tariff Fraction	Description of Article	Dutiable Unit	Rate of Duty in Mexican Pesos
5. 02. 92	Made-up wearing apparel, not specified, and separate parts when sewn, of cotton cloth, not of plain weave, even with adornments or embroidery not of silk nor of false metal, of any kind.	L.K.	11. 20
5. 42. 90	Made-up wearing apparel, not specified, and separate parts when sewn, of cloth of wool and other animal fibers, except silk, woven with yarns, even with adornments or embroidery not of silk nor of false metal, of any kind.	L.K.	23. 00
5. 42. 92	Made-up wearing apparel, not specified, and separate parts when sewn, of cloth of wool and other animal fibers, except silk, when the weave contains threads, in any proportion, even with adornments or embroidery not of silk nor of false metal, of any kind.	L.K.	27. 00
5. 42. 93	Made-up wearing apparel, not specified, and separate parts when sewn, of cloth of wool and other animal fibers, except silk, when the weave contains threads, in any proportion, with adornments or embroidery of silk, even with false metal, of any kind.	L. K.	35. 00
5. 51. 00	Knit hosiery and socks of silk, even with adornments or embroidery of any kind.	Pair	1. 00
5. 61. 00	Knit hosiery and socks of silk, with mixture of other fiber in any proportion, even with adornments or embroidery of any kind.	Pair	1. 00
5. 70. 20	Pocket books, writing and brief cases, of woven fibers of any kind, rubberized, oiled, or waxed, with fibers not visible on the surface, even with frame work of any kind, when each weighs up to 500 grams.	L. K.	5. 00
6. 03. 93	Mixtures of ethers and alcohols employed in the manufacture of varnishes or paints.	L.K.	0. 15
6. 04. 00	Fruit essences or synthetic products imitating them, without alcohol.	L.K.	15. 00
6. 04. 14	Extracts not specified, for making soft drinks.	L.K.	3. 00
6. 04. 15	Extracts not specified, for making wines and liquors.	L.K.	3. 00
6. 12. 71	Bicarbonates of potassium and of sodium, weighing with the immediate container more than 5 kilos, not specified.	G.K.	0. 04
6. 31. 21	Medicinal granules, tablets, pastilles, perles and pills.	L.K.	1. 50

## LISTA I—Continúa.

Arancel de México Fracción	Descripción del Artículo	Unidad de Aplicación	Cuota de Derecho en Pesos Mexicanos
5. 02. 92	Prendas de vestido hechas, no especificadas, y sus partes sueltas cuando estén cosidas, de tela de algodón, de tejido no liso, aún cuando tengan adornos o bordados que no sean de seda o metal falso, de todas clases.	K.L.	11. 20
5. 42. 90	Prendas de vestido hechas, no especificadas, y sus partes sueltas cuando estén cosidas, de tela de lana y demás fibras animales, excepto seda, tejida con hilazas, aun cuando tengan adornos o bordados que no sean de seda o metal falso, de todas clases.	K.L.	23. 00
5. 42. 92	Prendas de vestido hechas, no especificadas y sus partes sueltas cuando estén cosidas, de tela de lana y demás fibras animales, excepto seda, cuando su tejido contenga hilos, en cualquier proporción, aun cuando tengan adornos o bordados que no sean de seda o metal falso, de todas clases.	K.L.	27. 00
5. 42. 93	Prendas de vestido hechas, no especificadas, y sus partes sueltas cuando estén cosidas, de tela de lana y demás fibras animales, excepto seda, cuando su tejido contenga hilos, en cualquier proporción, con adornos o bordados de seda, aun cuando tengan metal falso, de todas clases.	K.L.	35. 00
5. 51. 00	Calcetines y medias de punto de media de seda, aun cuando tengan adornos o bordados de todas clases.	Par	1. 00
5. 61. 00	Calcetines y medias de punto de media de seda, con mezcla de otra fibra en cualquier proporción, aun cuando tengan adornos o bordados de todas clases.	Par	1. 00
5. 70. 20	Bolsas de mano, carteras y portamonedas, de tejidos de fibras de todas clases, ahuladas, aceitadas o enceradas, cuyas fibras no sean visibles al exterior, aun cuando tengan armazones de todas clases, cuando el peso de cada pieza sea hasta de 500 gramos.	K.L.	5. 00
6. 03. 93	Mezcla de éteres y alcoholes empleados en la industria de fabricación de barnices o colores.	K.L.	0. 15
6. 04. 00	Esencias de frutas o productos sintéticos que las imiten, sin alcohol.	K.L.	15. 00
6. 04. 14	Extractos no especificados, para la fabricación de bebidas refrescantes.	K.L.	3. 00
6. 04. 15	Extractos no especificados, para la fabricación de vinos y licores.	K.L.	3. 00
6. 12. 71	Bicarbonatos de potasio y de sodio, cuyo peso incluido el envase inmediato sea mayor de 5 kilos, no especificados.	K.B.	0. 04
6. 31. 21	Gránulos, grajeas, pastillas, perlas y píldoras medicinales.	K.L.	1. 50

## SCHEDULE I—Continued.

Mexican Tariff Fraction	Description of Article	Dutiable Unit	Rate of Duty in Mexican Pesos
6. 31. 90	Drugs and pharmaceutical specialties, of any kind, not specified.	L.K.	1. 00
	NOTE: The Government of the United Mexican States shall not impose any certification requirement or any other formality for the importation, registration, licensing or sale of pharmaceutical specialties and patent medicines which is impossible of fulfillment in the United States of America because of the lack of a duly authorized Federal Agency.		
6. 50. 10	Cosmetics, perfumed or not.	L.K.	6. 50
6. 61. 01	Varnishes, polishes, paints and pigments for shoes and skins, with a base of neither alcohol nor ether, included in classifications 601 and 603 of the Mexican General Tariff of Imports, weighing with the immediate container more than 5 kilos.	G.K.	0. 38
6. 61. 06	Prepared floor wax, weighing with the immediate container up to 5 kilos.	G.K.	0. 75
6. 61. 07	Prepared floor wax, weighing with the immediate container more than 5 kilos.	G.K.	0. 50
6. 61. 21	Varnishes and paints prepared with a base of alcohol or ether, included in classifications 601 and 603 of the Mexican General Tariff of Imports, in any container.	G.K.	0. 60
6. 61. 28	Prepared varnishes and paints, weighing with the immediate container up to 5 kilos, not specified.	G.K.	0. 60
6. 61. 29	Prepared varnishes and paints, weighing with the immediate container more than 5 kilos, not specified.	G.K.	0. 40
6. 63. 07	Boxes with cements, sheets of rubber, cloth impregnated with rubber, and rasps, for repairing tires or tubes.	L.K.	1. 00
7. 00. 20	Grape juice, with a density up to 1.25 at a temperature of 15 degrees centigrade.	G.K.	0. 25
7. 00. 21	Fruit juices, not specified, with a density up to 1.25 at a temperature of 15 degrees centigrade.	L.K.	1. 00
7. 00. 22	Fruit juices, not specified, with a density exceeding 1.25 at a temperature of 15 degrees centigrade.	L.K.	3. 00
7. 10. 30	Wines, red, white and full-bodied, with alcoholic strength up to 14 centesimal degrees Gay-Lussac, at a temperature of 15 degrees centigrade, in containers of wood or metal.	G.K.	0. 30
7. 10. 31	Wines, red, white and full-bodied, with alcoholic strength up to 14 centesimal degrees Gay-Lussac, at a temperature of 15 degrees centigrade, in containers of earthenware, porcelain, glass or others not specified.	G.K.	0. 50

## LISTA I—Continúa.

Arancel de México Fracción	Descripción del Artículo	Unidad de Aplicación	Cuota de Derecho en Pesos Mexicanos
6. 31. 90	Drogas y especialidades farmacéuticas, de cualquiera clase, no especificadas.	K.L.	1. 00
	NOTA: El Gobierno de los Estados Unidos Mexicanos no exigirá ningún requisito de certificación u otra formalidad para la importación, registro, permiso o venta de especialidades farmacéuticas y medicinas patenteadas que sea imposible de cumplimentar en los Estados Unidos de América por falta de una Agencia Federal debidamente autorizada.		
6. 50. 10	Cosméticos, perfumados o sin perfumar.	K.L.	6. 50
6. 61. 01	Barnices, betunes, colores y pigmentos para calzado y pieles, que no sean a base de alcoholes, o éteres, comprendidos en los clasificadores 601 y 603 de la Tarifa General del Impuesto de Importación Mexicana, cuyo peso incluido el envase inmediato, sea mayor de 5 kilos.	K.B.	0. 38
6. 61. 06	Ceras preparadas para pisos, cuyo peso incluido el envase inmediato, sea hasta de 5 kilos.	K.B.	0. 75
6. 61. 07	Ceras preparadas para pisos, cuyo peso incluido el envase inmediato, sea mayor de 5 kilos.	K.B.	0. 50
6. 61. 21	Barnices y colores preparados a base de alcoholes o éteres, comprendidos en los clasificadores 601 y 603 de la Tarifa General del Impuesto de Importación Mexicana, en cualquier envase.	K.B.	0. 60
6. 61. 28	Barnices y colores preparados, cuyo peso, incluido el envase inmediato, sea hasta de 5 kilos, no especificados.	K.B.	0. 60
6. 61. 29	Barnices y colores preparados, cuyo peso, incluido el envase inmediato, sea mayor de 5 kilos.	K.B.	0. 40
6. 63. 07	Cajas con pegamentos, planchas de hule, telas impregnadas de hule y raspadores, para reparación de cámaras o llantas.	K.L.	1. 00
7. 00. 20	Jugo de uva, cuya densidad sea hasta de 1.25 a la temperatura de 15 grados centígrados.	K.B.	0. 25
7. 00. 21	Jugo de frutas, no especificado, cuyo densidad sea hasta de 1.25 a la temperatura de 15 grados centígrados.	K.L.	1. 00
7. 00. 22	Jugo de frutas, no especificado, cuya densidad exceda de 1.25, a la temperatura de 15 grados centígrados.	K.L.	3. 00
7. 10. 30	Vinos tinto, blanco y generoso, cuya graduación alcohólica sea hasta de 14 grados centesimales Gay-Lussac, a la temperatura de 15 grados centígrados, en vasija de madera o metal.	K.B.	0. 30
7. 10. 31	Vinos tinto, blanco y generoso, cuya graduación alcohólica sea hasta de 14 grados centesimales Gay-Lussac, a la temperatura de 15 grados centígrados, en vasija de barro, loza, vidrio o en otros envases no especificados.	K.B.	0. 50

## SCHEDULE I—Continued.

Mexican Tariff Fraction	Description of Article	Dutiable Unit	Rate of Duty in Mexican Pesos
7. 11. 06	Bourbon and rye whiskey, with alcoholic strength greater than 23 but not exceeding 55 centesimal degrees Gay-Lussac, at a temperature of 15 degrees centigrade, in containers of wood or metal; provided that the container is labelled to indicate the commercial identification of the product, and that the label is approved by the Treasury Department of the country of origin.	L.K.	2. 25
7. 11. 07	Bourbon and rye whiskey, with alcoholic strength greater than 23 but not exceeding 55 centesimal degrees Gay-Lussac, at a temperature of 15 degrees centigrade, in containers of earthenware, porcelain, glass or others not specified; provided that the container is labelled to indicate the commercial identification of the product, and that the label is approved by the Treasury Department of the country of origin.	L.K.	2. 50
7. 11. 08	Bourbon and rye whiskey, with alcoholic strength greater than 55 centesimal degrees Gay-Lussac, at a temperature of 15 degrees centigrade, in containers of wood or metal; provided that the container is labelled to indicate the commercial identification of the product, and that the label is approved by the Treasury Department of the country of origin.	L.K.	3. 00
7. 11. 09	Bourbon and rye whiskey, with alcoholic strength greater than 55 centesimal degrees Gay-Lussac, at a temperature of 15 degrees centigrade, in containers of earthenware, porcelain, glass or others not specified; provided that the container is labelled to indicate the commercial identification of the product, and that the label is approved by the Treasury Department of the country of origin.	L.K.	3. 25
7. 32. 01	Shoes with upper or sole of skin or leather, of any kind, more than 20 centimeters in length and with double seam stitching (manufacturing process called "Good Year Welt").	Pair	5. 10
7. 32. 12	Shoes with upper or sole of skin or leather, of all kinds, more than 20 centimeters in length, not specified.	Pair	4. 30
7. 41. 21	Unexposed photographic films in blank, not specified.	L.K.	1. 00
7. 41. 26	Positive, exposed, motion picture films, not specified, when measuring more than 20 millimeters in width, with direct impression of sound or "photo-cell", in any language, even with music.	L.K.	20. 00

## LISTA I—Continúa.

Arancel de México Fracción	Descripción del Artículo	Unidad de Aplicación	Cuota de Derecho en Pesos Mexicanos
7. 11. 06	Whiskey de centeno ("rye") y "bourbon", cuya graduación alcohólica sea mayor de 23 sin exceder de 55 grados centesimales Gay-Lussac, a la temperatura de 15 grados centígrados, en vasijería de madera o metal; siempre que el mismo envase presente un rótulo que indique el nombre comercial del producto, y que el rótulo sea aprobado por la Secretaría de Hacienda del país de origen.	K.L.	2. 25
7. 11. 07	Whiskey de centeno ("rye") o "bourbon", cuya graduación alcohólica, sea mayor de 23 sin exceder de 55 grados centesimales Gay-Lussac, a la temperatura de 15 grados centígrados, en vasijería de barro, loza, vidrio o en otros envases no especificados; siempre que el mismo envase presente un rótulo que indique el nombre comercial del producto, y que el rótulo sea aprobado por la Secretaría de Hacienda del país de origen.	K.L.	2. 50
7. 11. 08	Whiskey de centeno ("rye") o "bourbon", cuya graduación alcohólica sea mayor de 55 grados centesimales Gay-Lussac, a la temperatura de 15 grados centígrados, en vasijería de madera o metal; siempre que el mismo envase presente un rótulo que indique el nombre comercial del producto, y que el rótulo sea aprobado por la Secretaría de Hacienda del país de origen.	K.L.	3. 00
7. 11. 09	Whiskey de centeno ("rye") o "bourbon", cuya graduación alcohólica sea mayor de 55 grados centesimales Gay-Lussac, a la temperatura de 15 grados centígrados, en vasijería de barro, loza, vidrio o en otros envases, no especificado, siempre que el mismo envase presente un rótulo que indique el nombre comercial del producto, y que el rótulo sea aprobado por la Secretaría de Hacienda del país de origen.	K.L.	3. 25
7. 32. 01	Calzado con corte o suela de piel o cuero, de todas clases, de más de 20 centímetros de planta, y con cerco de doble costura (procedimiento de fabricación denominado "Good Year Welt").	Par	5. 10
7. 32. 12	Calzado con corte o suela de piel o cuero, de todas clases, de más de 20 centímetros de planta, no especificado.	Par	4. 30
7. 41. 21	Películas en blanco sin revelar para fotografía, no especificadas.	K.L.	1. 00
7. 41. 26	Películas reveladas en positiva para cinematógrafo, no especificadas, cuando midan más de 20 milímetros de ancho, con impresión directa de sonido o "foto-celda", en cualesquiera idioma, aun cuando estén musicadas.	K.L.	20. 00

## SCHEDULE I—Continued.

Mexican Tariff Fraction	Description of Article	Dutiable Unit	Rate of Duty in Mexican Pesos
	NOTE: Cinematograph films classified under fraction 7.41.26 may be imported temporarily under bond for preliminary showing to distributors and for purposes of censorship, and no duties shall be collected on such films which are not released for distribution or which are refused by the censorship board, provided they have not been exhibited publicly and are re-exported within a maximum period of 30 days from the date on which they are withdrawn from customs.		
7. 44. 10	Sheets of ebonite, gutta-percha or similar pastes, not decorated, not specified.	L.K.	0. 08
7. 44. 11	Sheets of ebonite, gutta-percha or similar pastes, decorated.	L.K.	0. 50
7. 44. 12	Tubes of ebonite, gutta-percha or similar pastes.	L.K.	0. 25
7. 44. 13	Rods of ebonite, gutta-percha or similar pastes.	L.K.	0. 25
7. 44. 90	Manufactured articles, not specified, of pastes similar to casein, celluloid, gelatin, gutta-percha and rubber, even containing ordinary metal of any kind, when each weighs up to 10 grams.	L.K.	10. 00
7. 44. 91	Manufactured articles, not specified, of pastes similar to casein, celluloid, gelatin, gutta-percha and rubber, even containing ordinary metal of any kind, weighing more than 10 but not more than 50 grams.	L.K.	8. 00
7. 44. 92	Manufactured articles, not specified, of pastes similar to casein, celluloid, gelatin, gutta-percha and rubber, even containing ordinary metal of any kind, weighing more than 50 but not more than 100 grams.	L.K.	6. 00
7. 44. 93	Manufactured articles, not specified, of pastes similar to casein, celluloid, gelatin, gutta-percha and rubber, even containing ordinary metal of any kind, weighing more than 100 grams.	L.K.	2. 50
7. 51. 12	Paper of the natural color of the pulp, weighing more than 50 but not more than 100 grams per square meter.	L.K.	0. 14
7. 51. 13	Paper of the natural color of the pulp, not specified, weighing more than 100 grams per square meter.	L.K.	0. 10
7. 52. 02	Paper of any kind, not specified, weighing up to 100 grams per square meter, cut in strips up to 10 centimeters in width.	L.K.	0. 80
7. 52. 03	Paper of any kind, not specified, weighing more than 100 grams per square meter, cut in strips up to 10 centimeters in width.	L.K.	0. 60
7. 52. 05	Paper, cut for the dressing table and for the toilet.	L.K.	0. 26

## LISTA I—Continúa.

Arancel de México Fracción	Descripción del Artículo	Unidad de Aplicación	Cuota de Derecho en Pesos Mexicanos
<p>NOTA: Las películas cinematográficas clasificadas en la fracción 7.41.26 podrán ser importadas temporalmente bajo fianza para exhibición preliminar a distribuidores y para fines de censura y no se recaudará cuota aduanal alguna sobre las películas que no sean libradas para distribución, o las que sean rechazadas por la censura, siempre que sean reexportadas dentro de un término improrrogable de treinta días a contar de la fecha en que sean retiradas de la aduana y no hayan sido exhibidas públicamente.</p>			
7. 44. 10	Láminas de ebonita, gutapercha o de pastas análogas, sin decorar, no especificadas.	K.L.	0. 08
7. 44. 11	Láminas de ebonita, gutapercha o de pastas análogas, decoradas.	K.L.	0. 50
7. 44. 12	Tubos de ebonita, gutapercha o pastas análogas.	K.L.	0. 25
7. 44. 13	Varillas de ebonita, gutapercha o pastas análogas.	K.L.	0. 25
7. 44. 90	Artefactos no especificados, de pastas análogas a la caseína, celuloide, gelatina, gutapercha y hule, aun cuando contengan metal común de todas clases, cuando el peso de cada pieza sea hasta de 10 gramos.	K.L.	10. 00
7. 44. 91	Artefactos, no especificados, de pastas análogas a la caseína, celuloide, gelatina, gutapercha y hule, aun cuando contengan metal común de todas clases, cuando el peso de cada pieza sea mayor de 10 sin exceder de 50 gramos.	K.L.	8. 00
7. 44. 92	Artefactos, no especificados, de pastas análogas a la caseína, celuloide, gelatina, gutapercha y hule, aun cuando contengan metal común de todas clases, cuando el peso de cada pieza sea mayor de 50 sin exceder de 100 gramos.	K.L.	6. 00
7. 44. 93	Artefactos, no especificados, de pastas análogas a la caseína, celuloide, gelatina, gutapercha y hule, aun cuando contengan metal común de todas clases, cuando el peso de cada pieza sea de más de 100 gramos.	K.L.	2. 50
7. 51. 12	Papel del color natural de la pasta, cuando pese más de 50 sin exceder de 100 gramos por metro cuadrado.	K.L.	0. 14
7. 51. 13	Papel del color natural de la pasta, no especificado, cuando pese más de 100 gramos por metro cuadrado.	K.L.	0. 10
7. 52. 02	Papel de cualquier clase, no especificado, cuando pese hasta 100 gramos por metro cuadrado, cortado en tiras hasta de 10 centímetros de ancho.	K.L.	0. 80
7. 52. 03	Papel de cualquier clase, no especificado, cuando pese más de 100 gramos por metro cuadrado, cortado en tiras hasta de 10 centímetros de ancho.	K.L.	0. 60
7. 52. 05	Papel cortado para tocador y para excusado.	K.L.	0. 26

## SCHEDULE I—Continued.

Mexican Tariff Fraction	Description of Article	Dutiable Unit	Rate of Duty in Mexican Pesos
7. 53. 30	Advertisements, calendars and catalogues printed, engraved or lithographed on loose sheets of paper or cardboard, even with frames or rods of any kind, not specified.	L.K.	3. 00
7. 90. 15	Beacons, lamps, lanterns, or reflectors of any kind, adapted for lighting by means of dry batteries or electric generators, weighing up to 5 kilos.	L.K.	2. 00
7. 99. 30	Mats or sheets of cork pulp, with the exterior surface decorated with colors, and the underside reinforced with jute cloth or any other rigid vegetable fiber, called "linoleum".	L.K.	0. 50
8. 10. 40	Dry electric cells, detached or in series.	L.K.	0. 80
8. 20. 14	Threshers of any kind.	G.K.	0. 02
8. 21. 10	Passenger elevators, including the necessary equipment for operation, even if forming part of a building, in accordance with plans or catalogues required of importers.	G.K.	0. 02
8. 23. 90	Machines, not specified, operated by mechanical means, weighing up to 100 kilos each.	G.K.	0. 04
8. 23. 91	Machines, not specified, operated by mechanical means, weighing more than 100 kilos.	G.K.	0. 03
8. 31. 00	Sewing machines, pedal or crank, weighing up to 100 kilos each.	G.K.	0. 05
8. 40. 01	Radio receiving apparatus, with cabinet.	L.K.	1. 00
8. 41. 00	Electric fans and ventilators of all kinds, weighing up to 20 kilos each.	L.K.	0. 50
8. 41. 15	Electric irons.	L.K.	0. 30
8. 41. 20	Electric stoves of any kind, weighing up to 40 kilos each.	L.K.	1. 00
8. 41. 21	Electric stoves of any kind, weighing more than 40 kilos each.	G.K.	0. 15
8. 41. 33	Electric lamps of gas, mercury or other electrical system.	G.K.	0. 40
8. 42. 30	Tubes for radio apparatus.	Each	0. 03
8. 42. 39	Separate parts and repair pieces, not specified, identifiable by marks, numbers or names that show their exclusive use for the mechanism of radio receiving or transmitting apparatus, or by being of dimensions and construction that give them the same character, in accordance with catalogues required of the importer.	L.K.	0. 20
8. 50. 00	Calculating machines.	L.K.	0. 50
8. 50. 01	Machines for registering sales.	L.K.	0. 40
8. 50. 10	Apparatus for reproducing writing.	G.K.	0. 25
8. 50. 11	Typewriters.	L.K.	0. 60
8. 52. 21	Stoves and heaters of any kind, not electric, weighing more than 40 but not more than 150 kilos each.	G.K.	0. 10

## LISTA I—Continúa.

Arancel de México Fracción	Descripción del Artículo	Unidad de Aplicación	Cuota de Derecho en Pesos Mexicanos
7. 53. 30	Anuncios, calendarios y catálogos impresos, grabados o litografiados en hojas sueltas de papel o cartón, aun cuando tengan marcos o varillas de todas clases, no especificados.	K.L.	3. 00
7. 90. 15	Faroles, lámparas, linternas o reflectores de todas clases, con acondicionamientos para alumbrar por medio de pilas o generadores eléctricos, cuyo peso sea hasta de 5 kilos.	K.L.	2. 00
7. 99. 30	Esteras o láminas de pasta de corcho, con su cara exterior decorada a colores, y la inferior reforzada con tela de yute o de cualquiera otra fibra vegetal rígida, llamada "linoleum".	K.L.	0. 50
8. 10. 40	Pilas eléctricas secas, sueltas o en baterías.	K.L.	0. 80
8. 20. 14	Trilladores de cualquier clase.	K.B.	0. 02
8. 21. 10	Elevadores para personas, incluyendo el equipo necesario para su funcionamiento, aunque forme parte del edificio, conforme a planos o catálogos exigibles a los importadores.	K.B.	0. 02
8. 23. 90	Máquinas, no especificadas, impulsadas por medios mecánicos, cuando el peso de cada una sea de 100 kilos.	K.B.	0. 04
8. 23. 91	Máquinas, no especificadas, impulsadas por medios mecánicos, cuando el peso de cada una exceda de 100 kilos.	K.B.	0. 03
8. 31. 00	Máquinas para coser, de pedal o palanca, cuando el peso de cada una sea hasta 100 kilos.	K.B.	0. 05
8. 40. 01	Aparatos de radio, receptores, con gabinete.	K.L.	1. 00
8. 41. 00	Abanicos y ventiladores eléctricos de todas clases, cuando el peso de cada uno sea hasta de 20 kilos.	K.L.	0. 50
8. 41. 15	Planchas eléctricas.	K.L.	0. 30
8. 41. 20	Estufas eléctricas de todas clases, cuando el peso de cada una sea hasta 40 kilos.	K.L.	1. 00
8. 41. 21	Estufas eléctricas de todas clases, cuando el peso de cada una exceda de 40 kilos.	K.B.	0. 15
8. 41. 33	Lámparas eléctricas de gas, de mercurio u otro sistema eléctrico.	K.B.	0. 40
8. 42. 30	Bulbos para aparatos de radio.	Pieza	0. 03
8. 42. 39	Partes sueltas y piezas de refacción, no especificadas, identificables por presentar marcas, números o nombres que les den carácter de exclusividad para el mecanismo de aparatos de radio receptores o transmisores, o por ser de dimensiones y construcción que les den el mismo carácter, conforme a catálogos exigibles a los importadores.	K.L.	0. 20
8. 50. 00	Máquinas para calcular.	K.L.	0. 50
8. 50. 01	Máquinas registradoras de ventas.	K.L.	0. 40
8. 50. 10	Aparatos para reproducir escritos.	K.B.	0. 25
8. 50. 11	Máquinas para escribir.	K.L.	0. 60
8. 52. 21	Estufas y caloríferos de todas clases, no eléctricos, cuando el peso de cada uno sea mayor de 40 kilos, sin exceder de 150 kilos.	K.B.	0. 10

## SCHEDULE I—Continued.

Mexican Tariff Fraction	Description of Article	Dutiable Unit	Rate of Duty in Mexican Pesos
8. 59. 00	Apparatus for extinguishing fires, with up to six spare charges.	G.K.	0. 05
8. 61. 20	Belting, not endless, for machinery, made of rubber or of cloth impregnated with this material.	G.K.	0. 75
8. 65. 29	Made-up packing of any kind, not specified.	G.K.	0. 40
8. 65. 50	Spark plugs for combustion motors.	G.K.	0. 25
8. 65. 51	Pistons for combustion motors, weighing up to 5 kilos each.	G.K.	0. 45
9. 10. 00	Phonographic apparatus of any kind.	L.K.	1. 00
9. 10. 01	Phonographic apparatus combined with radio apparatus.	L.K.	1. 00
9. 10. 02	Separate parts and repair pieces, not specified, for exclusive use with phonographic apparatus.	L.K.	0. 60
9. 10. 17	Phonograph records, not specified.	-	Free
9. 11. 00	Cinematographic apparatus and magic lanterns of any kind, weighing up to 20 kilos each.	L.K.	0. 50
9. 11. 01	Cinematographic apparatus and magic lanterns of any kind, weighing more than 20 kilos each.	L.K.	0. 50
9. 52. 00	Passenger automobiles of any kind, up to 4 cylinders, for any number of passengers, not specified.	Each	250. 00
9. 52. 01	Passenger automobiles of any kind, with more than 4 but not more than 6 cylinders, with a capacity of up to 6 passengers, not specified.	Each	700. 00
9. 52. 02	Passenger automobiles of any kind, with more than 4 but not more than 6 cylinders, with a capacity of more than 6 and up to 9 passengers, not specified.	Each	700. 00
9. 52. 03	Passenger automobiles of any kind, with more than 6 and up to 8 cylinders, with a capacity of up to 6 passengers, not specified.	Each	700. 00
9. 52. 04	Passenger automobiles of any kind, with more than 6 and up to 8 cylinders, with a capacity of more than 6 and up to 9 passengers, not specified.	Each	700. 00
9. 52. 05	Passenger automobiles of any kind, with more than 8 cylinders, for any number of passengers, not specified.	Each	2000. 00
9. 52. 06	Omnibusses of any kind, for any number of passengers.	Each	1600. 00
9. 52. 10	Automobiles of any kind, up to 4 cylinders, for the conveyance of goods, with stake body, with or without cab.	Each	100. 00
9. 52. 11	Automobiles of any kind, with more than 4 cylinders, for the conveyance of goods, with stake body, with or without cab.	Each	300. 00

## LISTA I—Continúa.

Arancel de México Fracción	Descripción del Artículo	Unidad de Aplicación	Cuota de Derecho en Pesos Mexicanos
8. 59. 00	Aparatos para extinguir incendios, hasta con seis cargas de refacción.	K.B.	0. 05
8. 61. 20	Bandas con fin, para maquinaria, hechas de hule o de tejidos impregnados de esta materia.	K.B.	0. 75
8. 65. 29	Empaquetaduras hechas de todas clases, no especificadas.	K.B.	0. 40
8. 65. 50	Bujías para motores de explosión.	K.B.	0. 25
8. 65. 51	Pistones, cuando el peso de cada uno sea hasta de 5 kilos, para motores de explosión.	K.B.	0. 45
9. 10. 00	Aparatos fonográficos de todas clases.	K.L.	1. 00
9. 10. 01	Aparatos fonográficos combinados con aparatos de radio.	K.L.	1. 00
9. 10. 02	Partes sueltas y piezas de refacción, no especificadas, de uso exclusivo en aparatos fonográficos.	K.L.	0. 60
9. 10. 17	Discos fonográficos, no especificados.	-	Libre
9. 11. 00	Aparatos cinematográficos y linternas mágicas de todas clases, cuando el peso de cada una sea hasta de 20 kilos.	K.L.	0. 50
9. 11. 01	Aparatos cinematográficos y linternas mágicas, de todas clases, cuando el peso de cada uno exceda de 20 kilos.	K.L.	0. 50
9. 52. 00	Automóviles de todas clases, hasta de cuatro cilindros, para el transporte de personas, para cualquier número de pasajeros, no especificados.	Pieza	250. 00
9. 52. 01	Automóviles de todas clases, de más de cuatro y hasta seis cilindros, para el transporte de personas, con capacidad hasta de seis pasajeros, no especificados.	Pieza	700. 00
9. 52. 02	Automóviles de todas clases, de más de cuatro y hasta seis cilindros, para el transporte de personas, con capacidad mayor de seis y hasta nueve pasajeros, no especificados.	Pieza	700. 00
9. 52. 03	Automóviles de todas clases, de más de seis y hasta ocho cilindros, para el transporte de personas, con capacidad hasta seis pasajeros, no especificados.	Pieza	700. 00
9. 52. 04	Automóviles de todas clases, de más de seis y hasta ocho cilindros, para el transporte de personas, con capacidad mayor de seis y hasta nueve pasajeros.	Pieza	700. 00
9. 52. 05	Automóviles de todas clases, de más de ocho cilindros, para el transporte de personas, para cualquier número de pasajeros, no especificados.	Pieza	2000. 00
9. 52. 06	Omnibus de todas clases, para cualquier número de pasajeros.	Pieza	1600. 00
9. 52. 10	Automóviles de todas clases, hasta de cuatro cilindros, para el transporte de efectos, cuando sean de estacas, con o sin caseta.	Pieza	100. 00
9. 52. 11	Automóviles de todas clases, de más de cuatro cilindros, para el transporte de efectos, cuando sean de estacas, con o sin caseta.	Pieza	300. 00

## SCHEDULE I—Continued.

Mexican Tariff Fraction	Description of Article	Dutiable Unit	Rate of Duty in Mexican Pesos
9. 52. 12	Automobiles of any kind, for the conveyance of goods, with closed body, or not specified.	Each	300. 00
9. 52. 31	Chassis of automobiles of all kinds with more than 4 cylinders, not specified.	Each	100. 00
	NOTE: The fifth paragraph of Note 130 of the Explanatory Notes for the Application of the Mexican General Tariff of Imports shall be amended to read as follows:		
	"In the vehicles to which the fractions refer, there shall be admitted as an integral part thereof, the appropriate equipment of the car, including one spare wheel and rim, but excluding spare tires. Radio apparatus and bumpers shall pay in addition the duty established in the respective fractions".		
9. 55. 10	Tractors of any kind, with any system of wheelage.	G.K.	0. 02
9. 56. 27	Separate parts and repair pieces of any kind, not specified, for automobile bodies.	L.K.	0. 40
9. 56. 32	Pneumatic rubber tires, weighing up to 10 kilos each, not specified.	G.K.	1. 60
9. 56. 33	Pneumatic rubber tires, weighing more than 10 kilos each, not specified.	G.K.	2. 50
9. 56. 35	Wheels with pneumatic rubber tires, with or without inner tubes, of any kind, for automobiles.	G.K.	1. 60
9. 56. 38	Wheels of any kind, without tires, for automobiles, and hubs, spokes, and rims for the same.	G.K.	0. 75
9. 56. 40	Motors and their propelling mechanism, for automobiles, and their separate parts and repair pieces, not specified, identifiable by presenting marks, numbers or names that characterize their exclusive use for automobiles, or by being of the dimensions and construction that give them the same character, in conformity with catalogues required of importers.	L.K.	0. 20
9. 56. 42	Separate parts and repair pieces, of any kind, not specified, for automobile chassis.	L.K.	0. 40
9. 56. 88	Pneumatic rubber tires, when the diameter of the inner circumference or that which corresponds to the wheel or rim, measures more than 60 centimeters across the extremity of the opening, not specified.	G.K.	0. 30

## LISTA I—Continúa.

Arancel de México Fracción	Descripción del Artículo	Unidad de Aplicación	Cuota de Derecho en Pesos Mexicanos
9. 52. 12	Automóviles de todas clases, para el transporte de efectos, de carrocería cerrada o no especificados.	Pieza	300. 00
9. 52. 31	Chasises de automóviles de todas clases, de más de cuatro cilindros, no especificados.	Pieza	100. 00
	NOTA: El quinto párrafo de la Nota 130 de las Notas Explicativas para la Aplicación de la Tarifa General del Impuesto de Importación Mexicana será modificada de la siguiente manera:		
	"En los vehículos a que se refieren las fracciones citadas se admitirá como parte integrante de los mismos el equipo propio del carro, incluyendo una rueda y aro o 'rim' de refacción, pero no incluyendo las llantas de refacción. Los aparatos de radio y las defensas causarán el derecho adicional que establecen las fracciones respectivas".		
9. 55. 10	Tractores de todas clases, con cualquier sistema de rodaje.	K.B.	0. 02
9. 56. 27	Partes sueltas y piezas de refacción, de todas clases, no especificadas, para la carrocería de los automóviles.	K.L.	0. 40
9. 56. 32	Llantas de hule neumáticas, cuando cada pieza pese neto hasta 10 kilos, no especificadas.	K.B.	1. 60
9. 56. 33	Llantas de hule neumáticas, cuando cada pieza pese neto más de 10 kilos, no especificadas.	K.B.	2. 50
9. 56. 35	Ruedas con llantas de hule neumáticas, con o sin cámaras, de todas clases, para automóviles.	K.B.	1. 60
9. 56. 38	Ruedas de todas clases, sin llantas, para automóviles, y los cubos, rayos y aros o rims para los mismos.	K.B.	0. 75
9. 56. 40	Motores y su mecanismo propulsor, para automóviles, y sus partes sueltas y piezas de refacción, no especificados, identificables por presentar marcas, números o nombres que les den carácter de exclusividad para autos, o por ser de dimensiones y construcción que les den el mismo carácter, conforme a catálogos exigibles a los importadores.	K.L.	0. 20
9. 56. 42	Partes sueltas y piezas de refacción, de todas clases, no especificadas, para chasises de automóviles.	K.L.	0. 40
9. 56. 88	Llantas de hule neumáticas, cuando el diámetro de la circunferencia interior o sea la que corresponde a la rueda, aro o rim, midiéndolo en la extremidad de la ceja, sea mayor de 60 centímetros, no especificadas.	K.B.	0. 30

## SCHEDULE II

NOTE: The provisions of this Schedule shall be construed and given the same effect, and the application of collateral provisions of the customs laws of the United States of America to the provisions of this Schedule shall be determined, in so far as may be practicable, as if each provision of this Schedule appeared respectively in the statutory provision noted in the column at the left of the respective descriptions of articles.

In the case of any article enumerated in this Schedule, which is subject on the day of the signature of this Agreement to any additional or separate ordinary customs duty, whether or not imposed under the statutory provision noted in the column at the left of the respective description of the article, such separate or additional duty shall continue in force, subject to any reduction indicated in this Schedule or hereafter provided for, until terminated in accordance with law, but shall not be increased.

Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
1	Acids and acid anhydrides, not specially provided for:	
	Naphthenic acids	12½% ad valorem
48	Juice of lemons, limes, oranges, or other citrous fruits, unfit for beverage purposes	2½¢ per lb.
77	Zinc oxide and leaded zinc oxides containing not more than 25 per centum of lead:	
	In any form of dry powder	1½¢ per lb.
	Ground in or mixed with oil or water	1½¢ per lb.
90	Turpentine, gum and spirits of, and rosin	2½% ad valorem
92	Vanilla beans	15¢ per lb.
93	Zinc sulphate	½¢ per lb.
202(a)	Earthen floor and wall tiles, glazed or unglazed, however provided for in paragraph 202(a) of the Tariff Act of 1930 (except ceramic mosaic tiles and except quarries or quarry tiles), if wholly or in part of cement:	
	Valued at not more than 40 cents per square foot	5¢ per sq. ft., but not less than 25% nor more than 35% ad valorem
	Valued at more than 40 cents per square foot	30% ad valorem
202(b)	Mantels, friezes, and articles of every description or parts thereof, composed wholly or in chief value of earthen tiles or tiling, except pill tiles	25% ad valorem
207	Fluorspar:	
	Containing more than 97 per centum of calcium fluoride	\$4. 20 per ton
	Containing not more than 97 per centum of calcium fluoride	\$6. 30 per ton

## LISTA II

NOTA: Las disposiciones de esta Lista serán interpretadas y tendrán la misma validez, y la aplicación de las disposiciones colaterales de las leyes aduaneras de los Estados Unidos de América a las disposiciones de esta Lista será determinada, hasta donde fuere factible, como si cada disposición de esta Lista apareciese respectivamente en la disposición de la ley anotada en la columna de la izquierda de las respectivas descripciones de artículos.

En el caso de cualquier artículo enumerado en esta Lista que esté sujeto en el día de la firma de este Convenio a cualquier derecho aduanero ordinario adicional o distinto, impuesto o no bajo la disposición de la ley anotada en la columna a la izquierda de la respectiva descripción del artículo, continuará estándolo, sujeto a la reducción indicada en esta Lista o que en adelante se estipule, hasta que sea dejado sin efecto de conformidad con la ley, pero dicho derecho no será aumentado.

Ley Arancelaria de 1930 Párrafo	Descripción del Artículo	Cuota de Derecho
1	Acidos y anhídridos de ácidos, no especificados:	
	Acidos naphthénicos	12½% ad valórem
48	Jugo de limón, lima, naranja, o de otros frutos del género citrus, impropio para bebidas	2½¢ por libra
77	Oxido de zinc y óxidos de zinc plomoso que no contengan más de 25 por ciento de plomo:	
	En cualquier forma de polvo seco	1¼¢ por libra
	Molidos o mezclados con aceite o agua	1½¢ por libra
90	Trementina, goma de trementina, aguarrás y resina	2½% ad valórem
92	Vainas de vainilla	15¢ por libra
93	Sulfato de zinc	½¢ por libra
202(a)	Baldosas y azulejos de barro para pisos y paredes, vidriados o sin vidriar, según el párrafo 202(a) de la Ley Arancelaria de 1930 (excepto mosaicos de cerámica y excepto baldosas ["quarries" o "quarry tiles"]) total o parcialmente de cemento:	
	Valuados en no más de 40 centavos por pie cuadrado	5¢ por pie cuadrado, pero no menos de 25% ni más de 35% ad valorem
	Valuados en más de 40 centavos por pie cuadrado	30% ad valórem
202(b)	Repisas para chimeneas, frisos, y artículos de todas clases o partes de los mismos, compuestos en su totalidad de baldosas o azulejos de barro o en los que las baldosas o los azulejos representen el principal valor, excepto baldosas pildoreras.	25% ad valórem
207	Espato fluor:	
	Cuando contenga más del 97 por ciento de fluoruro de calcio	\$4.20 por tonelada
	Cuando no contenga más de 97 por ciento de fluoruro de calcio	\$6.30 por tonelada

## SCHEDULE II—Continued.

Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
210	Common yellow, brown, red, or gray earthenware, plain or embossed, composed of a body wholly of clay which is unwashed, unmixed, and not artificially colored; common salt-glazed stoneware; stoneware and earthenware crucibles; all the foregoing:	
	Not ornamented, incised, or decorated in any manner, and manufactures wholly or in chief value of such ware, not specially provided for	10% ad valorem
	Ornamented, incised, or decorated in any manner, and manufactures wholly or in chief value of such ware, not specially provided for	10% ad valorem
211	Earthenware and crockery ware composed of a nonvitrified absorbent body, including white granite and semi-porcelain earthenware, and cream-colored ware, terracotta, and stoneware, including clock cases with or without movements, pill tiles, plaques, ornaments, charms, vases, statues, statuettes, mugs, cups, steins, lamps, and all other articles composed wholly or in chief value of such ware; any of the foregoing which is earthenware having a body not artificially colored and composed wholly of clay, whether or not of a class or kind specified in any previous trade agreement concluded under the provisions of section 350 of the Tariff Act of 1930:	
	Plain white, plain yellow, plain brown, plain red, or plain black, not painted, colored, tinted, stained, enameled, gilded, printed, ornamented, or decorated in any manner, and manufactures in chief value of such ware, not specially provided for	5¢ per doz. pieces, and 25% ad valorem
	Painted, colored, tinted, stained, enameled, gilded, printed, ornamented, or decorated in any manner, and manufactures in chief value of such ware, not specially provided for	5¢ per doz. pieces, and 25% ad valorem

48 Stat. 943.  
19 U. S. C. § 1351.  
*Ante*, p. 125.

## LISTA II—Continúa.

Ley Arancelaria de 1930 Párrafo	Descripción del Artículo	Cuota de Derecho
210	Artículos de barro ordinarios, de color amarillo, castaño, rojo o gris, lisos o en relieve, compuestos de masa totalmente de arcilla sin lavar, mezclar ni artificialmente coloreada cacharros de gres ordinarios barnizados con sal; crisoles de barro o de gres; todos los artículos mencionados:	
	Sin adornar, grabar o decorar en forma alguna, así como las manufacturas en que tales materias representen el principal valor o las compongan totalmente, no especificados	10% ad valórem
	Adornados, grabados, o decorados en cualquier forma, así como las manufacturas en que tales materias representen el principal valor o las compongan totalmente, no especificados	10% ad valórem
211	Artículos de barro y loza compuestos de una masa absorbente sin vitrificar, incluso artículos de granito blanco y semi-porcelana, y artículos de barro de color crema, terracota, y los de gres o arcilla, incluso cajas para relojes con o sin máquina, pildoreros, placas, adornos, dijes, floreros, estatuas, pequeñas figuras, pichelos, tazas, tarros, lámparas, y todos los demás artículos en que estas materias representen el valor principal o los compongan en su totalidad; cualquiera de los anteriores que sea de masa sin colorear artificialmente y se componga totalmente de arcilla, sea o no de la clase o calidad especificada en algún convenio comercial anterior celebrado de acuerdo con las disposiciones de la sección 350 de la Ley Arancelaria de 1930:	
	De color enteramente blanco, amarillo, castaño, rojo o negro, sin pintar, colorear, teñir, matizar, esmaltar, dorar, estampar, adornar, o decorar en forma alguna, así como las manufacturas en las que tales materias representen el principal valor, no especificados	5¢ por docena, y 25% ad valórem
	Pintados, coloreados, entintados, matizados, esmaltados, dorados, estampados, adornados, o decorados en cualquier forma, así como las manufacturas en que tales materias representen el principal valor, no especificados	5¢ por docena, y 25% ad valórem

## SCHEDULE II—Continued.

Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
	<i>Provided, That if the body of such ware is covered wholly or in part with an engobe or a body slip, the engobe or body slip shall for the purposes of this provision be considered a part of the body</i>	
213	Graphite or plumbago, crude or refined: Amorphous	5% ad valorem
218(f)	Table and kitchen articles and utensils, and all articles of every description not specially provided for, composed wholly or in chief value of glass, blown or partly blown in the mold or otherwise, or colored, cut, engraved, etched, frosted, gilded, ground (except such grinding as is necessary for fitting stoppers or for purposes other than ornamentation), painted, printed in any manner, sand-blasted, silvered, stained, or decorated or ornamented in any manner, whether filled or unfilled, or whether their contents be dutiable or free (except articles, if cut or engraved, valued at not less than \$1.00 each); any of the foregoing commercially known as bubble glass, if produced otherwise than by automatic machine	30% ad valorem
232(a)	Onyx, in block, rough or squared only	32½¢ per cu. ft.
302(b)	Molybdenum ore or concentrates	17½¢ per lb. on the metallic molybdenum contained therein
339	Table, household, kitchen, and hospital utensils, and hollow or flat ware, not specially provided for, composed wholly or in chief value of tin or tinfoil, not plated with platinum, gold, or silver, and not specially provided for	22½% ad valorem
391	Lead-bearing ores, flue dust, and mattes of all kinds	¾¢ per lb. on the lead contained therein

## LISTA II—Continúa.

Ley  
Arancelaria  
de 1930  
Párrafo

Descripción del Artículo

Cuota de Derecho

Ley Arancelaria de 1930 Párrafo	Descripción del Artículo	Cuota de Derecho
	<i>Disponiéndose</i> , Que si el artículo está cubierto total o parcialmente, el revestimiento ("engobe" o "body slip") se considerará para los fines de esta disposición parte integral de la masa	
213	Grafito o plombagina, en bruto o refinado: Amorfo	5% ad valorem
218(f)	Artículos y utensilios de mesa y de cocina, y todos los artículos de cualquier clase no especificados, compuestos en su totalidad de vidrio o en los que el vidrio constituya el principal valor, entera o parcialmente soplados en el molde o de otra manera, o coloreados, tallados, grabados con buril o al ácido, escarchados, dorados, esmerilados (salvo cuando esto último es necesario para ajustar tapones o con otro fin que no sea el del adorno), pintados, estampados en cualquier forma, grabados con chorro de arena, plateados, matizados, o decorados o adornados en cualquier forma, llenos o vacíos, ya esté o no su contenido sujeto a derechos aduanales (excepto los artículos, tallados o grabados, cuyo valor no sea menos de \$1.00 cada uno); cualesquiera de los antes citados conocidos comercialmente como de vidrio con burbujas, si se producen de otra forma que no sea en máquinas automáticas	30% ad valorem
232(a)	Onix, en bloque, en bruto o simplemente escuadrado	32½¢ por pie cúbico
302(b)	Mineral o concentrados de molibdeno	17½¢ por libra sobre el contenido de molibdeno metálico
339	Utensilios de mesa, de uso doméstico, de cocina y de hospital, así como artefactos hondos o llanos, no especificados, compuestos totalmente de estaño u hojalata, o en los cuales estos metales constituyan el elemento principal del valor, sin chapear con platino, oro, o plata, y no especificados	22½% ad valorem
391	Minerales, polvo de humero, y matas de todas clases que contengan plomo	¾¢ por libra sobre el contenido de plomo

## SCHEDULE II—Continued.

Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
	<i>Provided, That effective thirty days after the termination of the unlimited national emergency proclaimed by the President of the United States of America on May 27, 1941, the rate of duty on lead-bearing ores, flue dust, and mattes of all kinds shall be</i>	1½¢ per lb. on the lead contained therein
392	Lead bullion or base bullion, lead in pigs and bars, lead dross, reclaimed lead, scrap lead, antimonial lead, antimonial scrap lead, type metal, Babbitt metal, solder, all alloys or combinations of lead not specially provided for	1½¢ per lb. on the lead contained therein
	<i>Provided, That effective thirty days after the termination of the unlimited national emergency proclaimed by the President of the United States of America on May 27, 1941, the rate of duty on the foregoing articles shall be</i>	1½¢ per lb. on the lead contained therein
393	Zinc-bearing ores of all kinds, except pyrites containing not more than 3 per centum zinc	¾¢ per lb. on the zinc contained therein
	<i>Provided, That effective thirty days after the termination of the unlimited national emergency proclaimed by the President of the United States of America on May 27, 1941, the rate of duty on zinc-bearing ores of all kinds, except pyrites containing not more than 3 per centum zinc, shall be</i>	1½¢ per lb. on the zinc contained therein
394	Zinc: In blocks, pigs, or slabs, and zinc dust In sheets In sheets coated or plated with nickel or other metal (except gold, silver, or platinum), or solutions Old and worn-out zinc, fit only to be re-manufactured, zinc dross, and zinc skimmings	¾¢ per lb. 1¢ per lb. 1½¢ per lb. ¾¢ per lb.

55 Stat. 1647.  
50 U. S. C., Supp.  
II, app., prec. § 1 note.

## LISTA II—Continúa.

Ley  
Arancelaria  
de 1930  
Párrafo

Descripción del Artículo

Cuota de Derecho

	<i>Disponiéndose</i> , Que treinta días después que termine la ilimitada emergencia nacional proclamada por el Presidente de los Estados Unidos de América el 27 de mayo de 1941, la cuota de derecho sobre minerales, polvo de humero, y matas de todas clases que contengan plomo será de	1½¢ por libra sobre el contenido de plomo
392	Plomo de primera fusión en galápagos, plomo en barras y lingotes, escoria de plomo, plomo recobrado, deshechos de plomo, plomo antimonial, deshechos de plomo antimonial, metal de tipos de imprenta, metal "Babbitt", soldadura, todas las aleaciones o combinaciones de plomo no especificados	1½¢ por libra sobre el contenido de plomo
	<i>Disponiéndose</i> , Que treinta días después que termine la ilimitada emergencia nacional proclamada por el Presidente de los Estados Unidos de América el 27 de mayo de 1941, la cuota de derecho sobre los artículos citados será de	1½¢ por libra sobre el contenido de plomo
393	Minerales de zinc de todas clases, excepto las piritas que no contengan más de 3 por ciento de zinc	1½¢ por libra sobre el contenido de plomo
	<i>Disponiéndose</i> , Que treinta días después que termine la ilimitada emergencia nacional proclamada por el Presidente de los Estados Unidos de América el 27 de mayo de 1941, la cuota de derecho sobre minerales de zinc de todas clases, excepto las piritas que no contengan más de 3 por ciento de zinc, será de	¾¢ por libra sobre el contenido de zinc
394	Zinc:	
	En bloques, lingotes, o planchas, y polvos	¾¢ por libra
	En hojas	1¢ por libra
	En hojas cubiertas o chapeadas de níquel u otro metal (excepto oro, plata, o platino), o soluciones	1½¢ por libra
	Zinc viejo y desgastado, que sólo pueda servir para ser nuevamente remanufacturado, escoria de zinc, y espumas de zinc	¾¢ por libra

## SCHEDULE II—Continued.

Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty	
	<i>Provided</i> , That effective thirty days after the termination of the unlimited national emergency proclaimed by the President of the United States of America on May 27, 1941, the foregoing articles shall be dutiable as follows:		
	Zinc in blocks, pigs, or slabs, and zinc dust	1½¢ per lb.	
	Zinc in sheets	2¢ per lb.	
	Zinc in sheets coated or plated with nickel or other metal (except gold, silver, or platinum), or solutions	2¼¢ per lb.	
	Old and worn-out zinc, fit only to be re-manufactured, zinc dross, and zinc skimmings	1½¢ per lb.	
	NOTE: Nothing in items 391, 392, 393, or 394 shall require the imposition of any duties upon nonferrous-metal scrap which is free of duty pursuant to Public Law 497, 77th Congress.		
55 Stat. 1647. 50 U. S. C., Supp. II, app., prec. § 1 note.	397	Articles or wares not specially provided for, if composed wholly or in chief value of tin or tinsplate (other than containers wholly or in chief value of tinsplate) but not plated with platinum, gold, or silver, or colored with gold lacquer, whether partly or wholly manufactured	22½% ad valorem
	401	Sawed lumber and timber not specially provided for: Pine	50¢ per thousand feet, board measure
	404	Mahogany, in the form of sawed boards, planks, deals, and all other forms not further manufactured than sawed, and flooring	7½% ad valorem
	407	Packing boxes (empty), and packing-box shooks, of wood, not specially provided for	7½% ad valorem
	408	Boxes, barrels, and other articles containing oranges, lemons, limes, grapefruit, shad-docks or pomelos	12¼% ad valorem
	412	Spring clothespins	10¢ per gross

56 Stat. 171.  
19 U. S. C., Supp.  
II, § 1001 note.

## LISTA II—Continúa.

Ley  
Arancelaria  
de 1930  
Párrafo

Descripción del Artículo

Cuota de Derecho

	Descripción del Artículo	Cuota de Derecho
	<i>Disponiéndose</i> , Que treinta días después que termine la ilimitada emergencia nacional proclamada por el Presidente de los Estados Unidos de América el 27 de mayo de 1941, los artículos citados estarán sujetos a derecho como sigue:	
	Zinc en bloques, lingotes, o planchas y polvos	1½¢ por libra
	Zinc en hojas	2¢ por libra
	Zinc en hojas cubiertas o chapeadas de níquel u otro metal (excepto oro, plata o platino), o soluciones	2¼¢ por libra
	Zinc viejo y desgastado, que sólo pueda servir para ser nuevamente remanufacturado, escoria de zinc y espumas de zinc	1½¢ por libra
	NOTA: Nada de lo estipulado en las partidas 391, 392, 393, y 394 requerirá la imposición de derecho alguno sobre desperdicios de metal no ferruginoso, que sean libres de derecho según lo dispuesto en la Ley Pública Núm. 497 del 77mo. Congreso.	
397	Artículos u objetos no especificados, cuando estén compuestos en su totalidad de estaño u hojalata o cuyo valor principal lo constituyan estos metales (que no sean los envases compuestos totalmente de hojalata o cuyo valor principal lo constituya este metal) pero sin estar cubiertos o chapeados de platino, oro, o plata, ni coloreados con laca de oro, parcial o totalmente manufacturados	22½% ad valórem
401	Maderos y madera de construcción aserrados no especificados: Pino	50¢ por millar de pies, medida de tablas ("board feet")
404	Caoba, en tablas, tablones y maderos aserrados, y en todas las otras formas que no hayan recibido más mano de obra que la del aserrado, y tablas para entarimados	7½% ad valórem
407	Cajas de embalaje (vacías), y atados de tablas para cajas de embalaje, no especificadas	7½% ad valórem
408	Cajas, barriles, y otros artículos conteniendo naranjas, limones, limas, toronjas o pomelos	12½% ad valórem
412	Pinzas de madera con resorte para tender ropa	10¢ por gruesa

## SCHEDULE II—Continued.

Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
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701	<p>Cattle:</p> <p>Weighing less than two hundred pounds each</p> <p>Weighing two hundred or more but less than seven hundred pounds each</p> <p>Weighing seven hundred pounds or more each (except cows imported specially for dairy purposes)</p> <p><i>Provided</i>, That effective thirty days after the President of the United States of America, after termination of the unlimited national emergency proclaimed on May 27, 1941, shall have proclaimed that the abnormal situation in respect of cattle and meats has terminated, any of the foregoing cattle entered, or withdrawn from warehouse, for consumption in excess of the quantities set forth below shall be dutiable as follows:</p> <p>Cattle weighing less than two hundred pounds each in excess of 100,000 head in any calendar year</p> <p>Cattle weighing two hundred or more but less than seven hundred pounds each in excess of 110,000 head in any calendar quarter year or in excess of 400,000 head in any calendar year</p> <p>Cattle weighing seven hundred pounds or more each (except cows imported specially for dairy purposes) in excess of 60,000 head in any calendar quarter year or in excess of 225,000 head in any calendar year</p> <p><i>Provided further</i>, That if the said proclamation becomes effective after the beginning of a calendar year, the foregoing tariff quotas shall be reduced for the remainder of that year by <math>\frac{1}{2}</math> for each full month that has elapsed in such calendar year prior to the effective date of the said proclamation, but no reduction shall be made in any quarterly quota except as may be required in order not to exceed the annual quota;</p>	<p>1½¢ per lb.</p> <p>1½¢ per lb.</p> <p>1½¢ per lb.</p> <p>2½¢ per lb.</p> <p>2½¢ per lb.</p> <p>2½¢ per lb.</p>
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55 Stat. 1647.  
50 U. S. C., Supp.  
II, app., prec. § 1 note.

## LISTA II—Continúa.

Ley  
Arancelaria  
de 1930  
Párrafo

Descripción del Artículo

Cuota de Derecho

701

## Ganado bovino:

Que pese menos de doscientas libras cada una 1½¢ por libra

Que pese doscientas libras o más pero menos de setecientas libras cada una 1½¢ por libra

Que pese setecientas libras o más cada una (excepto las vacas importadas especialmente para vaquerías) 1½¢ por libra

*Disponiéndose*, Que treinta días después que el Presidente de los Estados Unidos de América, ya terminada la ilimitada emergencia nacional proclamada el 27 de mayo de 1941, haya proclamado que la situación anormal respecto a ganados y carnes ha terminado, cualquier ganado, según descrito, que entre, o salga del almacén, para consumo en exceso de las cantidades estipuladas a continuación, estará sujeto al pago de derechos como sigue:  
Reses que pesen menos de doscientas libras cada una en exceso de 100,000 cabezas en cualquier año natural 2½¢ por libra

Reses que pesen doscientas libras o más pero menos de setecientas libras cada una en exceso de 110,000 cabezas en cualquier trimestre del año natural o en exceso de 400,000 cabezas en cualquier año natural 2½¢ por libra

Reses que pesen setecientas libras o más cada una (excepto las vacas importadas especialmente para vaquerías) en exceso de 60,000 cabezas en cualquier trimestre del año natural o en exceso de 225,000 cabezas en cualquier año natural 2½¢ por libra

*Disponiéndose además*, Que si dicha proclama entra en vigor después que ha dado principio el año natural, los contingentes de tarifa antes citados se reducirán por el resto de dicho año a razón de ½ por cada mes completo transcurrido en dicho año natural antes de que entre en vigor la proclama, pero no se hará reducción en ningún contingente trimestral excepto cuando sea necesario para que no se exceda el contingente anual;

## SCHEDULE II—Continued.

Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
	<i>And provided further, That during the life of this Agreement, the provisions of this item shall supersede the tariff quota limitations on cattle established pursuant to items 701 of Schedule II of the trade agreement entered into between the United States of America and Canada on November 17, 1938.</i>	
701	Dried blood albumen, light	6¢ per lb.
702	Sheep and lambs	\$1.50 per head
711	Live birds, not specially provided for, valued at \$5 or less each:	
	Bobwhite quail	25¢ each
714	Horses, unless imported for immediate slaughter, valued at not more than \$150 per head	\$15 per head
714	Mules, unless imported for immediate slaughter, valued at not more than \$150 per head	\$15 per head
715	Live asses and burros, not specially provided for	7½% ad valorem
716	Honey	1½¢ per lb.
717(a)	Fish, fresh or frozen (whether or not packed in ice), whole, or beheaded or eviscerated or both, but not further advanced (except that the fins may be removed):	
	White sea bass or totoaba	½¢ per lb.
717(c)	Fish, dried and unsalted:	
	Shark fins	¾¢ per lb.
730	Mixed feeds, consisting of an admixture of grains or grain products with oil cake, oil-cake meal, molasses, or other feed-stuffs	5% ad valorem
736	Edible berries (except blueberries), prepared or preserved, but not frozen and not in brine and not dried, desiccated, or evaporated	17½% ad valorem
743	Limes, in their natural state, or in brine	1¢ per lb.
746	Mangoes	7½¢ per lb.
747	Pineapples:	
	In bulk	¼¢ each
	Not in bulk	35¢ per crate of 2.45 cu. ft.
752	Fruits in their natural state, not specially provided for:	
	Watermelons	20% ad valorem
752	Guavas, prepared or preserved, and not specially provided for	17½% ad valorem

## LISTA II—Continúa.

Ley  
Arancelaria  
de 1930  
Párrafo

Descripción del Artículo

Cuota de Derecho

Ley Arancelaria de 1930 Párrafo	Descripción del Artículo	Cuota de Derecho
	<i>Y disponiéndose además,</i> Que durante la vigencia de este Convenio, las disposiciones de esta partida reemplazarán las limitaciones de contingente de tarifa sobre ganado bovino establecidas de acuerdo con las partidas 701 de la Lista II del convenio comercial celebrado entre los Estados Unidos de América y Canadá el 17 de Noviembre de 1938.	
701	Albúmina de sangre seca, clara	6¢ por libra
702	Carneros y corderos	\$1.50 por cabeza
711	Aves vivas, no especificadas, valuadas en \$5 o menos cada una:	
	Codorniz	25¢ cada una
714	Caballos, a menos que se importen para la inmediata matanza, valuados en no más de \$150 por cabeza	\$15 por cabeza
714	Mulos, a menos que se importen para la inmediata matanza, valuados en no más de \$150 por cabeza	\$15 por cabeza
715	Asnos y burros vivos, no especificados	7½% ad valorem
716	Miel	1½¢ por libra
717(a)	Pescado, fresco o congelado (esté o no envasado con hielo), entero, o decapitado o limpio o ambas cosas, pero que no haya recibido alguna preparación más adelantada (salvo el habersele quitado las aletas):	
	Pez marino blanco o totoaba	½¢ por libra
717(c)	Pescado, seco sin salar:	
	Aletas de tiburón	¾¢ por libra
730	Productos mezclados para alimentación de animales, que constituyan mezclas de cereales o sus derivados con tortas oleaginosas, harinas de tortas oleaginosas, melazas, u otros alimentos para animales	5% ad valorem
736	Bayas comestibles (fresas, etcétera) (excepto "blueberries"), preparadas o conservadas, pero no congeladas, ni en salmuera, ni secas, ni desecadas o evaporadas	17½% ad valorem
743	Limas, en su estado natural, o en salmuera	1¢ por libra
746	Mangos	7½¢ por libra
747	Piñas:	
	A granel	¾¢ cada una
	No a granel	35¢ por huacal de 2.45 pies cúbicos
752	Frutas en su estado natural, no especificadas:	
	Sandías	20% ad valorem
752	Guayabas, preparadas o conservadas, y no especificadas	17½% ad valorem

## SCHEDULE II—Continued.

Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
765	Lima beans, green or unripe, when entered for consumption during the period	
	From December 1 in any year to the fol- lowing May 31, inclusive	2½¢ per lb.
	From June 1 to November 30, inclusive, in any year	3½¢ per lb.
765	Beans, not specially provided for, green or unripe:	
	Other than lima	2¢ per lb.
765	Black-eye cowpeas, dried, or in brine	1½¢ per lb.
769	Peas, green or unripe	2¢ per lb.
769	Chickpeas or garbanzos, dried	1¢ per lb.
770	Garlic	¾¢ per lb.
772	Tomatoes in their natural state	1½¢ per lb.
	<i>Provided</i> , That effective thirty days after the President of the United States of Amer- ica, after termination of the unlimited national emergency proclaimed on May 27, 1941, shall have proclaimed that the abnormal situation in respect of toma- toes has terminated, the rate of duty on tomatoes in their natural state shall be	2¼¢ per lb.
774	Peppers in their natural state	1½¢ per lb.
774	Eggplant in its natural state, when entered for consumption during the period	
	From December 1 in any year to the fol- lowing March 31, inclusive	1½¢ per lb.
	From April 1 to November 30, inclusive, in any year	1½¢ per lb.
774	Cucumbers in their natural state, when entered for consumption during the period	
	From December 1 in any year to the last day of the following February, inclusive	2¾¢ per lb.
	From March 1 to November 30, inclusive, in any year	3¢ per lb.
774	Squash in its natural state	1½¢ per lb.
802	Spirits manufactured or distilled from grain or other material, and compounds and preparations of which distilled spirits are the component material of chief value, not specially provided for, (other than those specified in any previous trade agreement concluded under the provi- sions of section 350 of the Tariff Act of 1930)	\$2.50 per proof gal.
805	Ale, porter, stout, and beer	25¢ per gal.

55 Stat. 1647.  
50 U. S. C., Supp.  
II, app., prec. § 1 note.

48 Stat. 943.  
19 U. S. C. § 1351.  
*Ante*, p. 125.

## LISTA II—Continúa.

Ley Arancelaria de 1930 Párrafo	Descripción del Artículo	Cuota de Derecho
765	Habas ("lima beans"), verdes o sin madurar, cuando entren para el consumo durante el período	
	Del 1° de diciembre de cualquier año al 31 de mayo siguiente, inclusive	2½¢ por libra
	Del 1° de junio al 30 de noviembre, inclusive, en cualquier año	3½¢ por libra
765	Frijoles, no especificados, verdes o sin madurar:	
	Que no sean habas	2¢ por libra
765	Frijoles de ojo negro ("black-eye cowpeas"), secos, o en salmuera	1½¢ por libra
769	Chícharos, verdes o sin madurar	2¢ por libra
769	Garbanzos, secos	1¢ por libra
770	Ajos	¾¢ por libra
772	Tomates en su estado natural	1½¢ por libra
	<i>Disponiéndose</i> , Que treinta días después que el Presidente de los Estados Unidos de América, ya terminada la ilimitada emergencia nacional proclamada el 27 de mayo de 1941, haya proclamado que la situación anormal respecto al tomate ha terminado, la cuota de derecho sobre el tomate en su estado natural será	2¼¢ por libra
774	Chiles en su estado natural	1½¢ por libra
774	Berenjena en su estado natural, cuando entre para el consumo en el período	
	Del 1° de diciembre de cualquier año al 31 de marzo siguiente, inclusive	1¼¢ por libra
	Del 1° de abril al 30 de noviembre, inclusive, en cualquier año	1½¢ por libra
774	Pepinos en su estado natural, cuando entren para el consumo en el período	
	Del 1° de diciembre de cualquier año al último día de febrero siguiente, inclusive	2¾¢ por libra
	Del 1° de marzo al 30 de noviembre, inclusive, en cualquier año	3¢ por libra
774	Calabazas en su estado natural	1½¢ por libra
802	Líquidos alcohólicos fabricados o destilados de granos u otras materias, y compuestos y preparaciones en los cuales los líquidos alcohólicos destilados constituyan la materia de principal valor, no especificados, (que no sean los especificados en cualquier convenio comercial anterior celebrado de acuerdo con las disposiciones de la sección 350 de la Ley Arancelaria de 1930)	\$2.50 por galón "proof"
805	Cerveza inglesa, cerveza fuerte, oscura o clara	25¢ por galón

## SCHEDULE II—Continued.

Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
1005(a)	Cordage, including cables, tarred or un- tarred, composed of three or more strands, each strand composed of two or more yarns: (1) Wholly or in chief value of sisal, henequen or other hard fiber, except manila (abaca)	1¢ per lb.
	Any of the foregoing smaller than three- fourths of one inch in diameter shall be subject to an additional duty of	7½% ad valorem
1005(b)	Cords and twines (whether or not composed of three or more strands, each strand composed of two or more yarns), tarred or untarred, single or plied, wholly or in chief value of manila (abaca), sisal, henequen, or other hard fiber	20% ad valorem
1111	Blankets, and similar articles (including car- riage and automobile robes and steamer rugs), made as units or in the piece, finished or unfinished, wholly or in chief value of wool, not exceeding three yards in length, any of the foregoing if hand- woven:	
	Valued at not more than \$1 per pound	20¢ per lb. and 20% ad valorem
	Valued at more than \$1 but not more than \$1.50 per pound	20¢ per lb. and 20% ad valorem
	Valued at more than \$1.50 per pound	20¢ per lb. and 20% ad valorem
1410	Bound books of all kinds (other than diaries and prayer books), except those bound wholly or in part in leather, not specially provided for, and if of bona fide foreign authorship	7½% ad valorem
1504(a)	Braids, plaits, and laces, composed wholly or in chief value of chip, paper, grass, palm leaf, willow, osier, rattan, real horsehair, or cuba bark, and braids and plaits, wholly or in chief value of ramie, all the foregoing suitable for making or orna- menting hats, bonnets, or hoods:	
	Not bleached, dyed, colored, or stained, and not containing a substantial part of rayon or other synthetic textile	7½% ad valorem

## LISTA II—Continúa.

Ley Arancelaria de 1930 Párrafo	Descripción del Artículo	Cuota de Derecho
1005(a)	Cordelería, inclusive cables, embreados o sin embrear, compuestos de tres o más cabos y cada cabo de dos o más hilos:	
	(1) Cuando sea totalmente de sisal, henequén u otra fibra dura o en los cuales estas materias constituyan el principal valor, excepto manila (abacá)	1¢ por libra
	Cuando los artículos citados midan menos de tres cuartos de pulgada de diámetro, quedan sujetos a un derecho adicional de	7½% ad valórem
1005(b)	Cordones y cordeles (estén o no compuestos de tres o más cabos, y cada cabo de dos o más hilos), embreados o sin embrear, sencillos o torcidos, que sean totalmente de manila (abacá), sisal, henequén u otra fibra dura o en los cuales estas materias constituyan el principal valor	20% ad valórem
1111	Frazadas, y artículos similares (inclusive mantas de viaje o de automóvil), en piezas o en frazadas individuales, terminadas o sin terminar, totalmente de lana o en los cuales la lana constituya el principal valor, sin exceder de tres yardas de largo, cualquiera de estos artículos hecho a mano:	
	Valuados en no más de \$1 por libra	20¢ por libra y 20% ad valórem
	Valuados en más de \$1 pero no más de \$1.50 por libra	20¢ por libra y 20% ad valórem
	Valuados en más de \$1.50 por libra	20¢ por libra y 20% ad valórem
1410	Libros encuadernados de todas clases (excepto diarios y devocionarios), excepto con pastas total o parcialmente hechas de cuero, no especificados, y si son realmente de autor extranjero	7½% ad valórem
1504(a)	Galones, trenzas, y encajes, compuestos en su totalidad de virutas, papel, zacate, hoja de palma, sauce, mimbre, bejuco, crin, o corteza de cuba, o en los que estos materiales constituyan el principal valor, y galones o trenzas compuestos en su totalidad de ramio o en los que el ramio constituya el principal valor; todos los citados artículos para hacer o adornar sombreros, bonetes o gorras:	
	Sin blanquear, teñir, colorear, o matizar, y que no contengan parte importante de artísela u otras fibras textiles sintéticas	7½% ad valórem

## SCHEDULE II—Continued.

Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
1504(b)(5)	Hats provided for in paragraph 1504(b) of the Tariff Act of 1930, if known as harvest hats, and valued at less than \$3 per dozen	12½¢ ad valorem
1516	Wax matches	20% ad valorem
1530(b)	Leather (except leather provided for in subparagraph (d) of paragraph 1530 of the Tariff Act of 1930), made from hides or skins of cattle of the bovine species: (1) Sole or belting leather (including offal), rough, partly finished, finished, curried, or cut or wholly or partly manufactured into outer or inner soles, blocks, strips, counters, taps, box toes, or any forms or shapes suitable for conversion into boots, shoes, footwear, or belting	10% ad valorem
1530(e)	Boots, shoes, or other footwear (including athletic or sporting boots and shoes), made wholly or in chief value of leather, not specially provided for:	
	Huaraches	10% ad valorem
	Slippers (for housewear)	10% ad valorem
1530(e)	Men's, youths', and boys' boots, shoes, or other footwear (including athletic or sporting boots and shoes), made wholly or in chief value of leather, not specially provided for (except turn or turned, or sewed or stitched by the process or method known as McKay, or made by the process or method known as welt)	10% ad valorem
1551	Photographic-film negatives, imported in any form, for use in any way in connection with moving-picture exhibits, or for making or reproducing pictures for such exhibits, except undeveloped negative moving-picture film of American manufacture exposed abroad for silent or sound news reel:	
	Exposed but not developed	1¢ per lin. ft.
	Exposed and developed	1½¢ per lin. ft.

## LISTA II—Continúa.

Ley Arancelaria de 1930 Párrafo	Descripción del Artículo	Cuota de Derecho
1504(b) (5)	Sombreros amparados por el párrafo 1504(b) de la Ley Arancelaria de 1930, si son conocidos como sombreros para segadores ("harvest hats") y valuados en menos de \$3 por docena	12½¢ % ad valórem
1516	Cerillos	20 % ad valórem
1530(b)	Cuero (excepto el cuero amparado por el inciso (d) del párrafo 1530 de la Ley Arancelaria de 1930), hechos del cuero o pellejo del ganado bovino: (1) Cuero para suela o correas de transmisión (inclusive los desperdicios), en bruto, parcialmente acabado, acabado, adobado, o cortado o entera o parcialmente labrado en forma de suelas exteriores o interiores, piezas, tiras, contrahortes, punteras, o cualquier forma adecuada para usarse en botas, zapatos, calzado, o correas de transmisión	10 % ad valórem
1530 (e)	Botas, zapatos, u otro calzado (inclusive botas y zapatos atléticos o de deportes), hechos totalmente de cuero o en los que el cuero constituya el principal valor, no especificado:	
	Huaraches	10 % ad valórem
	Chancletas o pantuflas (de casa)	10 % ad valórem
1530 (e)	Botas, zapatos u otro calzado para hombres, jóvenes o niños (inclusive botas y zapatos atléticos o de deportes), hechos totalmente de cuero o en los que el cuero constituya el principal valor, no especificados (excepto volteado, o cosido o pespunteado por el procedimiento o método conocido como McKay, o hecho por el procedimiento o método conocido como "welt")	10 % ad valórem
1551	Películas fotográficas negativas, importadas en cualquier forma, empleadas de cualquier manera en la cinematografía, o para tomar o reproducir escenas cinematográficas, a excepción de las películas cinematográficas negativas sin revelar de fabricación estadounidense, mudas o sonoras, impresionadas en el extranjero con sucesos de actualidades:	
	Impresionadas sin revelar	1¢ por pie lineal
	Impresionadas y reveladas	1½¢ por pie lineal

## SCHEDULE II—Continued.

Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
1551	Photographic-film positives, imported in any form, for use in any way in connection with moving-picture exhibits, including herein all moving, motion, moto-photography, or cinematography film pictures, prints, positives, or duplicates of every kind and nature, and of whatever substance made	½¢ per lin. ft.
1555	Waste, not specially provided for	7½% ad valorem
1558	Articles manufactured, in whole or in part, not specially provided for: Istle or Tampico fiber, dressed or manufactured	10% ad valorem
1601	Sulphuric acid or oil of vitriol	Free
1602	Jalap, natural and uncompounded and in a crude state, not advanced in value or condition by shredding, grinding, chipping, crushing, or any other process or treatment whatever beyond that essential to proper packing and the prevention of decay or deterioration pending manufacture, not containing alcohol	Free
1606(a) and (b)	Animals imported by a citizen of the United States specially for breeding purposes:  Bulls and cows	Free (Subject to the provisions of paragraph 1606(a) and (b), of the Tariff Act of 1930)
1608	Antimony ore	Free
1614	Arsenious acid or white arsenic	Free
1618	Bananas, green or ripe	Free
1622	All binding twine manufactured from New Zealand hemp, henequen, manila, istle or Tampico fiber, sisal grass, or sunn, or a mixture of any two or more of them, of single ply and measuring not exceeding seven hundred and fifty feet to the pound	Free
1624	Fish sounds	Free
1654	Coffee, except coffee imported into Puerto Rico and upon which a duty is imposed under the authority of section 319 of the Tariff Act of 1930	Free
1664	Metallic mineral substances in a crude state, such as drosses, skinmings, residues, brass foundry ash, and flue dust, not specially provided for	Free

## LISTA II—Continúa.

Ley Arancelaria de 1930 Párrafo	Descripción del Artículo	Cuota de Derecho
1551	Películas fotográficas positivas, importadas en cualquier forma, empleadas de cualquier manera en la cinematografía, inclusive todas las películas de fotografías animadas o para cinematógrafos que reproduzcan vistas, imágenes y pruebas positivas, o duplicadas de cualquiera clase y naturaleza, cualquiera que sea la materia de que se compongan	½¢ por pie lineal
1555	Desperdicios, no especificados	7½% ad valorem
1558	Artículos manufacturados, total o parcialmente, no especificados: Ixtle o fibra de Tampico, preparado o manufacturado	10% ad valorem
1601	Acido sulfúrico o aceite de vitriolo	Libre
1602	Jalapa, en estado natural, sin mezcla, en bruto, y sin que, con objeto de aumentar su valor o de mejorar su calidad, se hayan picado, triturado, partido en pedazos, aplastado o sometido a cualquier otro procedimiento o tratamiento que no sea el indispensable para el envasado apropiado o para prevenir su descomposición o deterioro antes de su manufactura, y siempre que no contenga alcohol	Libre
1606(a) y (b)	Animales importados por ciudadanos de los Estados Unidos exclusivamente para fines de cría: Toros y vacas	Libre (Sujeto a las disposiciones del párrafo 1606(a) y (b) de la Ley Arancelaria de 1930)
1608	Mineral de antimonio	Libre
1614	Acido arsenioso o arsénico blanco	Libre
1618	Bananas, verdes o maduras	Libre
1622	Toda clase de hilo de engavillar manufacturado con fibra de Nueva Zelandia, henequén, manila, ixtle o fibra de Tampico, sisal, o sunn, o bien compuesto de dos o más de dichas fibras, de un solo cabo y cuya longitud no exceda de setecientos cincuenta pies por libra	Libre
1624	Vejigas de pescado	Libre
1654	Café, excepto el café importado en Puerto Rico y sobre el cual impónense derechos de acuerdo con la sección 319 de la Ley Arancelaria de 1930	Libre
1664	Substancias minerales metálicas en bruto, tales como escorias, espumas, residuos, cenizas de fundición de latón, y polvo de humero, no especificados	Libre

## SCHEDULE II—Continued.

Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
1669	Drugs of animal origin which are natural and uncompounded and not edible, and not specially provided for, and are in a crude state, not advanced in value or condition by shredding, grinding, chipping, crushing, or any other process or treatment whatever beyond that essential to the proper packing of the drugs and the prevention of decay or deterioration pending manufacture, and not containing alcohol:	
	Fish livers	Free
1678	Sharkskins, raw or salted	Free
1682	Live game animals and birds, imported for stocking purposes	Free
1684	Grasses and fibers, not dressed or manufactured in any manner, and not specially provided for:	
	Henequen, istle or Tampico fiber, and broom root	Free
1685	Guano	Free
1685	Manures	Free
1685	Fish scrap and fish meal of a grade used chiefly for fertilizers, or chiefly as an ingredient in the manufacture of fertilizers	Free
1686	Gums and resins:	
	Chicle, crude	Free
1695	Horses or mules imported for immediate slaughter	Free
1697	Guayule rubber, crude	Free
1710	Liquid petroleum asphaltum, including cutbacks and road oil	Free
1728	Sarsaparilla root	Free
1731	Distilled or essential oils, not containing alcohol:	
	Lime	Free
	Lignalee or bois de rose	Free
1733	Oils, mineral:	
	Petroleum, crude, and fuel oil derived from petroleum	Free
1733	Kerosene	Free
1743	Plaster rock (including anhydrite) and gypsum, crude	Free
1761	Spiny lobsters, fresh or frozen (whether or not packed in ice)	Free
1761	Shrimps and prawns, fresh or frozen (whether or not packed in ice)	Free

## LISTA II—Continúa.

Ley Aranuelaria de 1930 Párrafo	Descripción del Artículo	Cuota de Derecho
1669	Drogas de origen animal, siempre que sean naturales y sin mezcla, que no sean comestibles, no especificadas; que se hallen en estado primitivo, y que con el objeto de aumentar su valor o de mejorar su calidad no se hayan cortado, molido, picado, triturado o sometido a cualquier otro procedimiento o tratamiento que no sea el indispensable para el envasado apropiado o para prevenir su descomposición o deterioro antes de que se hayan manufacturado; y que no contengan alcohol:	
	Hígados de pescado	Libre
1678	Pielés de tiburón, crudas o saladas	Libre
1682	Animales y pájaros de caza vivos, importados para cría	Libre
1684	Zacates y fibras, no preparadas o manufacturadas en forma alguna, y no especificadas:	
	Henequén, ixtle o fibra de Tampico, y raíz de zacatón	Libre
1685	Guano	Libre
1685	Estiércol	Libre
1685	Desperdicios de pescado y harina de pescado que por su calidad se usan principalmente como fertilizantes, o principalmente como ingrediente en la manufactura de fertilizantes	Libre
1686	Gomas y resinas:	
	Chicle, crudo	Libre
1695	Caballos o mulos importados para la inmediata matanza	Libre
1697	Guayule, crudo	Libre
1710	Asfalto líquido de petróleo, inclusive "cut-backs" y aceite para caminos	Libre
1728	Rafz de zarzaparrilla	Libre
1731	Aceites destilados o esenciales, sin alcohol:	
	De lima	Libre
	De linaloe o palo de rosa	Libre
1733	Aceites minerales:	
	Petróleo, crudo, y aceite combustible derivado de petróleo	Libre
1733	Kerosina	Libre
1743	Yeso en piedra (inclusive el anhídrido) y aljezón, crudos	Libre
1761	Langosta espinosa, fresca o congelada (empacada o no en hielo)	Libre
1761	Camarones, frescos o congelados (empacados o no en hielo)	Libre

## SCHEDULE II—Continued.

Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
1761	Shellfish, fresh or frozen (whether or not packed in ice), or prepared or preserved in any manner (including pastes and sauces), and not specially provided for:	
	Abalone	Free
1765	Reptile skins, raw	Free
1768(1)	Spices and spice seeds, unground:	
	Pimento (allspice)	Free
1768(2)	Spices and spice seeds:	
	Anise	Free
1775	Stone and sand:	
	Rottenstone, tripoli, and sand, crude or manufactured	Free
1796	Candelilla wax	Free
1802	Wood charcoal	Free
1803(2)	Mahogany, cedar commercially known as Spanish cedar, and primavera, all the foregoing in the log	Free

Internal Revenue Code Section	Description of Article	Rate of Import Tax
3422	Crude petroleum, topped crude petroleum, and fuel oil derived from petroleum including fuel oil known as gas oil	$\frac{1}{4}$ ¢ per gal.
3422	Kerosene	$\frac{1}{4}$ ¢ per gal.
3422	Liquid petroleum asphaltum, including cut-backs and road oil	$\frac{1}{4}$ ¢ per gal.
3424	Pine lumber, other than Northern white (pinus strobus) and Norway (pinus resinosa), rough, or planed or dressed on one or more sides	\$1.50 per thousand feet, board measure
3424	Mahogany lumber, rough, or planed or dressed on one or more sides	\$1.50 per thousand feet, board measure

NOTE: Nothing in this Agreement shall be deemed to prevent the imposition, in addition to the import tax under item 3424 of this Schedule, of a tariff duty on mahogany lumber planed or dressed on one or more sides at a rate not in excess of the rate of duty provided for in item 404 of this Schedule. The provisions of this Agreement shall not be construed to be in conflict with Section 3424(b) of the Internal Revenue Code of the United States of America.

*Ante*, p. 882.

53 Stat. 415.  
26 U. S. C. § 3424(b).

## LISTA II—Continúa.

Ley Arancelaria de 1930 Párrafo	Descripción del Artículo	Cuota de Derecho
1761	Mariscos, frescos o congelados (empacados o no en hielo), o preparados o conservados en cualquier forma (inclusive pastas y salsas), y no especificados:	
	Abulón	Libre
1765	Pieles de reptil, crudas	Libre
1768(1)	Espicias y semillas de especia, sin moler: Pimentón ("allspice")	Libre
1768(2)	Espicias y semillas de especia: Anís	Libre
1775	Piedra y arena: Tierra podrida, trípoli, y arena, en bruto o manufacturados	Libre
1796	Cera de candelilla	Libre
1802	Carbón vegetal	Libre
1803(2)	Caoba, cedro comercialmente conocido como cedro español, y primavera, todos ellos en trozas	Libre

Código de Rentas Internas Sección	Descripción del Artículo	Impuesto a la Importación
3422	Petróleo crudo, petróleo crudo desprovisto de sus fracciones más livianas, y petróleo combustible derivado del petróleo, inclusive el petróleo combustible conocido como gas-oil	¼¢ por galón
3422	Kerosina	¼¢ por galón
3422	Asfalto líquido de petróleo, inclusive "cut-backs" y aceite para caminos	¼¢ por galón
3424	Madera de pino, que no sea pino blanco del norte (pinus strobus) ni de Noruega (pinus resinosa), en bruto, o desbastada o acepillada por uno o más lados	\$1.50 por mil pies, medida de tablas ("board feet")
3424	Madera de caoba, en bruto, o acepillada o desbastada por uno o más lados	\$1.50 por mil pies, medida de tablas ("board feet")

NOTA: Nada de lo estipulado en este Convenio se considerará como medida que impida la imposición, además del impuesto de importación prescrito en la partida 3424 de esta Lista, de una cuota arancelaria sobre la madera de caoba acepillada o desbastada por uno o más lados, que no exceda la cuota que estipula la partida 404 de esta Lista. No se interpretarán que las disposiciones de este Convenio contravengan lo estipulado en la Sección 3424(b) del Código de Rentas Internas de los Estados Unidos de América.

## SCHEDULE II—Continued.

Internal Revenue Code Section	Description of Article	Rate of Import Tax
3451	Crude petroleum, topped crude petroleum, fuel oil derived from petroleum including fuel oil known as gas oil, and kerosene; any of the foregoing sold for use as fuel supplies, ships' stores, sea stores, or legitimate equipment on vessels of war of the United States or of any foreign nation, vessels employed in the fisheries or in the whaling business, or actually engaged in foreign trade or trade between the Atlantic and Pacific ports of the United States or between the United States and any of its possessions, under regulations prescribed with the approval of the Secretary of the Treasury	Exempt from taxes imposed by Sections 3420 and 3422 of the Internal Revenue Code

53 Stat. 414.  
26 U. S. C. §§ 3420,  
3422.

## LISTA II—Continúa.

Código de Rentas Internas Sección	Descripción del Artículo	Impuesto a la Importación
3451	<p>Petróleo crudo, petróleo crudo desprovisto de sus fracciones más livianas, y petróleo combustible derivado del crudo, incluyendo el petróleo combustible conocido con el nombre de gas-oil, y kerosina; cualquiera de éstos vendido para usarse como provisión de combustible, abastecimiento de barcos, provisiones de mar, o equipo legítimo de los barcos de guerra de los Estados Unidos o de cualquiera otra nación extranjera, de barcos utilizados en la pesquería o en los negocios de pesca de la ballena, o efectivamente dedicados al comercio exterior o al tráfico entre los puertos del Atlántico y del Pacífico de los Estados Unidos o entre los Estados Unidos y cualquiera de sus posesiones, bajo disposiciones prescritas con la aprobación del Secretario de la Tesorería</p>	<p>Exentos de los impuestos fijados por las Secciones 3420 y 3422 del Código de Rentas Internas</p>

## SCHEDULE III

NOTE: The provisions of this Schedule shall be construed and given the same effect, and the application of collateral provisions of the customs laws of the United States to the provisions of this Schedule shall be determined, in so far as may be practicable, as if each provision of this Schedule appeared respectively in the statutory provision noted in the column at the left of the respective descriptions of articles.

In the case of any article enumerated in this Schedule, which is subject on the day of the signature of this Agreement to any additional or separate ordinary customs duty, whether or not imposed under the statutory provision noted in the column at the left of the respective description of the article, such separate or additional duty shall continue in force, subject to any reduction indicated in this Schedule or hereafter provided for, until terminated in accordance with law, but shall not be increased.

Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
202(a)	Earthen floor and wall tiles, glazed or unglazed, however provided for in paragraph 202(a) of the Tariff Act of 1930 (except ceramic mosaic tiles, quarries or quarry tiles, and tiles wholly or in part of cement):	
	Valued at not more than 40 cents per square foot	5¢ per sq. ft., but not less than 25% nor more than 35% ad valorem
	Valued at more than 40 cents per square foot:	
	Glazed clay	30% ad valorem
	Other	30% ad valorem
217	Bottles, vials, jars, ampoules, and covered or uncovered demijohns, and carboys, any of the foregoing, wholly or in chief value of glass, unfilled, not specially provided for:	
	If holding more than 1 pint	½¢ per lb.
	If holding not more than 1 pint and not less than one-fourth of 1 pint	¾¢ per lb.
	If holding less than one-fourth of 1 pint	25¢ per gross
397	Articles or wares not specially provided for, if composed wholly or in chief value of silver	32½% ad valorem
411	Baskets and bags, wholly or in chief value of bamboo, wood, straw, papier-mâché, palm leaf, or compositions of wood, not specially provided for	25% ad valorem

## LISTA III

NOTA: Las disposiciones de esta Lista serán interpretadas y tendrán la misma validez, y la aplicación de las disposiciones colaterales de las leyes aduaneras de los Estados Unidos de América a las disposiciones de este Lista será determinada, hasta donde fuere factible, como si cada disposición de esta Lista apareciese respectivamente en la disposición de la ley anotada en la columna de la izquierda de las respectivas descripciones de artículos.

En el caso de cualquier artículo enumerado en esta Lista que esté sujeto en el día de la firma de este Convenio a cualquier derecho aduanero ordinario adicional o distinto, impuesto o no bajo la disposición de la ley anotada en la columna a la izquierda de la respectiva descripción del artículo, continuará estándolo, sujeto a la reducción indicada en esta Lista o que en adelante se estipule, hasta que sea dejado sin efecto de conformidad con la ley, pero dicho derecho no será aumentado.

Ley Arancelaria de 1930 Párrafo	Descripción del Artículo	Cuota de Derecho
202(a)	Baldosas y azulejos de barro para pisos y paredes, vidriados o sin vidriar, según el párrafo 202(a) de la Ley Arancelaria de 1930 (excepto mosaicos de cerámica, y baldosas ["quarries" o "quarry tiles"] y las baldosas que sean total o en parte de cemento): Valuados en no más de 40 centavos por pie cuadrado	5¢ por pie cuadrado, pero no menos de 25% ni más de 35% ad valórem
	Valuados en más de 40 centavos por pie cuadrado:	
	De arcilla vidriada	30% ad valórem
	Otros	30% ad valórem
217	Botellas, redomas, frascos, ampollitas, y damajuanas cubiertas o sin cubrir, y garrafrones, cuando sean en su totalidad de vidrio o en los que el vidrio constituya el principal valor, vacíos, no especificados:	
	Cuando la capacidad sea mayor de 1 pinta	½¢ por libra
	Cuando la capacidad sea mayor de 1 pinta y no menos de un cuarto de pinta	¾¢ por libra
	Cuando la capacidad sea menor de un cuarto de pinta	25¢ gruesa
397	Artículos y objetos no especificados, cuando sean totalmente de plata o en los que la plata constituya el principal valor	32½% ad valórem
411	Canastos y bolsas, cuando sean en su totalidad de bambú, madera, paja, papel-máché, hoja de palma, o pastas de madera o en los cuales estas materias constituyan el principal valor, no especificados	25% ad valórem

## SCHEDULE III—Continued.

Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
412	Bent-wood furniture, wholly or partly finished, and parts thereof	22% ad valorem
718(a)	Fish, prepared or preserved in any manner, when packed in oil or in oil and other substances:	
	Tuna	22½% ad valorem
730	Vegetable oil cake and oil-cake meal, not specially provided for:	
	Coconut or copra	½¢ per lb.
	Cottonseed	½¢ per lb.
730	Soy bean oil cake and soy bean oil-cake meal	½¢ per lb.
747	Pineapples: Prepared or preserved, and not specially provided for	1¢ per lb.
1513	Dolls and doll clothing, composed in any part, however small, of any of the laces, fabrics, embroideries, or other materials or articles provided for in paragraph 1529(a) of the Tariff Act of 1930	45% ad valorem
1513	Dolls, parts of dolls (including clothing), and doll heads, of whatever materials composed (except those composed wholly or in chief value of any product provided for in paragraph 31 of the Tariff Act of 1930 and except those composed in any part, however small, of any of the laces, fabrics, embroideries, or other materials or articles provided for in paragraph 1529(a) of that Act)	35% ad valorem
1513	Toys, and parts of toys, not specially provided for, wholly or in chief value of china, porcelain, parian, bisque, earthenware, or stoneware	35% ad valorem
1527(a)(2)	Jewelry, commonly or commercially so known, finished or unfinished (including parts thereof), of whatever material composed (except jewelry composed wholly or in chief value of gold or platinum, or of which the metal part is wholly or in chief value of gold or platinum):	

## LISTA III—Continúa.

Ley Arancelaria de 1930 Párrafo	Descripción del Artículo	Cuota de Derecho
412	Muebles de madera curvada, total o parcialmente terminados, y sus partes sueltas	22% ad valórem
718(a)	Pescado, preparado o conservado de cualquier manera, cuando esté empacado en aceite o en aceite con otras sustancias:	
	Atún	22½% ad valórem
730	Tortas de aceites vegetales y harina de tortas de aceite vegetal, no especificados:	
	Coco o copra	½¢ por libra
	Semilla de algodón	½¢ por libra
730	Tortas de aceite de haba de soya y harina de estas tortas	½¢ por libra
747	Piña: Preparada o conservada, y no especificada	1¢ por libra
1513	Muñecas y vestidos para las mismas, que contengan cualquier proporción, por pequeña que sea, de encajes, telas, bordados, o de otros materiales o artículos de los amparados por el párrafo 1529(a) de la Ley Arancelaria de 1930	45% ad valórem
1513	Muñecas, y partes de muñecas (inclusive vestidos), y cabezas de muñeca, de cualquier material (excepto aquellas que estén manufacturadas en su totalidad, de cualquiera de los productos amparados por el párrafo 31 de la Ley Arancelaria de 1930 o en los que estos productos constituyan el principal valor, y excepto aquellas que contengan cualquier proporción, por pequeña que sea, de encajes, telas, bordados, o de otras materiales o artículos amparados por el párrafo 1529(a) de dicha Ley)	35% ad valórem
1513	Juguetes, y partes de juguetes, no especificados, enteramente de China, porcelana, imitación de mármol, biscuit, y loza de gres o arcilla, o en los que estas materias constituyan el principal valor	35% ad valórem
1527(a) (2)	Artículos de joyería, conocidos comúnmente en el comercio como joyería, terminados o sin terminar (inclusive sus partes sueltas), de cualquier materia (a excepción de la joyería compuesta enteramente de oro o platino o en la cual estas materias constituyan el principal valor, o en la cual la parte metálica se componga enteramente de oro o platino o estas materias constituyan el principal valor de dicha parte):	

## SCHEDULE III—Continued.

Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
	Valued above 20 cents but not above \$5 per dozen pieces	$\frac{1}{2}$ ¢ each plus $\frac{3}{10}$ ¢ per doz. for each 1¢ the value exceeds 20¢ per doz., and 25% ad valorem
	Valued above \$5 per dozen pieces	$\frac{1}{2}$ ¢ each plus $\frac{3}{10}$ ¢ per doz. for each 1¢ the value exceeds 20¢ per doz., and 25% ad valorem

*Provided*, That none of the foregoing shall be subject to a less amount of duty than would be payable if the article were not dutiable under this paragraph.

## LISTA III—Continúa.

Ley Arancelaria de 1930 Párrafo	Descripción del Artículo	Cuota de Derecho
	Valuados en más de 20 centavos pero no más de \$5 por docena	½¢ por cada pieza y ⅓ de 1¢ por docena por cada centavo que exceda de 20¢ la docena en valor, y además el 25% ad valórem
	Valuados en más de \$5 por docena	½¢ por cada pieza y ⅓ de 1¢ por docena por cada centavo que exceda de 20¢ la docena en valor, y además el 25% ad valórem
	<i>Disponiéndose</i> , Que ninguno de los artículos anteriores pagará un monto de derechos menor que el monto que le correspondería si el artículo no estuviera sujeto a derecho en este párrafo.	

WHEREAS such modifications of existing duties and other import restrictions and such continuance of existing customs and excise treatment as are set forth and provided for in the said Agreement and the Schedules thereunto annexed are required and appropriate to carry out the said Agreement;

*Ante*, p. 850.

AND WHEREAS it is provided in Article XVIII of the said Agreement that it shall enter into full force on the thirtieth day following proclamation thereof by the President of the United States of America and the President of the United Mexican States, or should the proclamations be issued on different days, on the thirtieth day following the date of the later in time of such proclamations;

48 Stat. 943.  
19 U. S. C. § 1351 (a).  
*Ante*, p. 125.

NOW, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, acting under the authority conferred by the said section 350(a) of the Tariff Act of 1930, as amended, do hereby proclaim the said Agreement, including the said Schedules, to the end that the same and every part thereof may be observed and fulfilled by the United States of America and all persons subject to the jurisdiction thereof on and after the thirtieth day following proclamation of the said Agreement by the President of the United Mexican States.

Following the said proclamation by the President of the United Mexican States, I shall proclaim the date on which the said Agreement, including the said Schedules, shall enter into force.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE in Washington this twenty-eighth day of December in the year of our Lord one thousand nine hundred and forty-two, [SEAL] and of the Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

*Secretary of State.*

SUPPLEMENTARY PROCLAMATION

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BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS, pursuant to the authority conferred upon me by section 350(a) of the Tariff Act of 1930 of the Congress of the United States of America, as amended by the Act of June 12, 1934 (48 Stat. 943; U.S.C., 1940 ed., title 19, sec. 1351(a)), the period within which such authority may be exercised having been extended by Joint Resolutions of Congress approved March 1, 1937 and April 12, 1940 (48 Stat. 944, 50 Stat. 24, 54 Stat. 107; U.S.C., 1940 ed., title 19, sec. 1352(c)), I entered into a Trade Agreement, including three Schedules annexed thereto, on December 23, 1942, through my duly empowered Plenipotentiary, with the President of the United Mexican States, through his duly empowered Plenipotentiary;

*Ante*, p. 125.

WHEREAS, by my proclamation of December 28, 1942 I did proclaim the said Trade Agreement, including the said Schedules, to the end that the same and every part thereof should be observed and fulfilled by the United States of America and all persons subject to the jurisdiction thereof on and after the thirtieth day following the proclamation of the said Agreement by the President of the United Mexican States as provided for in Article XVIII of the said Agreement;

*Ante*, p. 850.

AND WHEREAS, the said Trade Agreement was proclaimed by the President of the United Mexican States on December 31, 1942.

Now, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, supplementing my said Proclamation of December 28, 1942, do hereby proclaim that the said Trade Agreement will enter into force on January 30, 1943, the thirtieth day following December 31, 1942, the date of the proclamation of the said Trade Agreement by the President of the United Mexican States.

Effective date.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE in Washington this thirty-first day of December in the year of our Lord one thousand nine hundred and forty-two, and [SEAL] of the Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

*Secretary of State.*

January 25, 1943  
[E. A. S. 312]

*Agreement between the United States of America and the Dominican Republic respecting a naval mission. Signed at Washington January 25, 1943; effective January 25, 1943.*

AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE DOMINICAN REPUBLIC      CONVENIO ENTRE EL GOBIERNO DE LOS ESTADOS UNIDOS DE AMÉRICA Y EL GOBIERNO DE LA REPÚBLICA DOMINICANA

In conformity with the request of the Government of the Dominican Republic to the Government of the United States of America, the President of the United States of America has authorized the appointment of officers and enlisted men to constitute a Naval Mission to the Dominican Republic under the conditions specified below:      De conformidad con la solicitud del Gobierno de la República Dominicana al Gobierno de los Estados Unidos de América, el Presidente de los Estados Unidos de América ha autorizado el nombramiento de oficiales y personal subalterno para constituir una Misión Naval en la República Dominicana, bajo las condiciones que se estipulan a continuación:

TITLE I

TÍTULO I

*Purpose and Duration*

*Objeto y Duración*

ARTICLE 1. The purpose of this Mission is to cooperate with the Ministry of War and Marine of the Dominican Republic with the object of increasing and perfecting the efficiency of the Dominican Coast Guard and Dominican Aviation and in the various subjects correlated with both.      ARTÍCULO 1. El objeto de esta Misión es cooperar con el Ministerio de Guerra y Marina de la República Dominicana, con el propósito de aumentar y perfeccionar la eficiencia de los cuerpos de Guardacostas y de Aviación dominicanos y los varios asuntos relacionados con los mismos.

ARTICLE 2. This Mission shall continue for a period of four years from the date of the signing of this Agreement by the accredited representatives of the Government of the United States of America and the Government of the Dominican Republic, unless previously terminated or extended as hereinafter provided. Any member of the Mission may be recalled by the Government of the United States of America after the expira-      ARTÍCULO 2. Esta Misión continuará por un período de cuatro años, a partir de la fecha en que suscriban este Convenio los representantes acreditados del Gobierno de los Estados Unidos de América y del Gobierno de la República Dominicana, a menos que se dé por terminada antes o que se prorrogue en la forma que se establece más adelante. Cualquier miembro de la Misión podrá ser retirado por el Gobierno de los

tion of two years of service, in which case another member shall be furnished to replace him.

ARTICLE 3. If the Government of the Dominican Republic should desire that the services of the Mission be extended beyond the stipulated period, it shall make a written proposal to that effect six months before the expiration of this Agreement.

ARTICLE 4. This Agreement may be terminated before the expiration of the period of four years prescribed in Article 2, or before the expiration of the extension authorized in Article 3, in the following manner:

(a) By either of the Governments, subject to three months' written notice to the other Government;

(b) By the recall of the entire personnel of the Mission by the Government of the United States of America in the public interest of the United States of America, without necessity of compliance with provision (a) of this Article.

ARTICLE 5. This Agreement is subject to cancellation upon the initiative of either the Government of the United States of America or the Government of the Dominican Republic at any time during a period when either Government is involved in domestic or foreign hostilities.

## TITLE II

### *Composition and Personnel*

ARTICLE 6. This Mission shall consist of such personnel of the United States Navy as may be agreed upon by the Ministry of War and Marine of the Dominican Republic through its authorized

Estados Unidos de América después de cumplidos dos años de servicio, en cuyo caso dicho Gobierno lo substituirá con otro.

ARTÍCULO 3. Si el Gobierno de la República Dominicana deseara que los servicios de la Misión se prorroguen más allá del período estipulado, hará una propuesta por escrito con este objeto seis meses antes de la expiración de este Convenio.

ARTÍCULO 4. Este Convenio podrá terminarse antes de la expiración del período de cuatro años prescrito en el Artículo 2, o antes de la expiración de la prórroga autorizada en el Artículo 3, de la manera siguiente:

(a) Por cualquiera de los dos Gobiernos, mediante aviso por escrito al otro Gobierno con tres meses de anticipación;

(b) Al retirar el Gobierno de los Estados Unidos de América todo el personal de la Misión en razón de interés público de los Estados Unidos de América, sin que sea necesario cumplir con la disposición del inciso (a) de este Artículo.

ARTÍCULO 5. Este Convenio está sujeto a cancelación por iniciativa, ya sea del Gobierno de los Estados Unidos de América o del Gobierno de la República Dominicana, en cualquier momento, mientras cualquiera de los dos gobiernos se halle envuelto en hostilidades internas o externas.

## TÍTULO II

### *Composición y Personal*

ARTÍCULO 6. Compondrá esta Misión el personal de la Marina de los Estados Unidos que determinen el Ministerio de Guerra y Marina de la República Dominicana por conducto de su represen-

Extension of services of Mission.

Termination prior to specified time.

Cancellation in case of hostilities.

representative in Washington and by the Navy Department of the United States of America.

tante autorizado en Washington, y la Secretaría de Marina de los Estados Unidos de América.

### TÍTULO III

#### *Duties, Rank and Precedence*

ARTICLE 7. The personnel of the Mission shall perform such duties as may be agreed upon between the Ministry of War and Marine of the Dominican Republic and the Chief of the Mission.

Responsibility.

ARTICLE 8. The members of the Mission shall be responsible solely to the Ministry of War and Marine of the Dominican Republic, through the Chief of the Mission.

ARTICLE 9. Each member of the Mission shall serve on the Mission with the rank he holds in the United States Navy, and wear the uniform thereof, but shall take precedence over all Dominican Republic officers of the same rank.

Benefits.

ARTICLE 10. Each member of the Mission shall be entitled to all the benefits and privileges which the regulations for the Dominican Armed Forces provide for Dominican officers and subordinate personnel of corresponding rank.

Disciplinary regulations.

ARTICLE 11. The personnel of the Mission shall be governed by the disciplinary regulations of the United States Navy.

### TÍTULO IV

#### *Compensation and Perquisites*

ARTICLE 12. Members of the Mission shall receive from the Government of the Dominican Republic such net annual compensation expressed in United States currency as may be agreed upon between the Government of

### TÍTULO III

#### *Deberes, Grado y Precedencia*

ARTÍCULO 7. El personal de la Misión desempeñará las funciones que determinen el Ministerio de Guerra y Marina de la República Dominicana y el Jefe de la Misión.

ARTÍCULO 8. Los miembros de la Misión serán responsables solamente ante el Ministerio de Guerra y Marina de la República Dominicana, por conducto del Jefe de la Misión.

ARTÍCULO 9. Cada miembro de la Misión desempeñará su cargo en la Misión con el grado que tenga en la Marina de los Estados Unidos, y llevará el uniforme de ésta, pero tendrá precedencia sobre todos los oficiales de la República Dominicana de igual graduación.

ARTÍCULO 10. Cada miembro de la Misión tendrá derecho a todos los beneficios y privilegios que los reglamentos de las Fuerzas Armadas dominicanas otorgan a los oficiales dominicanos y al personal subalterno del grado correspondiente.

ARTÍCULO 11. El personal de la Misión se regirá por los reglamentos disciplinarios de la Marina de los Estados Unidos.

### TÍTULO IV

#### *Remuneración y Obvenciones*

ARTÍCULO 12. Cada miembro de la Misión recibirá del Gobierno de la República Dominicana la remuneración neta anual, computada en moneda de los Estados Unidos, que acuerden el Gobierno de los Estados Unidos de América

the United States of America and the Government of the Dominican Republic for each member. This compensation shall be paid in twelve (12) equal monthly installments, each due and payable on the last day of the month. The compensation shall not be subject to any tax, now or hereafter in effect, of the Government of the Dominican Republic or of any of its political or administrative subdivisions. Should there, however, at present or while this Agreement is in effect, be any taxes that might affect this compensation, such taxes shall be borne by the Ministry of War and Marine of the Dominican Republic in order to comply with the provision of this Article that the compensation agreed upon shall be net.

ARTICLE 13. The compensation agreed upon as indicated in the preceding Article shall commence upon the date of departure from the United States of America of each member of the Mission, and, except as otherwise expressly provided in this Agreement, shall continue, following the termination of duty with the Mission, for the return voyage to the United States of America and thereafter for the period of any accumulated leave which may be due.

ARTICLE 14. The compensation due for the period of the return trip and accumulated leave shall be paid to a detached member of the Mission before his departure from the Dominican Republic, and such payment shall be computed for travel by the shortest usually traveled route to the port of entry in the United States

y el Gobierno de la República Dominicana. Esta remuneración se abonará en doce (12) mensualidades iguales, que vencen y deben pagarse el último día de cada mes. La remuneración no estará sujeta a ningún impuesto que esté en vigor, o se imponga en el futuro, del Gobierno de la República Dominicana o de cualquiera de sus subdivisiones políticas o administrativas. Sin embargo, si al presente o durante la vigencia de este Convenio existieren impuestos que puedan afectar esta remuneración, tales impuestos serán pagados por el Ministerio de Guerra y Marina de la República Dominicana, para así cumplir con la disposición de este Artículo al efecto de que la remuneración convenida será neta.

ARTÍCULO 13. La remuneración convenida de acuerdo con el Artículo anterior comenzará a regir desde la fecha en que cada miembro de la Misión parta de los Estados Unidos de América y, excepto lo que expresamente se dispone en contrario en este Convenio, continuará, después de la terminación de sus servicios con la Misión, durante el viaje de regreso a los Estados Unidos de América y en lo sucesivo durante el período que dure cualquier licencia acumulada a que tenga derecho.

ARTÍCULO 14. La remuneración que se adeude por el período que dure el viaje de regreso y por el tiempo de la licencia acumulada, se le pagará al miembro de la Misión que haya sido retirado de la misma antes de su partida de la República Dominicana, y tal pago se calculará a base de viajes por la ruta más corta generalmente em-

Tax exemption.

of America, regardless of the route and method of travel used by the member of the Mission.

pleada hasta el puerto de entrada de los Estados Unidos de América, sean cuales fueren la ruta y el método de viaje que emplee el miembro de la Misión.

Travel accommodations.

ARTICLE 15. Each member of the Mission and his family shall be furnished by the Government of the Dominican Republic with first-class accommodations for travel, via the shortest usually traveled route, required and performed under this Agreement, between the port of embarkation in the United States of America and his official residence in the Dominican Republic, both for the outward and for the return voyage. The Government of the Dominican Republic shall also pay all expenses of shipment of household effects, baggage and automobile of each member of the Mission between the port of embarkation in the United States of America and his official residence in the Dominican Republic as well as all expenses incidental to the transportation of such household effects, baggage and automobile from the Dominican Republic to the port of entry in the United States of America. Transportation of such household effects, baggage and automobile shall be effected in one shipment, and all subsequent shipments shall be at the expense of the respective members of the Mission except as otherwise provided in this Agreement, or when such shipments are necessitated by circumstances beyond their control. Payment of expenses for the transportation of families, household effects and automobiles, in the case of personnel who may join the Mission for temporary duty at the request of the Ministry of War and Marine of the Dominican Republic, shall not be required under this Agree-

Shipment of household effects, etc.

ARTÍCULO 15. El Gobierno de la República Dominicana proporcionará a cada miembro de la Misión y a su familia pasajes de primera clase, por la ruta más corta generalmente empleada, para el viaje que se requiera y se efectúe de conformidad con este Convenio, entre el puerto de embarque en los Estados Unidos de América y su residencia oficial en la República Dominicana, tanto para el viaje de ida como para el de regreso. El Gobierno de la República Dominicana pagará también todos los gastos de transporte de los efectos domésticos, equipaje y automóvil de cada miembro de la Misión, entre el puerto de embarque de los Estados Unidos de América y su residencia oficial en la República Dominicana, así como todos los gastos relacionados con el transporte de dichos efectos domésticos, equipaje y automóvil desde la República Dominicana hasta el puerto de entrada de los Estados Unidos de América. El transporte de dichos efectos domésticos, equipaje y automóvil deberá hacerse en un solo embarque, y todo embarque subsiguiente correrá por cuenta de los respectivos miembros de la Misión, excepto lo que se dispone en contrario en este Convenio, o en el caso de que circunstancias ajenas a su voluntad hagan necesarios tales embarques. No se exigirá, de conformidad con este Convenio, el pago de los gastos de transporte de las familias, efectos domésticos y automóviles del personal que pueda unirse a la Misión para servicio temporal a solicitud del

ment, but shall be determined by negotiations between the Navy Department of the United States of America and the authorized representative of the Ministry of War and Marine of the Dominican Republic in Washington at such time as the detail of personnel for such temporary duty may be agreed upon.

ARTICLE 16. The Government of the Dominican Republic shall grant, upon request of the Chief of the Mission, exemption from customs duties on articles imported by the members of the Mission for their personal use and for the use of members of their families.

ARTICLE 17. Compensation for transportation and traveling expenses in the Dominican Republic on official business of the Government of the Dominican Republic shall be provided by the Government of the Dominican Republic in accordance with the provisions of Article 10.

ARTICLE 18. The Government of the Dominican Republic shall provide the Chief of the Mission with a suitable automobile with chauffeur, for use on official business. Suitable motor transportation with chauffeur, and when necessary an airplane, or a launch, properly equipped, shall on call be made available by the Government of the Dominican Republic for use by the members of the Mission for the conduct of the official business of the Mission.

ARTICLE 19. The Government of the Dominican Republic shall provide suitable office space and facilities for the use of the members of the Mission.

Ministerio de Guerra y Marina de la República Dominicana; pero dicho pago se determinará cuando se convenga en el nombramiento del personal para dicho servicio temporal, mediante negociaciones entre la Secretaría de Marina de los Estados Unidos de América y el representante autorizado del Ministerio de Guerra y Marina de la República Dominicana en Washington.

ARTÍCULO 16. El Gobierno de la República Dominicana, a solicitud del Jefe de la Misión, eximirá de derechos de aduana los artículos que importen los miembros de la Misión para su uso personal y para el uso de los miembros de su familia.

ARTÍCULO 17. La compensación por gastos de transporte y de viajes en la República Dominicana, en asuntos oficiales del Gobierno de la República Dominicana, será pagada por el Gobierno de la República Dominicana según las disposiciones del Artículo 10.

ARTÍCULO 18. El Gobierno de la República Dominicana proporcionará al Jefe de la Misión un automóvil adecuado con chófer, para su uso en asuntos oficiales. El Gobierno de la República Dominicana proporcionará transporte adecuado en automóvil con chófer, y cuando sea necesario, un aeroplano o una lancha de motor debidamente equipada, para uso de los miembros de la Misión en el desempeño de sus funciones oficiales.

ARTÍCULO 19. El Gobierno de la República Dominicana proporcionará una oficina adecuada para uso de los miembros de la Misión.

Exemption from customs duties.

Provision of automobile, etc.

Airplane or launch.

Office space.

Transportation of remains in case of death.

ARTICLE 20. If any member of the Mission, or any of his family, should die in the Dominican Republic, the Government of the Dominican Republic shall have the body transported to such place in the United States of America as the surviving members of the family may decide, but the cost to the Government of the Dominican Republic shall not exceed the cost of transporting the remains from the place of decease to New York City. Should the deceased be a member of the Mission, his services with the Mission shall be considered to have terminated fifteen (15) days after his death. Return transportation to the port of embarkation for the family of the deceased member and for their baggage, household effects and automobile shall be provided as prescribed in Article 15. All compensation due the deceased member, including salary for fifteen (15) days subsequent to his death, and reimbursement for expenses and transportation due the deceased member for travel performed on official business of the Dominican Republic, shall be paid to the widow of the deceased member or to any other person who may have been designated in writing by the deceased while serving under the terms of this Agreement; but such widow or other person shall not be compensated for accrued leave due and not taken by the deceased. All compensations due the widow, or other person designated by the deceased, under the provisions of this Article, shall be paid within fifteen (15) days of the decease of the said member.

Return transportation for family.

Compensation due deceased member.

ARTÍCULO 20. Si cualquier miembro de la Misión, o cualquier miembro de su familia, fallecieren en la República Dominicana, el Gobierno de la República Dominicana hará transportar los restos hasta el lugar de los Estados Unidos de América que determinen los miembros sobrevivientes de la familia, pero el costo para el Gobierno de la República Dominicana no excederá del importe del transporte de los restos desde el lugar del fallecimiento hasta la ciudad de Nueva York. Si el finado fuere uno de los miembros de la Misión, se considerará que sus servicios en ella han terminado quince (15) días después de su muerte. Se proporcionará transporte de regreso al puerto de embarque para la familia del miembro fallecido, y para su equipaje, efectos domésticos y automóvil, de acuerdo con las disposiciones del Artículo 15. Toda remuneración adeudada al miembro fallecido, inclusive sueldo por quince (15) días subsiguientes a su muerte, y todo reembolso adeudado al miembro fallecido por gastos de transporte en viajes realizados en asuntos oficiales de la República Dominicana, se pagarán a la viuda o a cualquiera otra persona que el finado hubiere designado por escrito mientras prestaba servicio de acuerdo con los términos de este Convenio; pero no percibirán compensación alguna ni la viuda ni ninguna otra persona por licencia acumulada a que tenga derecho el finado y que no haya usado. Todo pago a que tenga derecho la viuda u otra persona designada por el finado, según las disposiciones de este Artículo, se efectuará dentro de quince (15) días después del fallecimiento de dicho miembro.

## TITLE V

## TÍTULO V

*Requisites and Conditions**Requisitos y Condiciones*

ARTICLE 21. So long as this Agreement, or any extension thereof, is in effect, the Government of the Dominican Republic shall not engage the services of any personnel of any other foreign government for duties of any nature connected with the Dominican Armed Forces, except by mutual agreement between the Government of the United States of America and the Government of the Dominican Republic.

ARTICLE 22. Each member of the Mission shall agree not to divulge or in any way disclose to any foreign government or to any person whatsoever any secret or confidential matter of which he may become cognizant in his capacity as a member of the Mission. This requirement shall continue in force after the termination of service with the Mission and after the expiration or cancellation of this Agreement or any extension thereof.

ARTICLE 23. Throughout this Agreement the term "family" is limited to mean wife and dependent children.

ARTICLE 24. Each member of the Mission shall be entitled to one month's annual leave with pay, or to a proportional part thereof with pay for any fractional part of a year. Unused portions of said leave shall be cumulative from year to year during service as a member of the Mission.

ARTICLE 25. The leave specified in the preceding Article may be spent in the Dominican Republic, in the United States of America

ARTÍCULO 21. Mientras estén en vigor este Convenio o cualquier prórroga del mismo, el Gobierno de la República Dominicana no contratará personal de ningún otro gobierno extranjero para prestar servicios de ninguna naturaleza relacionados con las Fuerzas Armadas dominicanas, excepto mediante mutuo acuerdo entre el Gobierno de los Estados Unidos de América y el Gobierno de la República Dominicana.

ARTÍCULO 22. Cada miembro de la Misión se comprometerá a no divulgar ni revelar por ningún medio a gobierno extranjero alguno, o a persona alguna, ningún secreto ni asunto confidencial que puedan llegar a su conocimiento en su calidad de miembro de la Misión. Este requisito seguirá obligando a los miembros después que terminen su servicio con la Misión y después de la expiración o cancelación de este Convenio o de cualquier prórroga del mismo.

ARTÍCULO 23. La palabra "familia", dondequiera que se use en este Convenio, se refiere únicamente a la esposa y los hijos no emancipados.

ARTÍCULO 24. Cada miembro de la Misión tendrá derecho a un mes de licencia con sueldo al año, o a la parte proporcional de dicha licencia con sueldo que corresponda a cualquier parte del año. La parte de la licencia que no se disfrute podrá acumularse de año en año, mientras el interesado preste servicio como miembro de la Misión.

ARTÍCULO 25. La licencia que se estipula en el Artículo anterior podrá disfrutarse en la República Dominicana, en los Estados Unidos

Services of personnel of other foreign governments, restriction.

Secrecy requirement.

"Family".

Annual leave.

or in other countries, but the expense of travel and transportation not otherwise provided for in this Agreement shall be borne by the member of the Mission taking such leave. All travel time shall count as leave and shall not be in addition to the time authorized in the preceding Article.

ARTICLE 26. The Government of the Dominican Republic agrees to grant the leave specified in Article 24 upon receipt of written application, approved by the Chief of the Mission with due consideration for the convenience of the Government of the Dominican Republic.

Replacements.

ARTICLE 27. Members of the Mission that may be replaced shall terminate their services on the Mission only upon the arrival of their replacements, except when otherwise mutually agreed upon in advance by the respective Governments.

Medical attention.

ARTICLE 28. The Government of the Dominican Republic shall provide suitable medical attention to members of the Mission and their families. In case a member of the Mission becomes ill or suffers injury, he shall, at the discretion of the Chief of the Mission, be placed in such hospital as the Chief of the Mission deems suitable, after consultation with the Ministry of War and Marine of the Dominican Republic, and all expenses incurred as the result of such illness or injury while the patient is a member of the Mission and remains in the Dominican Republic shall be paid by the Government of the Dominican Republic. If the hospitalized member is a commissioned officer he shall pay his cost of subsistence, but if he is an enlisted man the cost of sub-

de América o en otros países; pero los gastos de viaje y de transporte no especificados en este Convenio correrán por cuenta del miembro de la Misión que disfrute de la licencia. Todo el tiempo que se emplee en viajar se contará como parte de la licencia, y no se añadirá al tiempo que se otorga en el Artículo anterior.

ARTÍCULO 26. El Gobierno de la República Dominicana conviene en conceder la licencia estipulada en el Artículo 24, al recibir una solicitud por escrito aprobada por el Jefe de la Misión, después de prestar debida consideración a la conveniencia del Gobierno de la República Dominicana.

ARTÍCULO 27. Los miembros de la Misión que fueren reemplazados sólo podrán cesar en sus funciones en la Misión a la llegada de los reemplazantes, excepto cuando por mutuo acuerdo los respectivos Gobiernos convengan de antemano en lo contrario.

ARTÍCULO 28. El Gobierno de la República Dominicana proporcionará atención médica adecuada a los miembros de la Misión y a sus familias. En caso de que un miembro de la Misión se enferme o sufra lesiones, se le hospitalizará, a discreción del Jefe de la Misión, en el establecimiento que el Jefe de la Misión considere adecuado, previa consulta con el Ministerio de Guerra y Marina de la República Dominicana; y todos los gastos en que se incurra a causa de dicha enfermedad o lesión mientras el paciente sea miembro de la Misión y permanezca en la República Dominicana, correrán por cuenta del Gobierno de la República Dominicana. Si el miembro hospitalizado es un oficial, pagará sus gastos de subsistencia; pero si pertenece al personal subalterno, los

sistence shall be paid by the Government of the Dominican Republic. Families shall enjoy the same privileges agreed upon in this Article for members of the Mission, except that a member of the Mission shall in all cases pay the cost of subsistence incident to hospitalization of a member of his family, except as may be provided under Article 10. The Government of the Dominican Republic shall not be responsible for any indemnity in case of permanent disability to a member of the Mission.

ARTICLE 29. Any member of the Mission unable to perform his duties with the Mission by reason of long continued physical disability shall be replaced.

ARTICLE 30. The members of this Mission are permitted and may be authorized to represent the United States of America on any commission and in any other capacity having to do with military cooperation or hemispheric defense without prejudice to this contract.

IN WITNESS WHEREOF, the undersigned, Cordell Hull, Secretary of State of the United States of America, and J. M. Troncoso, Envoy Extraordinary and Minister Plenipotentiary of the Dominican Republic at Washington, duly authorized thereto, have signed this Agreement in duplicate in the English and Spanish languages, at Washington, this twenty-fifth day of January, one thousand nine hundred and forty-three.

gastos de subsistencia correrán por cuenta del Gobierno de la República Dominicana. Las familias gozarán de los mismos privilegios convenidos en este Artículo para los miembros de la Misión, salvo que en todos los casos el miembro de la Misión pagará los gastos de subsistencia relacionados con la hospitalización de un miembro de su familia, excepto lo que se disponga de acuerdo con el Artículo 10. El Gobierno de la República Dominicana no será responsable por indemnización alguna en caso de incapacidad permanente de un miembro de la Misión.

ARTÍCULO 29. Todo miembro de la Misión que no pueda desempeñar sus servicios en la misma por razón de prolongada incapacidad física, será reemplazado.

ARTÍCULO 30. Los miembros de esta Misión están facultados, y podrá autorizárseles, para representar a los Estados Unidos de América en cualquier comisión y en cualquier otra capacidad relacionada con la cooperación militar o con la defensa del Hemisferio, sin perjuicio de este contrato.

EN TESTIMONIO DE LO CUAL los suscritos, Cordell Hull, Secretario de Estado de los Estados Unidos de América, y J. M. Troncoso, Enviado Extraordinario y Ministro Plenipotenciario de la República Dominicana en Washington, debidamente autorizados para ello, firman este Convenio en duplicado en los idiomas inglés y español, en Washington, hoy día veinte y cinco de enero de mil novecientos cuarenta y tres.

FOR THE UNITED STATES OF AMERICA:

CORDELL HULL [SEAL]

FOR THE DOMINICAN REPUBLIC:

J. M. TRONCOSO [SELLO]

*Ante*, p. 912.

Replacement in case of disability.

Service capacity. in other

January 30, 1943  
[E. A. S. 313]

*Supplementary agreement between the United States of America and Belgium respecting principles applying to the provision of aid to the armed forces of the United States. Effected by exchange of notes signed at Washington January 30, 1943.*

*The Belgian Ambassador to the Secretary of State*

AMBASSADE DE BELGIQUE.

D.8492-4  
No. 526

WASHINGTON, *January 30, 1943*

SIR:

55 Stat. 1600.

In the United Nations declaration of January 1, 1942, the contracting governments pledged themselves to employ their full resources, military and economic, against those nations with which they are at war; and in the Agreement of June 16, 1942, each contracting government undertook to provide the other with such articles, services, facilities or information useful in the prosecution of their common war undertaking as each may be in a position to supply. It is further the understanding of the Government of Belgium that the general principle to be followed in providing mutual aid as set forth in the said Agreement of June 16, 1942, is that the war production and the war resources of both Nations should be used by the armed forces of each and of the other United Nation in ways which most effectively utilize the available materials, manpower, production facilities and shipping space.

56 Stat. 1505.

With a view, therefore, to supplementing Article II and Article VI of the Agreement of June 16, 1942, between our two Governments for the provision of reciprocal aid, I have the honor to set forth the understanding of the Government of Belgium of the principles and procedures applicable to the provision of aid by the Government of Belgium to the armed forces of the United States and the manner in which such aid will be correlated with the maintenance of such forces by the United States Government.

1.—The Government of Belgium, retaining the right of final decision in each case in the light of its potentialities and responsibilities, will provide the United States or its armed forces with the following types of assistance as such reciprocal aid, when it is found that they can most effectively be procured in Belgium or the Belgian Congo:

- a) Supplies, materials, facilities and services for the United States forces, except for the pay and allowances of such forces, administrative expenses, and such local purchases as its official establishments may make other than through the official establishments of the Government of Belgium as specified in paragraph two.

- b) Supplies, materials and services needed in the construction of military projects, tasks and similar capital works required for the common war effort in Belgium or the Belgian Congo, except for the wages and salaries of United States citizens.
- c) Supplies, materials and services needed in the construction of such military projects, tasks and capital works in territory other than Belgium or the Belgian Congo or territory of the United States to the extent that Belgium or the Belgian Congo is a more practicable source of supply than the United States or another of the United Nations.

2.—The practical application of the principles formulated in this note, including the procedure by which requests for aid are made and acted upon, shall be worked out as occasion may require by agreement between the two governments, acting when possible through their appropriate military or civilian administrative authorities. Requests by the United States Government for such aid will be presented by duly authorized authorities of the United States to official agencies of the Belgian Government which will be designated or established by the Government of Belgium for the purpose of facilitating the provision of reciprocal aid.

3.—It is the understanding of the Government of Belgium that all such aid, as well as other aid, including information received under Article VI of the Agreement of June 16, 1942, accepted by the President of the United States or his authorized representatives from the Government of Belgium will be received as a benefit to the United States under the Act of March 11, 1941. In so far as circumstances will permit, appropriate record of aid received under this arrangement, except for miscellaneous facilities and services, will be kept by each Government.

56 Stat. 1505.

55 Stat. 31,  
22 U. S. C., Supp.  
II, §§ 411-419.  
*Ante*, p. 20.

If the Government of the United States concurs in the foregoing, I would suggest that the present note and your reply to that effect be regarded as placing on record the understanding of our two governments in this matter and that for clarity and convenience of administration these arrangements be made retroactive to June 16, 1942, the date of the Agreement of the two Governments on the principles of mutual aid.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest consideration.

R. v. STRATEN

The Honorable CORDELL HULL,  
*Secretary of State,*  
*Washington, D.C.*

*The Secretary of State to the Belgian Ambassador*

DEPARTMENT OF STATE

WASHINGTON

*January 30, 1943*

## EXCELLENCY:

I have the honor to acknowledge the receipt of your note of today's date concerning the principles and procedures applicable to the provision of aid by the Government of Belgium to the armed forces of the United States of America.

In reply I wish to inform you that the Government of the United States agrees with the understanding of the Government of Belgium as expressed in that note. In accordance with the suggestion contained therein, your note and this reply will be regarded as placing on record the understanding between our two Governments in this matter.

This further integration and strengthening of our common war effort gives me great satisfaction.

Accept, Excellency, the renewed assurances of my highest consideration.

CORDELL HULL

*Secretary of State of the  
United States of America*

His Excellency

Count ROBERT VAN DER STRATEN-PONTHOZ,  
*Belgian Ambassador.*

*Arrangement between the United States of America and Canada respecting air transport services, continuing in effect the arrangement of November 29 and December 2, 1940 giving effect to article III of the arrangement signed August 18, 1939. Effected by exchange of notes signed at Washington March 4, 1943; effective March 4, 1943.*

March 4, 1943  
[E. A. S. 314]

*The Acting Secretary of State to the Canadian Minister*

DEPARTMENT OF STATE  
WASHINGTON  
March 4, 1943.

SIR:

I have the honor to refer to negotiations which have recently taken place between the Government of the United States of America and the Government of Canada for the conclusion of a reciprocal undertaking continuing in force the arrangement between the two Governments, entered into by an exchange of notes dated November 29, 1940 and December 2, 1940, for the purpose of giving effect to Article III of the Air Transport Arrangement between the two Governments concluded on August 18, 1939.

54 Stat. 2422.

54 Stat. 1805.

It is my understanding that it has been agreed in the course of the recent negotiations, now terminated, that the undertaking referred to in the preceding paragraph shall be as follows:

Having in mind the fact that because of the war situation it was impracticable for the aeronautical authorities of the United States and Canada to hold a meeting six months prior to December 31, 1942, as contemplated by the arrangement between the two Governments entered into by an exchange of notes dated November 29, 1940 and December 2, 1940, for the purpose of drawing up new recommendations relating to the allocation of air transport routes to United States and Canadian air carriers for operations between the United States and Canada, it is now agreed that, subject to the provisions of the succeeding paragraph, the 1940 arrangement as herein referred to shall be considered to have remained in force from December 31, 1942, and shall continue in force until the end of the war. It is also agreed that after the termination of the war a conference between representatives of the two Governments will be held for the purpose of reviewing the situation as it may then exist with respect to the application of the terms of the arrangement covered by the exchange of notes dated November 29, 1940 and December 2, 1940.

Notwithstanding the foregoing provisions, it is agreed that the present undertaking may be terminated at any time on six months' notice given in writing by either Government to the other Government for important reasons of public policy when the conditions thereof

or the actual practice thereunder is no longer regarded by the Government of the country giving such notice as being in its interest. Such notice of termination shall be given by either Government to the other only after consultation between the two Governments for a period of at least sixty days.

I shall be glad to have you inform me whether it is the understanding of your Government that the terms of the undertaking agreed to in the recent negotiations, now terminated, are as above set forth. If so, it is suggested that the undertaking become effective on this date. If your Government concurs in this suggestion the Government of the United States will regard the undertaking as becoming effective on this date.

Accept, Sir, the renewed assurances of my highest consideration.

SUMNER WELLES  
*Acting Secretary of State*

The Honorable  
LEIGHTON McCARTHY, K.C.,  
*Minister of Canada.*

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*The Canadian Minister to the Acting Secretary of State*

CANADIAN LEGATION  
WASHINGTON

No. 123

*March 4, 1943.*

SIR:

I have the honour to refer to your note of March 4 setting forth your understanding of the reciprocal undertaking, agreed to in the course of the recent negotiations between the Government of Canada and the Government of the United States of America, to continue in force the arrangement between the two Governments entered into by an exchange of notes dated November 29, 1940 and December 2, 1940, for the purpose of giving effect to Article III of the Air Transport Arrangement between the two Governments concluded on August 18, 1939.

54 Stat. 2422.

54 Stat. 1805.

The Canadian Government confirms your understanding of the reciprocal undertaking and agrees that the undertaking shall be effective from the date of your note, namely, March 4, 1943.

Accept, Sir, the renewed assurances of my highest consideration.

LEIGHTON McCARTHY

The Honourable SUMNER WELLES,  
*Acting Secretary of State of the United States,*  
*Washington, D. C.*

*Agreement between the United States of America and Chile renewing the agreement of April 23, 1940 respecting a military aviation mission. Effected by exchanges of notes signed at Washington November 27 and December 23, 1942, and April 14, 1943; effective April 23, 1943.*

November 27 and December 23, 1942, and April 14, 1943  
[E. A. S. 315]

*The Chilean Ambassador to the Secretary of State*

EMBAJADA DE CHILE  
WASHINGTON

Nº 5451/336

27 NOVEMBER 1942

EXCELLENCY:

I have the honor to bring to Your Excellency's notice that my Government is desirous of renewing the contract entered into on April 23, 1940 between our two Governments, whereby a United States Military Aviation Mission was established in Chile for a period of three years to assist in the development and functioning of the Chilean Air Force. This contract will expire in April of next year, and its early renewal is deemed convenient in order that there may be no possibility of a break in the continuity of the Mission, which might endanger the effective work it is accomplishing.

54 Stat. 2282.

My Government has instructed me to suggest that it would be gratified if changes might be made in the junior officers of the Mission, in order that new members may be assigned who have had actual combat experience. Besides, it is desired that one officer should be especially informed in the modern methods of flight instruction presently followed in the United States, for primary as well as advanced training; and that the other officer should be especially informed in matters relating to the maintenance of aviation materiel, and concerning the instruction given to non-commissioned officers and men in the technical schools of the Air Corps of the United States Army. There should be, also, two non-commissioned officers attached to the Mission: one an aviation mechanic and the other a radio mechanic, both highly qualified and with recognized experience.

In behalf of my Government, I beg leave to express the hope that the present Chief of the Mission, Colonel Omer Osmer Niergarth, may be permitted to continue at this post, where his services have been eminently satisfactory. However, should it be found necessary at any time for Your Excellency's Government to replace Colonel Niergarth as Chief of the Mission, my Government instructed me to suggest that he should be preferably a member of the Regular Army of the United States, otherwise a Reserve Officer completely familiar with modern tactics for the employment of military planes.

I should appreciate it deeply if Your Excellency would be good enough to advise me, as soon as convenient, whether Your Excellency's Government finds it possible to renew the contract and continue the Military Aviation Mission to Chile, which is most ardently desired by the Government of Chile.

Accept, Excellency, the renewed assurances of my highest consideration.

R. MICHELS

His Excellency CORDELL HULL,  
*The Secretary of State,*  
*Washington, D.C.*

*The Secretary of State to the Chilean Ambassador*

DEPARTMENT OF STATE  
WASHINGTON  
December 23, 1942

EXCELLENCY:

I have the honor to acknowledge the receipt of Your Excellency's note of November 27, 1942 in which you request the renewal of the Agreement entered into on April 23, 1940 between the Governments of the United States and the Republic of Chile, providing for a United States Military Aviation Mission to Chile.

In this connection, I am pleased to inform Your Excellency that the renewal of the Agreement for a period of three years, effective from April 23, 1943, and the modifications proposed in Your Excellency's note under reference are agreeable to the Government of the United States, provided that members of the Mission shall receive from the Government of Chile such net annual compensation as may be agreed upon between the Government of the United States and the Government of Chile for each member, notwithstanding the provisions of Article II <sup>[1]</sup> of the Agreement signed April 23, 1940, and provided, further, that personal and household effects, baggage and automobiles of military personnel attached to the Mission shall be exempt from customs duties and imposts of any kind in Chile and allowed free entry upon request of the Chief of the Mission, as stipulated in Article XIV of the Agreement now in effect.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:

SUMNER WELLES

His Excellency  
Señor Don RODOLFO MICHELS,  
*Ambassador of Chile.*

<sup>1</sup>[Article 11.]

54 Stat. 2282.

54 Stat. 2285

54 Stat. 2287.

*The Chilean Ambassador to the Secretary of State*

EMBAJADA DE CHILE  
WASHINGTON

Nº 863/94

14 ABRIL 1943

EXCELLENCY:

I have the honor to refer to my note of November 27, 1942 and your Excellency's reply thereto of December 23, 1942 concerning the renewal of the Agreement entered into on April 23, 1940 between the Governments of the United States and the Republic of Chile, providing for a United States Military Aviation Mission to Chile.

54 Stat. 2282.

I beg leave to inform your Excellency that it is agreeable to my Government that the members of the Mission shall receive such net annual compensation from the Government of Chile as may be agreed upon between the Government of Chile and the United States for each member, notwithstanding the provisions of Article 11 of the Agreement signed April 23, 1940 and further, that personal and household effects, baggage and automobiles of military personnel attached to the Mission shall be exempt from customs duties and imposts from any kind in Chile and be allowed free entry upon the request of the Chief of the Mission, as stipulated in Article 14 of the Agreement now in effect.

54 Stat. 2285.

54 Stat. 2287.

Therefore, it is understood that the Agreement is renewed for a period of three years, effective from April 23, 1943, on the same conditions and terms as the Agreement now in effect, and including the modifications proposed in my note of November 27, 1942 and the stipulations contained in your Excellency's note of December 23, 1942, set forth above.

Accept, Excellency, the renewed assurances of my highest consideration.

R. MICHELS

His Excellency CORDELL HULL,  
*The Secretary of State,*  
*Washington, D. C.*

March 25, 1943  
[E. A. S. 316]

*Agreement between the United States of America and El Salvador extending the agreement of March 27, 1941 respecting the detail of a military officer to serve as Director of the Military School and of the Military Academy of El Salvador. Effected by exchange of notes signed at San Salvador March 25, 1943; effective March 27, 1943.*

*The Salvadoran Minister of Foreign Affairs to the American Minister*

MINISTERIO DE RELACIONES EXTERIORES  
REPUBLICA DE EL SALVADOR, C.A.

SECCION DIPLOMATICA.

A.820 D.706

PALACIO NACIONAL:  
*San Salvador, 25 de marzo de 1943.*

SEÑOR MINISTRO:

He recibido del Señor Ministro de Defensa Nacional, la nota N<sup>o</sup>. 2439, de fecha de ayer, que dice:

“Señor Ministro: Tengo a honra comunicar a Ud., que el 26 de marzo en curso fenece el Contrato celebrado con fecha 27 de marzo de 1941, entre el Gobierno de El Salvador y el de los Estados Unidos de América, en virtud del cual el Gobierno Americano puso a disposición del de esta República los servicios técnicos y profesionales del un oficial del Ejército de aquella nación, para el desempeño de la Dirección de la Escuela Militar y Academia Militar anexa, de este país, enviando al Señor Coronel don Robert L. Christian; y deseando el Gobierno Salvadoreño seguir aprovechando los servicios del Señor Coronel Christian, o de otro jefe militar americano que se designe por parte de los Estados Unidos, de manera muy atenta ruego a usted se sirva hacer la consulta necesaria a donde corresponde, con el objeto de conocer si el Gobierno Americano está en la buena disposición de que tales servicios continuen prestándose, en las mismas condiciones que fija el Contrato de referencia, y aceptándose, también, la modificación solicitada por el Señor Ministro de los Estados Unidos en nota N<sup>o</sup>. 1271, del 14 de diciembre del año próximo pasado, transcrita por ese Despacho a su cargo a este Ministerio, el 19 del mismo mes, respecto a la compensación de dos mil seiscientos cincuenta y dos dólares anuales (\$-2.652.00), para el Señor Oficial norteamericano que sirva los cargos mencionados.— En espera de su estimable respuesta, me complace reiterar a usted, Señor Ministro, el testimonio de mi distinguida consideración.—A. I. Menéndez.”

De los conceptos transcritos, deduzco que el Contrato de fecha 27 de marzo de 1941, puede continuar en vigor hasta que se sustituya por otro, si así lo dispone su Gobierno.

En tal virtud, y de acuerdo con el Señor Ministro de Defensa Nacional, Señor General don Andrés I. Menéndez, me es grato mani-

festar a Vuestra Excelencia que mi Gobierno considerará prorrogado de hecho dicho Contrato, en las condiciones antes relacionadas, si Vuestra Excelencia manifiesta su conformidad en la respuesta que se sirva dar a la presente nota.

Renuevo a Vuestra Excelencia las seguridades de mi más elevada y distinguida consideración.

A. R. AVILA

Excelentísimo Señor don WALTER THURSTON,  
*Enviado Extraordinario y Ministro Plenipotenciario*  
*de los Estados Unidos de América,*  
*Presente.*

[Translation]

MINISTRY OF FOREIGN AFFAIRS  
REPUBLIC OF EL SALVADOR, C.A.  
DIPLOMATIC SECTION

A.820 D.706

NATIONAL PALACE:  
*San Salvador, March 25, 1943.*

MR. MINISTER:

I have received from the Minister of National Defense note no. 2439, dated yesterday, which states:

“Mr. Minister: I have the honor to inform you that there will expire on the 26th of March the contract concluded on the 27th of March 1941 between the Government of El Salvador and that of the United States of America by virtue of which the American Government placed at the disposal of the Government of this Republic the technical and professional services of an officer of the Army of that nation to assume charge of the Military School and annexed Military Academy of this country, sending for that purpose Colonel Robert L. Christian; and the Government of El Salvador, desiring to continue to avail itself of the services of Colonel Christian or of another American Army officer who may be designated by the United States, very earnestly requests you to make the necessary inquiries for the purpose of ascertaining whether the American Government is willing that such services continue to be rendered under the same conditions established in the contract referred to, and accepting also the modification requested by the Minister of the United States in his note no. 1271 of December 14 last, [1] forwarded by the office in your charge to this Ministry on the 19th of that same month, with respect to the annual compensation of \$2,652 for the American officer serving in the positions mentioned. Awaiting your esteemed reply I take pleasure in repeating to you, Mr. Minister, the assurances of my distinguished consideration. A. I. Menéndez.”

55 Stat. 1305.

<sup>1</sup>[Not printed.]

March 25, 1943  
[E. A. S. 316]

*Agreement between the United States of America and El Salvador extending the agreement of March 27, 1941 respecting the detail of a military officer to serve as Director of the Military School and of the Military Academy of El Salvador. Effected by exchange of notes signed at San Salvador March 25, 1943; effective March 27, 1943.*

*The Salvadoran Minister of Foreign Affairs to the American Minister*

MINISTERIO DE RELACIONES EXTERIORES

REPUBLICA DE EL SALVADOR, C.A.

SECCION DIPLOMATICA.

A.820 D.706

PALACIO NACIONAL:

*San Salvador, 25 de marzo de 1943.*

SEÑOR MINISTRO:

He recibido del Señor Ministro de Defensa Nacional, la nota N<sup>o</sup>. 2439, de fecha de ayer, que dice:

“Señor Ministro: Tengo a honra comunicar a Ud., que el 26 de marzo en curso fenece el Contrato celebrado con fecha 27 de marzo de 1941, entre el Gobierno de El Salvador y el de los Estados Unidos de América, en virtud del cual el Gobierno Americano puso a disposición del de esta República los servicios técnicos y profesionales del un oficial del Ejército de aquella nación, para el desempeño de la Dirección de la Escuela Militar y Academia Militar anexa, de este país, enviando al Señor Coronel don Robert L. Christian; y deseando el Gobierno Salvadoreño seguir aprovechando los servicios del Señor Coronel Christian, o de otro jefe militar americano que se designe por parte de los Estados Unidos, de manera muy atenta ruego a usted se sirva hacer la consulta necesaria a donde corresponde, con el objeto de conocer si el Gobierno Americano está en la buena disposición de que tales servicios continuen prestándose, en las mismas condiciones que fija el Contrato de referencia, y aceptándose, también, la modificación solicitada por el Señor Ministro de los Estados Unidos en nota N<sup>o</sup>. 1271, del 14 de diciembre del año próximo pasado, transcrita por ese Despacho a su cargo a este Ministerio, el 19 del mismo mes, respecto a la compensación de dos mil seiscientos cincuenta y dos dólares anuales (\$-2.652.00), para el Señor Oficial norteamericano que sirva los cargos mencionados.— En espera de su estimable respuesta, me complace reiterar a usted, Señor Ministro, el testimonio de mi distinguida consideración.—A. I. Menéndez.”

De los conceptos transcritos, deduzco que el Contrato de fecha 27 de marzo de 1941, puede continuar en vigor hasta que se sustituya por otro, si así lo dispone su Gobierno.

En tal virtud, y de acuerdo con el Señor Ministro de Defensa Nacional, Señor General don Andrés I. Menéndez, me es grato mani-

*Agreement between the United States of America, Canada, and the United Kingdom of Great Britain and Northern Ireland respecting industrial diamonds. Signed at London March 26, 1943; effective March 26, 1943. And exchange of notes.*

March 26, 1943  
[E. A. S. 317]

The Government of the United States of America, the Government of Canada and the Government of the United Kingdom of Great Britain and Northern Ireland considering that it is desirable, as a precaution against the adverse fortunes of war, to create a reserve of industrial diamonds upon the North American Continent, for possible needs of the United Nations, have agreed as follows:—

#### ARTICLE 1.

##### *Statement of Principle.*

The contracting Governments intend that the normal consumption requirements of the various nations shall be met currently from mine production and from stocks in the United Kingdom and various producing countries, and that the reserve hereinafter provided for shall not be drawn upon except under the conditions stated in this agreement.

#### ARTICLE 2.

##### *Size of Reserve.*

The reserve shall contain a minimum quantity of 11,500,000 carats of diamonds suitable for the uses specified in Appendix I and containing so far as possible the quantities in the various sizes specified under those uses.

*Post.* p. 936.

#### ARTICLE 3.

##### *Composition of Reserve.*

The Government of the United Kingdom will take such steps as are practicable for the reserve to be established by the transfer to Canada of stocks of diamonds held by diamond producing companies and by the Diamond Corporation in the quantities and of the descriptions set forth in Appendix II. Appendix II also sets forth the quantities of diamonds of the various use classifications and sizes which it is estimated will be found in the total quantities to be transferred by each company.

*Post.* p. 936.

#### ARTICLE 4.

##### *Transfer of Reserve.*

Transfer of the reserve shall begin as soon as possible after the date of signature of this agreement. The Government of the United Kingdom will use its best efforts to ensure transfer at a rate of 600,000 carats per week, but single shipments shall not exceed 300,000 carats each. The quantities so transferred shall be kept in safe keeping in

From the statements above transcribed I infer that the contract of March 27, 1941 may continue in effect until it is substituted by another, if your Government so directs.

Consequently, and in agreement with the Minister for National Defense, General Andrés I. Menéndez, I take pleasure in informing Your Excellency that my Government will consider said contract as having been extended *de facto* under the conditions above specified if Your Excellency indicates his conformity in the reply to be made to this note.

I renew to Your Excellency the assurances of my highest and distinguished consideration.

A. R. AVILA

His Excellency WALTER THURSTON

*Envoy Extraordinary and Minister Plenipotentiary  
of the United States of America,  
San Salvador.*

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*The American Minister to the Salvadoran Minister of Foreign Affairs*

No. 49

LEGATION OF THE  
UNITED STATES OF AMERICA  
*San Salvador, March 25, 1943*

EXCELLENCY:

I have the honor to acknowledge the receipt of Your Excellency's esteemed note No. A.820 D.706, of March 25, 1943, in which is transcribed the communication (No. 2439, of March 24) addressed to the Ministry for Foreign Affairs by His Excellency General Andrés I. Menéndez, the Minister of National Defense, with respect to the Contract of March 27, 1941 governing the detail of an Officer of the United States Army to serve as Director of the Military School and of the Military Academy of El Salvador.

In response, I have the honor to inform Your Excellency that the Government of the United States is agreeable to the extension of the Contract under the terms indicated in Note No. 2439, addressed to your Ministry by His Excellency the Minister of National Defense, until such time as it shall be substituted by another contract.

It is understood that Your Excellency's Note under acknowledgment and this Note of reply constitute an exchange of notes effecting extension of the Contract of March 27, 1941, in the manner above described.

I avail myself of the opportunity to renew to Your Excellency the assurances of my highest and most distinguished consideration.

WALTER THURSTON  
*American Minister*

His Excellency

DR. ARTURO RAMÓN AVILA  
*Minister of Foreign Affairs*

from African stocks or production. The Government of the United Kingdom shall, under such circumstances, formally assure the Government of the United States of the reasons and need for such withdrawal.

*C. Withdrawal for Canadian Requirements.*

If the stocks in Canada of industrial diamonds of any of the descriptions mentioned in Appendix IV fall at any time below the quantity of that description consumed in Canada during the preceding six months the Government of Canada may notify the Government of the United Kingdom and the Government of the United States that a shortage of industrial diamonds of that description exists. If the shortage of that description is not met either by delivery from the United States or from the United Kingdom within 90 days of the date of notification then the Government of the United Kingdom shall withdraw from the reserve for requirements in Canada such quantities of diamonds as are required to remove the shortage.

*Post, p. 937.*

*D. Withdrawals for other United Nations Requirements.*

Withdrawals for the requirements of other United Nations may be made after consultation between appropriate representatives of the Government of the United States and the Government of the United Kingdom.

*E. Combined Raw Materials Board.*

The provisions of this Article are subject to any action which may be required as the result of decisions by the Combined Raw Materials Board.

ARTICLE 7.

*Prices of Material Withdrawn and Expenses of Transfer.*

Industrial diamonds withdrawn from the United Nations reserve shall be withdrawn at United States dollar prices for comparable material (converted from Sterling at the official rate at the date of such withdrawal) ruling on the 30th June, 1942, to which prices may be added reasonable amounts to cover the proportion of the cost of the establishment, maintenance and liquidation of the United Nations reserve attributable to the diamonds withdrawn. Provided that if the ceiling prices of industrial diamonds in the United States are raised, the prices ruling on the 30th June, 1942, and chargeable hereunder may be raised by the same percentage as the percentage increase or increases in such ceiling prices. Since it is probable that the United Nations reserve will include certain quantities of cuttable material not normally employed for industrial purposes but suitable therefor, the Government of the United Kingdom will, in the event of an emergency requiring the use of such cuttable material, employ its best efforts to furnish this material to the United Nations at reasonable prices reflecting the utility of the material and its cost of production for industrial purposes and not its value as gem stones.

All expenses of the transfer of diamonds to North America for the United Nations reserve and of the maintenance, sorting and liquidation of the reserve including indemnity for any loss or damage to the diamonds shall be advanced in equal proportion by the Government of

such places in Canada as may be approved by the respective Governments. In the event that the Government of the United Kingdom desires to maintain a portion of the reserve in the United States, the Government of the United States will provide the necessary safe depositories.

ARTICLE 5.

*Maintenance of Production and Supply.*

The Government of the United Kingdom and the Government of the United States agree to take all practicable steps to maintain production at, or, if necessary, to increase it to levels adequate to provide both for the full current requirements of the United Nations, and for the maintenance of the present stocks in the United States and the United Nations reserve. The Government of the United States will use its best efforts to maintain an adequate supply of industrial diamonds to Canada to meet the current requirements of Canadian industries and to maintain existing stocks. Estimates of the current annual requirements of the United Nations made as of the 30th June, 1942, are set forth in Appendix III. It is understood, however, that such actual requirements may vary from these estimates from time to time.

*Post*, p. 937.

ARTICLE 6.

*Conditions of Withdrawal.*

A. *Withdrawal by the United States.*

The Government of the United States shall be entitled to draw upon the reserve stock, in any classification, when the United States stock of that classification falls to a quantity less than 90 per cent. of the normal stock as of the 30th June, 1942. The normal stocks as of the 30th June, 1942, are set forth by classifications in Appendix IV and are the stocks in private and Government hands in the United States including 4,505,000 carats of boart purchased but not delivered as of that date. Upon notice furnished to the Government of the United Kingdom by the Government of the United States that the stock of any classification has fallen below 90 per cent. of such normal stock, the Government of the United Kingdom undertakes to take all reasonable steps to make shipments to restore such stock to the figures set forth in Appendix IV for such classification within 60 days. If, at the end of such 60-day period, the shipments have not been made, the Government of the United States shall be entitled to draw upon the United Nations reserve in quantities sufficient to restore the stock of such classification to the figures set forth in Appendix IV for such classification. The Government of the United States may effect such withdrawals through the Metals Reserve Company or any other Government agency or department or through merchants or other private parties nominated by it.

*Post*, p. 937.

B. *Withdrawal by the United Kingdom.*

The Government of the United Kingdom may draw upon the United Nations reserve when, in its opinion, it becomes impracticable to meet current requirements from stocks in the United Kingdom or

to furnish quarterly statements to the Government of the United States of stocks in the United Kingdom (separately for merchants, the Diamond Corporation and its affiliates, and producers) and, so far as possible, of stocks in the hands of producers in Africa.

#### Miscellaneous Provisions.

##### ARTICLE 11.

Nothing in this agreement shall be construed to prevent any of the United Nations from acquiring additional quantities of industrial diamonds through purchase for its national reserve if diamonds are available and can be supplied without interfering with supplies for normal consumption and for the implementing of this agreement.

##### ARTICLE 12.

The three contracting Governments agree to take such steps as are reasonable and practicable to ensure that all diamonds acquired by any person as industrial diamonds are sold by the most direct channels for use in industry and that they are not bought or sold speculatively or for hoarding.

##### ARTICLE 13.

The Government of the United States and the Government of the United Kingdom will each appoint a representative to meet and adjust any difficulties of interpretation of this agreement which may arise from time to time. In any question affecting Canadian interests the Government of Canada may appoint a representative to collaborate with the representatives of the other two Governments.

##### ARTICLE 14.

#### *Duration of Agreement.*

This agreement shall operate from the date of signature and, except by mutual consent, it shall terminate nine months after the cessation of hostilities. For the purpose of this clause the cessation of hostilities shall be the date on which there is a general suspension of hostilities between the United Kingdom and the United States (or the later of them to suspend hostilities) on the one hand and the last of the enemy Powers with whom they are now at war on the other hand.

Done in triplicate in London, the 26th day of March, 1943.

On behalf of the Government of the United States of America:  
H. FREEMAN MATTHEWS<sup>[1]</sup>

On behalf of the Government of Canada:  
VINCENT MASSEY<sup>[2]</sup>

On behalf of the Government of the United Kingdom of  
Great Britain and Northern Ireland:  
ALEXANDER CADOGAN.<sup>[3]</sup>

<sup>1</sup>[American Chargé d'Affaires ad interim in London.]

<sup>2</sup>[High Commissioner of Canada in London.]

<sup>3</sup>[Permanent Secretary in the British Foreign Office.]

the United States and the Government of the United Kingdom subject to reimbursement from any sales from the reserve to the extent that the prices of sales from the reserve include, directly or indirectly, amounts which the Governments have advanced in respect of the establishment, maintenance and liquidation of the reserve. The Government of the United States undertakes to advance in the first instance any disbursements incurred in United States or Canadian dollars. On the liquidation of the reserve such part of the above-mentioned expenses as has not been reimbursed from sales from the reserve shall be shared equally by the two Governments. The Ministry of Supply of the United Kingdom will keep running accounts of advances and reimbursements.

ARTICLE 8.

*Sorting of Material.*

The Government of the United Kingdom will make adequate arrangements with the producing companies and with the Diamond Corporation to ensure that the United Nations reserve is sorted into the usual assortments of the Diamond Corporation upon its transfer to Canada and that such other necessary arrangements are made that withdrawals in accordance with the provisions of Article 6 can be made without any delay.

ARTICLE 9.

*Agreement with Producers.*

The Government of the United States and the Government of Canada take note of the draft agreement between the Minister of Supply of the United Kingdom and certain diamond producers, the Diamond Corporation, Ltd. and the Diamond Trading Company, Ltd., which is reproduced as Appendix V and will, so far as may be necessary, afford facilities for the performance of the terms of such an agreement.

*Post*, p. 938.

ARTICLE 10.

*Exchange of Information.*

A. *Information furnished by the Government of the United States.*

The Government of the United States undertakes to furnish to the Government of the United Kingdom within 90 days after the end of each quarterly period commencing with that ending on the 31st December, 1942, a statement, by classifications, of the stocks of industrial diamonds in the United States and of estimated purchases in South America until the end of 1946.

B. *Information furnished by the Government of the United Kingdom.*

The Government of the United Kingdom undertakes to furnish to the Government of the United States, within 90 days after the end of each quarterly period commencing with that ending on the 31st December, 1942, a statement by classifications of the stocks of industrial diamonds included in the United Nations reserve. Such statements shall include a summary of the results and progress of sorting in Canada. The Government of the United Kingdom further agrees

## B.

<i>Estimated Composition of Material to be transferred.</i>	<i>Carats.</i>
I.—Drilling material 14 per carat and under . . . . .	495, 500
II.—Material for drilling and for dressing grinding wheels 14 per carat to ½ carat (including material for wire drawing ½ to ⅓ carat) . . . . .	618, 000
III.—Material for dressing grinding wheels, for shaped tools and for wire drawing dies—	
⅓ to 1 carat . . . . .	588, 500
1 to 2 carats. . . . .	564, 378
2 to 6 carats. . . . .	191, 000
6 carats and over. . . . .	37, 000
IV.—Crushing and better board. . . . .	10, 179, 500
V.—Cutable—not useful industrially. . . . .	545, 500
<b>Total . . . . .</b>	<b>13, 219, 378</b>

## APPENDIX III.

*Estimate made at 30th June, 1942, of the Supplies of Industrial Diamonds required annually to meet the current needs of the United Nations (Article 5).*

	<i>United States and Canada. Carats.</i>	<i>United Kingdom, U. S. S. R. and other countries. Carats.</i>	<i>Total. Carats.</i>
I.—Drilling material—			
14 per carat and under . . . . .	600, 000	125, 000	725, 000
II.—Material for drilling and dressing grinding wheels—			
14 per carat to ½ carat . . . . .	250, 000	150, 000	400, 000
III.—Material for dressing grinding wheels—			
(a) ½ to 1 carat . . . . .	150, 000	70, 000	220, 000
(b) 1 to 2 carats . . . . .	150, 000	80, 000	230, 000
(c) 2 to 6 carats . . . . .	80, 000	60, 000	140, 000
(d) 6 carats and over. . . . .	20, 000	—	20, 000
IV.—Material for shaped tools—			
(a) ½ to 1 carat . . . . .	20, 000	35, 000	55, 000
(b) 1 carat and over . . . . .	8, 000	17, 000	25, 000
V.—Material for wire drawing dies—			
(a) ½ to ⅓ carat } . . . . .	35, 000	16, 000	51, 000
(b) ⅓ to 1 carat } . . . . .			
(c) Over 1 carat . . . . .	8, 000	7, 500	15, 500
VI.—Carbons . . . . .	—	—	—
VII.—Crushing board . . . . .	4, 300, 000	1, 000, 000	5, 300, 000
<b>Total . . . . .</b>	<b>5, 621, 000</b>	<b>1, 560, 500</b>	<b>7, 181, 500</b>

## APPENDIX IV.

*United States' normal stock of Industrial Diamonds as at 30th June, 1942 (Article 6A).*

	<i>Carats.</i>
I.—Drilling material—	
14 per carat and under . . . . .	1, 185, 000
II.—Material for drilling and dressing grinding wheels—	
14 per carat to ½ carat . . . . .	663, 000
III.—Material for dressing grinding wheels—	
(a) ½ to 1 carat . . . . .	406, 000
(b) 1 to 2 carats . . . . .	307, 000
(c) 2 to 6 carats . . . . .	150, 000
(d) 6 carats and over. . . . .	55, 000

APPENDIX I.

*Quantities and Sizes of Industrial Diamonds for various uses which should, so far as possible, be contained in the United Nations Reserve (Article 2).*

	Carats.
I.—Drilling material—	
14 per carat and under. . . . .	1, 790, 000
II.—Material for drilling and dressing grinding wheels—	
14 per carat to ½ carat. . . . .	431, 000
III.—Material for dressing grinding wheels—	
(a) ½ to 1 carat. . . . .	255, 000
(b) 1 to 2 carats . . . . .	420, 000
(c) 2 to 6 carats . . . . .	227, 000
(d) 6 carats and over . . . . .	40, 000
IV.—Material for shaped tools—	
(a) ½ to 1 carat. . . . .	—
(b) 1 carat and over. . . . .	20, 000
V.—Material for wire drawing dies—	
(a) ½ to ¼ carat . . . . .	—
(b) ¼ to 1 carat. . . . .	—
(c) Over 1 carat . . . . .	1, 000
VI.—Carbons . . . . .	—
VII.—Crushing board . . . . .	8, 350, 000
Total . . . . .	11, 534, 000

APPENDIX II.

*Quantities of Diamonds to be transferred to the United Nations Reserve by Producing Companies and the Diamond Corporation, together with an estimate of quantities of various sizes suitable for the under-mentioned uses included therein (Article 3).*

A.

<i>Quantities to be transferred—</i>	Carats.
1. Companhia de Diamantes de Angola . . .	700, 000 run of mine.
2. Consolidated African Selection Trust, Ltd. . . . .	82, 000 serie goods. 430, 000 original board. 72, 000 sand. 150, 000 run of mine (less dust). 66, 000 Ball-Mill product.
	800, 000 carats.
3. Sierra Leone Selection Trust, Ltd. . . .	105, 000 serie goods. 1, 025, 000 original board. 358, 000 run of mine. 12, 000 sand.
	1, 500, 000 carats.
4. Société Internationale Forestière et Minière du Congo . . . . .	2, 000, 000 pre classe. 5, 000, 000 original crushing board.
	7, 000, 000 carats.
5. Diamond Corporation, Ltd. (Incor- porated in the Union of South Africa) . . . . .	184, 378 United Kingdom reserve. 3, 000, 000 board. 35, 000 selected stones.
	3, 219, 378 carats.

## ARTICLE 3.

No part of the Reserve shall be removed from the approved addresses in Canada except with the consent of the Minister or except at the request of the Minister to meet an emergency requirement for industrial diamonds notified to the Corporation by the Minister. On receipt of such notification, the Corporation will arrange for the sale from the Reserve of such classes and quantities of diamonds to the Government of or merchants in the country where the emergency requirement has arisen as may be specified in the notification. The notification will specify the quantities of diamonds to be sold in the normal selling classifications of the Trading Company and each of the Companies will sell to the Corporation, according to the normal contracts existing between it and the Corporation, such quantities and classes of diamonds as the Corporation may call upon it to provide as being necessary to meet the emergency requirement.

## ARTICLE 4.

(1) It is the intention of the parties hereto that the Companies, the Corporation and the Trading Company shall be relieved of all payments in connexion with the diamonds provided for the Reserve other than payments which the Companies, the Corporation or the Trading Company would have made if the diamonds had not been provided for the Reserve and with a view thereto the following provisions shall apply:—

(2) The Minister shall—

(a) discharge all expenses of the transfer of diamonds to North America for the Reserve and of the maintenance, sorting and liquidation of the Reserve;

(b) discharge all other proper payments, including all (if any) taxes, duties, assessments or charges, whether on export, sales, income or otherwise, which would not have been incurred or levied if the diamonds had not been removed to North America for the purposes of the Reserve.

(3) Each of the Companies shall refund to the Minister from the proceeds of the sale by it of any diamonds comprised in the Reserve such expenses or payments discharged by the Minister in respect of those diamonds as the Company would have discharged if those diamonds had been sold in London to the Diamond Corporation on the 30th June, 1942.

(4) The Diamond Corporation shall refund to the Minister from the proceeds of the sale by it of any diamonds comprised in the Reserve such expenses or payments discharged by the Minister in respect of those diamonds as the Corporation would have discharged if those diamonds had been sold by it on the 30th June, 1942.

(5) The Trading Company shall refund to the Minister from the proceeds of the sale by it of any diamonds comprised in the Reserve such expenses or payments discharged by the Minister in respect of those diamonds as the Trading Company would have discharged if those diamonds had been sold by it in London on the 30th June, 1942. In addition, the Trading Company shall refund to the Minister from the sales of diamonds comprised in the Reserve the proceeds of such additions (if any) to the selling prices of the 30th June, 1942, as are made to the selling prices of those diamonds under Article 7 of this Agreement to meet the additional costs of the Minister.

(6) If on the termination of this Agreement there remain unsold any diamonds which were included in the Reserve the Minister will be entitled to the refund out of the proceeds of the sale of those diamonds by the Company owning them, the Corporation and the Trading Company of only such expenses or payments discharged by him in respect of those diamonds as the Company, the Corporation and the Trading Company respectively would have discharged if the diamonds had not formed part of the Reserve. The Minister will, however, be prepared to consider with the other parties hereto when the time arises whether this obligation should be discharged by part payment of the estimated amount due from those other parties or otherwise.

## ARTICLE 5.

The transfer of diamonds to Canada under this Agreement shall begin as soon as possible after the date of signature of this Agreement and the Companies and the Corporation severally undertake to use their best efforts to transfer the diamonds mentioned in Schedule I opposite their respective names at a rate not less than the rate set forth and from the date set forth in Schedule II for each Company. Single shipments shall not exceed 300,000 carats each.

## ARTICLE 6.

The Companies and the Corporation will arrange for the sorting of the diamonds in the Reserve in such manner as will enable the quantities of industrial diamonds suitable for the various industrial uses to which they are put to be estimated readily and in such manner as they will be readily available for sale in the usual selling classifications of the Trading Company. A report on the quantities of diamonds of various classes in the Reserve and of the progress of the sorting will be furnished to the Minister by each of the Companies, the Corporation and the Trading Company or by the Corporation on their behalf for each quarter commencing with that ending on the 31st March, 1943, and at the end of each three months thereafter.

## ARTICLE 7.

The prices at which the diamonds will be sold from the Reserve will be the Trading Company's selling prices in operation on the 30th June, 1942, with the addition of such amounts as are estimated by the Minister to be reasonable to cover the additional costs of the Minister, the Companies, the Corporation and the Trading Company for the establishment, maintenance and liquidation of the Reserve (including the costs of returning diamonds to the United Kingdom and insurance mentioned in Articles 9 and 10), provided that if the ceiling prices of industrial diamonds in the United States are raised the Trading Company's selling prices for diamonds in the Reserve may be increased correspondingly with the consent of the Minister. If rough diamonds of cuttable quality not normally sold as industrial diamonds are sold out of the Reserve as industrial diamonds, the prices to be charged by the Trading Company will be such reasonable prices as reflect the utility of the material and its cost of production for industrial purposes and not its value as gem stones. Such diamonds shall be sold at those prices subject to an undertaking that they will be re-sold only for use in industry and notification of such sales will be made to the Minister.

## ARTICLE 8.

The Companies, the Corporation and the Trading Company severally agree to furnish to the Minister within 30 days after the end of each quarterly period commencing with that ending on the 31st March, 1943, a statement of the stocks of industrial diamonds which they hold, with such information as to the quantities of the various classes mentioned in Schedule I contained in the stocks as will enable an estimate to be made of the quantities which are suitable for various industrial uses.

## ARTICLE 9.

The Minister will make provision at his own expense for the return to the United Kingdom of the diamonds remaining in the Reserve at the termination of this Agreement.

## ARTICLE 10.

The Minister will pay the costs of insuring at the current selling prices of the owners the diamonds provided for the Reserve against all insurable risks of damage or loss from the date when the diamonds are despatched from storage *en route* to Canada until they are sold or returned to the United Kingdom in

accordance with the provisions of Article 9 or otherwise cease to be covered by this Agreement, whichever first happens. These costs shall be regarded as expenses for the purpose of refunds to the Minister under Article 4 of this Agreement.

ARTICLE 11.

This Agreement shall operate from the date of signature and, unless in view of the passing of the emergency it is terminated earlier by mutual consent, shall terminate nine months after the cessation of hostilities, except as regards the reimbursement of expenses referred to in Article 4 hereof. For the purpose of this clause the cessation of hostilities shall be the date on which there is a general suspension of hostilities between the United Kingdom and the United States of America (or the later of them to suspend hostilities) on the one hand and the last of the enemy Powers with whom they are now at war on the other hand.

ARTICLE 12.

This Agreement shall be construed according to the law of England.

SCHEDULE I.

*Quantities of Diamonds to be transferred to the United Nations Reserve by Producing Companies and the Diamond Corporation.*

1. Companhia de Diamantes de Angola . . . . .	700,000 carats run of mine.
2. Consolidated African Selection Trust, Ltd. . . . .	82,000 carats serie goods. 430,000 carats original boart. 72,000 carats sand. 150,000 carats run of mine (less dust). 66,000 carats Ball-Mill product.
	<hr/> 800,000 carats.
3. Sierra Leone Selection Trust, Ltd.	105,000 carats serie goods. 1,025,000 carats original boart. 358,000 carats run of mine. 12,000 carats sand.
	<hr/> 1,500,000 carats.
4. Société Internationale Forestière et Minière du Congo . . . . .	2,000,000 carats pre classe. 5,000,000 carats original crushing boart.
	<hr/> 7,000,000 carats.
5. Diamond Corporation, Ltd. (Incorporated in the Union of South Africa) . . . . .	184,378 carats United Kingdom reserve. 3,000,000 carats boart. 35,000 carats selected stones.
	<hr/> 3,219,378 carats.

## SCHEDULE II.

*Rate of Transfer of Diamonds to Canada for the United Nations Reserve.*

Companhia de Diamantes de Angola.	35,000 carats run of mine goods each week from the week commencing 1943.
Consolidated African Selection Trust, Ltd . . . . .	40,000 carats each week from the week commencing , 1943, spread as most convenient over the various classes of goods to be transferred.
Sierra Leone Selection Trust, Ltd .	70,000 carats each week from the week commencing , 1943, spread as most convenient over the various classes of goods to be transferred.
Société Internationale Forestière et Minière du Congo . . . . .	320,000 carats each week from as soon after the , 1943, as is possible, preference being given to the shipment of pre classe goods.
Diamond Corporation, Ltd. . . .	184,378 carats United Kingdom reserve during the two weeks commencing , 1943, and 145,000 carats of board each week from the week commencing , 1943, 35,000 carats selected stones as early as possible.

## EXCHANGE OF NOTES

*The American Chargé d'Affaires ad interim to the British Prime Minister*

EMBASSY OF THE  
UNITED STATES OF AMERICA

No. 2536.

*London, March 26, 1943.*

SIR,

I have the honor to refer to Article 14 of the Agreement regarding Industrial Diamonds signed this day between the Governments of the United Kingdom of Great Britain and Northern Ireland, Canada, and the United States of America, which provides for the termination of the arrangements for maintaining and operating the United Nations reserve of industrial diamonds, and to the agreement between the Ministry of Supply and the diamond producing companies which gives the companies a right to the return to the United Kingdom of the diamonds remaining in the reserve at that time.

When that time arrives it may be found desirable, with the concurrence of the companies, to make other arrangements for the disposition of the diamonds in the reserve, and it is, therefore, the desire of the Government of the United States that provision should be made for discussions on this matter to take place between the Government of the United Kingdom and the Government of the United States within three months before the termination of the agreed arrangements.

If the Government of the United Kingdom concurs in this proposal and will be prepared to arrange for its representation at such discussions, which might best be held in London where contact can be

Future discussion  
of disposition of re-  
serve.

most readily made with the owners of the diamonds, the present note and Your Excellency's reply to that effect will be regarded as an understanding between our two Governments.

Accept, Sir, the renewed assurances of my highest consideration.

H. FREEMAN MATTHEWS  
*Chargé d'Affaires ad interim*

The Right Honorable  
WINSTON CHURCHILL, C.H., M.P.,  
*Foreign Office,*  
*London.*

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*The Permanent Secretary in the British Foreign Office to the American*  
*Chargé d'Affaires ad interim*

FOREIGN OFFICE, S.W. 1.  
*26th March, 1943.*

SIR,

I thank you for your letter of today's date regarding the proposal of the Government of the United States that provision should be made for discussion of the disposition of diamonds in the United Nations reserve of industrial diamonds within three months of the date of termination of the arrangements agreed in the Agreement on Industrial Diamonds signed to-day. In reply I have the honour to inform you that the Government of the United Kingdom concur in the proposal and that this note and your note to which this is a reply will be regarded as an understanding between our two Governments in this matter.

I have the honour to be, with high consideration, Sir,

Your obedient Servant,

(In the absence of the Secretary of State)

ALEXANDER CADOGAN.

Mr. H. FREEMAN MATTHEWS,  
*etc., etc., etc.,*  
*1, Grosvenor Square,*  
*W. 1.*

April 3, 1943  
[E. A. S. 318]

*Supplementary agreement between the United States of America and Costa Rica respecting cooperative rubber investigations in Costa Rica. Effected by exchange of notes signed at San José April 3, 1943; effective April 3, 1943.*

*The American Minister to the Costa Rican Secretary of State for Foreign Affairs*

LEGATION OF THE UNITED STATES OF AMERICA

SAN JOSÉ, COSTA RICA,

No. 420.

*April 3, 1943.*

EXCELLENCY:

I have the honor to refer to the agreement for cooperative rubber investigations in Costa Rica, between the United States of America and the Republic of Costa Rica, effected by notes dated April 19, 1941 and June 16, 1941 exchanged between the American Chargé d'Affaires ad interim and Your Excellency.

55 Stat. 1368.

I have the honor now to inform you that as a result of practical considerations which have arisen in connection with the establishment and operation of the rubber experiment station in accordance with the above-mentioned agreement, it has been found to be desirable that a supplementary agreement be entered into between the United States of America and the Republic of Costa Rica for the purpose of defining more clearly certain procedures affecting the sale of products grown on the lands used by the said rubber experiment station and in order to facilitate the continued development of rubber investigations and demonstration plantings in Costa Rica.

Accordingly, I have the honor to inform Your Excellency that the Government of the United States of America is prepared to give effect to a supplementary agreement relating to cooperative rubber investigations in Costa Rica in the following terms:

#### ARTICLE I

Sale of products,  
procedures.

In the sale of products which have been grown and are now on, or which are or may be developed or cultivated as a result of rubber investigations and demonstration plantings on, the lands owned by the Government of the Republic of Costa Rica and provided by the Government of the Republic of Costa Rica for the establishment and operation by the Department of Agriculture of the United States of America of a rubber experiment station, in accordance with the agreement for cooperative rubber investigations in Costa Rica, between the Government of the United States of America and the Government of the Republic of Costa Rica, effected by an exchange of notes dated April 19,

1941 and June 16, 1941, the following procedures shall be followed with respect to such sales and with respect to accounting and disbursements:

55 Stat. 1368.

(a) Any such sale shall be made by the Secretary of State in the Ministry of Agriculture of Costa Rica, and the proceeds from any such sale shall be placed in a special account with the understanding that such proceeds shall be used for the improvement and development of the rubber experiment station, the demonstration plantations, and the lands aforesaid.

Special account.

(b) The system of accounting for farm receipts and disbursements will be formulated and approved by the Secretary of State in the Ministry of Agriculture of Costa Rica and the local representatives in charge of rubber investigations for the Department of Agriculture of the United States of America.

System of accounting.

## ARTICLE II

This supplementary agreement shall remain in force as though it were an integral part of the aforesaid agreement effected by an exchange of notes dated April 19, 1941 and June 16, 1941.

Continuance in force.

If agreeable to the Government of the Republic of Costa Rica, this supplementary agreement shall be considered by the Government of the United States of America to be concluded and in effect as of the date of a corresponding note from Your Excellency indicating that the Government of the Republic of Costa Rica is prepared to give effect to the supplementary agreement in accordance with the foregoing terms.

Effective date.

Accept, Excellency, the renewed assurances of my highest consideration.

ROBERT M. SCOTTEN

His Excellency

Señor Licenciado don ALBERTO ECHANDI,  
Secretary of State for Foreign Affairs,  
San José, Costa Rica.

*The Costa Rican Secretary of State for Foreign Affairs to the American Minister*

REPUBLICA DE COSTA RICA  
SECRETARIA DE RELACIONES EXTERIORES

Nº 737-B

SAN JOSE, 3 de abril de 1943.

SEÑOR MINISTRO:

Tengo la honra de avisar a Vuestra Excelencia el recibo de su atenta nota Nº 420 de 3 del corriente, en que se sirve informarme que el Gobierno de los Estados Unidos desea celebrar un convenio acerca de los procedimientos que deben seguirse para la venta de los pro-

ductos de la Estación Experimental de Hule fundada de acuerdo con lo convenido con mi Gobierno por medio de las notas de fechas 19 de abril y 16 de junio de 1941, y con ese fin se sirve incluir las estipulaciones suplementarias pertinentes, las cuales considerará en vigencia desde la fecha de la nota correspondiente en que mi Gobierno las acepte.

Me complazco en manifestar a Vuestra Excelencia que de acuerdo con el parecer favorable de la Secretaría de Agricultura, el Gobierno de Costa Rica consiente expresamente en el mencionado Convenio Suplementario, cuyos términos serán los siguientes:

“ARTICULO I.—Los procedimientos que enseguida se indican serán los que se apliquen en las ventas, contabilidad y gastos de los artículos cosechados hasta el presente y de los que en adelante se cosechen o cultiven como resultado de las investigaciones huleras y siembras de ensayo en las tierras del Gobierno de la República de Costa Rica,— cedidas por éste al Departamento de Agricultura de los Estados Unidos de América para el establecimiento y manejo de una Estación Experimental de Hule,— de conformidad con el Convenio celebrado al efecto entre el Gobierno de los Estados Unidos de América y el de Costa Rica por notas cruzadas entre ambos y que llevan fechas de 19 de abril y 16 de junio de 1941.— a) Toda venta será efectuada por la Secretaría de Estado en el Despacho de Agricultura de Costa Rica, y su producto será depositado en una cuenta especial, en el entendimiento de que ese producto será usado para el mejoramiento y desarrollo de la Estación Experimental del Hule, de las siembras de ensayo y de las tierras citadas.— b) El sistema de contabilidad para las entradas y salidas de la finca, será formulado y aprobado por el Señor Secretario de Estado en el Despacho de Agricultura de Costa Rica y los representantes locales encargados de las investigaciones huleras por el Departamento de Agricultura de los Estados Unidos de América.— ARTICULO II.—Este acuerdo suplementario permanecerá en vigencia como si fuera parte integral del antes mencionado Convenio celebrado en virtud de las notas cruzadas entre los dos Gobiernos con fechas 19 de abril y 16 de junio de 1941.—”

En consecuencia, de conformidad con la nota de Vuestra Excelencia a que la presente se refiere, debe considerarse en vigor el convenio suplementario transcrito, desde hoy.

Aprovecho esta oportunidad para reiterar a Vuestra Excelencia los sentimientos de mi más alta y distinguida consideración.

ALBERTO ECHANDI

Excelentísimo Señor

DON ROBERT M. SCOTTEN

*Enviado Extraordinario y Ministro*

*Plenipotenciario de los Estados Unidos*

CIUDAD.—

[Translation]

REPUBLIC OF COSTA RICA  
MINISTRY OF FOREIGN AFFAIRS

No. 737-B

SAN JOSÉ, *April 3, 1943.*

MR. MINISTER:

I have the honor to advise Your Excellency of the receipt of your courteous note no. 420 of April 3, 1943, in which you inform me that the Government of the United States desires to enter into an agreement with reference to the procedures which should be followed for the sale of the products of the Rubber Experimental Station established in accord with the understanding reached with my Government by means of the notes dated April 19 and June 16, 1941, and to this end you include the pertinent supplementary stipulations, which will be considered in effect from the date of the corresponding note in which my Government accepts them.

55 Stat. 1368.

I am pleased to state to Your Excellency that in accordance with the favorable opinion of the Ministry of Agriculture, the Government of Costa Rica expressly consents to the above-mentioned supplementary agreement, the terms of which will be as follows:

“ARTICLE I.—In the sale of products which have been grown and are now on, or which are or may be developed or cultivated as a result of rubber investigations and demonstration plantings on, the lands owned by the Government of the Republic of Costa Rica and provided by the Government of the Republic of Costa Rica for the establishment and operation by the Department of Agriculture of the United States of America of a rubber experiment station, in accordance with the agreement for cooperative rubber investigations in Costa Rica, between the Government of the United States of America and the Government of the Republic of Costa Rica, effected by an exchange of notes dated April 19, 1941 and June 16, 1941, the following procedures shall be followed with respect to such sales and with respect to accounting and disbursements.— a) Any such sale shall be made by the Secretary of State in the Ministry of Agriculture of Costa Rica, and the proceeds from any such sale shall be placed in a special account with the understanding that such proceeds shall be used for the improvement and development of the rubber experiment station, the demonstration plantations, and the lands aforesaid.— b) The system of accounting for farm receipts and disbursements will be formulated and approved by the Secretary of State in the Ministry of Agriculture of Costa Rica and the local representatives in charge of rubber investigations for the Department of Agriculture of the United States of America.— ARTICLE II.—This supplementary agreement shall remain in force as though it were an integral part of the aforesaid agreement effected by an exchange of notes dated April 19, 1941 and June 16, 1941.

In consequence, in conformity with Your Excellency's note to which this present note refers, the transcribed supplementary agreement should be considered in effect from today.

I take this opportunity to reiterate to Your Excellency the sentiments of my highest and most distinguished consideration.

ALBERTO ECHANDI

His Excellency

Mr. ROBERT M. SCOTTEN

*Envoy Extraordinary and Minister*

*Plenipotentiary of the United States*

CITY.-

*Agreement between the United States of America and Norway respecting military service. Effected by exchanges of notes signed at Washington March 31, October 6, and December 23, 1942, and January 16, 1943; effective December 24, 1942.*

March 31, October 6,  
December 23, 1942,  
and January 16, 1943  
[E. A. S. 319]

*The Acting Secretary of State to the Norwegian Minister*

DEPARTMENT OF STATE  
WASHINGTON  
March 31, 1942

SIR:

I have the honor to refer to your note dated January 22, 1942 [1] and conversations which have taken place between the officers of the Norwegian Legation and of the Department with respect to the application of the United States Selective Training and Service Act of 1940, as amended, to Norwegian subjects residing in the United States.

54 Stat. 885.  
50 U. S. C. app.  
§§ 301-318; Supp. II,  
§§ 302-315.  
*Ante*, pp. 164, 391,  
596.

As you are aware, the Act provides that with certain exceptions every male citizen of the United States and every other male person residing in the United States between the ages of eighteen and sixty-five shall register. The Act further provides that, with certain exceptions, registrants within specified age limits are liable for active military service in the United States armed forces.

This Government recognizes that from the standpoint of morale of the individuals concerned and the over-all military effort of the countries at war with the Axis Powers, it would be desirable to permit certain classes of individuals who have registered or who may register under the Selective Training and Service Act of 1940, as amended, to enlist in the armed forces of a cobelligerent country, should they desire to do so. It will be recalled that during the World War this Government signed conventions with certain associated powers on this subject. The United States Government believes, however, that under existing circumstances the same ends may now be accomplished through administrative action, thus obviating the delays incident to the signing and ratification of conventions.

This Government is prepared, therefore, to initiate a procedure which will permit aliens who have registered under the Selective Training and Service Act of 1940, as amended, who are nationals of cobelligerent countries and who have not declared their intention of becoming American citizens to elect to serve in the forces of their respective countries, in lieu of service in the armed forces of the United States, at any time prior to their induction into the armed forces of this country. Individuals who so elect will be physically examined by the armed forces of the United States, and if found physically qualified, the results of such examinations will be forwarded to the proper author-

Nationals of co-  
belligerent countries.  
Induction proce-  
dure.

<sup>1</sup> [Not printed.]

ities of the cobelligerent nation for determination of acceptability. Upon receipt of notification that an individual is acceptable and also receipt of the necessary travel and meal vouchers from the cobelligerent government involved, the appropriate State Director of the Selective Service System will direct the local Selective Service Board having jurisdiction in the case to send the individual to a designated reception point for induction into active service in the armed forces of the cobelligerent country. If upon arrival it is found that the individual is not acceptable to the armed forces of the cobelligerent country, he shall be liable for immediate induction into the armed forces of the United States.

Stipulations to be  
agreed to by co-  
belligerent country.

Before the above-mentioned procedure will be made effective with respect to a cobelligerent country, this Department wishes to receive from the diplomatic representative in Washington of that country a note stating that his government desires to avail itself of the procedure and in so doing agrees that:

(a) No threat or compulsion of any nature will be exercised by his government to induce any person in the United States to enlist in the forces of any foreign government;

(b) Reciprocal treatment will be granted to American citizens by his government; that is, prior to induction in the armed forces of his government they will be granted the opportunity of electing to serve in the armed forces of the United States in substantially the same manner as outlined above. Furthermore, his government shall agree to inform all American citizens serving in its armed forces or former American citizens who may have lost their citizenship as a result of having taken an oath of allegiance on enlistment in such armed forces and who are now serving in those forces that they may transfer to the armed forces of the United States provided they desire to do so and provided they are acceptable to the armed forces of the United States. The arrangements for effecting such transfers are to be worked out by the appropriate representatives of the armed forces of the respective governments.

(c) No enlistments will be accepted in the United States by his government of American citizens subject to registration or of aliens of any nationality who have declared their intention of becoming American citizens and are subject to registration.

This Government is prepared to make the proposed regime effective immediately with respect to the Kingdom of Norway upon the receipt from you of a note stating that your Government desires to participate in it and agrees to the stipulations set forth in lettered paragraphs (a), (b), and (c) above.

Accept, Sir, the renewed assurances of my highest consideration.

SUMNER WELLES  
*Acting Secretary of State*

The Honorable

WILHELM MUNTHE DE MORGENSTERNE,  
*Minister of Norway.*

*The Secretary of State to the Norwegian Ambassador*

DEPARTMENT OF STATE  
WASHINGTON  
October 6, 1942

EXCELLENCY:

I have the honor to refer to the Department's note of March 31, 1942 and to your note of August 21, 1942, [1] concerning the proposed arrangement regarding the services of nationals of one country in the armed forces of the other country. In the Department's note of September 24, 1942 [1] it was stated that consideration was being given by the appropriate authorities of this Government to the question of the transfer from the United States forces to their own forces of nondeclarant nationals of co-belligerent countries with which reciprocal induction arrangements have been concluded.

The necessary arrangements have now been made, and the War Department is prepared to discharge, for the purpose of transferring to the armed forces of their own country, nondeclarant Norwegian nationals serving in the United States forces, as soon as the proposed reciprocal induction agreement with Norway becomes effective.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:  
G. HOWLAND SHAW

His Excellency

WILHELM MUNTHE DE MORGENSTERNE,  
*Ambassador of Norway.*

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*The Norwegian Ambassador to the Secretary of State*

NORWEGIAN EMBASSY  
WASHINGTON, D.C.

DECEMBER 23, 1942.

EXCELLENCY:

I have the honour to refer to your note marked 811.2222 (1940) 1485, of September 24, 1942, [1] concerning a proposed arrangement regarding the service of nationals of one country in the armed forces of the other country.

In this note you point out that the proposal outlined in your note of March 31, 1942, constitutes the most liberal regime which your Government can enter into consistent with existing laws of the United States and with practical considerations.

In my notes of January 22, and August 21, 1942, [1] I referred to the stipulations of Art. VI, of the Treaty of Friendship, Commerce and Consular Rights between Norway and the United States of America,

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<sup>1</sup> [Not printed.]

47 Stat. 2139.

signed in Washington on June 5, 1928, which are in the opinion of my Government, inconsistent with the arrangement proposed by you.

The Norwegian Government do not, however, at the present time, wish to raise legal objections, based on treaty rights.

Consequently, the Norwegian Government are willing to participate in the scheme set forth in your note of March 31, 1942, supplemented by your note of October 6, 1942, and in so doing agree to the conditions stipulated in the note of March 31, 1942, full reciprocity on all points being assured by the United States Government.

Accept, Excellency, the renewed assurances of my highest consideration.

W. MORGENSTIERNE

His Excellency

CORDELL HULL,

*Secretary of State,*

*Washington, D.C.*

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*The Secretary of State to the Norwegian Ambassador*

DEPARTMENT OF STATE

WASHINGTON

*January 16, 1943*

EXCELLENCY:

I have the honor to acknowledge the receipt of your note of December 23, 1942, with further reference to the Department's suggestion of March 31, 1942 that an arrangement be entered into between our respective Governments concerning the service of nationals of one country in the armed forces of the other country. You state that your Government is willing to participate in the proposal set forth in the Department's notes of March 31, 1942 and October 6, 1942, and in so doing agrees to the conditions stipulated in the Department's note of March 31, 1942, full reciprocity on all points being assured by the United States Government.

Effective date.

I take pleasure in informing you that this Government now considers the agreement to have become effective, with respect to Norway, on December 24, 1942, the date on which your note under acknowledgment was received in the Department. I may assure you that full reciprocity will be accorded by this Government, and that the appropriate authorities of this Government will carry out the agreement in the spirit of full cooperation with your Government.

It is suggested that all the details incident to carrying out the arrangement be discussed directly by officers of the Embassy with the appropriate officers in the War Department and the Selective Service System. Lieutenant Colonel W. D. Partlow of the War Department

and Major S. G. Parker of the Selective Service System will be available to discuss questions relating to the exercise of the option prior to induction. The Inter-Allied Personnel Board of the War Department, which is headed by Major General Guy V. Henry, is the agency with which questions relating to the discharge of non-declarent Norwegian nationals who may now be serving in the Army of the United States may be discussed.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:

G. HOWLAND SHAW

His Excellency

WILHELM MUNTHE DE MORGENSTIERNE,  
*Ambassador of Norway.*

March 30, December 14, 1942, January 26, February 25, 1943  
 [E. A. S. 320]

*Agreement between the United States of America and Poland respecting military service. Effected by exchanges of notes signed at Washington March 30 and December 14, 1942, January 26 and February 25, 1943; effective January 27, 1943.*

*The Acting Secretary of State to the Polish Ambassador*

DEPARTMENT OF STATE  
 WASHINGTON  
 March 30, 1942

**EXCELLENCY:**

With reference to Your Excellency's note of March 17, 1942, [1] and to previous correspondence with respect to the enlistment of residents of the United States in the armed forces of Poland, [1] I have the honor to inform you that special consideration has been given to the views of your government in the discussions which have taken place between officers of this Department, the War and Navy Departments, and the Selective Service System on the general problem of the application of the United States Selective Training and Service Act of 1940, as amended, to nationals of co-belligerent countries residing in the United States.

As you are aware the Act provides that with certain exceptions every male citizen of the United States and every other male person residing in the United States between the ages of 18 and 65 shall register. The Act further provides that, with certain exceptions, registrants within specified age limits are liable for active military service in the United States armed forces.

This Government recognizes that from the standpoint of morale of the individuals concerned and the over-all military effort of the countries at war with the Axis Powers, it would be desirable to permit certain classes of individuals who have registered or who may register under the Selective Training and Service Act of 1940, as amended, to enlist in the armed forces of a co-belligerent country, should they desire to do so. It will be recalled that during the World War this Government signed conventions with certain associated powers on this subject. The United States Government believes, however, that under existing circumstances the same ends may now be accomplished through administrative action, thus obviating the delays incident to the signing and ratification of conventions.

This Government is prepared, therefore, to initiate a procedure which will permit aliens who have registered under the Selective Training and Service Act of 1940, as amended, who are nationals of

<sup>1</sup> [Not printed.]

54 Stat. 885.  
 50 U. S. C. app.  
 §§ 301-318; Supp. II,  
 §§ 302-315.  
 Ante, pp. 164, 391,  
 596.

Nationals of cobelligerent countries.  
 Induction procedure.

co-belligerent countries and who have not declared their intention of becoming American citizens to elect to serve in the forces of their respective countries, in lieu of service in the armed forces of the United States, at any time prior to their induction into the armed forces of this country. Individuals who so elect will be physically examined by the armed forces of the United States, and if found physically qualified, the results of such examinations will be forwarded to the proper authorities of the co-belligerent nation for determination of acceptability. Upon receipt of notification that an individual is acceptable and also receipt of the necessary travel and meal vouchers from the co-belligerent government involved, the appropriate State Director of the Selective Service System will direct the local Selective Service Board having jurisdiction in the case to send the individual to a designated reception point for induction into active service in the armed forces of the co-belligerent country. If upon arrival it is found that the individual is not acceptable to the armed forces of the co-belligerent country, he shall be liable for immediate induction into the armed forces of the United States.

Before the above-mentioned procedure will be made effective with respect to a co-belligerent country, this Department wishes to receive from the diplomatic representative in Washington of that country a note stating that his government desires to avail itself of the procedure and in so doing agrees that :

Stipulations to be  
agreed to by cobel-  
ligerent country.

(a) No threat or compulsion of any nature will be exercised by his government to induce any person in the United States to enlist in the forces of any foreign government;

(b) Reciprocal treatment will be granted to American citizens by his government; that is, prior to induction in the armed forces of his government they will be granted the opportunity of electing to serve in the armed forces of the United States in substantially the same manner as outlined above. Furthermore, his government shall agree to inform all American citizens serving in its armed forces or former American citizens who may have lost their citizenship as a result of having taken an oath of allegiance on enlistment in such armed forces and who are now serving in those forces that they may transfer to the armed forces of the United States provided they desire to do so and provided they are acceptable to the armed forces of the United States. The arrangements for effecting such transfers are to be worked out by the appropriate representatives of the armed forces of the respective governments.

(c) No enlistments will be accepted in the United States by his government of American citizens subject to registration or of aliens of any nationality who have declared their intention of becoming American citizens and are subject to registration.

This Government is prepared to make the proposed regime effective immediately with respect to Poland upon the receipt from you of a

note stating that your government desires to participate in it and agrees to the stipulations set forth in lettered paragraphs (a), (b), and (c) above.

Accept, Excellency, the renewed assurances of my highest consideration.

SUMNER WELLES  
*Acting Secretary of State*

His Excellency  
JAN CIECHANOWSKI,  
*Ambassador of Poland.*

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*The Secretary of State to the Polish Ambassador*

DEPARTMENT OF STATE  
WASHINGTON  
*December 14, 1942*

**EXCELLENCY:**

I have the honor to refer to your note No. 745/SZ-72 of October 13, 1942, [1] and to other correspondence exchanged in the matter of the proposed arrangement between the United States and Poland concerning the services of nationals of one country in the armed forces of the other country. You state that your Government is prepared to accept an arrangement which would make it possible

- a) for all Polish citizens residing in the United States, who are liable to register under the provisions of the Selective Training and Service Act of 1940, to enlist in the Polish Armed Forces should they so desire;
- b) for all Polish citizens, who have already been drafted in the Armed Forces of the United States, to be given the opportunity to transfer, if they so desire, to the Polish Armed Forces;

and that your Government would be prepared to conform to lettered paragraphs a, b, and c of the Department's note of March 30, 1942.

I take pleasure in informing you that this Government is prepared to enter into an arrangement with your Government as proposed in the Department's note of March 30, 1942; however, this Government finds itself unable to make the arrangement applicable to "all Polish citizens", as desired in lettered paragraphs a) and b) of your note of October 13, 1942. This Government is unable to grant the privileges outlined in the Department's note of March 30, 1942, to any but Polish nationals who have not declared their intention of becoming American citizens.

This Government is prepared, however, upon the conclusion of the proposed arrangement, to grant to nondeclarant Polish nationals already serving in the armed forces of the United States, who did not previously have an opportunity of electing to serve in the forces of

<sup>1</sup> [Not printed.]

their own country, the privilege of applying for a transfer to their own forces. Upon the conclusion of the arrangement, the War Department is prepared to discharge, for the purpose of transferring to the armed forces of Poland, nondeclarant Polish nationals serving in the United States forces who did not have a previous opportunity of opting for service with the Polish forces.

If your Government is desirous of entering into the proposed arrangement, and you will forward to the Department a note conforming to the concluding paragraph of the Department's note of March 30, 1942, this Government is prepared to make the proposed regime effective immediately upon the receipt of such note.

Accept, Excellency, the renewed assurances of my highest consideration.

CORDELL HULL

His Excellency

JAN CIECHANOWSKI,  
*Ambassador of Poland.*

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*The Polish Ambassador to the Secretary of State*

AMBASADA POLSKA  
W WASZYNGTONIE

745/SZ-t-83

JANUARY 26th, 1943.

SIR,

I have the honor to refer to your note of December 14, 1942, No. 860C.2222/24, concerning the proposed arrangement between Poland and the United States with regard to the service of nationals of one country in the armed forces of the other country, and to inform you that, in accordance with the principles laid down in your note of March 30, 1942, the Polish Government is ready to affirm its acceptance of the stipulations contained in the concluding paragraph of your note of March 30, 1942, thereby conforming to the concluding paragraph of your note of December 14, 1942. Consequently:

- 1) All Polish nationals who have not declared their intention of becoming American citizens will be granted the privileges outlined in your notes of March 30, 1942 and December 14, 1942;
- 2) The War Department of the United States, in agreement with the Polish military authorities, will discharge, for the purpose of transferring to the armed forces of Poland, the nondeclarant Polish nationals already serving in the United States forces, who are desirous of enlisting in the Polish armed forces and have not had an opportunity of opting for service in the Polish forces;
- 3) All nondeclarant Polish nationals liable for service in the armed forces of the United States under the selective service law of the United States may, if they so desire, opt for service

in the Polish armed forces, by indicating to their local draft boards before their induction their desire to serve in the Polish armed forces in lieu of the United States forces;

- 4) The Polish Government expresses the hope that Polish citizens serving in the armed forces of the United States, whether they have or have not declared their intention of becoming citizens of the United States will be accorded to their full extent the opportunities and advantages available to citizens of the United States, in respect of their service in the armed forces of the United States;
- 5) Although according to Polish law, Polish citizens are not liable for service in any armed forces except those of their own country without the consent of the Polish Government, the Polish Government does not wish to raise this objection at the present time in view of existing special circumstances; however, the Polish Government reserves the right of reciprocity with regard to American citizens residing on Polish territory.

Accept, Sir, the renewed assurances of my highest consideration.

J. CIECHANOWSKI.

The Honorable  
CORDELL HULL,  
*Secretary of State.*

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*The Secretary of State to the Polish Ambassador*

DEPARTMENT OF STATE  
WASHINGTON  
*February 25, 1943*

EXCELLENCY :

I have the honor to acknowledge the receipt of your note of January 26, 1943, in which you state that your Government affirms its acceptance of the stipulations contained in the Department's notes of March 30, 1942 and December 14, 1942 concerning the services of the nationals of one country in the Armed Forces of the other country.

Effective date.

I take pleasure in informing you that this agreement is now considered by this Government as having become effective on January 27, 1943, the date on which your note under acknowledgment was received in the Department. The appropriate authorities of this Government have been informed accordingly, and I may assure you that this Government will carry out the agreement in the spirit of full cooperation with your Government.

It is suggested that all the details incident to carrying out the agreement be discussed directly by officers of the Embassy with the appropriate officers in the War Department and the Selective Service System. Lieutenant Colonel V. S. Sailor, of the Recruiting and In-

duction Section, Adjutant General's Office, War Department, and Major S. G. Parker, of the Selective Service System, will be available to discuss questions relating to the exercise of the option prior to induction. The Inter-Allied Personnel Board of the War Department, which is headed by Major General Guy V. Henry, is the agency with which questions relating to the discharge of nondeclarant nationals of Poland, who may have been serving in the Army of the United States on the effective date of the agreement and who desire to transfer to the Polish Armed Forces, may be discussed.

With respect to numbered paragraph 5 of your note, this Government agrees to the Polish Government's exercising reciprocity with regard to American citizens residing on Polish territory.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:

G. HOWLAND SHAW

His Excellency

JAN CIECHANOWSKI,

*Ambassador of Poland.*

November 6, 1942,  
January 9 and  
February 1, 1943  
[E. A. S. 321]

*Agreement between the United States of America and Cuba respecting military service. Effected by exchanges of notes signed at Washington November 6, 1942, January 9 and February 1, 1943; effective January 11, 1943.*

*The Secretary of State to the Cuban Ambassador*

DEPARTMENT OF STATE

WASHINGTON

November 6, 1942

**EXCELLENCY:**

I have the honor to refer to conversations which have taken place between officers of the Cuban Embassy and of the Department with respect to the application of the United States Selective Training and Service Act of 1940, as amended, to Cuban citizens residing in the United States.

54 Stat. 885.  
50 U. S. C. app.  
§§ 301-318; Supp. II,  
§§ 302-315.  
*Ante*, pp. 164, 391,  
506.

As you are aware, the Act provides that with certain exceptions every male citizen of the United States and every other male person residing in the United States between the ages of eighteen and sixty-five shall register. The Act further provides that, with certain exceptions, registrants within specified age limits are liable for active military service in the United States armed forces.

This Government recognizes that from the standpoint of morale of the individuals concerned and the over-all military effort of the countries at war with the Axis Powers, it would be desirable to permit certain nationals of cobelligerent countries who have registered or who may register under the Selective Training and Service Act of 1940, as amended, to enlist in the armed forces of their own country, should they desire to do so. It will be recalled that during the World War this Government signed conventions with certain associated powers on this subject. The United States Government believes, however, that under existing circumstances the same ends may now be accomplished through administrative action, thus obviating the delays incident to the signing and ratification of conventions.

Nationals of cobel-  
ligerent countries.  
Induction proce-  
dure.

This Government is prepared, therefore, to initiate a procedure which will permit aliens who have registered under the Selective Training and Service Act of 1940, as amended, who are nationals of cobelligerent countries and who have not declared their intention of becoming American citizens to elect to serve in the forces of their respective countries, in lieu of service in the armed forces of the United States, at any time prior to their induction into the armed forces of this country. This Government is also prepared to afford to nationals of cobelligerent countries who have not declared their intention of becoming American citizens who may already be serving in the armed forces of the United States an opportunity of electing to transfer

to the armed forces of their own country. The details of the arrangement are to be worked out directly between the War Department and the Selective Service System on the part of the United States Government and the appropriate authorities of the Cuban Government. It should be understood, however, that in all cases a person exercising an option under the arrangement must actually be accepted by the military authorities of the country of his allegiance before his departure from the United States.

Before the above-mentioned procedure will be made effective with respect to a cobelligerent country, this Department wishes to receive from the diplomatic representative in Washington of that country a note stating that his government desires to avail itself of the procedure and in so doing agrees that:

Stipulations to be  
agreed to by cobel-  
ligerent country.

(a) No threat or compulsion of any nature will be exercised by his government to induce any person in the United States to enlist in the forces of his or any foreign government;

(b) Reciprocal treatment will be granted to American citizens by his government; that is, prior to induction in the armed forces of his government they will be granted the opportunity of electing to serve in the armed forces of the United States in substantially the same manner as outlined above. Furthermore, his government shall agree to inform all American citizens serving in its armed forces or former American citizens who may have lost their citizenship as a result of having taken an oath of allegiance on enlistment in such armed forces and who are now serving in those forces that they may transfer to the armed forces of the United States provided they desire to do so and provided they are acceptable to the armed forces of the United States. The arrangements for effecting such transfers are to be worked out by the appropriate representatives of the armed forces of the respective governments;

(c) No enlistments will be accepted in the United States by his government of American citizens subject to registration or of aliens of any nationality who have declared their intention of becoming American citizens and are subject to registration.

This Government is prepared to make the proposed regime effective immediately with respect to the Republic of Cuba upon the receipt from you of a note stating that your Government desires to participate in it and agrees to the stipulations set forth in lettered paragraphs (a), (b), and (c) above.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:

G. HOWLAND SHAW

His Excellency

Señor Dr. AURELIO F. CONCHESO,  
*Ambassador of Cuba.*

*The Cuban Ambassador to the Secretary of State*EMBAJADA DE CUBA  
WASHINGTON, D.C

9 DE ENERO DE 1943.

## EXCELENCIA:

Tengo el honor de referirme a la nota de Vuestra Excelencia de 6 de noviembre de 1942 en relación con las conversaciones que han tenido lugar entre funcionarios de la Embajada de Cuba y del Departamento de Estado con respecto a la aplicación de la Ley de Entrenamiento y Servicio Selectivo de 1940, de los Estados Unidos, tal como ha sido modificada, a los ciudadanos cubanos que residen en los Estados Unidos.

Señala Vuestra Excelencia que dicha Ley estipula que, con ciertas excepciones, todo varón ciudadano de los Estados Unidos y todo otro varón que resida en los Estados Unidos, comprendido entre las edades de 18 y 65 años, deberá inscribirse, estipulando la Ley además, que, con ciertas excepciones, los individuos inscritos comprendidos dentro de ciertos límites de edad especificados se hallan sujetos a la obligación de prestar servicio militar activo en las fuerzas armadas de los Estados Unidos.

A este respecto informa Vuestra Excelencia que el Gobierno de los Estados Unidos reconoce que desde el punto de vista de la moral de los individuos afectados y del esfuerzo militar en general de los países en guerra contra las potencias del Eje, sería deseable el permitir que ciertos nacionales de países cobeligerantes que se han inscrito o que se inscriban bajo la Ley de Entrenamiento y Servicio Selectivo de 1940, tal como ha sido modificada, se alistén en las fuerzas armadas de su propio país, si así lo desearan, a cuyo efecto, el Gobierno de Vuestra Excelencia se halla dispuesto a iniciar un procedimiento por el cual se permitirá a los cubanos que se hayan inscrito bajo la Ley de Entrenamiento y Servicio Selectivo de 1940, tal como ha sido modificada, y que no hayan declarado su intención de adoptar la ciudadanía americana, el elegir servir en las fuerzas armadas de Cuba en lugar de prestar servicio en las fuerzas armadas de los Estados Unidos, en cualquier momento anterior a su incorporación a las fuerzas armadas de este país. Igualmente se permitirá a los cubanos que no hayan declarado su intención de adoptar la ciudadanía americana, que ya estén prestando servicio en las fuerzas armadas de los Estados Unidos, el elegir trasladarse a las fuerzas armadas de Cuba. Se estipula, sin embargo, que en todo caso la persona que ejerza tal opción bajo este arreglo deberá ser efectivamente aceptada por las autoridades militares de Cuba antes de su salida de los Estados Unidos.

Se propone en la nota de Vuestra Excelencia que los detalles del arreglo sean acordados directamente entre el Departamento de la Guerra y el Sistema de Servicio Selectivo, por parte del Gobierno de los Estados Unidos, y las autoridades competentes del Gobierno de Cuba.

Me informa Vuestra Excelencia que el Gobierno de los Estados Unidos se halla dispuesto a poner en vigor inmediatamente con respecto a la República de Cuba, el régimen señalado, sujeto a las siguientes condiciones:

(a) No se utilizará amenaza o coacción de ninguna especie por parte del Gobierno de Cuba para inducir a una persona cualquiera que se encuentre en los Estados Unidos a que se aliste en las fuerzas armadas de Cuba o de cualquier otro Gobierno extranjero.

(b) Se otorgará por el Gobierno de Cuba tratamiento recíproco a los ciudadanos americanos; es decir, que con anterioridad a su incorporación a las fuerzas armadas de Cuba se les dará la oportunidad de elegir el servir en las fuerzas armadas de los Estados Unidos de manera sustancialmente igual a la señalada más arriba. Además, el Gobierno de Cuba convendrá en informar a todos los ciudadanos americanos que se encuentren sirviendo en sus fuerzas armadas o a ex-ciudadanos americanos que hayan perdido su ciudadanía como consecuencia de haber prestado juramento de fidelidad al incorporarse a las fuerzas armadas de Cuba, y que se hallan ahora prestando servicio en dichas fuerzas, que podrán transferirse a las fuerzas armadas de los Estados Unidos si así lo desean y siempre que sean aceptables a las fuerzas armadas de los Estados Unidos. Los arreglos para llevar a cabo tales transferencias serán acordados por los representantes de las fuerzas armadas de los Gobiernos respectivos.

(c) No se aceptarán por parte de la República de Cuba alistamientos en los Estados Unidos de ciudadanos americanos sujetos a inscripción o de extranjeros de cualquiera nacionalidad que hayan declarado su intención de adoptar la ciudadanía americana y se hallan sujetos a inscripción.

Tengo el honor de informar a Vuestra Excelencia que mi Gobierno desea valerse del procedimiento sugerido en la nota de Vuestra Excelencia y que conviene en hacerlo dentro de las condiciones señaladas y de las estipulaciones establecidas en los párrafos (a), (b) y (c) antes mencionados.

Con respecto al párrafo (a), sin embargo, mi Gobierno desea señalar que en Cuba existe el Servicio Militar Obligatorio y que si bien por el momento es aplicable solamente a los ciudadanos cubanos, el Gobierno de Cuba se reserva el derecho de hacerlo extensivo a los extranjeros en general. En este último caso las estipulaciones del párrafo (b) garantizan a los ciudadanos americanos en Cuba el mismo trato que se ofrece por el presente arreglo a los ciudadanos cubanos en los Estados Unidos.

Con respecto al propio párrafo (a) se desea señalar además que, de acuerdo con la Ley del Servicio Militar de Emergencia de 1941, de la República de Cuba, los ciudadanos cubanos actualmente en los Estados Unidos tienen la obligación de inscribirse para servir militarmente en las fuerzas armadas de Cuba, en las oficinas consulares de la República

en este país, quedando sujetos a llamamiento mediante sorteo. El no cumplimiento de esta obligación trae aparejada la correspondiente sanción penal.

Se espera que en breve plazo se podrá informar a Vuestra Excelencia la designación de las autoridades cubanas que habrán de convenir con el Departamento de la Guerra y el Sistema de Servicio Selectivo los detalles del arreglo.

Aprovecho esta oportunidad para reiterar a Vuestra Excelencia el testimonio de mi más alta consideración

A F CONCHESO

17

A Su Excelencia

Mr. CORDELL HULL,  
*Secretario de Estado,*  
*Washington, D.C.*

[Translation]

EMBASSY OF CUBA  
WASHINGTON, D.C.

JANUARY 9, 1943.

EXCELLENCY:

I have the honor to refer to Your Excellency's note of November 6, 1942, relative to the conversations which have taken place between officials of the Embassy of Cuba and the Department of State with respect to the application of the Selective Service and Training Act of 1940 of the United States, as amended, to Cuban citizens residing in the United States.

Your Excellency states that the said Act provides that, with certain exceptions, every male citizen of the United States and all other males who reside in the United States, between the ages of 18 and 65 years, must register, the Act further providing that, with certain exceptions, the registered individuals included within certain specified age limits are subject to rendering compulsory active military service in the armed forces of the United States.

In this connection Your Excellency advises that the Government of the United States recognizes that, from the viewpoint of the morale of the individuals affected and of the military effort in general of the countries at war against the Axis powers, it would be desirable to permit certain nationals of co-belligerent countries who have registered or may register under the Selective Service and Training Act of 1940, as amended, to enlist in the armed forces of their own country if they so desire, for which purpose Your Excellency's Government is disposed to initiate a procedure whereby Cubans who have registered under the Selective Service and Training Act of 1940, as amended, and who have not declared their intention of adopting American citizenship, will be permitted to elect to serve in the armed forces of Cuba instead of rendering service in the armed forces of the United States, at any time prior to their entry into the armed forces

of this country. Likewise, Cubans who have not declared their intention of adopting American citizenship and who are already serving in the armed forces of the United States will be permitted to elect to transfer to the armed forces of Cuba. It is stipulated, however, that in every case the person exercising such an option under this arrangement must actually be accepted by the Cuban military authorities before his departure from the United States.

It is proposed in Your Excellency's note that the details of the arrangement be agreed upon directly between the War Department and the Selective Service System, on behalf of the Government of the United States, and competent authorities of the Government of Cuba.

Your Excellency advises me that the Government of the United States is disposed to put the above-mentioned policy into effect immediately with respect to the Republic of Cuba, subject to the following conditions:

(a) No threat or coercion of any kind shall be used by the Government of Cuba to induce any person who is in the United States to enlist in the armed forces of Cuba or of any other foreign Government;

(b) Reciprocal treatment shall be granted by the Government of Cuba to American citizens; that is to say, prior to their entry into the armed forces of Cuba they shall be given an opportunity to elect to serve in the armed forces of the United States in a manner substantially similar to that indicated above. Furthermore, the Government of Cuba will agree to inform all American citizens who are serving in the armed forces or former American citizens who have lost their citizenship as a consequence of having taken an oath of allegiance upon joining the armed forces of Cuba and who are now serving in the said forces, that they will be able to transfer to the armed forces of the United States if they so desire and provided that they are acceptable to the armed forces of the United States. The arrangements for effecting such transfers shall be agreed upon by the representatives of the armed forces of the respective Governments;

(c) There shall not be accepted by the Republic of Cuba enlistments, in the United States, of American citizens subject to registration or of foreigners of any nationality who have declared their intention of adopting American citizenship and are subject to registration.

I have the honor to advise Your Excellency that my Government desires to avail itself of the procedure suggested in Your Excellency's note and that it agrees to do so under the conditions stated and with the stipulations expressed in paragraphs (a), (b), and (c) set forth above.

With respect to paragraph (a), nevertheless, my Government desires to point out that Obligatory Military Service exists in Cuba and that, although for the time being it is applicable only to Cuban citizens, the Cuban Government reserves the right to extend it to foreigners in

general. In the latter case the stipulations of paragraph (b) guarantee to American citizens in Cuba the same treatment as that offered by the present arrangement to Cuban citizens in the United States.

With respect to the same paragraph (a), it is desired to point out, furthermore, that, according to the Emergency Military Service Law of 1941 of the Republic of Cuba, Cuban citizens at present in the United States are under obligation to register for military service in the armed forces of Cuba at consular offices of the Republic in this country, being subject to call according to lottery. Non-fulfilment of this obligation renders a person liable to appropriate penalties.

It is hoped that within a short time it will be possible to advise Your Excellency of the designation of the Cuban authorities who are to come to an agreement with the War Department and the Selective Service System regarding the details of the arrangement.

I avail myself of this opportunity to renew to Your Excellency the assurance of my highest consideration.

A F CONCHESO

17

His Excellency

CORDELL HULL,  
*Secretary of State,*  
*Washington, D.C.*

---

*The Secretary of State to the Cuban Ambassador*

DEPARTMENT OF STATE

WASHINGTON

*February 1, 1943*

EXCELLENCY:

I have the honor to acknowledge the receipt of your note no. 17 of January 9, 1943, in which you state that your Government desires to enter into the agreement, proposed in my note of November 6, 1942, concerning the services of nationals of one country in the armed forces of the other country. You state that your Government gives the assurances stipulated in paragraphs (a), (b), and (c) of the note of November 6, 1942.

Effective date.

I take pleasure in informing you that this agreement is now considered by this Government as having become effective on January 11, 1943, the date on which your note under acknowledgment was received in the Department. The appropriate authorities of this Government will be informed accordingly, and I may assure you that this Government will carry out the agreement in the spirit of full cooperation with your Government.

It is suggested that all the details incident to carrying out the agreement be discussed directly by officers of the Embassy with the appropriate officers in the War Department and the Selective Service

System. Lieutenant Colonel W. D. Partlow, of the War Department, and Major S. G. Parker, of the Selective Service System, will be available to discuss questions relating to the exercise of the option prior to induction. The Inter-Allied Personnel Board of the War Department, which is headed by Major General Guy V. Henry, is the agency with which questions relating to the discharge of nondeclarant nationals of Cuba, who may have been serving in the Army of the United States on the effective date of the agreement and who desire to transfer to the Cuban forces, may be discussed.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:

G. HOWLAND SHAW

His Excellency

Señor Dr. AURELIO F. CONCHESO,  
*Ambassador of Cuba.*

March 31, 1942,  
February 8, March  
2, 16, 1943  
[E. A. S. 322]

*Agreement between the United States of America and Greece respecting military service. Effected by exchanges of notes signed at Washington March 31, 1942, February 8, and March 2 and 16, 1943; effective March 2, 1943.*

*The Acting Secretary of State to the Greek Minister*

DEPARTMENT OF STATE

WASHINGTON

March 31, 1942

SIR:

I have the honor to inform you that the Selective Training and Service Act of 1940, as amended, provides that with certain exceptions every male citizen of the United States and every other male person residing in the United States between the ages of 18 and 65 shall register. The Act further provides that, with certain exceptions, registrants within specified age limits are liable for active military service in the United States armed forces.

This Government recognizes that from the standpoint of morale of the individuals concerned and the over-all military effort of the countries at war with the Axis Powers, it would be desirable to permit certain classes of individuals who have registered or who may register under the Selective Training and Service Act of 1940, as amended, to enlist in the armed forces of a co-belligerent country, should they desire to do so. It will be recalled that during the World War this Government signed conventions with certain associated powers on this subject. The United States Government believes, however, that under existing circumstances the same ends may now be accomplished through administrative action, thus obviating the delays incident to the signing and ratification of conventions.

This Government is prepared, therefore, to initiate a procedure which will permit aliens who have registered under the Selective Training and Service Act of 1940, as amended, who are nationals of co-belligerent countries and who have not declared their intention of becoming American citizens to elect to serve in the forces of their respective countries, in lieu of service in the armed forces of the United States, at any time prior to their induction into the armed forces of this country. Individuals who so elect will be physically examined by the armed forces of the United States, and if found physically qualified, the results of such examinations will be forwarded to the proper authorities of the co-belligerent nation for determination of acceptability. Upon receipt of notification that an individual

54 Stat. 885.  
50 U. S. C. app.  
§§ 301-318; Supp.  
II, §§ 302-315.  
*Ante*, pp. 164, 391,  
596.

Nationals of cobel-  
ligerent countries.  
Induction proce-  
dure.

is acceptable and also receipt of the necessary travel and meal vouchers from the co-belligerent government involved, the appropriate State Director of the Selective Service System will direct the local Selective Service Board having jurisdiction in the case to send the individual to a designated reception point for induction into active service in the armed forces of the co-belligerent country. If upon arrival it is found that the individual is not acceptable to the armed forces of the co-belligerent country, he shall be liable for immediate induction into the armed forces of the United States.

Before the above-mentioned procedure will be made effective with respect to a co-belligerent country, this Department wishes to receive from the diplomatic representative in Washington of that country a note stating that his government desires to avail itself of the procedure and in so doing agrees that:

Stipulations to be agreed to by co-belligerent country.

(a) No threat or compulsion of any nature will be exercised by his government to induce any person in the United States to enlist in the forces of any foreign government;

(b) Reciprocal treatment will be granted to American citizens by his government; that is, prior to induction in the armed forces of his government they will be granted the opportunity of electing to serve in the armed forces of the United States in substantially the same manner as outlined above. Furthermore, his government shall agree to inform all American citizens serving in its armed forces or former American citizens who may have lost their citizenship as a result of having taken an oath of allegiance on enlistment in such armed forces and who are now serving in those forces that they may transfer to the armed forces of the United States provided they desire to do so and provided they are acceptable to the armed forces of the United States. The arrangements for effecting such transfers are to be worked out by the appropriate representatives of the armed forces of the respective governments.

(c) No enlistments will be accepted in the United States by his government of American citizens subject to registration or of aliens of any nationality who have declared their intention of becoming American citizens and are subject to registration.

This Government is prepared to make the proposed régime effective immediately with respect to Greece upon the receipt from you of a note stating that your government desires to participate in it and agrees to the stipulations set forth in lettered paragraphs (a), (b), and (c) above.

Accept, Sir, the renewed assurances of my highest consideration.

SUMNER WELLES  
*Acting Secretary of State*

The Honorable  
CIMON P. DIAMANTOPOULOS,  
*Minister of Greece.*

*The Secretary of State to the Greek Ambassador*

DEPARTMENT OF STATE

WASHINGTON

February 8, 1943

## EXCELLENCY:

I have the honor to refer to the Department's note of March 31, 1942 and to subsequent conversations had by officers of the Department with the Embassy on the subject of the proposed agreement with your country concerning the service of nationals of one country in the armed forces of the other country.

In amplification of the Department's note of March 31, 1942 I may state that this Government is prepared, upon the conclusion of the proposed agreement, to grant to non-declarant Greek nationals serving in the armed forces of the United States, who did not previously have an opportunity of electing to serve in the forces of their own country, the privilege of applying for a transfer to the armed forces of Greece. Upon the conclusion of the agreement, the War Department is prepared to discharge, for the purpose of transferring to the armed forces of Greece, non-declarant Greek nationals serving in the United States forces who did not have a previous opportunity of opting for service with the Greek forces. I may also state, with reference to the second and third sentences of the third paragraph of the Department's note of March 31, 1942, that the details incident to carrying out the agreement may be modified in such manner as may be mutually agreeable, and to that end it is suggested that this subject be discussed by officers of the Embassy with the appropriate agencies of the United States Government upon the conclusion of the agreement.

If your Government is desirous of entering into the proposed agreement, and you will forward to the Department a note conforming to the concluding paragraph of the Department's note of March 31, 1942, this Government is prepared to make the proposed regime effective immediately upon the receipt of such note.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:

G. HOWLAND SHAW

His Excellency

CIMON P. DIAMANTOPOULOS,

*Ambassador of Greece.*

*The Greek Ambassador to the Secretary of State*

ROYAL GREEK EMBASSY  
WASHINGTON, D. C.

No. 431

*March 2, 1943*

EXCELLENCY:

Referring to your Notes of March 31, 1942 and February 8, 1943, and to conversations between officials of the Greek Embassy and the Department of State regarding the application of the Selective Training and Service Act of 1940, as amended, to Greek nationals in the United States and reciprocal treatment of American citizens serving in the Greek Army, in accordance with instructions of my Government I have the honor to accept the proposal as outlined in your aforesaid Notes and to advise that it agrees to do so under the conditions stated and with the stipulation set forth in paragraphs (a), (b), and (c) in your Note.

I also wish to bring to the attention of Your Excellency that according to a Royal Decree Greek citizens belonging to the Navy reserves who are residing in the United States and who have not declared their intention to become citizens, are under obligation to register for service in the Royal Greek Navy at the Consular offices of Greece in this country.

I shall highly appreciate it if you will advise me the names of the appropriate officers in the War Department and the Selective Service System with whom Greek officials may discuss all details incident to carrying out the agreement.

Accept, Sir, the renewed assurances of my highest consideration.

C. DIAMANTOPOULOS

His Excellency

Mr. CORDELL HULL, *Secretary of State*  
*Washington, D.C.*

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*The Secretary of State to the Greek Ambassador*

DEPARTMENT OF STATE  
WASHINGTON  
*March 16, 1943*

EXCELLENCY:

I have the honor to acknowledge the receipt of your note No. 431 of March 2, 1943, in which you state that your Government desires to enter into the agreement, proposed in the Department's notes of March 31, 1942 and February 8, 1943, concerning the services of nationals of one country in the armed forces of the other country. You state that your Government agrees to the conditions and stipu-

lations set forth in paragraphs (a), (b) and (c) of the Department's note of March 31, 1942.

Effective date.

I take pleasure in informing you that this Government now considers the agreement with your Government as having become effective on March 2, 1943, the date on which your note under acknowledgment was received in the Department. The appropriate authorities of the United States Government have been informed accordingly, and I may assure you that this Government will carry out the agreement in the spirit of full cooperation with your Government.

It is suggested that all the details incident to carrying out this agreement be discussed directly by officers of the Embassy with the appropriate officers of the War Department and of the Selective Service System. Lieutenant Colonel V. L. Sailor, of the Recruiting and Induction Section, Adjutant General's Office, War Department, and Lieutenant Colonel S. G. Parker, of the Selective Service System, will be available to discuss questions relating to the exercise of the option prior to induction. The Inter Allied Personnel Board of the War Department, which is headed by Major General Guy V. Henry, is the agency with which questions relating to the discharge of non-declarant nationals of Greece who may have been serving in the Army of the United States on the effective date of the agreement, and who desire to transfer to the Greek forces, may be discussed.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:

G. HOWLAND SHAW

His Excellency

CIMON P. DIAMANTOPOULOS,  
*Ambassador of Greece.*

*Agreement between the United States of America and Mexico respecting military service. Effected by exchange of notes signed at Mexico City January 22, 1943; effective January 22, 1943.*

January 22, 1943  
[E. A. S. 323]

*The Mexican Minister of Foreign Relations to the American Chargé d'Affaires ad interim*

SECRETARIA DE RELACIONES EXTERIORES  
ESTADOS UNIDOS MEXICANOS  
MEXICO

5598

MÉXICO, 22 de enero de 1943.

SEÑOR ENCARGADO DE NEGOCIOS:

Tengo la honra de referirme, por medio de la presente nota, a las negociaciones celebradas con objeto de regular ciertos aspectos del desempeño del servicio militar de los nacionales de nuestros dos países que residan en el territorio del otro.

De las conversaciones efectuadas hasta la fecha se desprende no sólo el natural interés con que las autoridades de ambas naciones ven este asunto, sino también su firme propósito de llegar a un acuerdo satisfactorio que corresponda a las excelentes relaciones que felizmente ligan a nuestras dos Repúblicas.

En vista de lo anterior, me permito proponer a la consideración del Gobierno de los Estados Unidos de América, por su muy estimable conducto, el siguiente proyecto de arreglo:

I.—Los nacionales de cada país, residentes dentro del territorio del otro, pueden ser registrados y reclutados en las fuerzas armadas del país de su residencia, en las mismas condiciones que los nacionales de éste, a menos de que se estipule lo contrario en este documento.

II.—Los nacionales de cada país que residen en el otro, tendrán los mismos derechos y privilegios que los nacionales del país de su residencia. Las autoridades de los respectivos países, en la selección y reclutamiento en sus fuerzas armadas de los nacionales del otro, tomarán en cuenta sobre las mismas bases, como si se tratara de sus propios nacionales, las condiciones físicas y de salud de los individuos de que se trate, su estado civil, las personas que de ellos dependan económicamente, independientemente del lugar en que éstas residan, y cualquiera otra circunstancia que, de acuerdo con las leyes y reglamentos vigentes en el país de su residencia, sean aplicables a la selección y reclutamiento de los nacionales de este último.

III.—Los nacionales de cada país que se encuentren en el territorio del otro, con el propósito de estudiar y con la intención de regresar al país de que son nacionales al terminar sus estudios, al comprobar tales hechos de acuerdo con las leyes y reglamentos existentes para el servicio militar, serán relevados de la obligación de servir en las fuerzas armadas.

IV.—Los nacionales de cada país que, de acuerdo con las leyes de inmigración del otro son “residentes técnicos” del último país, conocidos como “residentes fronterizos” (border crossers) deberán ser considerados como residentes del país en el que de hecho viven, para los fines del servicio militar.

V.—Los funcionarios y empleados de cada país que residan en el otro y cuya situación oficial haya sido notificada al Gobierno del país en el que están residiendo—y aceptada por éste—no serán considerados, para los fines del servicio militar, como residentes del país en que se encuentran residiendo.

VI.—Cada Gobierno, según lo permitan las necesidades exigidas por el esfuerzo bélico, suministrará al otro Gobierno la información relativa a sus nacionales que hayan sido registrados o reclutados en el servicio militar.

VII.—Los nacionales de cada país que sirvan en las fuerzas armadas del otro, recibirán igual tratamiento y tendrán iguales oportunidades con respecto a comisiones, ascensos, y demás incidentes del servicio militar que los otorgados por el país respectivo, de acuerdo con las leyes y prácticas militares, a sus nacionales.

VIII.—Los representantes de cada Gobierno tendrán derecho de proteger a sus nacionales que sirvan en las fuerzas militares del otro, en todos los asuntos relacionados con su bienestar, incluyendo, pero sin limitarse a ellos, el pago de pensiones, gratificaciones, indemnizaciones y otros beneficios para ellos o sus dependientes, cualquiera que sea el lugar en que estos últimos residan.

IX.—Los nacionales de cada país, que hayan sido registrados o reclutados en el ejército del otro país, de acuerdo con las leyes del Servicio Militar de este último, serán—siempre que no hayan declarado su intención de adquirir la nacionalidad del país en que residen—liberados de servir en el ejército del país de su residencia cuando, con su consentimiento, sean designados por el país del que son nacionales para servir en sus propias fuerzas militares, siempre que tal cosa no resulte perjudicial al esfuerzo bélico común. El procedimiento para el traslado y entrega de las personas requeridas, será concertado por las autoridades de los dos países a las cuales compete la realización de los fines señalados.

X.—Los acuerdos contenidos en los puntos anteriores permanecerán en vigor por el tiempo que dure la actual guerra y durante los seis meses subsecuentes a su terminación.

En caso de que el Gobierno de los Estados Unidos de América esté de acuerdo con el texto preinserto, estimo que la contestación afirmativa de usted a la presente nota será suficiente para que el arreglo entre desde luego en vigor.

Aprovecho la oportunidad para renovarle el testimonio de mi muy atenta consideración.

E. PADILLA

Señor HERBERT S. BURSLEY,  
*Encargado de Negocios ad-interim*  
*de los Estados Unidos de América.*

*Presente.*

*The American Chargé d'Affaires ad interim to the Mexican Minister  
of Foreign Relations*

EMBASSY OF THE  
UNITED STATES OF AMERICA

*Mexico, D.F., January 22, 1943.*

No. 960

EXCELLENCY:

I have the honor to refer to Your Excellency's note of January 22, 1943 concerning an agreement between the Governments of Mexico and the United States of America relating to military service of the nationals of either country residing in the other country, which reads textually in translation as follows:

"Mr. Chargé d'Affaires:

I have the honor to refer to the negotiations effected for the purpose of regulating certain aspects of the performance of military service by nationals of our two countries residing in the territory of the other country.

The conversations held to date elicit not only the natural interest with which the authorities of both nations view this matter, but also their determination to reach a satisfactory agreement which will coincide with the excellent relations which happily bind our two Republics.

In view of the foregoing I beg to propose for the consideration of the Government of the United States of America through your esteemed intermediary, the following proposed arrangement:

"I. The nationals of either country resident within the territory of the other may be registered and inducted into the armed forces of the country of their residence on the same conditions as the nationals thereof unless otherwise provided herein.

Proposed arrangement.

"II. Nationals of either country residing in the other shall be accorded the same rights and privileges as nationals of the country of residence. In the selection and induction into their armed forces of nationals of the other country the authorities of the respective countries shall take into account on the same basis as if their own nationals were involved the physical condition and health of the individuals concerned, their civil status, their financial dependents, regardless of the place of residence and any other circumstances which under the laws and regulations in force in the country of residence would apply in selecting and inducting nationals of the latter country.

"III. Nationals of either country in the territory of the other country for purposes of study and with the intention of returning to the country of which they are nationals upon the termination of such study shall upon establishing such facts in accordance with existing selective service laws and regulations be relieved from the obligation of military service.

"IV. Nationals of either country who under the immigration laws of the other country are technical residents of that country known as 'border crossers' shall for military service purposes be considered residents of the country in which they actually live.

"V. Officials and employees of either country residing in the other whose official status has been notified to the Government of the country in which they are residing and accepted by that Government shall not be considered for military service purposes as residents of the country in which they are residing.

"VI. Each Government in so far as necessities imposed by the war effort permit will furnish the other Government with information concerning its nationals who have registered for or been inducted into the military service.

"VII. Nationals of either country serving in the armed forces of the other country shall receive the same treatment and have equal opportunities with respect to commissions, promotions and other incidents of military service as are accorded by that country in conformity with military law and practice to its nationals.

"VIII. Representatives of either Government shall have the right to assist their nationals serving in the military forces of the other in all matters relating to their welfare including but not limited to the payment of pensions, gratuities, indemnities or other benefits to them or their dependents wherever the latter may be resident.

"IX. Nationals of each country who have been registered for or inducted into the Army of the other country in accordance with the military service laws of the latter and who have not declared their intention to acquire the citizenship of the country in which they reside shall upon being designated by the country of which they are nationals and with their consent be released for military service in its forces provided that this has no prejudicial effect on the common war effort. The procedure for the transportation and turning over of these persons will be agreed upon by the appropriate authorities of the two countries who are empowered to bring about the objectives desired.

"X. The understandings in the foregoing arrangement shall be in effect as of today for the duration of the present war and six months thereafter.

"Should the Government of the United States of America be in agreement with the foregoing text I consider that your affirmative reply to the present note shall be sufficient for the arrangement to enter immediately into effect.

"I take this occasion to reiterate my very high consideration.  
E. Padilla (Signed)"

The above text has been submitted to my Government and has been found entirely acceptable. It is the belief of the United States Government that this agreement adds further testimony to the mutual desire of our respective countries to unite their efforts as members of the United Nations in prosecuting the war and achieving the victory.

U. S. acceptance.

Accept, Excellency, the renewed assurances of my highest and most distinguished consideration.

HERBERT S. BURSLEY  
*Counselor of Embassy*  
*Chargé d'Affaires, ad interim*

His Excellency,  
EZEQUIEL PADILLA,  
*Minister of Foreign Relations,*  
*Mexico, D.F.*

June 8, 1943

[E. A. S. 324]

*Preliminary agreement between the United States of America and Liberia respecting the principles applying to mutual aid for defense. Signed at New York June 8, 1943; effective June 8, 1943. And exchange of notes.*

Whereas the Government of the Republic of Liberia is desirous of strengthening its national defenses in order that it may be in a position to protect its territorial integrity and sovereign rights in a world at war;

And whereas the President of the United States of America has determined, pursuant to the Act of Congress of March 11, 1941, that the defense of the Republic of Liberia against aggression is vital to the defense of the United States of America;

And whereas the United States of America has extended and is continuing to extend to the Republic of Liberia aid in resisting aggression;

And whereas it is expedient that the final determination of the terms and conditions upon which the Government of the Republic of Liberia receives such aid and of the benefits to be received by the United States of America in return therefor should be deferred until the extent of the defense aid is known and until the progress of events makes clearer the final terms and conditions and benefits which will be in the mutual interests of the United States of America and the Republic of Liberia and will promote the establishment and maintenance of world peace;

And whereas the Governments of the United States of America and the Republic of Liberia are mutually desirous of concluding now a preliminary agreement in regard to the provision of defense aid and in regard to certain considerations which shall be taken into account in determining such terms and conditions and the making of such an agreement has been in all respects duly authorized, and all acts, conditions and formalities which it may have been necessary to perform, fulfil or execute prior to the making of such an agreement in conformity with the laws either of the United States of America or of the Republic of Liberia have been performed, fulfilled or executed as required;

The undersigned, being duly authorized by their respective Governments for that purpose, have agreed as follows:

#### ARTICLE I

The Government of the United States of America will continue to supply the Government of the Republic of Liberia with such defense articles, defense services, and defense information as the President of the United States of America shall authorize to be transferred or provided.

55 Stat. 31.  
22 U. S. C., Supp.  
II, §§ 411-419.  
*Ante*, p. 20.

ARTICLE II

The Government of the Republic of Liberia will provide to the Government of the United States of America such articles, services, facilities or information as it may be in a position to supply.

Aid to United States.

ARTICLE III

The Government of the Republic of Liberia will not without the consent of the President of the United States of America transfer title to, or possession of, any defense article or defense information transferred to it under the Act of March 11, 1941 of the Congress of the United States of America or permit the use thereof by anyone not an officer, employee, or agent of the Government of the Republic of Liberia.

Transfer of title, etc.

55 Stat. 31, 22 U. S. C., Supp. II, §§ 411-419. *Ante*, p. 20.

ARTICLE IV

If, as a result of the transfer to the Government of the Republic of Liberia of any defense article or defense information, it becomes necessary for that Government to take any action or make any payment in order fully to protect any of the rights of a citizen of the United States of America who has patent rights in and to any such defense article or information, the Government of the Republic of Liberia will take such action or make such payment when requested to do so by the President of the United States of America.

Patent rights.

ARTICLE V

The Government of the Republic of Liberia will return to the United States of America at the end of the present emergency, as determined by the President of the United States of America, such defense articles transferred under this Agreement as shall not have been destroyed, lost or consumed and as shall be determined by him to be useful in the defense of the United States of America or of the Western Hemisphere or to be otherwise of use to the United States of America.

Return of remaining articles.

ARTICLE VI

In the final determination of the benefits to be provided to the United States of America by the Government of the Republic of Liberia full cognizance shall be taken of all property, services, information, facilities, or other benefits or considerations provided by the Government of the Republic of Liberia subsequent to March 11, 1941, and accepted or acknowledged by the President on behalf of the United States of America.

Credit for aid furnished by Liberia.

ARTICLE VII

In the final determination of the benefits to be provided to the United States of America by the Government of the Republic of Liberia in return for aid furnished under the Act of Congress of March 11, 1941, the terms and conditions thereof shall be such as not to burden commerce between the two countries, but to promote mutually advantageous

Terms and conditions of benefits.

55 Stat. 31, 22 U. S. C., Supp. II, §§ 411-419. *Ante*, p. 20.

economic relations between them and the betterment of world-wide economic relations. To that end, they shall include provision for agreed action by the United States of America and the Republic of Liberia, open to participation by all other countries of like mind, directed to the expansion, by appropriate international and domestic measures, of production, employment, and the exchange and consumption of goods, which are the material foundations of the liberty and welfare of all peoples; to the elimination of all forms of discriminatory treatment in international commerce; to the reduction of tariffs and other trade barriers; and, in general, to the attainment of all the economic objectives set forth in the Joint Declaration made on August 14, 1941, by the President of the United States of America and the Prime Minister of the United Kingdom, known as the Atlantic Charter.

55 Stat. 1603.

At an early convenient date, conversations shall be begun between the two Governments with a view to determining, in the light of governing economic conditions, the best means of attaining the above-stated objectives by their own agreed action and of seeking the agreed action of other like-minded Governments.

## ARTICLE VIII

This Agreement shall take effect as from this day's date. It shall continue in force until a date to be agreed upon by the two Governments.

Effective date; duration.

Signed and sealed in the city of New York in duplicate this eighth day of June 1943.

FOR THE GOVERNMENT OF THE UNITED STATES OF AMERICA:

HENRY SERRANO VILLARD

[SEAL.] *Special Representative*

FOR THE GOVERNMENT OF THE REPUBLIC OF LIBERIA:

WALTER F WALKER

[SEAL.] *Consul General of Liberia in New York*

## EXCHANGE OF NOTES

*The Consul General of Liberia in New York to the Special Representative of the United States of America*

CONSULATE GENERAL OF LIBERIA

NEW YORK

*June 8, 1943*

SIR:

I have the honor to refer to the Agreement signed in the city of New York on this day, between the Government of the United States of America and the Government of the Republic of Liberia on the principles applying to mutual aid under the Lend-Lease Act of the United States of America of March 11, 1941, and to set forth the understanding of the Government of the Republic of Liberia of the

relationship between this Agreement and the Agreement concluded between our Governments on March 31, 1942, as follows:

56 Stat. 1621.

The Agreement signed this day states in terms of general principles the basis on which aid under the Act of March 11, 1941 is to be furnished to the Republic of Liberia.

The provisions of Article V of the Agreement of March 31, 1942, and the accompanying letter of the same date addressed by the Special Representative of the President of the United States of America to the President of Liberia, are interpreted as setting forth specific applications of the general principles contained in the Agreement signed this day, and especially of Article I, and as enumerating the defense aids which the Government of the United States of America has undertaken, for the time being, to supply the Government of the Republic of Liberia, under the Lend-Lease Act and otherwise.

If the Government of the United States of America concurs in the foregoing, I would suggest that the present note and your reply to that effect be regarded as placing on record the understanding of our two Governments in this matter.

Accept, Sir, the renewed assurances of my highest consideration.

WALTER F WALKER

HENRY SERRANO VILLARD, Esquire,  
*Special Representative of the United States of America,  
New York, New York.*

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*The Special Representative of the United States of America to the  
Consul General of Liberia in New York*

DEPARTMENT OF STATE

NEW YORK

June 8, 1943

SIR:

I have the honor to acknowledge the receipt of your note of today's date concerning the relationship between the Agreement signed in the city of New York on this day between the Government of the Republic of Liberia and the Government of the United States of America and the Agreement concluded between our Governments on March 31, 1942.

56 Stat. 1621.

In reply I am glad to inform you that the Government of the United States of America agrees with the understanding of the Government of the Republic of Liberia as expressed in that note. In accordance with the suggestion contained therein, your note and this reply will be regarded as placing on record the understanding between our two Governments in this matter.

Accept, Sir, the renewed assurances of my high consideration.

HENRY SERRANO VILLARD

WALTER F. WALKER, Esquire,  
*Consul General of Liberia in New York.*

April 3, May 14,  
31, 1943  
[E. A. S. 325]

*Agreement between the United States of America and El Salvador respecting military service. Effected by exchanges of notes signed at Washington April 3 and May 14 and 31, 1943; effective May 15, 1943.*

*The Secretary of State to the Salvadoran Minister*

DEPARTMENT OF STATE

WASHINGTON

*April 3, 1943*

SIR:

I have the honor to refer to conversations which have taken place between officers of the Salvadoran Legation and of the Department with respect to the application of the United States Selective Training and Service Act of 1940, as amended, to Salvadoran citizens residing in the United States.

54 Stat. 885.  
50 U. S. C. app.  
§§ 301-318; Supp. II,  
§§ 302-315.  
*Ante*, pp. 164, 391,  
596.

As you are aware, the Act provides that with certain exceptions every male citizen of the United States and every other male person residing in the United States between the ages of eighteen and sixty-five shall register. The Act further provides that, with certain exceptions, registrants within specified age limits are liable for active military service in the United States armed forces.

This Government recognizes that from the standpoint of morale of the individuals concerned and the over-all military effort of the countries at war with the Axis Powers, it would be desirable to permit certain nationals of cobelligerent countries who have registered or who may register under the Selective Training and Service Act of 1940, as amended, to enlist in the armed forces of their own country, should they desire to do so. It will be recalled that during the World War this Government signed conventions with certain associated powers on this subject. The United States Government believes, however, that under existing circumstances the same ends may now be accomplished through administrative action, thus obviating the delays incident to the signing and ratification of conventions.

Nationals of cobel-  
ligerent countries.  
Induction proce-  
dure.

This Government is prepared, therefore, to initiate a procedure which will permit aliens who have registered under the Selective Training and Service Act of 1940, as amended, who are nationals of cobelligerent countries and who have not declared their intention of becoming American citizens to elect to serve in the forces of their respective countries, in lieu of service in the armed forces of the United States, at any time prior to their induction into the armed forces of this country. This Government is also prepared to afford to nationals of cobelligerent countries who have not declared their intention of becoming American citizens who may already be serving

in the armed forces of the United States an opportunity of electing to transfer to the armed forces of their own country. The details of the arrangement are to be worked out directly between the War Department and the Selective Service System on the part of the United States Government and the appropriate authorities of the Salvadoran Government. It should be understood, however, that in all cases a person exercising an option under the arrangement must actually be accepted by the military authorities of the country of his allegiance before his departure from the United States.

Before the above-mentioned procedure will be made effective with respect to a cobelligerent country, this Department wishes to receive from the diplomatic representative in Washington of that country a note stating that his Government desires to avail itself of the procedure and in so doing agrees that:

Stipulations to be agreed to by cobelligerent country.

(a) No effort will be made by his Government to induce any person in the United States to enlist in the forces of his or any foreign government;

(b) Reciprocal treatment will be granted to American citizens by his Government; that is, prior to induction in the armed forces of his Government they will be granted the opportunity of electing to serve in the armed forces of the United States in substantially the same manner as outlined above. Furthermore, his Government shall agree to inform all American citizens serving in its armed forces or former American citizens who may have lost their citizenship as a result of having taken an oath of allegiance on enlistment in such armed forces and who are now serving in those forces that they may transfer to the armed forces of the United States provided they desire to do so and provided they are acceptable to the armed forces of the United States. The arrangements for effecting such transfers are to be worked out by the appropriate representatives of the armed forces of the respective governments;

(c) No enlistments will be accepted in the United States by his Government of American citizens subject to registration or of aliens of any nationality who have declared their intention of becoming American citizens and are subject to registration.

This Government is prepared to make the proposed regime effective immediately with respect to the Republic of El Salvador upon the receipt from you of a note stating that your Government desires to participate in it and agrees to the stipulations set forth in lettered paragraphs (a), (b), and (c) above.

Accept Sir, the renewed assurances of my highest consideration.

For the Secretary of State:  
G. HOWLAND SHAW

The Honorable

Señor Dr. DON HECTOR DAVID CASTRO,  
*Minister of El Salvador.*

*The Salvadoran Ambassador to the Secretary of State*EMBAJADA DE EL SALVADOR  
WASHINGTON

MAYO 14, 1943.

SEÑOR:

Tengo el honor de referirme a la atenta nota de Vuestra Excelencia, de fecha 3 de Abril último, lo mismo que a conversaciones anteriores que han tenido lugar entre funcionarios de esta Misión Diplomática Salvadoreña y del Departamento de Estado con respecto a la aplicación a ciudadanos salvadoreños, residentes en los Estados Unidos, de la Ley de Entrenamiento y Servicio Selectivo de los Estados Unidos, de 1940.

Mi Gobierno ha estudiado con toda atención el contenido de la atenta nota de Vuestra Excelencia, en la cual está detallado un proyecto de arreglo que puede solucionar de modo completo el problema de transferencias de nacionales de nuestros respectivos países al Ejército de su propia bandera, en sustitución del servicio que podrían prestar, o que ya estén prestando, en el Ejército del país en que residen; y he recibido ya las instrucciones de mi Gobierno de aceptar en todas sus partes el arreglo propuesto en la atenta nota de Vuestra Excelencia.

El procedimiento sugerido en la misma nota a que me estoy refiriendo, descansa en las siguientes bases:

“La Ley de Entrenamiento y Servicio Selectivo de los Estados Unidos, de 1940, provee que, con ciertas excepciones, todo ciudadano varón de los Estados Unidos y todo otro varón domiciliado en los Estados Unidos, entre las edades de dieciocho y sesenta y cinco años, debe ser inscrito. La Ley provee además que, con ciertas excepciones, los varones inscritos y comprendidos dentro de ciertos límites de edad especificados, están sujetos a servicio militar activo en las fuerzas armadas de los Estados Unidos.

“El Gobierno de los Estados Unidos de América reconoce que desde el punto de vista de la situación moral de los individuos mencionados y del primordial esfuerzo militar de las Naciones en guerra con los Poderes del Eje, sería deseable permitir a ciertos nacionales de los países cobeligerantes, ya inscritos o que se inscriban de acuerdo con la Ley de Entrenamiento y Servicio Selectivo de 1940, alistarse en las fuerzas armadas de su propio país, si ellos así lo desearan. Se recordará que durante la Guerra Mundial, el Gobierno de los Estados Unidos firmó convenciones con varios Poderes asociados sobre esta materia. El Gobierno de los Estados Unidos cree, sin embargo, que bajo las circunstancias actuales, el mismo propósito puede ahora ser realizado por medio de acción administrativa, evitando así las demoras resultantes de la firma y ratificación de convenciones.

“El Gobierno de los Estados Unidos está preparado, por consiguiente, para iniciar un procedimiento que permita a los extran-

jeros que se hayan registrado bajo la Ley de Entrenamiento y Servicio Selectivo de 1940, reformada, que además sean nacionales de países cobeligerantes y que no hayan declarado intención de convertirse en ciudadanos de los Estados Unidos, que elijan el servir en las fuerzas de sus respectivos países en vez de prestar servicio en las fuerzas de los Estados Unidos, en cualquiera fecha anterior a su alistamiento en las fuerzas armadas de los Estados Unidos. El Gobierno de los Estados Unidos está también preparado a ofrecer a nacionales de países cobeligerantes, que no hayan declarado su intención de convertirse en ciudadanos de los Estados Unidos y que ya estén sirviendo en las fuerzas armadas de los Estados Unidos, una oportunidad para elegir su transferencia a las fuerzas armadas de su propio país. Los detalles del arreglo deben ser concertados directamente entre el Departamento de Guerra y el Sistema de Servicio Selectivo, por parte del Gobierno de los Estados Unidos, y las Autoridades respectivas del Gobierno Salvadoreño. Debe ser entendido, sin embargo, que en todos los casos en que una persona ejerza la opción contemplada en este arreglo, tal opción debe ser aceptada por las Autoridades Militares del Gobierno de su nacionalidad antes de que se permita su partida de los Estados Unidos.”

De acuerdo con las bases que acaban de copiarse, Vuestra Excelencia me informa, en la misma nota del 3 de Abril último, que antes de que el procedimiento arriba mencionado entre a ser efectivo entre nuestros dos Gobiernos, el Departamento de Estado desea recibir del infrascrito, como Representante Diplomático de El Salvador en los Estados Unidos de América, una nota declarando que el Gobierno de El Salvador desea aprovecharse del mismo procedimiento y que, al hacerlo, se compromete a lo siguiente:

- (a) “Ningún esfuerzo será hecho por el Gobierno de El Salvador para inducir a alguna persona en los Estados Unidos para que se aliste en sus propias fuerzas o en las de cualquier Gobierno extranjero;
- (b) “Un tratamiento recíproco será concedido por el Gobierno de El Salvador a los ciudadanos de los Estados Unidos de América, esto es, de modo previo al alistamiento en las fuerzas armadas de su Gobierno, se ofrecerá a ellos la oportunidad de elegir servicio en las fuerzas armadas de los Estados Unidos en una forma sustancialmente igual a la antes descrita. Además, el Gobierno de El Salvador se compromete a informar a todos los ciudadanos de los Estados Unidos que estén sirviendo en sus fuerzas armadas, lo mismo que a antiguos ciudadanos de los Estados Unidos que puedan haber perdido su nacionalidad como resultado de haber hecho un juramento de lealtad al alistarse en tales fuerzas armadas, en las cuales estén sirviendo, que pueden ahora ser transferidos a las fuerzas armadas de los Estados Unidos, si ellos así lo desean y bajo la condición de que sean aceptables a las fuerzas arma-

das de los Estados Unidos. Los arreglos para efectuar tales traslados deben concertarse entre los correspondientes representantes de las fuerzas armadas de nuestros respectivos Gobiernos;

- (c) "El Gobierno de El Salvador no aceptará ningún alistamiento en los Estados Unidos de ciudadanos de la Unión Federal, sujetos allí a registro, ni tampoco de extranjeros de cualquiera nacionalidad que hayan declarado su intención de convertirse en ciudadanos de los Estados Unidos y que estén sujetos a registro (inscripción militar)."

Vuestra Excelencia me informa además, en la misma nota del 3 de Abril último, que el Gobierno de los Estados Unidos está preparado para hacer efectivo inmediatamente el Arreglo así propuesto, con respecto a la República de El Salvador, al recibir del infrascrito una nota declarando que el Gobierno de El Salvador desea participar en él y que conviene en las estipulaciones detalladas en los párrafos de letras (a), (b) y (c), que constan arriba.

En cumplimiento de las instrucciones que he recibido, tengo el honor de informar a Vuestra Excelencia que mi Gobierno desea participar en el Arreglo antes detallado y que conviene expresamente en las estipulaciones detalladas en los párrafos de letras (a), (b) y (c), ya copiados en la presente nota.

En relación con el párrafo de letra (a), mi Gobierno reserva a su Poder Legislativo el derecho de extender a extranjeros las obligaciones de servicio militar, que en la actualidad se exigen únicamente a los ciudadanos salvadoreños. Esta aclaración se hace en previsión de cambios legislativos que puedan ser exigidos por la presente situación de guerra; y es de notarse que la misma aclaración acentúa la reciprocidad establecida en el Arreglo.

Reitero a Vuestra Excelencia las seguridades de mi más alta consideración.

HÉCTOR DAVID CASTRO

Excelentísimo Señor CORDELL HULL,  
*Secretario de Estado,*  
*Washington, D.C.*

DE-197  
A-820

[Translation]

EMBASSY OF EL SALVADOR  
WASHINGTON

MAY 14, 1943.

SIR:

I have the honor to refer to Your Excellency's kind note of April 3 last, as well as to previous conversations that have been held between officials of this Salvadoran Diplomatic Mission and of the Department of State with respect to the application to Salvadoran citizens, resi-

dent in the United States, of the Selective Training and Service Act of the United States of 1940.

My Government has studied with all attention the content of Your Excellency's kind note, in which is detailed a proposed arrangement which can solve completely the problem of transfers of nationals of our respective countries to the army of their own flag, in substitution for the service which they might render, or are already rendering, in the army of the country in which they reside; and I have received instructions from my Government to accept in all its parts the arrangement proposed in Your Excellency's kind note.

54 Stat. 885.  
50 U. S. C. app.  
§§ 301-318; Supp. II,  
§§ 302-315.  
*Ante*, pp. 164, 391,  
596.

The procedure suggested in the said note to which I refer rests on the following bases:

"The Selective Training and Service Act of the United States of 1940 provides that, with certain exceptions, every male citizen of the United States and every other male domiciled in the United States, between the ages of eighteen and sixty-five, must be registered. The Act provides, further, that, with certain exceptions, males registered between certain specified age limits, are subject to active military service in the armed forces of the United States. "The Government of the United States of America recognizes that from the point of view of the morale of the individuals mentioned and the primordial military effort of the nations at war with the Axis powers, it would be desirable to permit certain nationals of the co-belligerent countries, who are now registered or who may be registered under the Selective Training and Service Act of 1940, to enlist in the armed forces of their own country, if they so desire. It will be recalled that during the World War the United States Government signed conventions with various associated powers on this subject. The United States Government believes, nevertheless, that under the present circumstances, the same purpose may now be attained by administrative action, thus avoiding the delays resulting from the signing and ratification of conventions.

"The United States Government is prepared, consequently, to initiate a procedure to permit aliens who have registered under the Selective Training and Service Act of 1940, as amended, and who are nationals of co-belligerent countries and who have not declared their intention of becoming United States citizens, to choose to serve in the forces of their respective countries instead of serving in the forces of the United States, on any date anterior to their enrolment in the armed forces of the United States. The Government of the United States is also prepared to offer to nationals of co-belligerent countries, who have not declared their intention of becoming citizens of the United States and who are now serving in the armed forces of the United States, an opportunity to elect their transfer to the armed forces of their own country. The details of the arrangement are to be agreed upon directly between the War Department and the Selective

Service System, on the part of the Government of the United States, and the respective authorities of the Salvadoran Government. It must be understood, nevertheless, that in all cases in which a person exercises the option contemplated in this arrangement, such option must be accepted by the military authorities of the government of his nationality before his departure from the United States is permitted."

In accordance with the bases which have just been copied, Your Excellency informs me, in the same note of April 3, that before the above-mentioned procedure comes into force between our two Governments, the Department of State desires to receive from the undersigned, as Diplomatic Representative of El Salvador in the United States, a note declaring that the Government of El Salvador desires to avail itself of the same procedure and that, on doing so, it agrees to the following:

- (a) "No effort shall be made by the Government of El Salvador to induce any person in the United States to enlist in its own forces or in those of any foreign Government;
- (b) "Reciprocal treatment shall be granted by the Government of El Salvador to the citizens of the United States of America, that is, prior to the enrolment in the armed forces of their Government, they shall be offered the opportunity to elect service in the armed forces of the United States in a manner substantially like that above described. Furthermore, the Government of El Salvador agrees to inform all citizens of the United States who are serving in its armed forces, as well as former citizens of the United States who may have lost their nationality as a result of having taken an oath of loyalty on enlisting in such armed forces, in which they are serving, that they can now be transferred to the armed forces of the United States, if they so desire and on condition that they are acceptable to the armed forces of the United States. The arrangements for making such transfers are to be made between the corresponding representatives of the armed forces of our respective Governments;
- (c) "The Government of El Salvador shall not accept any enlistment in the United States of citizens of the Federal Union, subject to registration there, nor of aliens of any nationality who have declared their intention of becoming citizens of the United States and who are subject to registration."

Your Excellency informs me furthermore, in the same note of April 3 last, that the Government of the United States is prepared to make the arrangement thus proposed effective immediately, with respect to the Republic of El Salvador, upon receiving from the undersigned a note declaring that the Government of El Salvador desires to participate in it and that it agrees to the stipulations detailed in the paragraphs lettered (a), (b), and (c), given above.

In execution of the instructions which I have received, I have the honor to inform Your Excellency that my Government desires to participate in the arrangements above detailed and that it agrees expressly to the stipulations detailed in paragraphs lettered (a), (b), and (c), already copied in this note.

In connection with the paragraph lettered (a), my Government reserves to its legislative power the right to extend to aliens the military service obligations, which at present are required only of Salvadoran citizens. This clarification is made with a view to legislative changes which may be necessitated by the present war situation; and it is to be noted that the same clarification accentuates the reciprocity established in the arrangement.

I renew to Your Excellency the assurances of my highest consideration.

HÉCTOR DAVID CASTRO

His Excellency CORDELL HULL,  
*Secretary of State,*  
*Washington, D.C.*

DE-197  
 A-820

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*The Secretary of State to the Salvadoran Ambassador*

DEPARTMENT OF STATE  
 WASHINGTON  
 May 31, 1943

EXCELLENCY:

I have the honor to acknowledge the receipt of Your Excellency's note of May 14, 1943 in which you state that your Government desires to enter into the agreement proposed in my note of April 3, 1943 concerning the services of nationals of one country in the armed forces of the other country. You state that you have received instructions from your Government to accept in all its parts the arrangement proposed in my note of April 3, 1943 and that your Government desires to participate in the arrangements detailed therein and agrees expressly to the stipulations detailed in paragraphs (a), (b), and (c) of the note of April 3, 1943. You also state that in connection with the paragraph lettered (a), your Government reserves to its legislative power the right to extend to aliens the military service obligations, which at present are required only of Salvadoran citizens.

I take pleasure in informing you that this agreement is now considered by this Government as having become effective on May 15, 1943, the date on which your note under acknowledgment was received in the Department. The appropriate authorities of this Government have been informed accordingly, and I may assure you that this Government will carry out the agreement in the spirit of full cooperation with your Government.

Effective date.

With reference to the penultimate paragraph of your note under reference, this Government has taken note that the Government of El Salvador reserves its rights to extend to aliens in El Salvador the military service obligations which at present are required only of Salvadoran citizens.

It is suggested that all the details incident to carrying out the agreement be discussed directly by officers of the Embassy with the appropriate officers in the Selective Service System and the War Department. Lieutenant Colonel S. G. Parker, of the Selective Service System, and Lieutenant Colonel V. L. Sailor, of the Recruiting and Induction Section, Adjutant General's Office, War Department, will be available to discuss questions relating to the exercise of the option prior to induction. The Inter-Allied Personnel Board of the War Department, which is headed by Major General Guy V. Henry, is the agency with which questions relating to the discharge of non-declarant nationals of El Salvador, who may have been serving in the Army of the United States on the effective date of the agreement, and who desire to transfer to the Salvadoran forces, may be discussed.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:

G. HOWLAND SHAW

His Excellency

Señor Dr. DON HECTOR DAVID CASTRO,  
*Ambassador of El Salvador.*

*Supplementary agreement between the United States of America and the Netherlands respecting principles applying to the provision of aid to the armed forces of the United States. Effected by exchange of notes signed at Washington June 14, 1943; effective July 8, 1942.*

June 14, 1943  
[E. A. S. 326]

*The Netherlands Ambassador to the Secretary of State*

NETHERLANDS EMBASSY  
WASHINGTON, D.C.

GA 1928

JUNE 14, 1943

SIR:

In the United Nations' declaration of January 1, 1942, the contracting governments pledged themselves to employ their full resources, military or economic, against those nations with which they are at war; and in the Agreement of July 8, 1942 between the Governments of the United States and of the Netherlands, on the Principles Applying to Mutual Aid in the Prosecution of the War against Aggression, each contracting government undertook to provide the other with such articles, services, facilities, or information useful in the prosecution of their common war effort as it might be in a position to supply. It is the understanding of the Government of the Kingdom of the Netherlands that the general principle to be followed in providing mutual aid as set forth in the said Agreement of July 8, 1942 is that the war production and the war resources of both Nations should be used by each in ways which most effectively utilize the available materials, manpower, production facilities and shipping space.

55 Stat. 1600.

56 Stat. 1554.

With a view, therefore, to supplementing the Agreement of July 8, 1942, I have the honor to set forth below the understanding of the Government of the Kingdom of the Netherlands of the principles and procedures applicable to the provision of aid by the Government of the Kingdom of the Netherlands to the armed forces of the United States and the manner in which such aid will be correlated with the maintenance of those forces by the United States Government.

1. The Government of the Kingdom of the Netherlands, retaining the right of final decision, in the light of its own potentialities and responsibilities, will provide the United States or its forces with the following types of assistance as such reciprocal aid, when and to the extent that it is found that they can most effectively be procured in territory of the Kingdom of the Netherlands:

(a) Supplies, materials, facilities, information and services for the United States forces except for the pay and allowances of such forces, administrative expenses, and such local purchases as its official establishments may make other than through the official establishments of the Government of the Netherlands as specified in paragraph 2.

(b) Supplies, materials, information and services needed in the construction of military projects, tasks and similar capital works required for the common war effort in territory of the Kingdom of the Netherlands, except for the wages and salaries of United States citizens.

(c) Supplies, materials, information and services needed in the construction of such military projects, tasks and capital works in territory other than territory of the Kingdom of the Netherlands or territory of the United States, to the extent that territory of the Kingdom of the Netherlands is a more practicable source of supply than the United States, or another of the United Nations.

2. The practical application of the principles formulated in this note, including the procedure by which requests for aid by either Government are made and acted upon, shall be worked out as occasion may require by agreement between the two Governments, acting when possible through their appropriate military or civilian administrative authorities. Requests by the United States Government for such aid will be presented by duly authorized authorities of the United States to official agencies of the Netherlands which will be designated or established in Washington, or in the areas where United States forces are located, for the purpose of facilitating the provision of reciprocal aid.

56 Stat. 1555.

3. It is the understanding of the Government of the Kingdom of the Netherlands that all such aid, as well as other aid, including information, received under Article 6 of the Agreement of July 8, 1942, accepted by the President of the United States or his authorized representatives from the Government of the Netherlands will be received as a benefit to the United States under the Act of March 11, 1941. In so far as circumstances will permit, appropriate record of aid received under this arrangement will be kept by each Government.

55 Stat. 31.  
22 U. S. C., Supp.  
II, §§ 411-419.  
*Ante*, p. 20.

If the Government of the United States concurs in the foregoing, I would suggest that the present note and your reply to that effect be regarded as placing on record the understanding of our two Governments in this matter and that for clarity and convenience of administration this understanding be considered to be effective as from July 8, 1942, the date of the Agreement of the two Governments on the principles of mutual aid.

Accept, Sir, the renewed assurances of my highest consideration.

A. LOUDON  
*Ambassador of the Kingdom  
of the Netherlands at Washington.*

The Honorable  
CORDELL HULL  
*Secretary of State  
Washington, D.C.*

*The Secretary of State to the Netherlands Ambassador*

DEPARTMENT OF STATE  
WASHINGTON  
*June 14, 1943*

EXCELLENCY:

I have the honor to acknowledge the receipt of Your Excellency's note of today's date concerning the principles and procedures applicable to the provision of aid by the Government of the Kingdom of the Netherlands to the armed forces of the United States of America.

In reply I wish to inform you that the Government of the United States agrees with the understanding of the Government of the Kingdom of the Netherlands as expressed in that note. In accordance with the suggestion contained therein, your note and this reply will be regarded as placing on record the understanding between our two Governments in this matter.

This further integration and strengthening of our common war effort gives me great satisfaction.

Accept, Sir, the renewed assurances of my highest consideration.

CORDELL HULL

His Excellency

Dr. A. LOUDON,

*Ambassador of the*

*Kingdom of the Netherlands.*

January 23, April  
28, May 24, 1943  
[E. A. S. 327]

*Agreement between the United States of America and Brazil respecting military service. Effected by exchanges of notes signed at Washington January 23, April 28, and May 24, 1943; effective April 30, 1943.*

*The Secretary of State to the Brazilian Ambassador*

DEPARTMENT OF STATE

WASHINGTON

*January 23, 1943*

**EXCELLENCY:**

I have the honor to refer to conversations which have taken place between officers of the Brazilian Embassy and of the Department of State with respect to the application of the United States Selective Training and Service Act of 1940, as amended, to Brazilian nationals residing in the United States.

54 Stat. 885.  
50 U. S. C. app.  
§§ 301-318; Supp. II,  
§§ 302-315.  
*Ante*, pp. 164, 391,  
596.

As you are aware, the Act provides that with certain exceptions every male citizen of the United States and every other male person residing in the United States between the ages of eighteen and sixty-five shall register. The Act further provides that, with certain exceptions, registrants within specified age limits are liable for active military service in the United States armed forces.

This Government recognizes that from the standpoint of morale of the individuals concerned and the over-all military effort of the countries at war with the Axis Powers, it would be desirable to permit certain nationals of cobelligerent countries who have registered or who may register under the Selective Training and Service Act of 1940, as amended, to enlist in the armed forces of their own country, should they desire to do so. It will be recalled that during the World War this Government signed conventions with certain associated powers on this subject. The United States Government believes, however, that under existing circumstances the same ends may now be accomplished through administrative action, thus obviating the delays incident to the signing and ratification of conventions.

Nationals of cobel-  
ligerent countries.  
Induction proce-  
dure.

This Government is prepared, therefore, to initiate a procedure which will permit aliens who have registered under the Selective Training and Service Act of 1940, as amended, who are nationals of cobelligerent countries and who have not declared their intention of becoming American citizens to elect to serve in the forces of their respective countries, in lieu of service in the armed forces of the United States, at any time prior to their induction into the armed forces of this country. This Government is also prepared to afford to nationals of cobelligerent countries who have not declared their intention of becoming American citizens who may already be serving in the armed forces of the United States an opportunity of electing

to transfer to the armed forces of their own country. The details of the arrangement are to be worked out directly between the War Department and the Selective Service System on the part of the United States Government and the appropriate authorities of the Brazilian Government. It should be understood, however, that in all cases a person exercising an option under the arrangement must actually be accepted by the military authorities of the country of his allegiance before his departure from the United States.

Before the above-mentioned procedure will be made effective with respect to a cobelligerent country, this Department wishes to receive from the diplomatic representative in Washington of that country a note stating that his government desires to avail itself of the procedure and in so doing agrees that:

Stipulations to be agreed to by cobelligerent country.

(a) No threat or compulsion of any nature will be exercised by his government to induce any person in the United States to enlist in the forces of his or any foreign government;

(b) Reciprocal treatment will be granted to American citizens by his government; that is, prior to induction in the armed forces of his government they will be granted the opportunity of electing to serve in the armed forces of the United States in substantially the same manner as outlined above. Furthermore, his government shall agree to inform all American citizens serving in its armed forces or former American citizens who may have lost their citizenship as a result of having taken an oath of allegiance on enlistment in such armed forces and who are now serving in those forces that they may transfer to the armed forces of the United States provided they desire to do so and provided they are acceptable to the armed forces of the United States. The arrangements for effecting such transfers are to be worked out by the appropriate representatives of the armed forces of the respective governments;

(c) No enlistments will be accepted in the United States by his government of American citizens subject to registration or of aliens of any nationality who have declared their intention of becoming American citizens and are subject to registration.

This Government is prepared to make the proposed regime effective immediately with respect to Brazil upon the receipt from you of a note stating that your Government desires to participate in it and agrees to the stipulations set forth in lettered paragraphs (a), (b), and (c) above.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:

G. HOWLAND SHAW

His Excellency

CARLOS MARTINS,  
*Ambassador of Brazil.*

*The Brazilian Ambassador to the Secretary of State*

EMBAIXADA DOS ESTADOS UNIDOS DO BRASIL

Nº 152/622.23 (22)

WASHINGTON, em 28 de Abril de 1943.

SENHOR SECRETÁRIO DE ESTADO,

Tenho a honra de acusar recebimento da nota de 23 de Janeiro último, pela qual Vossa Excelência informa estar disposto o Governo dos Estados Unidos da América a iniciar processo em favor dos estrangeiros registrados em virtude da Lei de Serviço Obrigatório de 1940, que sejam cidadãos de países cobeligerantes e não tenham manifestado intenção de se naturalisar americanos, para o exercício de opção de servir nas forças armadas de seus respectivos países ou de serem para as mesmas transferidos.

2. Em resposta, cumpre-me comunicar a Vossa Excelência que recebi instruções do meu Governo no sentido de aceitar seja efetivado entre o Brasil e os Estados Unidos da América, na base da reciprocidade, o processo acima referido e de comunicar que meu Governo dá as garantias estipuladas nos parágrafos (a), (b) e (c) da dita nota de 23 de Janeiro de 1943, com as seguintes reservas:

- 1) o Governo brasileiro intende que o acôrdo deve ser considerado como reciproco sob todos os aspétos e que as garantias solicitadas ao Governo brasileiro na referida nota são implicitamente dadas também pelo Governo dos Estados Unidos, e
  - 2) o Governo brasileiro não pôde assumir o encargo de informar todos os cidadãos americanos em serviço nas suas forças armadas ou cidadãos americanos que por ventura tenham perdido sua cidadânia em consequência de terem prestado juramento nas forças brasileiras e estejam atualmente servindo nessas forças armadas, de que podem ser transferidos para as forças armadas dos Estados Unidos, se assim o desejam e sejam aceitos pelas forças armadas dos Estados Unidos. Da mesma forma, nenhuma notificação será exigida com relação aos cidadãos brasileiros que estejam por ventura servindo nas forças armadas dos Estados Unidos ou venham a ser sujeitos ao serviço militar sob as leis dos Estados Unidos.
3. Espera o Governo brasileiro, contudo, possam os cidadãos brasileiros já incorporados ou convocados para o exército dos Estados Unidos, exercer, em virtude do presente acôrdo, opção para servir nas forças armadas do Brasil.

Aproveito a oportunidade para renovar a Vossa Excelência os protestos da minha mais alta consideração.

CARLOS MARTINS PEREIRA E SOUSA

A Sua Excelência o Senhor CORDELL HULL,  
*Secretário de Estado dos Estados Unidos da América.*

[Translation]

## EMBASSY OF THE UNITED STATES OF BRAZIL

No. 152/622.23(22)

WASHINGTON, *April 28, 1943.*

MR. SECRETARY OF STATE:

I have the honor to acknowledge the receipt of the note of the 23rd day of January last whereby Your Excellency states that the Government of the United States of America is disposed to initiate a proceeding in favor of foreigners registered by virtue of the Selective Service Act of 1940 who are citizens of cobelligerent countries and who have not declared an intention of becoming naturalized Americans, for the exercise of the option of serving in the armed forces of their respective countries or of being transferred to them.

2. In reply, I have to state to Your Excellency that I have received instructions from my Government in the sense of accepting that there should be effected, between Brazil and the United States of America, and on the basis of reciprocity, the proceeding referred to above and to communicate that my Government gives the guarantees stipulated in paragraphs (a), (b), and (c) of the said note of January 23, 1943 with the following reservations:

- 1) The Brazilian Government understands that the accord must be considered as reciprocal under all aspects and that the guarantees requested of the Brazilian Government in the said note are given, by implication, by the Government of the United States also, and
- 2) The Brazilian Government cannot assume the task of informing all the American citizens in service in its armed forces, or American citizens who may by chance have lost their citizenship in consequence of having taken an oath in the Brazilian forces and who are at present serving in those armed forces, that they can be transferred to the armed forces of the United States if they should so desire and if they be accepted by the armed forces of the United States. In like manner, no notification shall be required with relation to the Brazilian citizens who may by chance be serving in the armed forces of the United States or who may be subject to military service under the laws of the United States.

3. The Brazilian Government hopes, however, that the Brazilian citizens already incorporated in or summoned to the army of the United States may be able to exercise, by virtue of this agreement, the option to serve in the armed forces of Brazil.

I avail myself of the opportunity to renew to Your Excellency the assurances of my highest consideration.

CARLOS MARTINS PEREIRA E SOUSA

His Excellency CORDELL HULL,  
*Secretary of State of the United States of America.*

*The Secretary of State to the Brazilian Ambassador*

DEPARTMENT OF STATE  
WASHINGTON

May 24, 1943

## EXCELLENCY:

I have the honor to acknowledge the receipt of your note no. 152/622.23(22) of April 28, 1943 in which you state that you have received instructions from your Government in the sense of accepting that there should be effected between Brazil and the United States of America, and on the basis of reciprocity, the proceeding suggested in the Department's note of January 23, 1943; you state that your Government gives the guarantees stipulated in paragraphs (a), (b) and (c) of the Department's note of January 23, 1943 with the following reservations:

Reservations by  
Brazil.

1) The Brazilian Government understands that the accord must be considered as reciprocal under all aspects and that the guarantees requested of the Brazilian Government in the said note are given, by implication, by the Government of the United States also, and

2) The Brazilian Government cannot assume the task of informing all the American citizens in service in its armed forces, or American citizens who may by chance have lost their citizenship in consequence of having taken an oath in the Brazilian forces and who are at present serving in those armed forces, that they can be transferred to the armed forces of the United States if they should so desire and if they be accepted by the armed forces of the United States.

Effective date.

I take pleasure in informing you that your reply meets with the approval of this Government, and that this Government now considers the agreement with Brazil as having become effective on April 30, 1943, the date on which your note of acknowledgment was received in the Department. The appropriate authorities of the United States Government have been informed accordingly, and I may assure you that this Government will carry out the agreement in the spirit of full cooperation with your Government.

It is suggested that all the details incident to carrying out this agreement be discussed directly by officers of the Embassy with the appropriate officers of the Selective Service System and of the War Department. Lieutenant Colonel S. G. Parker, of the Selective Service System, and Lieutenant Colonel V. L. Sailor, of the Recruiting and Induction Section, Adjutant General's Office, will be available to discuss questions relating to the exercise of the option prior to induction. The Inter Allied Personnel Board of the War Department, which is headed by Major General Guy V. Henry, is the agency with which questions relating to the discharge of nondeclarant nationals

of Brazil who may have been serving in the Army of the United States on the effective date of the agreement, and who desire to transfer to the Brazilian forces, may be discussed.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:

G. HOWLAND SHAW

His Excellency,

CARLOS MARTINS,

*Ambassador of Brazil.*

May 21, 1943  
[E. A. S. 328]

*Agreement between the United States of America and El Salvador respecting the detail of a military officer to serve as Director of the Military School and of the Military Academy of El Salvador. Signed at San Salvador May 21, 1943; effective May 21, 1943.*

URBINA-THURSTON CONTRACT      CONTRATO URBINA-THURSTON

<p>MANUEL URBINA MENJIVAR, Lieutenant Colonel of the Army, Superior Official of the Ministry of National Defense, duly authorized and in representation of the Supreme Government of the Republic of El Salvador, according to the Order of the Executive Power No. 203, dated April twenty-ninth of this year, published in the Diario Oficial No. 93, Volume 134, dated the first of this month, on one part, and His Excellency Walter Thurston, Ambassador Extraordinary and Plenipotentiary of the United States of America, duly authorized and in representation of his Government, on the other, agree to conclude the following contract:</p>	<p>MANUEL URBINA MENJIVAR, Teniente Coronel del Ejército, Oficial Mayor del Ministerio de Defensa Nacional, debidamente autorizado y en representación del Supremo Gobierno de la República de El Salvador, según Acuerdo del Poder Ejecutivo N<sup>o</sup> 203, de fecha veintinueve de abril del corriente año, publicado en el Diario Oficial N<sup>o</sup> 93, Tomo 134, de fecha primero del presente mes, por una parte, y el Excelentísimo señor don Walter Thurston, Embajador Extraordinario y Plenipotenciario de los Estados Unidos de América, competentemente autorizado y en representación de su Gobierno, por la otra, convienen en celebrar el siguiente Contrato:</p>
--	---

- I -

- I -

<p>The Government of the United States of America places at the disposal of the Government of El Salvador the technical and professional services of an officer of the Army of the former nation to serve as Director of the Military School and of the annexed Military Academy of El Salvador.</p>	<p>El Gobierno de los Estados Unidos de América pone a la disposición del Gobierno de El Salvador, los servicios técnicos y profesionales de un oficial del Ejército de aquella nación, para que sirva como Director de la Escuela Militar y de la Academia Militar anexa de El Salvador.</p>
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- II -

- II -

<p>The Government of the United States, in accordance with the preceding clause, has designated for Director of the Military School and annexed Military Academy of this country, Lieutenant Colonel</p>	<p>El Gobierno de los Estados Unidos, de acuerdo con la cláusula anterior, ha designado para el cargo de Director de la Escuela Militar y Academia Militar anexa de este país, al señor Teniente</p>
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Designation of Lt. Col. Rufus E. Byers, U. S. Army.

Rufus E. Byers, U.S. Army, a position which shall be subject to the orders of only the President of the Republic and Commanding General of the Army and of the Minister of National Defense; this being without prejudice to the provisions of the respective laws and regulations.

Coronel don Rufus E. Byers, del Ejército de los Estados Unidos, cargo en el cual dependerá únicamente del señor Presidente de la República y Comandante General del Ejército y del señor Ministro de Defensa Nacional; esto, sin perjuicio de lo que disponen las leyes y reglamentos respectivos.

## - III -

The present contract shall come into force on the twenty-first day of May, nineteen hundred and forty-three, and shall continue in force for a period of two years, counted from this date, until the twentieth day of May, nineteen hundred and forty-five; but if the Government of El Salvador should desire that the services of Lieutenant Colonel Byers or another officer whom the United States Government might designate in his place, be extended beyond the period stipulated in this same clause, it shall make a written proposal to this effect at least thirty days before the expiration of this contract, which shall be considered renewed or extended when both Governments so signify by a simple exchange of notes.

## - III -

El presente Contrato entrará en vigor a partir del día veintiuno de mayo de mil novecientos cuarenta y tres y su vigencia será de dos años, contados desde esta fecha hasta el veinte de mayo de mil novecientos cuarenta y cinco; pero si el Gobierno de El Salvador deseara que los servicios del señor Teniente Coronel Byers o de otro oficial que el Gobierno Norteamericano designara en su lugar, se prolongasen del período estipulado en esta misma cláusula, deberá hacer una propuesta por escrito a este efecto por lo menos con treinta días de anticipación a la expiración de este Contrato, teniéndose por renovado o prorrogado cuando así lo manifesten ambos Gobiernos por un simple cambio de notas.

Effective date of contract; duration; extension procedure.

## - IV -

This contract may be terminated before the expiration of the period prescribed in the preceding clause or before the expiration of the extension thereof in the following manner:

(a) By either of the contracting Governments, subject to only three months' written notice in advance;

(b) By the recall of the officer by the Government of the United States in the public interest of

## - IV -

Este Contrato puede ser terminado antes de la expiración del tiempo señalado en la cláusula anterior, como también en la extensión del mismo, de la manera siguiente:

(a) por solicitarlo cualquiera de los dos Gobiernos contratantes, con solo un aviso por escrito con tres meses de anticipación;

(b) por convenir al Gobierno de los Estados Unidos de América, el retiro del oficial, en pro del

Termination.

that country, without necessity of compliance with provision (a) of this clause; and

(c) At the initiative of the Government of El Salvador or of the Government of the United States of America, in case either of the two Governments finds itself involved in domestic or foreign hostilities.

interés público de aquel país, sin sujetarse en este caso, a lo estipulado en la fracción a) de ésta cláusula; y

(c) por iniciativa del Gobierno de El Salvador o del Gobierno de los Estados Unidos de América, en caso de que cualquiera de los dos Gobiernos llegue a encontrarse envuelto en hostilidades domésticas o extranjeras.

- V -

- V -

Replacement in case of disability.

Should Lieutenant Colonel Rufus E. Byers become unable to perform his duties referred to in this contract by reason of continued illness or physical disability, he shall be replaced by another officer of similar qualifications.

En caso de que el señor Teniente Coronel don Rufus E. Byers llegara a incapacitarse para el desempeño de sus funciones encomendadas a que se refiere este Contrato, por motivos de enfermedad o incapacidad física prolongada, será reemplazado por otro oficial de capacidades similares.

- VI -

- VI -

Rank and precedence.

Lieutenant Colonel Rufus E. Byers shall serve in El Salvador, in the position already mentioned, with the rank he holds in the United States Army, and shall wear the uniform of his rank in the United States Army, but shall have precedence over all Salvadoran officers of the same rank, enjoying in addition, during the life of this contract, the benefits which the Army of El Salvador has established for the same rank.

El señor Teniente Coronel don Rufus E. Byers, servirá en El Salvador, en el cargo ya mencionado, con el rango que ocupa en el Ejército de los Estados Unidos de América y llevará el uniforme de su grado en el Ejército de los Estados Unidos, pero tendrá precedencia sobre todos los oficiales del Ejército de El Salvador, del mismo grado, gozando además, durante la vigencia de este Contrato, de los beneficios que el Ejército de El Salvador tiene establecidos para el rango correspondiente.

- VII -

- VII -

Disciplinary regulations.

During the life of this contract and its extensions, Lieutenant Colonel Byers shall be governed by the disciplinary regulations of the United States Army.

Durante la vigencia de este Contrato, y sus prórrogas, el señor Teniente Coronel Byers estará gobernado por las regulaciones disciplinarias del Ejército de los Estados Unidos de América.

## - VIII -

During the period Lieutenant Colonel Byers is detailed under this contract or any extension thereof, the Government of El Salvador shall not engage the services of any personnel of any other foreign government for the duties and purposes contemplated by this Contract.

Durante el período en que el señor Teniente Coronel Byers esté en servicio bajo este Contrato o cualquiera extensión de él, el Gobierno de El Salvador no podrá contratar los servicios de ningún personal de otro Gobierno extranjero para los deberes y propósitos contemplados por este Contrato.

Employment of personnel of other foreign governments, restriction.

## - IX -

Lieutenant Colonel Byers shall not divulge nor by any means disclose to any foreign government nor to any person any secret or confidential matter of which he may become cognizant as a natural consequence of his functions, or in any other way, it being understood that this requisite honorably continues even after the expiration or cancellation of the present Contract or extension thereof.

El señor Teniente Coronel Byers no podrá divulgar ni en manera alguna descubrir a ningún Gobierno extranjero ni a ninguna persona, ningún secreto o asunto confidencial del cual llegue a tener conocimiento como consecuencia natural de sus funciones, o de cualquiera otra manera, siendo entendido que este requisito honorable continúa aún después de la expiración o cancelación del presente Contrato o extensión de él.

Secrecy requirement.

## - X -

Lieutenant Colonel Byers shall have the right to one month of leave during the year, which may be availed of in whole or in part, and in case all or any part of it is not taken, it shall accumulate from year to year during the life of this Contract.

El señor Teniente Coronel Byers tendrá derecho a un mes de vacaciones durante el año, las cuales podrá disfrutar en forma total o parcial, y en caso de no hacer uso de ella o de alguna de sus partes, se le acumularán de año en año durante la vigencia de este Contrato.

Annual leave.

## - XI -

The leave specified in the preceding clause may be spent in foreign countries, subject to the standing instructions of the United States War Department concerning visits abroad. In all cases the said leave, or portions thereof, shall be taken by Lieutenant Colonel Byers only after consultation with the Minister of National

La vacación especificada en la cláusula anterior puede pasarse en los países extranjeros, sujeto a las instrucciones vigentes del Departamento de Guerra de los Estados Unidos de América referentes a las visitas al extranjero. En todos los casos la mencionada vacación, o porciones de ella, deberá ser tomada por el señor

## - XI -

Defense with a view to ascertaining the mutual convenience of the Government of El Salvador and Lieutenant Colonel Byers in respect to his leave.

Teniente Coronel Byers después de consultar con el Ministerio de Defensa Nacional, con objeto de determinar las mútuas conveniencias del Gobierno de El Salvador y del señor Teniente Coronel Byers respecto a sus vacaciones.

## - XII -

## - XII -

Travel and transportation expenses.

The expenses of travel and transportation not otherwise provided for in this Agreement shall be borne by Lieutenant Colonel Byers in taking his leave. All travel time, including sea travel, shall count as leave and shall not be in addition to the time authorized in the preceding clause.

Los gastos de viaje y transporte no estipulados de otra manera en este convenio, serán sufragados por el señor Teniente Coronel Byers al hacer uso de sus vacaciones. Todo el tiempo del viaje incluso viaje por mar, contará como vacaciones y no se tomará como adición al tiempo autorizado de que habla la cláusula anterior.

## - XIII -

## - XIII -

Compensation.

For the services specified in clause I of this Contract, Lieutenant Colonel Byers shall receive from the Salvadoran Government an annual compensation of Two Thousand Six Hundred and Fifty-two Dollars (\$2,652.00). This compensation shall be paid proportionally during the twelve months of the year, as nearly equally as possible, on the last day of each month. These payments shall be made in Salvadoran national currency and shall be computed at the highest rate of exchange in San Salvador on the day on which due. Payments made outside of El Salvador shall be in the national currency of the United States.

Por los servicios especificados en la cláusula -I- de este Contrato, el señor Teniente Coronel Byers recibirá del Gobierno de El Salvador una compensación anual de DOS MIL SEISCIENTOS CINCUENTA Y DOS SOLARES (\$-2,652.00). Esta compensación deberá pagarse proporcionalmente en los doce meses del año lo más iguales posibles y el día último de cada mes. Esos pagos se harán en moneda nacional salvadoreña y serán calculados al tipo más alto de cambio en San Salvador, en el día que el pago deba hacerse. Los pagos que haya que hacerse fuera de El Salvador serán hechos en moneda nacional de los Estados Unidos.

## - XIV -

## - XIV -

The compensation set forth in the preceding clause shall begin on the date of departure of Lieutenant Colonel Byers from the United States of America, and it shall continue after the termi-

La compensación estipulada en la cláusula anterior comenzará en la fecha en que salga el señor Teniente Coronel Byers de los Estados Unidos de América, y deberá continuar después de la

nation of his services in El Salvador during his return trip to the United States of America, and thereafter for the period of any accumulated leave to which he is entitled.

terminación de sus servicios en El Salvador durante su viaje de regreso a los Estados Unidos de América y después de eso por el período de cualesquiera vacaciones acumuladas a que tenga derecho.

## - XV -

Lieutenant Colonel Byers and his family shall be furnished by the Salvadoran Government with first-class accommodations for their travel here and return performed under this Contract. The expenses of transportation by land and sea of Lieutenant Colonel Byers' household effects and baggage, including automobile, from the Port of Embarkation in the United States of America to San Salvador and return to the Port of Debarkation in the United States of America shall also be paid by the Salvadoran Government.

El Gobierno de El Salvador proporcionará al señor Teniente Coronel Byers y su familia pasajes en primera clase para su transporte de venida y regreso que hará de acuerdo con este Contrato. Los gastos de transporte por mar y tierra del equipaje y efectos de la casa del señor Teniente Coronel Byers, incluyendo automóvil, del puerto de embarque en los Estados Unidos de América a San Salvador y de vuelta al puerto de desembarque en los Estados Unidos de América serán pagados también por el Gobierno de El Salvador.

Travel accommodations.

Transportation of household effects, etc.

These expenses shall include all necessary costs incidental to unloading from the steamer or railway train upon arrival in El Salvador, cartage from the ship or railway station to the residence of Lieutenant Colonel Byers in San Salvador, and packing and loading on board the steamer or railway train upon departure from El Salvador upon termination of services.

En estos gastos están incluidos, desde luego, los incidentales que se ocasionen en la descarga del barco o del ferrocarril a la llegada a El Salvador, corretaje del barco o estación de ferrocarril a la residencia del señor Teniente Coronel Byers en San Salvador y empaque y cargo a bordo del barco o ferrocarril a la partida de El Salvador al terminarse sus servicios.

It is understood that throughout this Contract, the term "family" is limited to mean the wife and dependent children of Lieutenant Colonel Byers.

Es entendido que en todas las partes de este Contrato en que aparece el término "familia", se refiere únicamente a la esposa e hijos que dependan del señor Teniente Coronel Byers para su mantenimiento.

"Family."

## - XVI -

The Government of El Salvador shall allot in the budget of the Ministry of National Defense an

El Gobierno de El Salvador asignará en el Presupuesto del Ministerio de Defensa Nacional

Allotment to cover customs duties and taxes.

annual sum of nine hundred dollars (\$900.00) to pay the customs duties on articles imported by Lieutenant Colonel Byers for his personal use and for the use of his family, as well as to cover any tax or taxes imposed by the Salvadoran Government on the compensation, pay or allowances received by Lieutenant Colonel Byers, it being understood that any unexpended balance of this item would be returned to the Treasury of the Salvadoran Government at the expiration of the detail of Lieutenant Colonel Byers or his successor, to the position referred to in clause one.

una suma anual de NOVECIENTOS DOLARES (\$-900.00), para pago de impuestos aduanales sobre artículos importados por el señor Teniente Coronel Byers para su uso personal y para el uso de la familia, así como para cubrir cualquier impuesto o impuestos cargados por el Gobierno de El Salvador sobre la compensación, pago o pensión recibida por el señor Teniente Coronel Byers, siendo entendido que cualquier balance no gastado de esta suma será devuelta a la Dirección General de Tesorería de El Salvador cuando termine el nombramiento del señor Teniente Coronel Byers o de su sucesor, en el cargo de que habla la cláusula primera.

Termination of services.

If the services of Lieutenant Colonel Byers should be terminated by the Government of the United States, except as established in heading (c) of clause IV of this Contract, before the completion of two years of service, the provisions of clause XV shall not apply to the return trip. If the services of Lieutenant Colonel Byers should terminate or be terminated before the completion of the aforesaid two years of service, for any other reason, including those established in heading (c) of clause IV, Lieutenant Colonel Byers shall receive from the Government of El Salvador all compensations, emoluments, and perquisites as though he had completed two years of service referred to in this Contract, but the annual salary shall terminate as provided in clause XIV. But should the Government of the United States recall Lieutenant Colonel Byers for breach of discipline, the cost of his return trip to the United States of his family, household effects and

Si los servicios del señor Teniente Coronel Byers fuesen cancelados por el Gobierno de los Estados Unidos, excepto bajo las condiciones establecidas y previstas en la fracción c) de la cláusula IV de este Contrato, antes del término de dos años de servicio, las provisiones de la cláusula XV no se aplicarán al viaje de regreso.

Si los servicios del señor Teniente Coronel Byers terminasen o fuesen cancelados antes del plazo de los dos años de servicios señalados, por cualquiera otra razón, incluso las establecidas en la fracción c) de la cláusula IV, el señor Teniente Coronel Byers recibirá del Gobierno de El Salvador todas las compensaciones, utilidades y requisitos como si hubiera cumplido los dos años de servicio que señala este Contrato, pero el salario anual previsto en la cláusula XIV se dará por terminado. Pero si el Gobierno de los Estados Unidos de América llamase al señor Teniente Coronel Byers por quebrantamiento en la disciplina, el costo

baggage, and automobile, shall not be borne by the Government of El Salvador.

del viaje de regreso a los Estados Unidos, de él, su familia, equipaje y efectos de casa y automóvil, no serán pagados por el Gobierno de El Salvador.

- XVII -

When Lieutenant Colonel Byers travels on official business in the interior of the Republic, his transportation and travelling expenses shall be provided by the Government of El Salvador in accordance with the provisions of clause VI of this Contract.

Cuando el señor Teniente Coronel Byers salga en comisión oficial en el interior de la República, sus gastos de transporte y los demás que ocasione el viaje, serán costeados por el Gobierno de El Salvador, de acuerdo con lo estipulado en la cláusula VI de este Contrato.

Travel on official business.

- XVIII -

The Government of El Salvador shall provide suitable office space and facilities for the use of Lieutenant Colonel Byers.

El Gobierno de El Salvador proporcionará al señor Teniente Coronel Byers oficina con espacio adecuado y demás facilidades necesarias.

Office space, etc.

- XIX -

If replacement of Lieutenant Colonel Byers is made during the life of this Contract or any extension thereof, the terms as stipulated in this Agreement shall also apply to the replacement officer, with the exception that the replacement officer shall receive an amount of annual compensation which shall be agreed upon by the two Governments.

Si fuere cambiado el señor Teniente Coronel Byers durante la vigencia de este Contrato o cualquiera extensión de él, los términos según estipulados en este convenio también deberán aplicarse al oficial que lo reemplace, con la excepción que el nuevo oficial recibirá una cantidad de compensación anual sobre la cual convendrán los dos Gobiernos.

Terms to apply to replacement officer; exception.

- XX -

The Government of El Salvador shall provide suitable medical attention for Lieutenant Colonel Byers and his family. In case Lieutenant Colonel Byers becomes ill or suffers injury, he shall be placed in such hospital as the Ministry of National Defense deems suitable. The said officer shall pay only his cost of subsistence while hospitalized. His family shall enjoy the same privileges

El Gobierno de El Salvador proporcionará cuidados médicos adecuados para el señor Teniente Coronel Byers y su familia. En caso de que el señor Teniente Coronel Byers se enferme o sufra algún accidente, deberá ser puesto en el Hospital que el Ministerio de Defensa Nacional juzgue conveniente, siendo únicamente por cuenta de dicho oficial durante su permanencia en el Hospital, el

Medical attention.

agreed upon in this clause except that Lieutenant Colonel Byers shall in all cases pay the cost of subsistence incident to the hospitalization of a member of his family.

costo de su subsistencia. Su familia disfrutará de los mismos privilegios convenidos en esta cláusula, con la excepción de que el señor Teniente Coronel Byers deberá en todos los casos pagar el costo de subsistencia concernientes a la hospitalización de alguno de sus miembros.

## - XXI -

## - XXI -

Transportation of remains in case of death.

If Lieutenant Colonel Byers or any member of his family should die in El Salvador during the period while this Contract is in effect, the Government of El Salvador shall have the body transported to such place in the United States as the family may decide, but the cost to the Government of El Salvador shall not exceed the cost of transporting the remains from the place of decease to the Port of Debarkation in the United States of America. Should the deceased be Lieutenant Colonel Byers himself, his services shall be considered to have terminated fifteen days after his death. Return transportation to the Port of Debarkation in the United States of America for the family of the deceased officer and for their household effects and baggage, and automobile shall be provided by the Government of El Salvador, in conformity with clause XV of this contract. All compensation due the deceased officer and reimbursement due the deceased officer for expenses and transportation on official business of the Government of El Salvador shall be paid to the widow, or to any other person who may have been designated in writing by the officer before his death, provided such widow or other person shall not be compensated for the accrued leave of the deceased, and

Compensation due deceased officer.

Si el señor Teniente Coronel Byers o cualquier miembro de su familia llegase a morir en El Salvador, durante la vigencia de este Contrato, el Gobierno de El Salvador hará transportar por su cuenta el cadáver al lugar de los Estados Unidos que indique su familia; pero el costo para el Gobierno de El Salvador no excederá al costo de transportación de los restos del lugar del fallecimiento al puerto de desembarque en los Estados Unidos de América. Si el fallecido fuera el propio señor Teniente Coronel Byers, sus servicios se considerarán terminados quince días después de su fallecimiento. El transporte de regreso al puerto de desembarque en los Estados Unidos de América para la familia de él, y para su equipaje y efectos de casa y automóvil, serán proporcionados por el mismo Gobierno de El Salvador, de acuerdo con lo prescrito en la cláusula XV de este Contrato. Toda remuneración que se deba al fallecido por gastos y transportes en asuntos oficiales del Gobierno de El Salvador, serán pagados a la viuda, o a cualquier otra persona que hubiese sido designada por escrito por él antes de su muerte, quedando estipulado que esa viuda o la persona que hubiere sido designada como se deja dicho, para recibir la remuneración aludida,

further provided that these compensations shall be paid within fifteen days after the death of the said officer.

no será compensada con la vacación acumulada del difunto, y además esas compensaciones deberán pagarse dentro de los quince días subsiguientes al fallecimiento del mencionado oficial.

IN WITNESS WHEREOF, the undersigned, sign the present Contract in quadruplicate in the Spanish language and in duplicate in the English language, in the city of San Salvador, Republic of El Salvador, this twenty-first day of May nineteen hundred and forty-three.

En testimonio de lo cual, los infrascritos firman el presente Contrato en seis tantos, de los cuales dos serán en el idioma inglés, en la ciudad de San Salvador, República de El Salvador, a los veintiún días del mes de mayo de mil novecientos cuarenta y tres.

[SEAL] WALTER THURSTON  
[SELLO] M. URBINA M.

[SELLO] M. URBINA M.  
[SEAL] WALTER THURSTON

NATIONAL PALACE,  
*San Salvador, May 21, 1943.*

PALACIO NACIONAL:  
*San Salvador, 21 de mayo de 1943.*

Having seen the preceding Contract, composed of twenty-one clauses, concluded between Lieutenant Colonel Manuel Urbina Menjívar, Superior Official of the Ministry of National Defense, duly authorized and in representation of the Government of the Republic of El Salvador, on one part, and His Excellency Walter Thurston, Ambassador Extraordinary and Plenipotentiary of the United States of America, with special authorization of his Government, on the other; a Contract under which the American Government places at the disposition of the Government of El Salvador the technical and professional services of Lieutenant Colonel Rufus E. Byers to fill, for a period of two years, the position of Director of the Military School and annexed Military Academy of El Salvador, and finding the said Contract in conformity with the instructions

Visto el anterior Contrato, compuesto de veintiuna cláusulas, celebrado entre el señor Teniente Coronel don Manuel Urbina Menjívar, Oficial Mayor del Ministerio de Defensa Nacional, debidamente autorizado y en representación del Gobierno de la República de El Salvador, por una parte, y el Excelentísimo señor don Walter Thurston, Embajador Extraordinario y Plenipotenciario de los Estados Unidos de América, con autorización especial de su Gobierno, por la otra; contrato por el cual el Gobierno Norteamericano, pone a la disposición del Gobierno de El Salvador, los servicios técnicos y profesionales del señor Teniente Coronel don Rufus E. Byers, para que por el término de dos años, desempeñe el cargo de Director de la Escuela Militar y Academia Militar anexa de El Salvador, y encontrando dicho Contrato, de conformidad con las

received by Lieutenant Colonel Urbina Menjívar in the matter, the Executive Power resolves: to approve it in all its parts, being obliged to report it to the Honorable National Legislative Assembly for its approval.<sup>[1]</sup> The expenditures referred to in this Contract must be taken from the respective items of the Budget.

Let it be communicated.

instrucciones que al efecto recibiera el señor Teniente Coronel Urbina Menjívar, el Poder Ejecutivo ACUERDA: aprobarlo en todas sus partes, debiendo darse cuenta a la Honorable Asamblea Nacional Legislativa para su aprobación. Las erogaciones a que alude este Contrato, deberán aplicarse a las respectivas partidas del Presupuesto. COMUNIQUESE.

[SEAL OF THE PRESIDENCY OF THE REPUBLIC OF EL SALVADOR, C.A.]

[SELLO—PRESIDENCIA DE LA REPUBLICA DE EL SALVADOR, C.A.]

The Minister of National Defense  
MENÉNDEZ

El Ministro de Defensa Nacional,  
MENÉNDEZ

<sup>1</sup> [Approved by the National Legislative Assembly of El Salvador May 26, 1943.]

*Agreement between the United States of America and Guatemala respecting the detail of a military officer to serve as Director of the Polytechnic School of Guatemala. Signed at Washington July 17, 1943; effective July 17, 1943.*

July 17, 1943  
[E. A. S. 329]

AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF GUATEMALA ACUERDO ENTRE EL GOBIERNO DE LOS ESTADOS UNIDOS DE AMÉRICA Y EL GOBIERNO DE LA REPÚBLICA DE GUATEMALA

In conformity with the request of the Government of the Republic of Guatemala to the Government of the United States of America, the President of the United States of America has authorized the appointment of an officer of the United States Army to serve in the Republic of Guatemala under the conditions specified below:

De conformidad con la solicitud del Gobierno de la República de Guatemala al Gobierno de los Estados Unidos de América, el Presidente de los Estados Unidos de América ha autorizado el nombramiento de un oficial del Ejército de los Estados Unidos para prestar servicios en la República de Guatemala de acuerdo con las condiciones estipuladas a continuación:

TITLE I

*Duties and Duration*

ARTICLE 1. The Government of the United States of America shall place at the disposal of the Government of the Republic of Guatemala the technical and professional services of an officer of the United States Army to serve as Director of the Polytechnic School of the Republic of Guatemala.

ARTICLE 2. The officer detailed to this duty by the Government of the United States of America shall be Lieutenant Colonel William H. Hennig or another officer of similar qualifications in replacement if necessary as may mutually be agreed upon by the Government of the United States of America and the Government of the Republic of Guatemala.

TÍTULO I

*Servicios y Duración*

ARTÍCULO 1. El Gobierno de los Estados Unidos de América pondrá a la disposición del Gobierno de la República de Guatemala los servicios técnicos y profesionales de un oficial del Ejército de los Estados Unidos que actuará como Director de la Escuela Politécnica de la República de Guatemala.

ARTÍCULO 2. El oficial que el Gobierno de los Estados Unidos de América ha de designar para este cometido será el Teniente Coronel William H. Hennig u otro oficial igualmente idóneo en su reemplazo si fuere necesario, según dispongan por mutuo acuerdo el Gobierno de los Estados Unidos de América y el Gobierno de la República de Guatemala.

Detail of Lt. Col.  
William H. Hennig.

Effective date of agreement; duration.

**ARTICLE 3.** This Agreement shall come into force on the date of signature and shall continue in force for a period of one year unless previously terminated as hereinafter stipulated.

**ARTÍCULO 3.** Este Acuerdo comenzará a regir en la fecha de su firma y continuará vigente por el período de un año, a menos que sea terminado antes en la forma que se establece más adelante.

Extension.

**ARTICLE 4.** If the Government of the Republic of Guatemala should desire that the services of the officer be extended beyond the period stipulated in Article 3, it shall make a written proposal to that effect six months before the expiration of this Agreement.

**ARTÍCULO 4.** Si el Gobierno de la República de Guatemala deseara que se prorroguen los servicios del oficial más allá del período estipulado en el Artículo 3, hará una propuesta por escrito con este objeto seis meses antes de la expiración de este Acuerdo.

Termination.

**ARTICLE 5.** This Agreement may be terminated before the expiration of the period of one year prescribed in Article 3, or before the expiration of the extension authorized in Article 4, in the following manner:

**ARTÍCULO 5.** Este Acuerdo podrá terminarse antes de la expiración del período de un año prescrito en el Artículo 3, o antes de expirar la prórroga autorizada en el Artículo 4, de la manera siguiente:

(a) By either of the Governments, subject to three months' written notice to the other Government.

(a) Por cualquiera de los dos Gobiernos, mediante aviso por escrito con tres meses de anticipación al otro Gobierno.

(b) By the recall of the officer by the Government of the United States of America in the public interest of the United States of America, without necessity of compliance with provision (a) of this Article.

(b) Al retirar el Gobierno de los Estados Unidos de América al oficial, en interés público de los Estados Unidos de América, sin necesidad de cumplir con el inciso (a) de este Artículo.

Cancellation in case of hostilities.

**ARTICLE 6.** This Agreement is subject to cancelation, upon the initiation of either the Government of the United States of America or the Government of the Republic of Guatemala at any time during a period when either Government is involved in domestic or foreign hostilities.

**ARTÍCULO 6.** Este Acuerdo está sujeto a cancelación por iniciativa, ya sea del Gobierno de los Estados Unidos de América o del Gobierno de la República de Guatemala, en cualquier tiempo durante un período en que cualquiera de los dos Gobiernos se vea envuelto en hostilidades internas o externas.

Replacement in case of disability.

**ARTICLE 7.** Should the officer become unable to perform his duties by reason of continued physical disability, he shall be replaced.

**ARTÍCULO 7.** El oficial será reemplazado si queda inhabilitado para el cumplimiento de sus deberes por razón de incapacidad física prolongada.

TITLE II

TÍTULO II

*Requisites and Conditions*

*Requisitos y Condiciones*

ARTICLE 8. The Minister of War of the Republic of Guatemala will grant to the officer detailed under this contract the assimilated rank of Brigadier General for the duration of this contract, and the officer shall have precedence over all Guatemalan officers of the same rank.

ARTÍCULO 8. El Ministro de Guerra de la República de Guatemala otorgará al oficial designado según este contrato, y durante la vigencia del mismo, el grado asimilado de General de Brigada, y el oficial tendrá precedencia sobre todos los oficiales guatemaltecos del mismo grado.

Rank and precedence.

ARTICLE 9. The officer shall be governed by the disciplinary regulations of the United States Army.

ARTÍCULO 9. El oficial se regirá por los reglamentos de disciplina del Ejército de los Estados Unidos.

Disciplinary regulations.

ARTICLE 10. The officer shall be responsible directly and solely to the Minister of War of the Republic of Guatemala.

ARTÍCULO 10. El oficial será sola y directamente responsable ante el Ministro de Guerra de la República de Guatemala.

Responsibility.

ARTICLE 11. During the period this officer is detailed under this Agreement or any extension thereof, the Government of the Republic of Guatemala shall not engage the services of any personnel of any other foreign government for the duties and purposes contemplated by this Agreement.

ARTÍCULO 11. Durante el período en que el oficial preste servicios de conformidad con este Acuerdo o cualquiera prórroga del mismo, el Gobierno de la República de Guatemala no empleará los servicios del personal de ningún otro gobierno extranjero para los deberes y propósitos de que trata este Acuerdo.

Employment of personnel of other foreign governments, restriction.

ARTICLE 12. This officer shall not divulge nor by any means disclose to any foreign government or to any person whatsoever any secret or confidential matter of which he may become cognizant as a natural consequence of his functions, or in any other way, it being understood that this requisite honorably continues even after the expiration or cancelation of the present Agreement or extension thereof.

ARTÍCULO 12. El oficial no divulgará, ni por ningún medio revelará a gobierno extranjero alguno, o a persona alguna, ningún secreto o asunto confidencial que pueda llegar a su conocimiento, ya sea como consecuencia natural de sus funciones o en cualquiera otra forma, entendiéndose que continuará respetándose este requisito aun después de la expiración o cancelación del presente Acuerdo o de cualquiera prórroga del mismo.

Secrecy requirement.

ARTICLE 13. During the entire duration of this Agreement, this officer shall be entitled to the benefits which the Regulations of the Guatemalan Army provide for officers of this rank in the Guatemalan Army.

ARTÍCULO 13. Durante toda la vigencia de este Acuerdo, el oficial tendrá derecho a los beneficios que los reglamentos del Ejército guatemalteco otorgan a los oficiales de este grado en el Ejército guatemalteco.

Benefits.

"Family."

ARTICLE 14. Throughout this Agreement the term "family" of the officer is limited to mean wife and dependent children.

ARTÍCULO 14. En todo este Acuerdo se entenderá que el término "familia" del oficial sólo comprende a la esposa y a los hijos no emancipados.

Annual leave.

ARTICLE 15. The officer shall be entitled to one month's annual leave with pay, or to a proportional part thereof with pay for any fractional part of a year. Unused portions of said leave shall be cumulative from year to year during the service of the officer under this Agreement.

ARTÍCULO 15. El oficial tendrá derecho anualmente a un mes de licencia con goce de sueldo, o a una parte proporcional de dicha licencia con sueldo por cualquiera fracción de un año. Las partes de dicha licencia que no se usaren podrán acumularse de año en año, mientras el oficial preste servicios conforme a los términos de este Acuerdo.

ARTICLE 16. The leave specified in the preceding Article may be spent in foreign countries, subject to the standing instructions of the War Department of the United States of America concerning visits abroad. In all cases the said leave, or portions thereof, shall be taken by the officer only after consultation with the Minister of War of the Republic of Guatemala with a view to ascertaining the mutual convenience of the Government of the Republic of Guatemala and the officer in respect to this leave.

ARTÍCULO 16. La licencia a que se refiere el Artículo anterior podrá disfrutarse en países extranjeros, siempre que se observen las instrucciones vigentes de la Secretaría de Guerra de los Estados Unidos de América respecto a visitas al exterior. En todos los casos el oficial sólo podrá disfrutar de dicha licencia, o de una parte de ella, previa consulta con el Ministro de Guerra de la República de Guatemala con el propósito de determinar la conveniencia mutua del Gobierno de la República de Guatemala y del oficial respecto a dicha licencia.

Travel and transportation expenses.

ARTICLE 17. The expenses of travel and transportation not otherwise provided for in this Agreement shall be borne by the officer in taking such leave. All travel time shall count as leave and shall not be in addition to the time authorized in Article 15.

ARTÍCULO 17. Los gastos de viaje y de transporte que no sean abonables de acuerdo con las disposiciones de este Acuerdo, correrán por cuenta del oficial que disfruta de la licencia. Todo el tiempo que se emplee en viajar se contará como parte de la licencia y no se añadirá al tiempo autorizado en el Artículo 15.

### TITLE III

#### *Compensations*

ARTICLE 18. For the services specified in Article 1 of this Agreement, this officer shall receive

### TÍTULO III

#### *Remuneración*

ARTÍCULO 18. Por los servicios que se estipulan en el Artículo 1 de este Acuerdo, el oficial recibirá

from the Government of the Republic of Guatemala such net annual compensation expressed in United States currency as may be agreed upon between the Government of the United States of America and the Government of the Republic of Guatemala. This compensation shall be paid in twelve (12) monthly installments, as nearly equal as possible, each due and payable on the last day of the month. Payment may be made in the Guatemalan national currency and when so made shall be computed at the highest rate of exchange in Guatemala City on the day on which due. Payments made outside of the Republic of Guatemala shall be in the national currency of the United States of America. The compensation shall not be subject to any tax, now or hereafter in effect, of the Government of the Republic of Guatemala or of any of its political or administrative sub-divisions. Should there, however, at present or while this Agreement is in effect, be any taxes that might affect this compensation, such taxes shall be borne by the Ministry of War of the Republic of Guatemala.

ARTICLE 19. The compensation set forth in Article 18 shall begin on the date of departure of the officer from the United States of America, and it shall continue after the termination of his services in the Republic of Guatemala, during his return trip to the United States of America, and thereafter for the period of any accumulated leave to which he is entitled.

ARTICLE 20. The compensation due for the period of the return trip and accumulated leave shall

del Gobierno de la República de Guatemala la remuneración neta anual, computada en moneda de los Estados Unidos, que acuerden el Gobierno de los Estados Unidos de América y el Gobierno de la República de Guatemala. Esta remuneración se abonará en doce (12) mensualidades, tan iguales como sea posible, que vencen y deben pagarse el último día de cada mes. El pago puede hacerse en moneda nacional guatemalteca, y en tal caso se computará al tipo de cambio más alto en la ciudad de Guatemala en el día de su vencimiento. Los pagos que se efectúen fuera de la República de Guatemala deberán hacerse en moneda nacional de los Estados Unidos de América. La remuneración no estará sujeta a ningún impuesto, que esté en vigor o que se imponga en el futuro, del Gobierno de la República de Guatemala ni de ninguna de sus dependencias políticas o administrativas. Sin embargo, si al presente o durante la vigencia de este Acuerdo existieren impuestos que pudieran afectar esta remuneración, tales impuestos los pagará el Ministerio de Guerra de la República de Guatemala.

ARTÍCULO 19. La remuneración que se estipula en el Artículo 18 comenzará a regir desde la fecha en que el oficial parta de los Estados Unidos de América y continuará, después de la terminación de sus servicios en la República de Guatemala, durante el viaje de regreso a los Estados Unidos de América, y por el período que dure la licencia acumulada a que el oficial tenga derecho.

ARTÍCULO 20. La remuneración que se adeude por el período que dure el viaje de regreso y por el de

Tax exemption.

be paid to the officer before his departure from the Republic of Guatemala, and such payment shall be computed for travel by the shortest usually traveled route to the port of entry in the United States of America, regardless of the route and method of travel used by him.

la licencia acumulada se le pagará al oficial antes de su partida de la República de Guatemala, y tal pago se calculará como si el viaje se hiciera por la ruta más corta que generalmente se sigue hasta el puerto de entrada en los Estados Unidos de América, no importa qué ruta y qué sistema de transporte utilice el oficial.

Travel accommodations.

ARTICLE 21. The officer and his family shall be provided by the Government of the Republic of Guatemala with first-class accommodations for travel required and performed under this Agreement between the port of embarkation from the United States of America and his official residence in the Republic of Guatemala, both for the outward and for the return trip. The expenses of transportation by land and sea of the officer's household effects and baggage, including automobile, from the port of embarkation in the United States of America to the Republic of Guatemala and return, shall also be paid by the Government of the Republic of Guatemala. These expenses shall include all necessary costs incidental to unloading from the steamer upon arrival in the Republic of Guatemala, cartage from the ship to the officer's residence in the Republic of Guatemala, and packing and loading on board the steamer upon departure from the Republic of Guatemala upon termination of services. The transportation of such household effects, baggage, and automobile shall be made in a single shipment, and all subsequent shipments shall be at the expense of the officer, except when such shipments are necessitated by circumstances beyond his control.

ARTÍCULO 21. El Gobierno de la República de Guatemala proporcionará al oficial y a su familia pasajes de primera clase para el viaje que se requiera y se efectúe de conformidad con este Acuerdo entre el puerto de embarque de los Estados Unidos de América y su residencia oficial en la República de Guatemala, tanto para el viaje de ida como para el de regreso. Los gastos de transporte por mar y tierra de los efectos domésticos y del equipaje del oficial, inclusive un automóvil, del puerto de embarque de los Estados Unidos de América a la República de Guatemala y regreso, correrán también por cuenta del Gobierno de la República de Guatemala. Estos gastos incluirán todos los gastos necesarios relacionados con la descarga de a bordo del vapor a su llegada a la República de Guatemala, los del transporte desde el vapor hasta la residencia del oficial en la República de Guatemala, y los de embalaje y carga a bordo del vapor a su partida de la República de Guatemala una vez que hayan terminado sus servicios. El transporte de estos efectos domésticos, equipaje y automóvil se hará en un solo embarque, y todos los embarques sucesivos correrán por cuenta del oficial, excepto cuando circunstancias ajenas a su voluntad hagan necesarios dichos embarques.

Transportation of household effects, etc.

ARTICLE 22. The household effects, personal effects and baggage, including an automobile, of the officer and his family, shall be exempt from customs duties in the Republic of Guatemala, or if such customs duties are imposed and required, an equivalent additional allowance to cover such charge shall be paid by the Government of the Republic of Guatemala. During service in the Republic of Guatemala the officer shall be permitted to import articles needed for his personal use and for the use of his family without payment of customs duties, provided that his requests for free entry have received the approval of the Ambassador of the United States of America or of the Chargé d'Affaires ad interim.

ARTICLE 23. If the services of the officer should be terminated by the Government of the United States of America, except as established in the provisions of Article 6, before the completion of one year of service, the provisions of Article 21 shall not apply to the return trip. If the services of the officer should terminate or be terminated before the completion of one year of service, for any other reason, including those established in Article 6, the officer shall receive from the Government of the Republic of Guatemala all compensations, emoluments, and perquisites as though he had completed one year of service, but the annual salary shall terminate as provided in Article 19. But should the Government of the United States of America recall the officer for breach of discipline, the cost of the return trip to the United States of America of such officer, his family, household effects and

ARTÍCULO 22. Los efectos domésticos y personales así como el equipaje del oficial y su familia, inclusive un automóvil, estarán exentos de derechos de aduana en la República de Guatemala, y si se impusieren y se requirieren tales derechos de aduana, el Gobierno de la República de Guatemala pagará una asignación adicional equivalente para satisfacer dichos derechos. Durante su servicio en la República de Guatemala se le permitirá al oficial importar los artículos que necesite para su uso personal y para el uso de su familia sin pagar derechos de aduana, siempre que su solicitud de entrada reciba la aprobación del Embajador de los Estados Unidos de América o del Encargado de Negocios ad interim.

ARTÍCULO 23. Si el Gobierno de los Estados Unidos de América terminare los servicios del oficial, salvo lo establecido en las disposiciones del Artículo 6, antes de cumplir un año de servicio, las disposiciones del Artículo 21 no serán aplicables al viaje de regreso. Si los servicios del oficial terminaren o fueren terminados antes de cumplir un año de servicio, por cualquiera otra razón, inclusive las establecidas en el Artículo 6, el oficial recibirá del Gobierno de la República de Guatemala todas las remuneraciones, emolumentos y concesiones como si hubiera cumplido un año de servicio, pero el sueldo anual cesará de abonarse como se dispone en el Artículo 19. Mas si el Gobierno de los Estados Unidos de América retirare al oficial por faltas cometidas contra la disciplina, el costo del viaje de regreso a los Estados Unidos de América del oficial, su familia,

Exemption from Guatemalan customs duties.

Termination of services.

baggage, and automobile, shall not be borne by the Government of the Republic of Guatemala.

efectos domésticos, equipaje y automóvil no correrá por cuenta del Gobierno de la República de Guatemala.

Travel on official business.

ARTICLE 24. Compensation for transportation and traveling expenses in the Republic of Guatemala on official business of the Government of the Republic of Guatemala shall be provided by the Government of the Republic of Guatemala in accordance with the provisions of Article 13.

ARTÍCULO 24. El Gobierno de la República de Guatemala proveerá compensación por gastos de transporte y de viaje en la República de Guatemala cuando se trate de asuntos oficiales del Gobierno de la República de Guatemala, de acuerdo con las disposiciones del Artículo 13.

Office space, etc.

ARTICLE 25. The Government of the Republic of Guatemala shall provide suitable office space and facilities for the use of the officer.

ARTÍCULO 25. El Gobierno de la República de Guatemala proporcionará una oficina debidamente equipada para uso del oficial.

Provision of automobile, etc.

ARTICLE 26. The Government of the Republic of Guatemala shall provide the officer with an automobile, with chauffeur, for his official use.

ARTÍCULO 26. El Gobierno de la República de Guatemala proporcionará al oficial un automóvil, con chófer, para su uso oficial.

Terms to apply to replacement officer; exception.

ARTICLE 27. If replacement of the officer is made during the life of this Agreement or any extension thereof, the terms as stipulated in this Agreement shall also apply to the replacement officer, with the exception that the replacement officer shall receive an amount of annual compensation which shall be agreed upon by the two Governments.

ARTÍCULO 27. Si se reemplaza al oficial durante la vigencia de este Acuerdo o de una prórroga del mismo, los términos estipulados en este Acuerdo se aplicarán también al oficial reemplazante, con la excepción de que el oficial reemplazante recibirá la remuneración anual que convengan los dos Gobiernos.

Medical attention.

ARTICLE 28. The Government of the Republic of Guatemala shall provide suitable medical attention for the officer and his family. In case the officer or any member of his family becomes ill or suffers injury, he or she shall be placed in such hospital as the officer deems suitable after consultation with the Ministry of War of the Republic of Guatemala. The officer shall in all cases pay the cost of subsistence incident to his

ARTÍCULO 28. El Gobierno de la República de Guatemala proporcionará atención médica adecuada al oficial y a su familia. En caso de que el oficial o cualquier miembro de su familia se enferme o sufra lesiones, se le hospitalizará en el hospital que el oficial considere adecuado después de consultar con el Ministro de Guerra de la República de Guatemala. En todos los casos el oficial pagará los gastos de

hospitalization or that of a member of his family.

ARTICLE 29. If the officer or any member of his family should die in the Republic of Guatemala during the period while this Agreement is in effect, the Government of the Republic of Guatemala shall have the body transported to such place in the United States of America as the family may decide, but the cost to the Government of the Republic of Guatemala shall not exceed the cost of transporting the remains from the place of decease to New York City. Should the deceased be the officer, his services shall be considered to have terminated fifteen (15) days after his death. Return transportation to the United States of America for the family of the deceased officer and for their household effects, baggage and automobile shall be provided as prescribed in Article 21. All compensation due the deceased officer and reimbursement due the deceased officer for expenses and transportation on official business of the Government of the Republic of Guatemala shall be paid to the widow of the officer, or to any other person who may have been designated in writing by the officer, provided such widow or other person shall not be compensated for the accrued leave of the deceased, and further provided that these compensations shall be paid within fifteen (15) days after the death of the officer.

subsistencia relacionados con su hospitalización o la de cualquier miembro de su familia.

ARTÍCULO 29. Si el oficial o cualquier miembro de su familia falleciere en la República de Guatemala durante el período en que este Acuerdo esté en vigencia, el Gobierno de la República de Guatemala hará trasladar los restos hasta el lugar de los Estados Unidos de América que determine la familia, pero el coste para el Gobierno de la República de Guatemala no excederá del coste de transporte de los restos del lugar del fallecimiento a la ciudad de Nueva York. Si el fallecido es el oficial, se considerará que sus servicios han terminado quince (15) días después de su muerte. Se proporcionará transporte de regreso a los Estados Unidos de América para la familia del oficial fallecido y para sus efectos domésticos, equipaje y automóvil, de acuerdo con las disposiciones del Artículo 21. Toda remuneración que se adeude al oficial fallecido y todo reembolso que se adeude al oficial fallecido por gastos y transporte en viajes realizados en asuntos oficiales del Gobierno de la República de Guatemala, se pagarán a la viuda del oficial, o a cualquiera otra persona que el oficial haya designado por escrito, disponiéndose que no se pagará a la viuda o a la otra persona por licencia acumulada a que tenga derecho el fallecido, y disponiéndose además que estos pagos se efectuarán dentro de quince (15) días después del fallecimiento del oficial.

Transportation of remains in case of death.

Compensation due deceased officer.

IN WITNESS WHEREOF, the undersigned, being duly authorized,

EN TESTIMONIO DE LO CUAL, los infrascritos, debidamente au-

have signed this Agreement, in torizados para ello, han firmado duplicate, in the English and este Acuerdo, por duplicado, en Spanish languages, in Washington, los idiomas inglés y español, en this seventeenth day of July, 1943. Wáshington, el día diecisiete de julio de 1943.

FOR THE UNITED STATES OF AMERICA:

[SEAL]

CORDELL HULL

*Secretary of State*

*of the United States of America*

FOR THE REPUBLIC OF GUATEMALA:

[SEAL]

ENRIQUE LOPEZ HERRARTE.

*Chargé d'Affaires ad interim*

*of the Republic of Guatemala in Washington*

*Agreement between the United States of America and Canada respecting waiver of claims arising as a result of collisions between vessels of war. Effected by exchange of notes signed at Washington May 25 and 26, 1943; effective May 26, 1943.*

May 25, 26, 1943  
[E. A. S. 330]

*The Secretary of State to the Canadian Minister*

DEPARTMENT OF STATE

WASHINGTON

May 25, 1943

SIR:

With reference to recent communications between the Government of the United States of America and the Government of Canada in relation to the making of an agreement between the two Governments providing that each Government shall bear the cost of damages to its own vessels arising from collisions between United States warships and ships of the Royal Canadian Navy, I have the honor to inform you that the Government of the United States of America, with a view to facilitating the conduct of the war, is prepared to give effect to an agreement in the following terms:

#### ARTICLE I

The Government of the United States of America and the Government of Canada agree that when a vessel of war of either Government shall collide with a vessel of war of the other Government, resulting in damage to either or both of such vessels, each Government shall bear all the expenses which arise directly or indirectly from the damage to its own vessel, and neither Government shall make any claim against the other Government on account of such damage or expenses.

#### ARTICLE II

This Agreement shall apply in respect of claims arising since December 7, 1941, but remaining unsettled on the day this Agreement enters into force, as well as in respect of claims arising on or after such day and during the period in which the Agreement shall remain in force.

Application of Agreement.

#### ARTICLE III

This Agreement shall remain in force until the expiration of six months from the day on which either Government shall have given to the other Government notice in writing of an intention to terminate the Agreement.

Duration.

I have the honor to inform you that if an Agreement in accordance with the foregoing terms is acceptable to the Government of Canada,

Effective date.

the agreement shall be considered by the Government of the United States of America to have been concluded and to be in effect as of the date of a corresponding note from you indicating that the Government of Canada is prepared to give effect to the Agreement.

Accept, Sir, the renewed assurances of my highest consideration.

CORDELL HULL

The Honorable  
LEIGHTON McCARTHY, K.C.,  
*Minister of Canada.*

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*The Canadian Minister to the Secretary of State*

CANADIAN LEGATION  
WASHINGTON  
May 26, 1943.

No. 276

SIR,

I have the honour to refer to your note of May 25, 1943 proposing an agreement which the Government of the United States is prepared to make with the Government of Canada for the waiver of claims arising as a result of collisions between ships of the Royal Canadian Navy and United States warships.

Under instructions from my Government I have the honour to inform you in reply that the Canadian Government undertakes to give effect to the agreement set forth in your note and understands that the agreement will come into force as of the date of this note; namely, May 26, 1943.

Accept, Sir, the renewed assurances of my highest consideration.

LEIGHTON McCARTHY

The Honourable CORDELL HULL,  
*Secretary of State of the United States,*  
*Washington, D.C.*

*Agreement between the United States of America and Canada respecting the Alaska Highway. Effected by exchange of notes signed at Washington July 19, 1943.*

July 19, 1943  
[E. A. S. 331]

*The Secretary of State to the Canadian Minister*

DEPARTMENT OF STATE

WASHINGTON

July 19, 1943

SIR:

I have the honor to inform you that the Honorable Anthony J. Dimond, Delegate of Alaska, United States House of Representatives, has proposed that the highway from Dawson Creek, British Columbia, to Fairbanks, Alaska, be given the official name "Alaska Highway".

The Government of the United States believes that the name suggested by Mr. Dimond is suitable and in harmony with popular usage. It is of the further opinion that the highway should be jointly named by the Governments of the United States and Canada in view of the location of the greater part of the highway within Canada and in view of the friendly cooperation which has made possible its construction.

In accordance with the foregoing, I have the honor to propose that the highway from Dawson Creek, British Columbia, to Fairbanks, Alaska, be designated the "Alaska Highway". If the Canadian Government is agreeable to this proposal, it is suggested that this note and your reply in that sense shall be considered as placing on record the agreement of the two Governments in this matter.

Accept, Sir, the renewed assurances of my highest consideration.

CORDELL HULL

The Honorable

LEIGHTON McCARTHY, K.C.,

*Minister of Canada.*

"Alaska Highway."

*The Canadian Minister to the Secretary of State*

CANADIAN LEGATION

WASHINGTON

July 19, 1943.

No. 377

I have the honour to inform you that the Government of Canada concurs in the proposal, contained in your note of July 19, 1943, that the highway from Dawson Creek, British Columbia to Fairbanks, Alaska be given the official name "Alaska Highway".

Accept, Sir, the renewed assurances of my highest consideration.

LEIGHTON McCARTHY

The Honourable CORDELL HULL,

*Secretary of State of the United States,*

*Washington, D.C.*

April 30, 1943  
[E. A. S. 332]

*Arrangement between the United States of America and the United Kingdom of Great Britain and Northern Ireland approving Memorandum of Understanding signed January 6, 1943 respecting the apportioning of supplies of African asbestos. Effected by exchange of notes signed at London April 30, 1943.*

*The British Secretary of State for Foreign Affairs to the American Ambassador*

FOREIGN OFFICE, S.W. 1.

No. U 954/301/71

30th April, 1943.

YOUR EXCELLENCY,

On the 6th January negotiations between the Ministry of Supply of the United Kingdom and the Board of Economic Warfare and the Metals Reserve Company of the United States relative to the apportioning of supplies of African asbestos were brought to a conclusion by the signing on their behalf of a Memorandum of Understanding, a copy of which I have the honour to transmit to Your Excellency herewith.

2. In response to the desire which I understand is shared by the Government of the United States of America, that the arrangement should be formally adopted by the two Governments, I have the honour to inform you that the Government of the United Kingdom of Great Britain and Northern Ireland approve of the principles contained in the Memorandum of Understanding annexed hereto and are willing to give effect to the provisions thereof, subject only to the understanding that the expression "cessation of hostilities" in Article II of the annexed Memorandum means the date of the signing of the latest general armistice suspending general hostilities between the United Kingdom and the United States of America on the one hand and any of the Powers with which they are now at war on the other, or such later date as may be agreed between the two contracting Governments.

3. If the Government of the United States are likewise prepared to give effect to this arrangement on these terms, the present note and your reply to that effect will serve to place on record the understanding between the two Governments in this matter.

I have the honour to be, with the highest consideration,

Your Excellency's obedient Servant,

ANTHONY EDEN

His Excellency

The Honourable

JOHN G. WINANT,

*etc., etc., etc.,*

1, Grosvenor Square, W. 1.

## MEMORANDUM OF UNDERSTANDING

6TH JANUARY, 1943.

1. *Statement of Principle*

The Government of the United States of America and the Government of the United Kingdom of Great Britain and Northern Ireland agree so to regulate the importation of African asbestos and take such other practicable steps as to apportion supplies in accordance with the following principles:—

(a) Where 1943 production is adequate supplies will be so apportioned as to enable each of the Governments to create, by 1st January, 1944, stocks (whether privately or publicly owned) of each grade of asbestos equivalent to one year's consumption.

(b) Where 1943 production of a particular kind of asbestos is inadequate to achieve this objective, the apportionment of available supplies shall be made with reference to the relative importance to the war production programmes of the respective Governments of the uses of that asbestos. It is agreed, therefore, that the requirements of H.M.G. in U.K. for supplies of blue M.S. and S. asbestos shall be given prior consideration and, conversely, that requirements of the U.S.G. for supplies of amosite shall be given prior consideration.

(c) Necessary requirements of the other friendly nations for raw African asbestos fibre (as stated in the Appendices) shall be met to the extent of available supplies.

(d) When, as a result of inadequate supplies, the requirements of either Government are not fully met in any grade, such Government may, at its option and in agreement with the other Government, secure equivalent quantities of other grades by way of replacement for its reserve, if there are available surpluses after essential war requirements have been met.

(e) Any surpluses of available 1943 supplies remaining after meeting the stock-pile objectives of U.S.G. and H.M.G. after meeting the necessary requirements of other nations and after providing for such additional quantities as may be secured by the respective Governments pursuant to sub-paragraph (d) above shall be apportioned between the U.S.G. and H.M.G. in U.K. in proportion to the estimated consumption in the U.S. and the U.K.

(f) Available supplies in 1944 and thereafter shall be apportioned between the U.S.G. and H.M.G. in U.K. in proportion to the estimated consumption in the U.S. and the U.K. after allowing for quantities in stock or estimated to be in stock at 31st December, 1943, and allowing for the necessary requirements of friendly nations.

(g) The nominal requirements of the U.S.G. for blue A and C asbestos shall be met in full in 1943.

(h) In apportioning the various types of chrysotile asbestos within any particular grade (as for example in apportioning quantities of C. and G.2, H.V.L.2. and V.R.A.2 consideration shall be given to the

interchangeability of the grades in the U.K. and to the unfamiliarity of the U.S. manufacturing companies with grades other than C. and G. The U.S.G. will in 1943 use its best efforts to induce the manufacturers to run manufacturing tests to ascertain the interchangeability and usability of grades other than C. and G. The U.S.G. and H.M.G. will encourage the full interchange of technical information. Any limitation of the quantities of V.R.A. or H.V.L. grades which may be delivered to the U.S.A. in 1943 is agreed without prejudice to the producers' claim that these grades are fully interchangeable with the C. & G. grades.

## *2. Apportionment of Supplies*

Appendix 1 sets forth the agreed apportionment of supplies between U.S.A., U.K., the Empire and neutral destinations. This apportionment has been calculated in accordance with the principles set forth in paragraph 1.

3. Insofar as the requirements of the U.K. for African asbestos have been stated on the assumption of the continuance as hitherto of Canadian supplies, the respective Governments agree that the apportionments are subject to review in the event that adequate supplies of Canadian fibre are not forthcoming.

## *4. Assurances of Blue Production*

In view of the real shortage in supplies of blue M.S. and S. grades, all practicable steps will be taken to increase blue M.S. and S. production to levels adequate to provide for the current essential requirements of the U.S. and the U.K. and, if possible, to provide for minimum reserve stocks.

## *5. Assurance of Chrysotile, (C. and G.) Production*

In view of the high importance attached by users for important war production to the C. and G.1 and 2 grades, the production of these grades will be closely watched and every effort made to secure maintenance of production at an adequate level.

## *6. Exchange of Information*

### *(a) Information Furnished by U.S.G.*

The U.S.G. undertakes to furnish to H.M.G. within 60 days after the end of each three months' period a statement, by grades, of the receipts, consumption and stocks of African asbestos in the United States and of afloats and sinkings. The first such statement shall be made as of 31st December, 1942.

### *(b) Information Furnished by H.M.G.*

H.M.G. in U.K. undertakes to furnish to the U.S.G. within 60 days after the end of each three months' period a statement, by grades, of the receipts, consumption and stocks of African asbestos in the

United Kingdom and of afloats and sinkings. The first such statement shall be made as of 31st December, 1942. Quarterly statements will also be furnished to the U.S.G. of mining production and African stocks of the African producers.

*7. Provision for Review of Apportionments*

Upon exchange of information as to receipts, consumption, stocks, afloats and sinkings, either Government may request a review of the apportionment in any grade of African asbestos, to bring the actual position into line with the principles set forth in paragraph 1.

*8. Appointment of Representatives*

The U.S.G. and H.M.G. in U.K. will appoint a representative each to recommend the re-apportionment outlined in paragraph 7 above, or to adjust difficulties of interpretation of this agreement which may arise from time to time.

*9. Agreements between Metals Reserve Company and Producing Companies*

H.M.G. in U.K. takes note of the agreements entered into between Metals Reserve Company on the one hand and Cape Asbestos Company and Raw Asbestos Distributors on the other dated 22nd December, 1942, and 18th December, 1942, respectively and finds them to be in accord with the spirit of this agreement. The U.S.G. undertakes to provide H.M.G. in U.K. with copies of such contracts and of any documents bearing on the interpretation or extension of those contracts.

*10. Provision for review by C.R.M.B.*

The terms of this Agreement are subject to any action which may be taken at any time by the C.R.M.B.

*11. Duration of Agreement*

Except by mutual consent, this agreement shall terminate nine months after the cessation of hostilities. The disposition of stocks remaining in the two countries shall be the subject of full and mutual discussion between U.S.G. and H.M.G. in U.K.

WM. STIX WASSERMAN, on behalf of  
Board of Economic Warfare  
Metals Reserve Co.

OLIVER S. FRANKS, on behalf of  
The Ministry of Supply.



## APPENDIX B.

## Allocation of Surpluses shown in Appendix A

Grade	Surplus available for allocation	Allocation						Total	
		To meet shortage of			Additional surplus divided equally		To U.K.	To U.S.	
		Grade	U.K.	U.S.	U.K.	U.S.			
C & G1	1, 392	C & G2	322	189	440	441	762	630	
C & G3	5, 022	Blue and	2, 511	2, 511	—	—	2, 511	2, 511	
C & G4	6, 069	Amosite	3, 034	3, 035			3, 034	3, 035	
							6, 307	6, 176	
							12, 483		

## APPENDIX C

## Total Allocations as in Appendices A and B

Grade	U.K.	U.S.	Empire	Neutrals				Total
				South America	Spain	Portugal	Sweden	
C & G1	1, 008	1, 861	—	—	—	—	—	2, 869
C & G2	4, 399	6, 459	—	—	—	—	—	10, 858
VRA 2								
HVL 2								
C & G3	11, 608	18, 746	15, 195	2, 000	3, 000	1, 600	500	54, 649
VRA 3								
HVL 3								
C & G4	6, 437	8, 768	3, 275	540	—	—	—	19, 020
VRA 4								
HVL 3xx								
Blue MS & S	3, 740	4, 510	—	—	—	—	—	8, 250
Amosite								
All Grades	3, 530	25, 820	750	—	—	—	—	30, 100

*The American Ambassador to the British Secretary of State for Foreign Affairs*

EMBASSY OF THE  
UNITED STATES OF AMERICA  
*London, April 30, 1943*

YOUR EXCELLENCY:

I thank you for your note of today's date relative to the apportioning of supplies of African asbestos, with which you transmitted a copy of a memorandum of understanding signed on January 6 last by representatives of the Ministry of Supply of the United Kingdom and the Board of Economic Warfare and the Metals Reserve Company of the United States.

In view of your assurance that the Government of the United Kingdom of Great Britain and Northern Ireland approves of the principles contained in the memorandum of understanding annexed to your letter, I have the honor to inform Your Excellency that the Government of the United States of America likewise approves of those principles and is willing to give effect to the provisions thereof. I also have the honor to inform Your Excellency that the Government of the United States of America concurs with your interpretation of the expression "cessation of hostilities" in Article II of the memorandum of understanding.

Accept, Sir, the renewed assurance of my highest consideration.

JOHN G. WINANT  
*American Ambassador*

The Right Honorable  
ANTHONY EDEN, M.C., M.P.,  
*Secretary of State for Foreign Affairs,  
Foreign Office, London.*

*Agreement between the United States of America and Venezuela respecting development of foodstuffs production in Venezuela. Effected by exchange of notes signed at Caracas May 14, 1943.*

May 14, 1943  
[E. A. S. 333]

*The American Chargé d'Affaires ad interim to the Venezuelan Minister of Foreign Affairs*

EMBASSY OF THE  
UNITED STATES OF AMERICA

No. 1321

*Caracas, May 14, 1943.*

EXCELLENCY:

Authorized by my Government I have the honor to confirm in this note that as a result of the conversations between Your Excellency and the Minister of Agriculture and Animal Husbandry of the United States of Venezuela on the one hand and this Embassy on the other, regarding the best way of organizing the development of foodstuffs production in Venezuela, and, consequently, of increasing the commercial and economic relations between the two countries, it has been agreed between the Government of the United States of America and the Government of the United States of Venezuela to execute a plan in accordance with the following clauses:

FIRST

The Government of the United States of Venezuela binds itself to create a special Office in the Technical Institute of Immigration and Colonization. The said Office which shall be denominated SERVICIO COOPERATIVO INTERAMERICANO DE PRODUCCION DE ALIMENTOS (Inter-American Cooperative Food Production Service), and hereinafter will be referred to as S.C.I.P.A., will be under the direct supervision of the Ministry of Agriculture and Animal Husbandry. The S.C.I.P.A. shall be responsible for the execution of the food production plan to be formulated by the Ministry of Agriculture and Animal Husbandry in collaboration with the Food Production Mission to be sent to Venezuela by the Institute of Inter-American Affairs of the United States of America.

S.C.I.P.A.

SECOND

The essential objective of the S.C.I.P.A. shall be the increased production in Venezuela of foodstuffs of vegetable and animal origin of primary necessity, and its activities shall include the following:

Objective: activities.

- a) Technical assistance for the improvement of the quality of the production of foodstuffs of animal and vegetable origin;

- b) Provision of means, tools, equipment, insecticides and other necessary items for the increase of production of foodstuffs of animal and vegetable origin;
- c) Amplification of the resources at the disposal of the Government of Venezuela for the development of production of foodstuffs of animal and vegetable origin, in order efficiently and harmoniously to adapt that production to modern agricultural techniques employed in Venezuela and in the United States;
- d) Development of plans, technical assistance and the execution of irrigation, drainage and soil conservation works;
- e) Collaboration in the solution of problems of handling, storage, conservation and distribution of foodstuffs;
- f) Technical and financial assistance for agricultural colonization; and
- g) Improvement in the nutrition of the inhabitants of the areas where the production plan is to be especially developed.

#### THIRD

Food Production  
Mission.

The Institute of Inter-American Affairs of the United States of America shall appoint a Food Production Mission in order to lend its collaboration to S.C.I.P.A. in the development of the production plan referred to. The said Mission shall be under the direction of an expert who shall have the title of Chief of the Food Production Mission in Venezuela. This Chief Official shall be the representative of the Division of Food Production of the Institute of Inter-American Affairs in Venezuela.

#### FOURTH

The S.C.I.P.A. will be a dependency of the Technical Institute of Immigration and Colonization and the Chief of the Food Production Mission in Venezuela shall be the Technical Director of the S.C.I.P.A.

#### FIFTH

Domicile of  
S.C.I.P.A.

The S.C.I.P.A. shall have its domicile in the city of Caracas, capital of the United States of Venezuela.

#### SIXTH

Funds.

The necessary funds for the operation of the S.C.I.P.A. shall be provided within a period of one year through payments up to five hundred thousand dollars (\$500,000) on the part of the Government of the United States of America, and payments up to one million five hundred thirty thousand bolivares (Bs.1,530,000) on the part of the Government of the United States of Venezuela. The Government of the United States of America will also furnish additional sums up to five hundred thousand dollars (\$500,000) provided of course that this *modus vivendi* is extended for another year and that the Congress

of the United States of Venezuela opportunely includes allotments in the General Revenue and Public Expenditures Budget permitting expenditure of an additional sum up to one million five hundred thirty thousand bolivares (Bs.1,530,000) for the same purpose previously stated.

#### SEVENTH

The funds to be contributed by the Government of the United States of America shall be transferred to the S.C.I.P.A. as required by the progress of the work performed and according to agreement between the Minister of Agriculture and Animal Husbandry, the Director of the Technical Institute of Immigration and Colonization and the Chief of the Food Production Mission in Venezuela. The funds to be supplied on its part by the Government of the United States of Venezuela shall be transferred to the S.C.I.P.A. in proportion to the amounts provided by the Government of the United States of America, at the rate of three bolivares six centimes (Bs.3,06) per dollar.

Transfer of funds to  
S.C.I.P.A.

#### EIGHTH

The contributions determined in clause six of this *modus vivendi*, after deducting cost of equipment, machinery and other effects supplied by both governments, shall be deposited in the Banco Agrícola y Pecuário, to the order of the Technical Institute of Immigration and Colonization, in the form of a special current account in the name of the S.C.I.P.A., which shall utilize them in the execution of the cited foodstuffs production plan. The mentioned account current must be used by means of checks jointly signed by the Director of the Technical Institute of Immigration and Colonization and by the Technical Director of the S.C.I.P.A., who shall comply strictly with the instructions or rules formulated to this effect in agreement with the Minister of Agriculture and Animal Husbandry.

Deposit and use of  
funds.

#### NINTH

The sum of five hundred thousand dollars (\$500,000) referred to in clause six of this *modus vivendi*, which must be integrally invested in the production of foodstuffs of primary necessity in Venezuela, shall constitute the total contribution of the Government of the United States of America, unless the conditions stipulated in said clause six are fulfilled, in which case the said total contribution shall be one million dollars (\$1,000,000). The sum of one million five hundred thirty thousand bolivares (Bs.1,530,000) also mentioned in said clause six, shall constitute the total contribution of the Government of the United States of Venezuela, unless the latter decides to prolong the duration of this *modus vivendi* for another year and include in the General Budget of Revenue and Public Expenditures allotments to allow the expenditure of an additional one million five hundred thirty thousand bolivares (Bs.1,530,000) in which case its total contribution would be three million sixty thousand bolivares (Bs.3,060,000).

Total contributions.

## TENTH

Salaries, etc., of members of Food Production Mission.

The salaries and other expenses of the members of the Food Production Mission in Venezuela, including travel expenses, shall be paid by the Institute of Inter-American Affairs from funds not assigned to the S.C.I.P.A.

## ELEVENTH

Construction work.

All construction work which is to be carried out in accordance with this *modus vivendi*, shall, upon termination of the latter, become the property of Venezuela. No work whatsoever shall be undertaken which will require materials or personnel indispensable to the prosecution of any phase of the war effort.

## TWELFTH

Determination of work to be undertaken.

The work to be undertaken by the S.C.I.P.A. in the execution of the foodstuffs production plan shall be determined through mutual agreement between the Minister of Agriculture and Animal Husbandry or his representative and the Technical Director of the said Service.

## THIRTEENTH

Contracts or agreements.

Any contract or agreement to be made by the S.C.I.P.A. with other entities or persons for the execution of the foodstuffs production plan must be previously discussed and agreed upon by the Minister of Agriculture and Animal Husbandry or his representative and the Technical Director of the S.C.I.P.A.

## FOURTEENTH

Subordinate personnel.

The Director of the Technical Institute of Immigration and Colonization, with the previous approval of the Minister of Agriculture and Animal Husbandry and the Technical Director of the S.C.I.P.A. shall appoint the subordinate personnel required for the full execution of the foodstuffs production plan, and likewise discharge said personnel, and determine their salaries and obligations in agreement with the Minister of Agriculture and Animal Husbandry and the Technical Director of the S.C.I.P.A.

## FIFTEENTH

Examination of accounts and files.

The accounts and files of the S.C.I.P.A. may be examined at any time by the persons designated for this purpose by the Minister of Agriculture and Animal Husbandry or the Chief of the Food Production Mission in Venezuela, to whom the S.C.I.P.A. shall make available, moreover, all of the information they may request.

## SIXTEENTH

Exoneration from import duties of machinery, etc.

In view of the national interest involved in the intensification and development of the production of foodstuffs of primary necessity referred to in this *modus vivendi*, the Government of the United States of Venezuela agrees to exonerate from import duties the machinery, tools, vehicles, materials for the construction of buildings, repairs

and other work required for the thorough execution of the plan of production of foodstuffs of primary necessity.

This note and Your Excellency's corresponding reply will constitute a *modus vivendi* for the duration of one year, and it may be extended for one year more by the simple statement of willingness of the Government of the United States of Venezuela.

Duration of *modus vivendi*; extension.

Please accept, Excellency, the renewed assurance of my highest consideration.

JOSEPH FLACK

*Chargé d'Affaires ad interim*

His Excellency

DR. CARACCILO PARRA PÉREZ,  
*Minister for Foreign Affairs,*  
Caracas.

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*The Venezuelan Minister of Foreign Affairs to the American Chargé d'Affaires ad interim*

DIRECCION DE POLITICA ECONOMICA

No. 02508-E.

Sección de Economía.

CARACAS, 14 de mayo de 1943

SEÑOR ENCARGADO DE NEGOCIOS:

Autorizado por mi Gobierno, tengo a honra dejar constancia en esta nota de que, como resultado de las conversaciones habidas entre esa Honorable Embajada, por una parte, el Ministro de Agricultura y Cría de los Estados Unidos de Venezuela y el suscrito, por la otra, acerca de la mejor forma de organizar el fomento de la producción de artículos alimenticios en Venezuela, y, en consecuencia, de dar incremento a las relaciones comerciales y económicas entre los dos países, se ha convenido entre el Gobierno de los Estados Unidos de Venezuela y el Gobierno de los Estados Unidos de América en ejecutar un plan de conformidad con las siguientes cláusulas:

Primera: El Gobierno de los Estados Unidos de Venezuela se compromete a crear una Oficina especial en el Instituto Técnico de Inmigración y Colonización. Dicha Oficina, que se denominará Servicio Cooperativo Interamericano de Producción de Alimentos y que en lo adelante se llamará S.C.I.P.A., estará bajo la supervisión directa del Ministerio de Agricultura y Cría. Al S.C.I.P.A. le corresponderá ejecutar el plan de producción de alimentos que formule el Ministerio de Agricultura y Cría, en colaboración con la Misión de Producción de Alimentos que envíe a Venezuela el Instituto de Asuntos Interamericanos de los Estados Unidos de América.

Segunda: El S.C.I.P.A. perseguirá como finalidad esencial el incremento en Venezuela de la producción de artículos alimenticios de origen vegetal y animal, que sean de primera necesidad, y entre sus actividades incluirá:

a) Ayuda técnica para el mejoramiento en la calidad de la producción de artículos alimenticios de origen animal y vegetal;

b) suministro de recursos, herramientas, equipos, insecticidas y demás efectos necesarios para el aumento de la producción de artículos alimenticios de origen animal y vegetal;

c) ampliación de los recursos con que cuenta el Gobierno de Venezuela para el desarrollo de la producción de artículos alimenticios de origen animal y vegetal, a objeto de adaptar esa producción, de manera eficiente y cónsona, a las técnicas agrícolas modernas empleadas en Venezuela y en los Estados Unidos de América;

d) desarrollo de planes, ayuda técnica y ejecución de obras de irrigación, de drenaje y de conservación de suelos;

e) colaboración en lo relativo a la solución de los problemas de manipuleo, almacenaje, conservación y distribución de artículos alimenticios;

f) ayuda técnica y financiera para la colonización agrícola; y

g) mejoramiento de las condiciones de nutrición de los habitantes de aquellas regiones en donde se desarrolle especialmente este plan de producción.

Tercera: El Instituto de Asuntos Interamericanos de los Estados Unidos de América nombrará una Misión de Producción de Alimentos, a objeto de que preste su colaboración al S.C.I.P.A. en el desarrollo del plan de producción en referencia. Dicha Misión estará bajo la dirección de un experto que llevará el título de Jefe de la Misión de Producción de Alimentos en Venezuela. Este Jefe será el representante en Venezuela de la División de Producción de Alimentos del Instituto de Asuntos Interamericanos.

Cuarta: El S.C.I.P.A. será una dependencia del Instituto Técnico de Inmigración y Colonización y el Jefe de la Misión de Producción de Alimentos en Venezuela actuará como Director Técnico de dicho Servicio.

Quinta: El S.C.I.P.A. tendrá su domicilio en la ciudad de Caracas, capital de los Estados Unidos de Venezuela.

Sexta: Los fondos necesarios para el funcionamiento del S.C.I.P.A. serán suministrados en el término de un año mediante aportes hasta por la cantidad de quinientos mil dólares (\$500.000) por parte del Gobierno de los Estados Unidos de América, y mediante aportes hasta por la cantidad de un millón quinientos treinta mil bolívares (B<sup>2</sup>1.530.000) por parte del Gobierno de los Estados Unidos de Venezuela. El Gobierno de los Estados Unidos de América aportará además cantidades adicionales hasta por quinientos mil dólares (\$500.000) más, siempre que este *modus vivendi* sea prorrogado por otro año y siempre que el Congreso de los Estados Unidos de Venezuela incluya oportunamente en el Presupuesto General de Rentas y Gastos Públicos Partidas que permitan erogar una suma adicional hasta por un millón quinientos treinta mil bolívares (B<sup>2</sup>1.530.000) para el mismo fin antes mencionado.

Séptima: Los fondos que ha de aportar el Gobierno de los Estados Unidos de América serán suministrados al S.C.I.P.A. según lo requiera

el progreso de los trabajos que éste efectúe y de acuerdo con lo que al efecto convengan el Ministro de Agricultura y Cría, el Director del Instituto Técnico de Inmigración y Colonización y el Jefe de la Misión de Producción de Alimentos en Venezuela. Los fondos que a su vez ha de aportar el Gobierno de los Estados Unidos de Venezuela serán entregados al S.C.I.P.A. en forma proporcional a las cantidades que vaya aportando el Gobierno de los Estados Unidos de América, a razón de tres bolívares con seis céntimos (B<sup>3</sup>,06) por cada dólar.

Octava: Los aportes determinados en la cláusula Sexta de este *modus vivendi*, deducción hecha del valor de los equipos, maquinaria y demás efectos que ambos Gobiernos suministren, serán depositados en el Banco Agrícola y Pecuario, a la disposición del Instituto Técnico de Inmigración y Colonización, en una cuenta corriente especial a nombre del S.C.I.P.A., el cual los invertirá en la ejecución del citado plan de producción de alimentos. La mencionada cuenta corriente deberá ser movilizada mediante cheques firmados conjuntamente por el Director del Instituto Técnico de Inmigración y Colonización y por el Director Técnico del S.C.I.P.A., ajustándose en un todo a las instrucciones o normas que al efecto hayan elaborado de acuerdo con el Ministro de Agricultura y Cría.

Novena: La cantidad de quinientos mil dólares (\$500.000) a que se refiere la cláusula Sexta de este *modus vivendi*, la cual deberá invertirse íntegramente en la producción de artículos alimenticios de primera necesidad en Venezuela, constituirá el aporte total del Gobierno de los Estados Unidos de América, a no ser que se cumplan las condiciones estipuladas en dicha cláusula Sexta, caso en el cual el expresado aporte total será de un millón de dólares (\$1.000.000). Y la cantidad de un millón quinientos treinta mil bolívares (B<sup>2</sup>1.530.000) a que también se ha hecho referencia en la citada cláusula Sexta, constituirá el aporte total del Gobierno de los Estados Unidos de Venezuela, salvo que éste resuelva prorrogar por otro año el presente *modus vivendi* e incluir en el Presupuesto General de Rentas y Gastos Públicos Partidas que le permitan erogar un millón quinientos treinta mil bolívares (B<sup>2</sup>1.530.000) más, caso en el cual su aporte total será de tres millones sesenta mil bolívares (B<sup>3</sup>3.060.000).

Décima: Los sueldos y demás gastos que ocasionen los miembros de la Misión de Producción de Alimentos en Venezuela, inclusive sus gastos de viaje, serán pagados por el Instituto de Asuntos Interamericanos de fondos no asignados al S.C.I.P.A.

Décima Primera: Todas las construcciones que se realicen de acuerdo con este *modus vivendi*, pasarán, al término de éste, a ser propiedad de la Nación venezolana. No se emprenderá ninguna obra que requiera material o personal indispensable a la prosecución de alguna fase del esfuerzo bélico.

Décima Segunda: Los trabajos que haya de emprender el S.C.I.P.A. en ejecución del plan de producción de alimentos, deberán ser determinados de mutuo acuerdo entre el Ministro de Agricultura y Cría o su representante y el Director Técnico de dicho Servicio.

Décima Tercera: Cualquier contrato o acuerdo que el S.C.I.P.A. haya de celebrar con otras entidades o personas, en ejecución del plan de producción de alimentos, deberá ser previamente discutido y convenido entre el Ministro de Agricultura y Cría o su representante y el Director Técnico del S.C.I.P.A.

Décima Cuarta: El Director del Instituto Técnico de Inmigración y Colonización, previa aprobación del Ministro de Agricultura y Cría y el Director Técnico del S.C.I.P.A., nombrará el personal subalterno que sea necesario para la cabal ejecución del plan de producción de alimentos, e igualmente removerá dicho personal y determinará sus sueldos y obligaciones de acuerdo con el Ministro de Agricultura y Cría y el Director Técnico del S.C.I.P.A.

Décima Quinta: La contabilidad y archivos del S.C.I.P.A. podrán ser examinados en cualquier momento por las personas que al efecto designe el Ministro de Agricultura y Cría o el Jefe de la Misión de Producción de Alimentos en Venezuela, a quienes, además, deberá rendir el S.C.I.P.A. cuantos informes soliciten.

Décima Sexta: En atención al interés nacional que reviste la intensificación y desarrollo de la producción de artículos alimenticios de primera necesidad a que se refiere el presente *modus vivendi*, el Gobierno de los Estados Unidos de Venezuela conviene en exonerar de derechos de importación las máquinas, útiles, vehículos, materiales para la construcción de obras y edificios, y demás elementos que sean necesarios para la cabal ejecución del plan de producción de artículos alimenticios de primera necesidad.

Esta nota y la respuesta conforme de V. S. constituirán un *modus vivendi* que durará un año, y podrá ser prorrogado por un año más por la simple manifestación de voluntad del Gobierno de los Estados Unidos de Venezuela.

Válgome de esta oportunidad para renovar a V.S. las seguridades de mi distinguida consideración.

C PARRA PÉREZ

Al Honorable Señor JOSEPH FLACK,  
*Encargado de Negocios a.i.*  
*de los Estados Unidos de América.*  
*Presente.*

[Translation]

OFFICE OF THE DIRECTOR OF ECONOMIC POLICY  
 No. 02508-E.  
 Economics Section

CARACAS, May 14, 1943.

MR. CHARGÉ D'AFFAIRES:

Authorized by my Government I have the honor to confirm in this note that as a result of the conversations between your Honorable Embassy on the one hand and the Minister of Agriculture and Animal Husbandry of the United States of Venezuela and the undersigned on the other, regarding the best way of organizing the development of

foodstuffs production in Venezuela, and, consequently, of increasing the commercial and economic relations between the two countries, it has been agreed between the Government of the United States of Venezuela and the Government of the United States of America to execute a plan in accordance with the following clauses:

*First.* The Government of the United States of Venezuela binds itself to create a special Office in the Technical Institute of Immigration and Colonization. The said Office which shall be denominated SERVICIO COOPERATIVO INTERAMERICANO DE PRODUCCION DE ALIMENTOS (Inter-American Cooperative Food Production Service), and hereinafter will be referred to as S.C.I.P.A., will be under the direct supervision of the Ministry of Agriculture and Animal Husbandry. The S.C.I.P.A. shall be responsible for the execution of the food production plan to be formulated by the Ministry of Agriculture and Animal Husbandry in collaboration with the Food Production Mission to be sent to Venezuela by the Institute of Inter-American Affairs of the United States of America.

*Second.* The essential objective of the S.C.I.P.A. shall be the increased production in Venezuela of foodstuffs of vegetable and animal origin of primary necessity, and its activities shall include the following:

- a) Technical assistance for the improvement of the production of foodstuffs of animal and vegetable origin;
- b) Provision of means, tools, equipment, insecticides, and other necessary items for the increase of production of foodstuffs of animal and vegetable origin;
- c) Amplification of the resources at the disposal of the Government of Venezuela for the development of production of foodstuffs of animal and vegetable origin, in order efficiently and harmoniously to adapt that production to modern agricultural techniques employed in Venezuela and in the United States;
- d) Development of plans, technical assistance, and the execution of irrigation, drainage, and soil-conservation works;
- e) Collaboration in the solution of problems of handling, storage, conservation, and distribution of foodstuffs;
- f) Technical and financial assistance for agricultural colonization; and
- g) Improvement in the nutrition of the inhabitants of the areas where the production plan is to be especially developed.

*Third.* The Institute of Inter-American Affairs of the United States of America shall appoint a Food Production Mission in order to lend its collaboration to S.C.I.P.A. in the development of the production plan referred to. The said Mission shall be under the direction of an expert who shall have the title of Chief of the Food Production Mission in Venezuela. This chief official shall be the representative of the Division of Food Production of the Institute of Inter-American Affairs in Venezuela.

*Fourth.* The S.C.I.P.A. will be a dependency of the Technical Institute of Immigration and Colonization and the Chief of the Food Production Mission in Venezuela shall be the Technical Director of the S.C.I.P.A.

*Fifth.* The S.C.I.P.A. shall have its domicil in the city of Caracas, capital of the United States of Venezuela.

*Sixth.* The necessary funds for the operation of the S.C.I.P.A. shall be provided within a period of one year through payments up to five hundred thousand dollars (\$500,000) on the part of the Government of the United States of America, and payments up to one million five hundred thirty thousand bolivares (Bs.1,530,000) on the part of the Government of the United States of Venezuela. The Government of the United States of America will also furnish additional sums up to five hundred thousand dollars (\$500,000), provided of course that this *modus vivendi* is extended for another year and that the Congress of the United States of Venezuela opportunely includes allotments in the General Revenue and Public Expenditures Budget permitting expenditure of an additional sum up to one million five hundred thirty thousand bolivares (Bs.1,530,000), for the same purpose previously stated.

*Seventh.* The funds to be contributed by the Government of the United States of America shall be transferred to the S.C.I.P.A. as required by the progress of the work performed and according to agreement between the Minister of Agriculture and Animal Husbandry, the Director of the Technical Institute of Immigration and Colonization, and the Chief of the Food Production Mission in Venezuela. The funds to be supplied, on its part by the Government of the United States of Venezuela, shall be transferred to the S.C.I.P.A. in proportion to the amounts provided by the Government of the United States of America at the rate of three bolivares six centimes (Bs.3,06) per dollar.

*Eighth.* The contributions determined in clause six of this *modus vivendi*, after deducting cost of equipment, machinery, and other effects supplied by both governments, shall be deposited in the Banco Agrícola y Pecuário, to the order of the Technical Institute of Immigration and Colonization in the form of a special current account in the name of the S.C.I.P.A., which shall utilize them in the execution of the cited foodstuffs production plan. The mentioned account current must be used by means of checks jointly signed by the Director of the Technical Institute of Immigration and Colonization and by the Technical Director of the S.C.I.P.A., who shall comply strictly with the instructions or rules formulated to this effect in agreement with the Minister of Agriculture and Animal Husbandry.

*Ninth.* The sum of five hundred thousand dollars (\$500,000) referred to in clause six of this *modus vivendi*, which must be integrally invested in the production of foodstuffs of primary necessity in Venezuela, shall constitute the total contribution of the Govern-

ment of the United States of America, unless the conditions stipulated in said clause six are fulfilled, in which case the said total contribution of the Government of the United States of America, unless the conditions stipulated in said clause six are fulfilled, in which case the said total contribution shall be one million dollars (\$1,000,000). The sum of one million five hundred thirty thousand bolivares (Bs.1,530,000), also mentioned in said clause six, shall constitute the total contribution of the Government of the United States of Venezuela, unless the latter decides to prolong the duration of this *modus vivendi* for another year and include in the General Budget of Revenue and Public Expenditures allotments to allow the expenditure of an additional one million five hundred thirty thousand bolivares (Bs.1,530,000), in which case its total contribution would be three million sixty thousand bolivares (Bs.3,060,000).

*Tenth.* The salaries and other expenses of the members of the Food Production Mission in Venezuela, including travel expenses, shall be paid by the Institute of Inter-American Affairs from funds not assigned to the S.C.I.P.A.

*Eleventh.* All construction work which is to be carried out in accordance with this *modus vivendi*, shall, upon termination of the latter, become the property of Venezuela. No work whatsoever shall be undertaken which will require materials or personnel indispensable to the prosecution of any phase of the war effort.

*Twelfth.* The work to be undertaken by the S.C.I.P.A. in the execution of the foodstuffs production plan shall be determined through mutual agreement between the Minister of Agriculture and Animal Husbandry or his representative and the Technical Director of the said Service.

*Thirteenth.* Any contract or agreement to be made by the S.C.I.P.A. with other entities or persons for the execution of the foodstuffs production plan must be previously discussed and agreed upon by the Minister of Agriculture and Animal Husbandry or his representative and the Technical Director of the S.C.I.P.A.

*Fourteenth.* The director of the Technical Institute of Immigration and Colonization, with the previous approval of the Minister of Agriculture and Animal Husbandry and the Technical Director of the S.C.I.P.A., shall appoint the subordinate personnel required for the full execution of the foodstuffs production plan, and likewise discharge said personnel and determine their salaries and obligations in agreement with the Minister of Agriculture and Animal Husbandry and the Technical Director of the S.C.I.P.A.

*Fifteenth.* The accounts and files of the S.C.I.P.A. may be examined at any time by the persons designated for this purpose by the Minister of Agriculture and Animal Husbandry or the Chief of the Food Production Mission in Venezuela, to whom the S.C.I.P.A. shall make available, moreover, all of the information they may request.

*Sixteenth.* In view of the national interest involved in the intensification and development of the production of foodstuffs of pri-

mary necessity referred to in this *modus vivendi*, the Government of the United States of Venezuela agrees to exonerate from import duties the machinery, tools, vehicles, materials for the construction of buildings, repairs, and other work required for the thorough execution of the plan of production of foodstuffs of primary necessity.

This note and Your Excellency's corresponding reply will constitute a *modus vivendi* for the duration of one year, and it may be extended for one year more by the simple statement of willingness of the Government of the United States of Venezuela.

I avail myself of this opportunity to renew to you, Sir, the assurances of my distinguished consideration.

C PARRA PÉREZ

The Honorable JOSEPH FLACK,  
*Chargé d'Affaires ad interim*  
*of the United States of America,*  
*City.*

*Preliminary agreement between the United States of America and Ethiopia respecting the principles applying to mutual aid in the prosecution of the war against aggression. Signed at Washington August 9, 1943; effective August 9, 1943. And exchange of notes.*

August 9, 1943  
[E. A. S. 334]

AGREEMENT BETWEEN THE GOVERNMENTS OF THE UNITED STATES OF AMERICA AND ETHIOPIA ON THE PRINCIPLES APPLYING [TO MUTUAL AID IN THE PROSECUTION OF THE WAR AGAINST AGGRESSION

Whereas the Governments of the United States of America and Ethiopia declare that they are engaged in a cooperative undertaking, together with every other nation or people of like mind, to the end of laying the bases of a just and enduring world peace securing order under law to themselves and all nations;

And whereas the Government of the United States of America as a signatory of the Declaration by United Nations of January 1, 1942 and the Government of Ethiopia as an adherent to that Declaration have subscribed to a common program of purposes and principles embodied in the Joint Declaration made on August 14, 1941 by the President of the United States of America and the Prime Minister of the United Kingdom of Great Britain and Northern Ireland, known as the Atlantic Charter;

55 Stat. 1600.

And whereas the President of the United States of America has determined, pursuant to the Act of Congress of March 11, 1941, that the defense of Ethiopia against aggression is vital to the defense of the United States of America;

55 Stat. 1603.

55 Stat. 31,  
22 U. S. C., Supp.  
11, §§ 411-419,  
Aute, p. 20.

And whereas the United States of America has extended and is continuing to extend to Ethiopia aid in resisting aggression;

And whereas it is expedient that the final determination of the terms and conditions upon which the Government of Ethiopia receives such aid and of the benefits to be received by the United States of America in return therefor should be deferred until the extent of the defense aid is known and until the progress of events makes clearer the final terms and conditions and benefits which will be in the mutual interests of the United States of America and Ethiopia and will promote the establishment and maintenance of world peace;

And whereas the Governments of the United States of America and Ethiopia are mutually desirous of concluding now a preliminary agreement in regard to the provision of defense aid and in regard to certain considerations which shall be taken into account in determining such terms and conditions and the making of such an agreement has been in all respects duly authorized, and all acts, conditions and formalities which it may have been necessary to perform, fulfil or execute prior to the making of such an agreement in conformity with the laws either of the United States of America or of Ethiopia have been performed, fulfilled or executed as required;

The undersigned, being duly authorized by their respective Governments for that purpose, have agreed as follows:

#### ARTICLE I

Aid to Ethiopia.

The Government of the United States of America will continue to supply the Government of Ethiopia with such defense articles, defense services, and defense information as the President of the United States of America shall authorize to be transferred or provided.

#### ARTICLE II

Aid to United States.

The Government of Ethiopia will continue to contribute to the defense of the United States of America and the strengthening thereof and will provide such articles, services, facilities or information as it may be in a position to supply.

#### ARTICLE III

Transfer of title, etc.

55 Stat. 31.  
22 U. S. C., Supp.  
II, §§ 411-419.  
*Ante*, p. 20.

The Government of Ethiopia will not without the consent of the President of the United States of America transfer title to, or possession of, any defense article or defense information transferred to it under the Act of March 11, 1941 of the Congress of the United States of America or permit the use thereof by anyone not an officer, employee, or agent of the Government of Ethiopia.

#### ARTICLE IV

Patent rights.

If, as a result of the transfer to the Government of Ethiopia of any defense article or defense information, it becomes necessary for that Government to take any action or make any payment in order fully to protect any of the rights of a citizen of the United States of America who has patent rights in and to any such defense article or information, the Government of Ethiopia will take such action or make such payment when requested to do so by the President of the United States of America.

#### ARTICLE V

Return of remaining articles.

The Government of Ethiopia will return to the United States of America at the end of the present emergency, as determined by the President of the United States of America, such defense articles transferred under this Agreement as shall not have been destroyed, lost or consumed and as shall be determined by the President to be useful in the defense of the United States of America or of the Western Hemisphere or to be otherwise of use to the United States of America.

#### ARTICLE VI

Credit for aid furnished by Ethiopia.

In the final determination of the benefits to be provided to the United States of America by the Government of Ethiopia full cognizance shall be taken of all property, services, information, facilities, or other benefits or considerations provided by the Government of Ethiopia subsequent to March 11, 1941, and accepted or acknowledged by the President on behalf of the United States of America.

## ARTICLE VII

In the final determination of the benefits to be provided to the United States of America by the Government of Ethiopia in return for aid furnished under the Act of Congress of March 11, 1941, the terms and conditions thereof shall be such as not to burden commerce between the two countries, but to promote mutually advantageous economic relations between them and the betterment of world-wide economic relations. To that end, they shall include provision for agreed action by the United States of America and Ethiopia, open to participation by all other countries of like mind, directed to the expansion, by appropriate international and domestic measures, of production, employment, and the exchange and consumption of goods, which are the material foundations of the liberty and welfare of all peoples; to the elimination of all forms of discriminatory treatment in international commerce; to the reduction of tariffs and other trade barriers; and, in general, to the attainment of all the economic objectives set forth in the Joint Declaration made on August 14, 1941, by the President of the United States of America and the Prime Minister of the United Kingdom.

Terms and conditions of benefits.

55 Stat. 31.  
22 U. S. C., Supp. II,  
§§ 411-419.  
Ante, p. 20.

55 Stat. 1603.

At an early convenient date, conversations shall be begun between the two Governments with a view to determining, in the light of governing economic conditions, the best means of attaining the above-stated objectives by their own agreed action and of seeking the agreed action of other like-minded Governments.

## ARTICLE VIII

This Agreement shall take effect as from this day's date. It shall continue in force until a date to be agreed upon by the two Governments.

Effective date; duration.

Signed and sealed at Washington in duplicate this ninth day of August, 1943.

FOR THE GOVERNMENT OF THE UNITED STATES OF AMERICA:

[SEAL] CORDELL HULL

*Secretary of State of the United States of America*

FOR THE GOVERNMENT OF ETHIOPIA:

[SEAL] Y DERESSA

*Vice-Minister of Finance of Ethiopia*

## EXCHANGE OF NOTES

*The Secretary of State to the Vice Minister of Finance of Ethiopia*

DEPARTMENT OF STATE

WASHINGTON

*August 9, 1943*

EXCELLENCY:

I have the honor to refer to the conversations that have occurred between the representatives of our two Governments in connection with the agreement signed at Washington on this day, between the

55 Stat. 31.  
22 U. S. C., Supp.  
II, §§ 411-419.  
*Ante*, p. 20.

Post-war disposition  
of installations.

Government of the United States of America and the Government of Ethiopia on the principles applying to aid under the Act of March 11, 1941, and to set forth my understanding of the accord reached with particular reference to Articles V and VII of the agreement as follows:

1. It is agreed that if substantial amounts of materials or assistance furnished or to be furnished under the Act of March 11, 1941 or otherwise, by any Agency of the United States Government without current payment by the Government of Ethiopia have been or shall be employed by either of our two Governments, during the present war, in the construction of any installations on Ethiopian territory, the disposition of such installations remaining on Ethiopian territory after the present war shall be governed by an agreement or agreements to which both our Governments shall be parties. Such agreement or agreements shall make appropriate provision for the future ownership and operation of the installation or installations in question, and for the payments or other benefits to be received by the Government of the United States on account of its contribution to their cost. The governing purpose of such agreement or agreements shall be to carry out in practice, in whatever way may then appear to be the most effective, the principles of the Joint Declaration of August 14, 1941, known as the Atlantic Charter, and in particular point Fourth thereof relating to the enjoyment by all States of access on equal terms to the trade and to the raw materials of the world. If such agreement in the case of any installation is not reached within a reasonable time after the end of the present emergency, as determined by the President of the United States of America, the Government of the United States may withdraw that installation, or the parts thereof of which it shall have contributed, whether located on private or on public land, doing no unnecessary damage in the process, and leaving the land involved in a safe condition.

2. The other obligations of our two Governments in respect of mutual aid will be satisfied in accordance with the provisions of the agreement signed this day.

Accept, Sir, the renewed assurances of my highest consideration.

CORDELL HULL

*Secretary of State of the  
United States of America*

His Excellency

YILMA DERESSA,

*Vice-Minister of Finance of Ethiopia,  
Washington, D. C.*

*The Vice Minister of Finance of Ethiopia to the Secretary of State*

WASHINGTON

*August 9, 1943*

SIR:

I have the honor to refer to the conversations that have occurred between the representatives of our two Governments in connection

with the agreement signed at Washington on this day, between the Government of Ethiopia and the Government of the United States of America on the principles applying to aid under the Act of March 11, 1941, and to set forth my understanding of the accord reached with particular reference to Articles V and VII of the agreement as follows:

1. It is agreed that if substantial amounts of materials or assistance furnished or to be furnished under the Act of March 11, 1941 or otherwise, by any Agency of the United States Government without current payment by the Government of Ethiopia have been or shall be employed by either of our two Governments, during the present war, in the construction of any installations on Ethiopian territory, the disposition of such installations remaining on Ethiopian territory after the present war shall be governed by an agreement or agreements to which both our Governments shall be parties. Such agreement or agreements shall make appropriate provision for the future ownership and operation of the installation or installations in question, and for the payments or other benefits to be received by the Government of the United States on account of its contribution to their cost. The governing purpose of such agreement or agreements shall be to carry out in practice, in whatever way may then appear to be the most effective, the principles of the Joint Declaration of August 14, 1941, known as the Atlantic Charter, and in particular point Fourth thereof relating to the enjoyment by all States of access on equal terms to the trade and to the raw materials of the world. If such agreement in the case of any installation is not reached within a reasonable time after the end of the present emergency, as determined by the President of the United States of America, the Government of the United States may withdraw that installation, or the parts thereof which it shall have contributed, whether located on private or on public land, doing no unnecessary damage in the process, and leaving the land involved in a safe condition.

2. The other obligations of our two Governments in respect of mutual aid will be satisfied in accordance with the provisions of the agreement signed this day.

Accept, Sir, the renewed assurances of my highest consideration.

Y DERESSA  
*Vice-Minister of Finance  
of Ethiopia*

The Honorable  
CORDELL HULL,  
*Secretary of State,  
Washington, D.C.*

June 21 and July 1,  
1943  
[E. A. S. 335]

*Agreement between the United States of America and Costa Rica continuing in force the agreement of April 19 and June 16, 1941, as amended by the supplementary agreement of April 3, 1943, respecting cooperative rubber investigations in Costa Rica. Effected by exchange of notes signed at San José June 21 and July 1, 1943.*

*The American Ambassador to the Costa Rican Secretary of State for Foreign Affairs*

EMBASSY OF THE UNITED STATES OF AMERICA  
SAN JOSÉ, COSTA RICA

No. 22

June 21, 1943

EXCELLENCY:

I have the honor to refer to the agreement for cooperative rubber investigations in Costa Rica, between the United States of America and the Republic of Costa Rica, effected by notes dated April 19, 1941 and June 16, 1941 exchanged between the American Chargé d'Affaires ad interim and Your Excellency, and to the supplementary agreement effected by notes dated April 3, 1943 exchanged between the American Minister and Your Excellency.

55 Stat. 1368.

*Ante.* p. 944.

55 Stat. 1371.

Article IV of the agreement of April 19 and June 16, 1941 provides as follows:

"This agreement shall come into effect on the day on which it is signed, and shall remain in force until six months from the day on which either contracting government shall have given notice in writing to the other government of its intention to terminate the agreement; provided, however, that the agreement shall not remain in force after June 30, 1943, except at the option of the Department of Agriculture of the United States of America, which option shall be notified to the Government of Costa Rica by the Government of the United States of America at least one month prior to that date."

I have the honor to inform Your Excellency that it is the desire and the option of the Department of Agriculture of the United States of America that the agreement of April 19 and June 16, 1941, above-mentioned, as amended by the supplementary agreement of April 3, 1943, should continue in force after June 30, 1943, subject to the provision with respect to termination which is contained in the first part of Article IV of the agreement of April 19 and June 16, 1941.

In view of the fact that it has not been practicable to give this notice to your Government "at least one month prior to" June 30, 1943, I have the honor to suggest that, if agreeable to the Government of the Republic of Costa Rica, this note, together with your note in acknowledgment thereof, shall be regarded as placing on record the

understanding between the Government of the United States of America and the Government of the Republic of Costa Rica that the agreement above-mentioned, as amended, shall continue in force after June 30, 1943, and shall remain in force thereafter subject to termination on a notice of six months given by either Government.

Accept, Excellency, the renewed assurances of my highest consideration.

FAY ALLEN DES PORTES

His Excellency

Señor Licenciado don ALBERTO ECHANDI  
*Secretary of State for Foreign Affairs*  
*San José, Costa Rica*

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*The Costa Rican Secretary of State for Foreign Affairs to the American Ambassador*

REPUBLICA DE COSTA RICA

SECRETARIA DE RELACIONES EXTERIORES

NO.1523\*B

SAN JOSÉ, 1o. julio 1943.

SEÑOR EMBAJADOR:

Tengo la honra de referirme a su nota no. 22 de 21 junio próximo anterior, concerniente a la prórroga del convenio celebrado entre los Estados Unidos de América y la República de Costa Rica, por medio de las notas de 19 de abril y 16 de junio de 1941 del Encargado de Negocios interino de su país y del suscrito, respectivamente, y al acuerdo subsiguiente a que se refieren las notas de 3 de abril de 1943 del Sr. Ministro Americano y de esta Secretaría, y me complazco en trascribir a Vuestra Excelencia el informe que en el particular me da el Sr. Secretario de Agricultura en oficio no.3149 de 30 del mes anterior, y que en lo conducente dice:

“En acuerdo con su nota no.1455\*D de 22 de junio corriente, ruego a usted manifestar al Sr. Embajador de los Estados Unidos de América, lo siguiente:

1o.—Es de mi deber reconocer el magnífico espíritu de colaboración que, en cumplimiento del convenio suscrito con el Departamento de Agricultura de los Estados Unidos de América para establecer una estación experimental de cultivos de hule, han mantenido sus directores y empleados.

2.—Asimismo los buenos resultados obtenidos con los trabajos que efectúa esa Estación.

En consecuencia, y en acuerdo con el deseo sustentado por el Departamento de Agricultura de los Estados Unidos de América, para prorrogar el convenio de 19 de abril y 16 de junio de 1941, tal cual fue reformado por el convenio suplementario de 3 de abril de 1943, este Despacho, con la debida autorización del Sr. Presidente de la República, acepta la prórroga de dicho convenio

a partir de la fecha de hoy, 30 de junio de 1943, y que, después de esta fecha, quede sujeto a su terminación previo un aviso que deberá ser dado seis meses antes por cualquiera de los Gobiernos de Costa Rica o los Estados Unidos de América.

Este nuevo convenio deberá ser firmado en el libro correspondiente que lleva esta Secretaría."

En esta oportunidad, me complazco en renovar a Vuestra Excelencia el testimonio de mi más alta y distinguida consideración.

ALBERTO ECHANDI

Excmo.

Señor FAY ALLEN DES PORTES,  
*Embajador Extraordinario y Plenipotenciario*  
*de los Estados Unidos de América,*  
*San Jose.*

[Translation]

REPUBLIC OF COSTA RICA

MINISTRY OF FOREIGN RELATIONS

No. 1523\*B

SAN JOSÉ, *July 1, 1943.*

MR. AMBASSADOR:

I have the honor to refer to your note no. 22 of June 21 last, concerning the extension of the agreement concluded between the United States of America and the Republic of Costa Rica by notes of April 19 and June 16, 1941 of the Chargé d'Affaires ad interim of your country and the undersigned, respectively, and the subsequent agreement to which the notes of April 3, 1943 of the American Minister and this Ministry refer, and I take pleasure in transcribing to Your Excellency the report which is made to me on the subject by the Secretary of Agriculture in official communication no. 3149 of the 30th of last month, which states:

"In accordance with your note no. 1455\*D of June 22 of this year, I beg you to inform the Ambassador of the United States of America as follows:

"1. It is my duty to acknowledge the splendid spirit of collaboration which, in execution of the agreement signed with the Department of Agriculture of the United States of America to establish an experiment station for rubber production, has been maintained by the directors and employees thereof.

"2. Likewise the good results obtained from the work carried on by the said station.

"Consequently, and in accordance with the desire expressed by the Department of Agriculture of the United States of America to extend the agreement of April 19 and June 16, 1941, as amended by the supplementary agreement of April 3, 1943, this office, with the due authorization of the President of the Republic, agrees to the extension of the said agreement from this date, June 30, 1943

and that after this date it shall remain subject to termination upon notice, which shall be given six months in advance by either the Government of Costa Rica or of the United States of America.

“This new agreement shall be signed in the corresponding book kept by this Ministry.”

On this occasion I take pleasure in renewing to Your Excellency the assurance of my highest and most distinguished consideration.

ALBERTO ECHANDI

His Excellency

FAY ALLEN DES PORTES,

*Ambassador Extraordinary and Plenipotentiary  
of the United States of America,*

*San José.*

July 6 and August 5,  
1943  
[E. A. S. 336]

*Agreement between the United States of America and Panama continuing in effect the agreement of July 7, 1942 respecting the detail of a military officer to serve as Adviser to the Minister of Foreign Affairs of Panama. Effected by exchange of notes signed at Washington July 6 and August 5, 1943; effective July 7, 1943.*

*The Panamanian Ambassador to the Secretary of State*

EMBAJADA DE PANAMA  
WASHINGTON, D.C.

D-534

6 DE JULIO DE 1943.

SEÑOR SECRETARIO:

Obedeciendo instrucciones de mi Gobierno tengo el honor de llevar a conocimiento de Vuestra Excelencia los deseos del Ministerio de Agricultura y Comercio de que se prorrogue por un año más el período de prestación de servicios del experto Coronel Horace Eakins en las mismas condiciones estipuladas por el Acuerdo entre nuestros Gobiernos, de fecha 7 de Julio de 1942.

Ojalá que esta propuesta merezca favorable acogida por parte del Gobierno de Vuestra Excelencia.

Aprovecho la oportunidad para reiterar a Vuestra Excelencia las seguridades de mi más alta y distinguida consideración,

E JIMÉNEZ  
*Embajador.*

A Su Excelencia CORDELL HULL,  
*Secretario de Estado de los  
Estados Unidos de América,  
Washington, D.C.*

[Translation]

EMBASSY OF PANAMA  
WASHINGTON, D.C.

D-534

JULY 6, 1943.

MR. SECRETARY:

Pursuant to instructions from my Government I have the honor to bring to Your Excellency's knowledge the desire of the Ministry of Agriculture and Commerce that the period of service rendered by the expert, Colonel Horace Eakins, be extended for one more year under the same conditions stipulated by the agreement of July 7, 1942 between our Governments.

It is hoped that this proposal will merit a favorable reception on the part of Your Excellency's Government.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest and most distinguished consideration.

E JIMÉNEZ  
*Ambassador.*

His Excellency CORDELL HULL,  
*Secretary of State of the*  
*United States of America,*  
*Washington, D.C.*

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*The Secretary of State to the Panamanian Ambassador*

DEPARTMENT OF STATE  
WASHINGTON  
*August 5, 1943*

EXCELLENCY:

I have the honor to acknowledge the receipt of Your Excellency's note of July 6, 1943 in which you request the renewal for a period of one year of the Agreement entered into on July 7, 1942 between the Governments of the United States and Panama providing for the detail of a United States Army officer to serve as adviser to the Minister of Foreign Affairs of Panama.

In that connection, I am pleased to inform Your Excellency that the renewal of the Agreement for a period of one year effective from July 7, 1943 is agreeable to the Government of the United States, notwithstanding the provision of Title I, Article 4 of the Agreement signed on July 7, 1942.

56 Stat. 1546.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:  
SUMNER WELLES

His Excellency  
Señor DON ENRIQUE A. JIMÉNEZ,  
*Ambassador of Panama*

July 23 and August  
7, 1943  
[E. A. S. 337]

*Agreement between the United States of America and Colombia continuing in effect the agreement of November 23, 1938, as modified by the supplementary agreement of August 30, 1941 and extended by the agreement of September 22 and November 5, 1942, respecting a naval mission. Effected by exchange of notes signed at Washington July 23 and August 7, 1943; effective November 23, 1943.*

*The Colombian Ambassador to the Secretary of State*

EMBAJADA DE COLOMBIA  
WASHINGTON

JULIO 23 de 1943.

SEÑOR SECRETARIO:

Tengo a honra referirme al contrato sobre una Misión Naval, firmado por los Gobiernos de los Estados Unidos de América y de la República de Colombia con fecha 23 de noviembre de 1938, modificado por el Acuerdo Suplementario de fecha 30 de agosto de 1941 y prorrogado según comunicaciones cruzadas entre la Embajada de Colombia en Washington y el Departamento de Estado con fechas 22 de setiembre y 5 de noviembre de 1942.

Según instrucciones que tengo recibidas, deseo manifestar a Vuestra Excelencia que el Gobierno de Colombia, de acuerdo con lo estipulado en el Artículo 3° del Capítulo I del mencionado Contrato, desearía que éste fuera prorrogado por un año, a partir del día 23 de noviembre de 1943.

De la manera más atenta ruego a Vuestra Excelencia dejarme saber si el Gobierno de los Estados Unidos de América acepta la mencionada prórroga.

Aprovecho la oportunidad para reiterar a Vuestra Excelencia las seguridades de mi más alta y distinguida consideración.

ALBERTO LLERAS

A Su Excelencia

el señor CORDELL HULL,

*Secretario de Estado,*

*Washington, D.C.*

No. 2368

[Translation]

EMBASSY OF COLOMBIA  
WASHINGTON

JULY 23, 1943.

MR. SECRETARY:

I have the honor to refer to the contract concerning a naval mission, signed by the Governments of the United States of America and the Republic of Colombia on November 23, 1938, modified by the

supplementary agreement dated August 30, 1941, and extended according to communications exchanged between the Embassy of Colombia at Washington and the Department of State under date of September 22 and November 5, 1942.

55 Stat. 1336.

56 Stat. 1775.

Pursuant to instructions which I have received, I beg to advise Your Excellency that the Government of Colombia, in accordance with the provisions of article 3, chapter I of the above-mentioned contract, would like the latter to be extended for one year from November 23, 1943.

I most respectfully request Your Excellency to inform me whether the Government of the United States of America accepts the said extension.

I avail myself of the opportunity to renew to Your Excellency the assurances of my highest and most distinguished consideration.

ALBERTO LLERAS

His Excellency

CORDELL HULL,

*Secretary of State,**Washington, D.C.*

No. 2368

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*The Secretary of State to the Colombian Ambassador*

DEPARTMENT OF STATE

WASHINGTON

*August 7, 1943*

EXCELLENCY:

I have the honor to acknowledge the receipt of Your Excellency's note of July 23, 1943 requesting on behalf of your Government an extension of the Agreement signed November 23, 1938 and amended by the supplementary Agreement dated August 30, 1941 and extended for a period of one year by an exchange of notes dated September 22 and November 5, 1942, respectively, which provides for the assignment of a United States Naval Mission to Colombia.

53 Stat. 2074.

55 Stat. 1336.

56 Stat. 1775.

It is noted from Your Excellency's communication of July 23 that your Government desires to continue the existing Agreement for a period of one year, the renewal to commence upon the termination of the present Agreement on November 23, 1943. I am pleased to inform Your Excellency that the proposed extension thereof is acceptable to this Government.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:

SUMNER WELLES

His Excellency

Señor DON ALBERTO LLERAS,

*Ambassador of Colombia.*

September 13, 1943  
[E. A. S. 338]

*Agreement between the United States of America and Ecuador respecting the detail of a military officer to serve as Technical Director of the Eloy Alfaro Military College of Ecuador. Signed at Washington September 13, 1943; effective September 13, 1943.*

AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF ECUADOR  
ACUERDO ENTRE EL GOBIERNO DE LOS ESTADOS UNIDOS DE AMÉRICA Y EL GOBIERNO DE LA REPÚBLICA DEL ECUADOR

In conformity with the request of the Government of the Republic of Ecuador to the Government of the United States of America, the President of the United States of America has authorized the appointment of an officer of the United States Army to serve in the Republic of Ecuador under the conditions specified below:  
De conformidad con la solicitud del Gobierno de la República del Ecuador al Gobierno de los Estados Unidos de América, el Presidente de los Estados Unidos de América ha autorizado el nombramiento de un oficial del Ejército de los Estados Unidos para prestar servicios en la República del Ecuador de acuerdo con las condiciones estipuladas a continuación:

TITLE I

TÍTULO I

*Duties and Duration*

*Servicios y Duración*

ARTICLE 1. The Government of the United States of America shall place at the disposal of the Government of the Republic of Ecuador the technical and professional services of an officer of the United States Army to serve as Technical Director of the Eloy Alfaro Military College of the Republic of Ecuador.  
ARTÍCULO 1. El Gobierno de los Estados Unidos de América pondrá a la disposición del Gobierno de la República del Ecuador los servicios técnicos y profesionales de un oficial del Ejército de los Estados Unidos que actuará como Técnico Director del Colegio Militar Eloy Alfaro de la República del Ecuador.

Replacement.

ARTICLE 2. The officer so detailed may be replaced upon mutual agreement between the Government of the United States of America and the Government of the Republic of Ecuador.  
ARTÍCULO 2. El oficial designado podrá ser reemplazado de mutuo acuerdo entre el Gobierno de la República del Ecuador y el Gobierno de la República del Ecuador.

Effective date of agreement; duration.

ARTICLE 3. This Agreement shall come into force on the date of signature and shall continue in  
ARTÍCULO 3. Este Acuerdo comenzará a regir en la fecha de su firma y continuará vigente por

force for a period of four years unless previously terminated as hereinafter stipulated.

el período de cuatro años, a menos que sea terminado antes en la forma que se establece más adelante.

ARTICLE 4. If the Government of the Republic of Ecuador should desire that the services of the officer be extended beyond the period stipulated in Article 3, it shall make a written proposal to that effect six months before the expiration of this Agreement.

ARTÍCULO 4. Si el Gobierno de la República del Ecuador deseara que se prorroguen los servicios del oficial más allá del período estipulado en el Artículo 3, hará una propuesta por escrito con este objeto seis meses antes de la expiración de este Acuerdo.

Extension.

ARTICLE 5. This Agreement may be terminated before the expiration of the period of four years prescribed in Article 3, or before the expiration of the extension authorized in Article 4, in the following manner:

ARTÍCULO 5. Este Acuerdo podrá terminarse antes de la expiración del período de cuatro años prescrito en el Artículo 3, o antes de expirar la prórroga autorizada en el Artículo 4, de la manera siguiente:

Termination.

(a) By either of the Governments, subject to three months' written notice to the other Government.

(a) Por cualquiera de los dos Gobiernos, mediante aviso por escrito con tres meses de anticipación al otro Gobierno.

(b) By the recall of the officer by the Government of the United States of America in the public interest of the United States of America, without necessity of compliance with provision (a) of this Article.

(b) Al retirar el Gobierno de los Estados Unidos de América al oficial, en interés público de los Estados Unidos de América, sin necesidad de cumplir con el inciso (a) de este Artículo.

ARTICLE 6. This Agreement is subject to cancellation, upon the initiation of either the Government of the United States of America or the Government of the Republic of Ecuador at any time during a period when either Government is involved in domestic or foreign hostilities.

ARTÍCULO 6. Este Acuerdo está sujeto a cancelación por iniciativa, ya sea del Gobierno de los Estados Unidos de América o del Gobierno de la República del Ecuador, en cualquier tiempo durante un período en que cualquiera de los dos Gobiernos se vea envuelto en hostilidades internas o externas.

Cancellation in case of hostilities.

ARTICLE 7. Should the officer become unable to perform his duties by reason of continued physical disability, he shall be replaced.

ARTÍCULO 7. El oficial será reemplazado si queda inhabilitado para el cumplimiento de sus deberes por razón de incapacidad física prolongada.

Replacement in case of disability.

## TITLE II

## TÍTULO II

*Requisites and Conditions**Requisitos y Condiciones*

Disciplinary regulations.

ARTICLE 8. The officer shall be governed by the disciplinary regulations of the United States Army.

ARTÍCULO 8. El oficial se regirá por los reglamentos de disciplina del Ejército de los Estados Unidos.

Responsibility.

ARTICLE 9. The officer shall be responsible directly and solely to the Minister of National Defense of the Republic of Ecuador.

ARTÍCULO 9. El oficial será sola y directamente responsable ante el Ministro de Defensa Nacional de la República del Ecuador.

Employment of personnel of other foreign governments, restriction.

ARTICLE 10. During the period the officer is detailed under this Agreement or any extension thereof, the Government of the Republic of Ecuador shall not engage the services of any personnel of any other foreign government for the duties and purposes contemplated by this Agreement.

ARTÍCULO 10. Durante el período en que el oficial preste servicios de conformidad con este Acuerdo o cualquiera prórroga del mismo, el Gobierno de la República del Ecuador no empleará los servicios del personal de ningún otro gobierno extranjero para los deberes y propósitos de que trata este Acuerdo.

Secrecy requirement.

ARTICLE 11. The officer shall not divulge nor by any means disclose to any foreign government or to any person whatsoever any secret or confidential matter of which he may become cognizant as a natural consequence of his functions, or in any other way, it being understood that this requisite honorably continues even after the expiration or cancellation of the present Agreement or extension thereof.

ARTÍCULO 11. El oficial no divulgará, ni por ningún medio revelará a gobierno extranjero alguno, o a persona alguna, ningún secreto o asunto confidencial que pueda llegar a su conocimiento, ya sea como consecuencia natural de sus funciones o en cualquiera otra forma, entendiéndose que continuará respetándose este requisito aun después de la expiración o cancelación del presente Acuerdo o de cualquiera prórroga del mismo.

Benefits.

ARTICLE 12. During the entire duration of this Agreement, the officer shall be entitled to the benefits which the Regulations of the Ecuadoran Army provide for officers of his rank in the Ecuadoran Army.

ARTÍCULO 12. Durante toda la vigencia de este Acuerdo, el oficial tendrá derecho a los beneficios que los Reglamentos del Ejército ecuatoriano otorgan a los oficiales de su grado en el Ejército ecuatoriano.

"Family."

ARTICLE 13. Throughout this Agreement the term "family" of the officer is limited to mean wife and dependent children.

ARTÍCULO 13. En todo este Acuerdo se entenderá que el término "familia" del oficial sólo comprende a la esposa y a los hijos no emancipados.

Annual leave.

ARTICLE 14. The officer shall be entitled to one month's annual leave with pay, or to a propor-

ARTÍCULO 14. El oficial tendrá derecho anualmente a un mes de licencia con goce de sueldo, o a

tional part thereof with pay for any fractional part of a year. Unused portions of said leave shall be cumulative from year to year during the service of the officer under this Agreement.

una parte proporcional de dicha licencia con sueldo por cualquiera fracción de un año. Las partes de dicha licencia que no se usaren podrán acumularse de año en año mientras el oficial preste servicios conforme a los términos de este Acuerdo.

ARTICLE 15. The leave specified in the preceding Article may be spent in foreign countries, subject to the standing instructions of the War Department of the United States of America concerning visits abroad. In all cases the said leave or portions thereof, shall be taken by the officer only after consultation with the Minister of National Defense of the Republic of Ecuador with a view to ascertaining the mutual convenience of the Government of the Republic of Ecuador and the officer in respect to this leave.

ARTÍCULO 15. La licencia a que se refiere el Artículo anterior podrá disfrutarse en países extranjeros, siempre que se observen las instrucciones vigentes de la Secretaría de Guerra de los Estados Unidos de América respecto a visitas al exterior. En todos los casos el oficial sólo podrá disfrutar de dicha licencia, o de una parte de ella, previa consulta con el Ministro de Defensa Nacional de la República del Ecuador con el propósito de determinar la conveniencia mutua del Gobierno de la República del Ecuador y del oficial respecto a dicha licencia.

ARTICLE 16. The expenses of travel and transportation not otherwise provided for in this Agreement shall be borne by the officer in taking such leave. All travel time shall count as leave and shall not be in addition to the time authorized in Article 14.

ARTÍCULO 16. Los gastos de viaje y de transporte que no sean abonables de acuerdo con las disposiciones de este Acuerdo, correrán por cuenta del oficial que disfruta de la licencia. Todo el tiempo que se emplee en viajar se contará como parte de la licencia y no se añadirá al tiempo autorizado en el Artículo 14.

Travel and transportation expenses.

TITLE III

*Compensations*

ARTICLE 17. For the services specified in Article 1 of this Agreement, the officer shall receive from the Government of the Republic of Ecuador such net annual compensation expressed in United States currency as may be agreed upon between the Government of the United States of America and the Government of the Republic of Ecuador. This

TÍTULO III

*Remuneración*

ARTÍCULO 17. Por los servicios que se estipulan en el Artículo 1 de este Acuerdo, el oficial recibirá del Gobierno de la República del Ecuador la remuneración neta anual, computada en moneda de los Estados Unidos, que acuerden el Gobierno de los Estados Unidos de América y el Gobierno de la República del Ecuador. Esta remuneración se abonará en doce

compensation shall be paid in twelve (12) monthly installments, as nearly equal as possible, each due and payable on the last day of the month. Payment may be made in the Ecuadoran national currency and when so made shall be computed at the highest rate of exchange in Quito on the day on which due. Payments made outside of the Republic of Ecuador shall be in the national currency of the United States of America. The compensation shall not be subject to any tax, now or hereafter in effect, of the Government of the Republic of Ecuador or of any of its political or administrative subdivisions. Should there, however, at present or while this Agreement is in effect, be any taxes that might affect this compensation, such taxes shall be borne by the Ministry of National Defense of the Republic of Ecuador.

Tax exemption.

**ARTICLE 18.** The compensation set forth in Article 17 shall begin on the date of departure of the officer from the United States of America, and it shall continue after the termination of his services in the Republic of Ecuador, during his return trip to the United States of America, and thereafter for the period of any accumulated leave to which he is entitled.

**ARTICLE 19.** The compensation due for the period of the return trip and accumulated leave shall be paid to the officer before his departure from the Republic of Ecuador, and such payment shall be computed for travel by the shortest usually traveled route to the port of entry in the United

(12) mensualidades, tan iguales como sea posible, que vencen y deben pagarse el último día de cada mes. El pago puede hacerse en moneda nacional ecuatoriana, y en tal caso se computará al tipo de cambio más alto en la ciudad de Quito en el día de su vencimiento. Los pagos que se efectúen fuera de la República del Ecuador deberán hacerse en moneda nacional de los Estados Unidos de América. La remuneración no estará sujeta a ningún impuesto, que esté en vigor o que se imponga en el futuro, del Gobierno de la República del Ecuador ni de ninguna de sus dependencias políticas o administrativas. Sin embargo, si al presente o durante la vigencia de este Acuerdo existieren impuestos que puedan afectar esta remuneración, tales impuestos los pagará el Ministerio de Defensa Nacional de la República del Ecuador.

**ARTÍCULO 18.** La remuneración que se estipula en el Artículo 17 comenzará a regir desde la fecha en que el oficial parta de los Estados Unidos de América y continuará, después de la terminación de sus servicios en la República del Ecuador, durante el viaje de regreso a los Estados Unidos de América, y por el período que dure la licencia acumulada a que el oficial tenga derecho.

**ARTÍCULO 19.** La remuneración que se adeude por el período que dure el viaje de regreso y por el de la licencia acumulada se le pagará al oficial antes de su partida de la República del Ecuador, y tal pago se calculará como si el viaje se hiciera por la ruta más corta que generalmente se sigue

States of America, regardless of the route and method of travel used by him.

hasta el puerto de entrada en los Estados Unidos de América, no importa qué ruta y qué sistema de transporte utilice el oficial.

ARTICLE 20. The officer and his family shall be provided by the Government of the Republic of Ecuador with first-class accommodations for travel required and performed under this Agreement between the port of embarkation from the United States of America and his official residence in the Republic of Ecuador both for the outward and for the return trip. The expenses of transportation by land and sea of the officer's household effects and baggage, including automobile, from the port of embarkation in the United States of America to the Republic of Ecuador and return, shall also be paid by the Government of the Republic of Ecuador. These expenses shall include all necessary costs incidental to unloading from the steamer upon arrival in the Republic of Ecuador, cartage from the ship to the officer's residence in the Republic of Ecuador and packing and loading on board the steamer upon departure from the Republic of Ecuador upon termination of services. The transportation of such household effects, baggage, and automobile shall be made in a single shipment, and all subsequent shipments shall be at the expense of the officer, except when such shipments are necessitated by circumstances beyond his control.

ARTÍCULO 20. El Gobierno de la República del Ecuador proporcionará al oficial y a su familia pasajes de primera clase para el viaje que se requiera y se efectúe de conformidad con este Acuerdo entre el puerto de embarque de los Estados Unidos de América y su residencia oficial en la República del Ecuador, tanto para el viaje de ida como para el de regreso. Los gastos de transporte por mar y tierra de los efectos domésticos y del equipaje del oficial, inclusive un automóvil, del puerto de embarque de los Estados Unidos de América a la República del Ecuador y regreso, correrán también por cuenta del Gobierno de la República del Ecuador. Estos gastos incluirán todos los gastos necesarios relacionados con la descarga de a bordo del vapor a su llegada al Ecuador, los del transporte desde el vapor hasta la residencia del oficial en la República del Ecuador, y los de embalaje y carga a bordo del vapor a su partida de la República del Ecuador una vez que hayan terminado sus servicios. El transporte de estos efectos domésticos, equipaje y automóvil se hará en un solo embarque, y todos los embarques sucesivos correrán por cuenta del oficial, excepto cuando circunstancias ajenas a su voluntad hagan necesarios dichos embarques.

Travel accommodations.

Transportation of household effects, etc.

ARTICLE 21. The household effects, personal effects and baggage, including an automobile, of the officer and his family, shall be exempt from customs duties in the Republic of Ecuador, or if such

ARTÍCULO 21. Los efectos domésticos y personales así como el equipaje del oficial y su familia, inclusive un automóvil, estarán exentos de derechos de aduana en la República del Ecuador, y si se

Exemption from Ecuadorian customs duties.

customs duties are imposed and required, an equivalent additional allowance to cover such charge shall be paid by the Government of the Republic of Ecuador. During service in the Republic of Ecuador the officer shall be permitted to import articles needed for his personal use and for the use of his family without payment of customs duties, provided that his requests for free entry have received the approval of the Ambassador of the United States of America or of the Chargé d'Affaires ad interim.

Termination of services.

ARTICLE 22. If the services of the officer should be terminated by the Government of the United States of America, except as established in the provisions of Article 6, before the completion of two years of service, the provisions of Article 20 shall not apply to the return trip. If the services of the officer should terminate or be terminated before the completion of two years of service, for any other reason, including those established in Article 6, the officer shall receive from the Government of the Republic of Ecuador all compensations, emoluments, and perquisites as though he had completed four years of service, but the annual salary shall terminate as provided in Article 18. But should the Government of the United States of America recall the officer for breach of discipline, the cost of the return trip to the United States of America of such officer, his family, household effects and baggage, and automobile, shall not be borne by the Government of the Republic of Ecuador.

Travel on official business.

ARTICLE 23. Compensation for transportation and traveling expenses in the Republic of Ecuador

impusieren y se requirieren tales derechos de aduana, el Gobierno de la República del Ecuador pagará una asignación adicional equivalente para satisfacer dichos derechos. Durante su servicio en el Ecuador se le permitirá al oficial importar los artículos que necesite para su uso personal y para el uso de su familia sin pagar derechos de aduana, siempre que su solicitud de entrada reciba la aprobación del Embajador de los Estados Unidos de América o del Encargado de Negocios ad interim.

ARTÍCULO 22. Si el Gobierno de los Estados Unidos de América terminare los servicios del oficial, salvo lo establecido en las disposiciones del Artículo 6, antes de cumplir dos años de servicio, las disposiciones del Artículo 20 no serán aplicables al viaje de regreso. Si los servicios del oficial terminaren o fueren terminados antes de cumplir dos años de servicio, por cualquiera otra razón, inclusive las establecidas en el Artículo 6, el oficial recibirá del Gobierno de la República del Ecuador todas las remuneraciones, emolumentos y concesiones como si hubiera cumplido cuatro años de servicio, pero el sueldo anual cesará de abonarse como se dispone en el Artículo 18. Mas si el Gobierno de los Estados Unidos de América retirare al oficial por faltas cometidas contra la disciplina, el viaje de regreso a los Estados Unidos de América del oficial, su familia, efectos domésticos, equipaje y automóvil no correrá por cuenta del Gobierno de la República del Ecuador.

ARTÍCULO 23. El Gobierno de la República del Ecuador proveerá compensación por gastos de trans-

on official business of the Government of the Republic of Ecuador shall be provided by the Government of the Republic of Ecuador in accordance with the provisions of Article 12.

ARTICLE 24. The Government of the Republic of Ecuador shall provide suitable office space and facilities for the use of the officer.

ARTICLE 25. The Government of the Republic of Ecuador shall provide the officer with an automobile, with chauffeur, for his official use.

ARTICLE 26. If replacement of the officer is made during the life of this Agreement or any extension thereof, the terms as stipulated in this Agreement shall also apply to the replacement officer, with the exception that the replacement officer shall receive an amount of annual compensation which shall be agreed upon by the two Governments.

ARTICLE 27. The Government of the Republic of Ecuador shall provide suitable medical attention for the officer and his family. In case the officer or any member of his family becomes ill or suffers injury, he or she shall be placed in such hospital as the officer deems suitable after consultation with the Ministry of National Defense of the Republic of Ecuador. The officer shall in all cases pay the cost of subsistence incident to his hospitalization or that of a member of his family.

ARTICLE 28. If the officer or any member of his family should die in the Republic of Ecuador during the period while this Agreement is in effect, the Government of the Republic of Ecuador shall have the body transported to such place in the United States of America as the family may decide,

porte y de viaje en la República del Ecuador cuando se trate de asuntos oficiales del Gobierno de la República del Ecuador, de acuerdo con las disposiciones del Artículo 12.

ARTÍCULO 24. El Gobierno de la República del Ecuador proporcionará una oficina debidamente equipada para uso del oficial.

ARTÍCULO 25. El Gobierno de la República del Ecuador proporcionará al oficial un automóvil, con chófer, para su uso oficial.

ARTÍCULO 26. Si se reemplaza al oficial durante la vigencia de este Acuerdo o de una prórroga del mismo, los términos estipulados en este Acuerdo se aplicarán también al oficial reemplazante, con la excepción de que el oficial reemplazante recibirá la remuneración anual que convengan los dos Gobiernos.

ARTÍCULO 27. El Gobierno de la República del Ecuador proporcionará atención médica adecuada al oficial y a su familia. En caso de que el oficial o cualquier miembro de su familia se enferme o sufra lesiones, se le hospitalizará en el hospital que el oficial considere adecuado después de consultar con el Ministro de Defensa Nacional de la República del Ecuador. En todos los casos el oficial pagará los gastos de subsistencia relacionados con su hospitalización o la de cualquier miembro de su familia.

ARTÍCULO 28. Si el oficial o cualquier miembro de su familia falleciere en la República del Ecuador durante el período en que este Acuerdo esté en vigencia, el Gobierno de la República del Ecuador hará trasladar los restos hasta el lugar de los Estados Unidos que determine la familia, pero

Office space, etc.

Provision of automobile, etc.

Terms to apply to replacement officer; exception.

Medical attention.

Transportation of remains in case of death.

Compensation due  
deceased officer.

but the cost to the Government of the Republic of Ecuador shall not exceed the cost of transporting the remains from the place of decease to New York City. Should the deceased be the officer, his services shall be considered to have terminated fifteen (15) days after his death. Return transportation to the United States of America for the family of the deceased officer and for their household effects, baggage and automobile shall be provided as prescribed in Article 20. All compensation due the deceased officer and reimbursement due the deceased officer for expenses and transportation on official business of the Government of the Republic of Ecuador shall be paid to the widow of the officer, or to any other person who may have been designated in writing by the officer, provided such widow or other person shall not be compensated for the accrued leave of the deceased, and further provided that these compensations shall be paid within fifteen (15) days after the death of the officer.

el coste para el Gobierno de la República del Ecuador no excederá del coste de transporte de los restos del lugar del fallecimiento a la ciudad de Nueva York. Si el fallecido es el oficial, se considerará que sus servicios han terminado quince (15) días después de su muerte. Se proporcionará transporte de regreso a los Estados Unidos de América para la familia del oficial fallecido y para sus efectos domésticos, equipaje y automóvil, de acuerdo con las disposiciones del Artículo 20. Toda remuneración que se adeude al oficial fallecido y todo reembolso que se adeude al oficial fallecido por gastos y transporte en viajes realizados en asuntos oficiales del Gobierno de la República del Ecuador, se pagarán a la viuda del oficial, o a cualquiera otra persona que el oficial haya designado por escrito, disponiéndose que no se pagará a la viuda o a la otra persona por licencia acumulada a que tenga derecho el fallecido, y disponiéndose además que estos pagos se efectuarán dentro de quince (15) días después del fallecimiento del oficial.

IN WITNESS WHEREOF, the undersigned, being duly authorized, have signed this Agreement in duplicate, each one in the English and Spanish languages at Washington, this thirteenth day of September, 1943.

EN TESTIMONIO DE LO CUAL, los infrascritos, debidamente autorizados para ello, han firmado este Acuerdo por duplicado, cada uno en los idiomas inglés y español, en Washington, el día trece de septiembre de 1943.

FOR THE UNITED STATES OF AMERICA:

[SEAL]

CORDELL HULL  
*Secretary of State*  
*of the United States of America*

FOR THE REPUBLIC OF ECUADOR:

[SEAL]

C. E. ALFARO  
*Ambassador Extraordinary and Plenipotentiary*  
*of the Republic of Ecuador in Washington*

*Agreement between the United States of America and Canada respecting Provincial and municipal taxation on United States defense projects in Canada. Effected by exchange of notes signed at Ottawa August 6 and 9, 1943.*

August 6, 9, 1943  
[E. A. S. 339]

*The Canadian Secretary of State for External Affairs to the American Minister*

DEPARTMENT OF  
EXTERNAL AFFAIRS  
CANADA

No. 91

OTTAWA, August 6th, 1943.

SIR,

I have the honour to refer to your note No. 859 of March 23rd [<sup>1</sup>] and to your subsequent note No. 902 of May 29th, [<sup>1</sup>] concerning the possibility of exempting from Provincial and municipal taxation the United States Government and United States contractors engaged on the Alaska Highway and other United States defence projects in Canada. The Canadian Government is anxious to reach a settlement of this question which is fair to all parties concerned and which is in keeping with the spirit of mutual helpfulness which has animated both Governments with regard to the defence projects.

2. In the view of the Canadian Government the United States Government itself cannot be effectively taxed by Provincial or municipal authorities. If in any instance an attempt is made by those authorities to tax the United States Government either in respect of real property which it owns or of which it is a lessee, or in respect of licence fees on motor vehicles owned by the United States Government, the Canadian Government will intervene in the legal proceedings and request the Court to accord appropriate immunities. Should the Court hold, contrary to the expectations of the Canadian Government, that the United States Government is legally liable to pay such taxes or licence fees, the Canadian Government will, as a contribution to the general costs of the defence projects, reimburse the United States Government for any Provincial or municipal taxes levied in respect of such projects which the United States Government had been held liable to pay and had paid.

3. In order to keep the record clear it might be well to point out that the Canadian Government does not consider that any exemption from municipal taxation would be appropriate in the case of owners of property who have leased it to the United States Government. In cases in which improvements have been made on property so leased,

<sup>1</sup> [Not printed.]

assessments will normally be made against the owner who is legally bound to pay the taxes exactly as he would be if the lessee were the Canadian and not the United States Government.

4. United States contractors employed by the United States Government on its military projects in Canada are, of course, legally bound to pay whatever municipal taxes may be assessed against them as owners or lease-holders of property and whatever municipal fees may be charged for building permits in connection with these lands. The Canadian Government will undertake to refund to the United States Government any amounts which that Government may pay to United States contractors in respect of this taxation. Any such payments made by the Canadian Government will form part of its contribution to the cost of the defence projects.

5. The Canadian Government will also reimburse the United States Government for any payments which it may have to make to United States contractors in respect of licence fees for motor vehicles employed on the United States defence projects in Canada. Any such payments made by the Canadian Government will form part of its contribution to the cost of the defence projects.

6. The Governments of the Provinces in which United States projects are being executed will be requested by the Government of Canada not to impose licence fees on non-military drivers of trucks belonging to the United States Army and not to levy head or poll taxes upon non-military personnel normally resident in the United States which is engaged on United States military projects in Canada. It appears that in the Province of Alberta the poll tax is devoted to educational purposes and the exemption of United States non-military personnel from this tax will carry with it a liability to pay school fees should any of the United States personnel wish to send their children to public schools in the Province.

7. I should be glad to receive your assurance that these proposals for dealing with the problem of the burden of Provincial and municipal taxation on United States defence projects in Canada will meet the wishes of the United States Government.

Accept, Sir, the renewed assurances of my highest consideration.

N A ROBERTSON  
*for Secretary of State  
for External Affairs.*

THE UNITED STATES MINISTER TO CANADA,  
*Legation of the United States of America,  
Ottawa.*

*The American Minister to the Canadian Secretary of State for  
External Affairs*

LEGATION OF THE  
UNITED STATES OF AMERICA  
*Ottawa, Canada, August 9, 1943.*

No. 2

SIR:

I have the honor to acknowledge the receipt of your note No. 91 of August 6, 1943, concerning Provincial and municipal taxation levied upon the United States Government, the United States contractors engaged on the Alaska Highway, and other United States defence projects in Canada, and to confirm that the proposals outlined in your note for dealing with the problem meet with the wishes of the United States Government.

Accept, Sir, the renewed assurances of my highest consideration.

RAY ATHERTON

The Right Honorable  
The SECRETARY OF STATE  
FOR EXTERNAL AFFAIRS,  
*Ottawa.*

June 23 and  
September 2, 1943  
[E. A. S. 340]

*Agreement between the United States of America and Argentina renewing the agreement of June 29, 1940 as renewed by the agreement of May 23 and June 3, 1941 respecting military aviation instructors. Effected by exchange of notes signed at Washington June 23 and September 2, 1943; effective June 29, 1943.*

*The Secretary of State to the Argentine Ambassador*

DEPARTMENT OF STATE  
WASHINGTON  
*June 23, 1943*

EXCELLENCY:

I have the honor to acknowledge receipt of your note of May 13, 1943<sup>[1]</sup> in which you conveyed the request of your Government for renewal of the agreement entered into on June 29, 1940 and extended by an exchange of notes on June 29, 1941<sup>[2]</sup> for a period of two years between the Governments of Argentina and the United States, providing for the detail of United States Army Air Corps Officers to assist the Argentine Ministry of War.

54 Stat. 2320.

55 Stat. 1284.

It is noted that Your Excellency's Government desires to renew this agreement for a period of two years, the renewal to commence upon the termination of the present agreement on June 29, 1943. I am pleased to inform you that this arrangement is entirely acceptable to this Government in spite of the provision of Article 3 of the agreement now in force.

In view of the acceptance by the Argentine Ministry of War of the proposal of this Government for the substitution of personnel, it is understood that it will be entirely satisfactory to Your Government to omit the word "regular" in the first paragraph of the agreement. It is also the understanding of this Government that as a result of discussions between appropriate officials, Title III, Article 20 shall be so amended as to allow free entry into Argentina of such articles and items as are furnished by the United States Government to the Mission for the use of the latter in the performance of its official duties.

54 Stat. 2327.

I shall appreciate it if Your Excellency will confirm the acceptance of these modifications.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:

SUMNER WELLES

His Excellency

Señor Don FELIPE A. ESPIL,  
*Ambassador of Argentina.*

<sup>1</sup> [Not printed.]

<sup>2</sup> [Notes signed May 23 and June 3, 1941, effective June 29, 1941.]

*The Argentine Ambassador to the Secretary of State*

EMBAJADA  
DE LA  
REPÚBLICA ARGENTINA

D. E. No. 166

WASHINGTON, *September 2, 1943.*

EXCELLENCY:

I have the honor to acknowledge receipt of your note of June 23, 1943 in which you are good enough to inform me that the renewal for a further period of two years of the agreement—providing for the detail of United States Army Air Corps officers to assist the Argentine Ministry of War—entered into on June 29, 1940 and extended by an exchange of notes on June 29, 1941, is entirely acceptable to your Government.

Two points were raised in Your Excellency's note. With regard to the first, it will be entirely satisfactory to my Government to omit the word "regular" in the first paragraph of the agreement.

With reference to the second point, that is, the free entry into Argentina of such articles and items as are furnished by the United States Government to the Mission for the use of the latter in the performance of its duties, my Government directs me to say:

1. That it will be pleased to consider favorably the requests for the free entry of personal effects, furniture, furnishings and luggage—including a used motorcar of the member of the Mission and his family; and
2. That whilst the Argentine Department concerned is not authorized to grant the right of free entry in general terms, it will be pleased to grant the free entry (of such materials as are referred to in Your Excellency's note) upon request and prior knowledge of their nature in each case.

Accept, Excellency, the assurances of my highest consideration.

FELIPE A. ESPIL  
*Argentine Ambassador*

To His Excellency The Secretary of State,  
MR. CORDELL HULL,  
*Washington, D.C.*

April 3, 1942,  
September 29 and  
October 21, 1943  
[E. A. S. 341]

*Agreement between the United States of America and Czechoslovakia respecting military service. Effected by exchanges of notes signed at Washington April 3, 1942 and September 29 and October 21, 1943; effective September 29, 1943.*

*The Acting Secretary of State to the Czechoslovak Minister*

DEPARTMENT OF STATE

WASHINGTON

April 3, 1942

SIR:

I have the honor to inform you that the United States Selective Training and Service Act of 1940, as amended, provides that with certain exceptions every male citizen of the United States and every other male person residing in the United States between the ages of eighteen and sixty-five shall register. The Act further provides that, with certain exceptions, registrants within specified age limits are liable for active military service in the United States armed forces.

This Government recognizes that from the standpoint of morale of the individuals concerned and the over-all military effort of the countries at war with the Axis Powers, it would be desirable to permit certain classes of individuals who have registered or who may register under the Selective Training and Service Act of 1940, as amended, to enlist in the armed forces of a co-belligerent country, should they desire to do so. It will be recalled that during the World War this Government signed conventions with certain associated powers on this subject. The United States Government believes, however, that under existing circumstances the same ends may now be accomplished through administrative action, thus obviating the delays incident to the signing and ratification of conventions.

This Government is prepared, therefore, to initiate a procedure which will permit aliens who have registered under the Selective Training and Service Act of 1940, as amended, who are nationals of co-belligerent countries and who have not declared their intention of becoming American citizens to elect to serve in the forces of their respective countries, in lieu of service in the armed forces of the United States, at any time prior to their induction into the armed forces of this country. Individuals who so elect will be physically examined by the armed forces of the United States, and if found physically qualified, the results of such examinations will be forwarded to the proper authorities of the co-belligerent nation for determination of acceptability. Upon receipt of notification that an individual is acceptable and also receipt of the necessary travel and meal vouchers from the co-belligerent government involved, the appropriate State Director of the Selective Service System will direct the local Selective

54 Stat. 885.  
50 U. S. C. app. §§  
301-318; Supp. II,  
§§ 302-305, 308-310,  
312, 315.  
*Ante*, pp. 164, 391,  
596.

Nationals of co-bel-  
ligerent countries.  
Induction proce-  
dure.

Service Board having jurisdiction in the case to send the individual to a designated reception point for induction into active service in the armed forces of the co-belligerent country. If upon arrival it is found that the individual is not acceptable to the armed forces of the co-belligerent country, he shall be liable for immediate induction into the armed forces of the United States.

Before the above-mentioned procedure will be made effective with respect to a co-belligerent country, this Department wishes to receive from the diplomatic representative in Washington of that country a note stating that his government desires to avail itself of the procedure and in so doing agrees that:

Stipulations to be agreed to by co-belligerent country.

(a) No threat or compulsion of any nature will be exercised by his government to induce any person in the United States to enlist in the forces of any foreign government;

(b) Reciprocal treatment will be granted to American citizens by his government; that is, prior to induction in the armed forces of his government they will be granted the opportunity of electing to serve in the armed forces of the United States in substantially the same manner as outlined above. Furthermore, his government shall agree to inform all American citizens serving in its armed forces or former American citizens who may have lost their citizenship as a result of having taken an oath of allegiance on enlistment in such armed forces and who are now serving in those forces that they may transfer to the armed forces of the United States provided they desire to do so and provided they are acceptable to the armed forces of the United States. The arrangements for effecting such transfers are to be worked out by the appropriate representatives of the armed forces of the respective governments.

(c) No enlistments will be accepted in the United States by his government of American citizens subject to registration or of aliens of any nationality who have declared their intention of becoming American citizens and are subject to registration.

This Government is prepared to make the proposed regime effective immediately with respect to the Republic of Czechoslovakia upon the receipt from you of a note stating that your Government desires to participate in it and agrees to the stipulations set forth in lettered paragraphs (a), (b), and (c) above.

Proposed regime.  
When effective.

Accept, Sir, the renewed assurances of my highest consideration.

SUMNER WELLES  
*Acting Secretary of State*

The Honorable  
VLADIMÍR HURBAN,  
*Minister of Czechoslovakia.*

*The Secretary of State to the Czechoslovak Ambassador*

DEPARTMENT OF STATE

WASHINGTON

September 29, 1943

## EXCELLENCY:

I have the honor to refer to the Department's note of April 3, 1942 and to subsequent conversations had by officers of the Department with the Embassy on the subject of the proposed agreement with your country concerning the service of nationals of one country in the armed forces of the other country.

In amplification of the Department's note of April 3, 1942 I may state that this Government is prepared, upon the conclusion of the proposed agreement, to grant to nondeclarant Czechoslovak nationals serving in the armed forces of the United States, who did not previously have an opportunity of electing to serve in the forces of their own country, the privilege of applying for a transfer to the armed forces of Czechoslovakia. Upon the conclusion of the agreement, the War Department is prepared to discharge, for the purpose of transferring to the armed forces of Czechoslovakia, nondeclarant Czechoslovak nationals serving in the United States forces who did not have a previous opportunity of opting for service with the Czechoslovak forces. I may also state, with reference to the second and third sentences of the third paragraph of the Department's note of April 3, 1942, that the details incident to carrying out the agreement may be modified in such manner as may be mutually agreeable, and to that end it is suggested that this subject be discussed by officers of the Embassy with the appropriate agencies of the United States Government upon the conclusion of the agreement.

If your Government is desirous of entering into the proposed agreement, and you will forward to the Department a note conforming to the concluding paragraph of the Department's note of April 3, 1942, this Government is prepared to make the proposed régime effective immediately upon the receipt of such note.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:

G. HOWLAND SHAW

His Excellency

VLADIMÍR HURBAN,

*Ambassador of Czechoslovakia.*

*The Czechoslovak Ambassador to the Secretary of State*

CZECHOSLOVAK EMBASSY

WASHINGTON, D.C.

September 29, 1943.

No. 5944/43.

EXCELLENCY:

I have the honor to refer to Your Excellency's notes of April 3, 1942 and September 29, 1943, as well as to the conversations between officials of the Czechoslovak Embassy and the Department of State, with regard to the conclusion of an agreement between the governments of Czechoslovakia and the United States, concerning the application of the United States Selective Training and Service Act of 1940, as amended, to Czechoslovak citizens residing in the United States, and the reciprocal treatment of American citizens, who may be serving in the Czechoslovak armed forces.

I am pleased to inform Your Excellency that the Czechoslovak government desires to participate in the procedure as set forth in the note of April 3rd, 1942 and agrees to the stipulations enumerated in paragraphs lettered (a), (b) and (c) of His Excellency's note of April 3, 1942, and to the proposals contained in the note dated September 29, 1943.

I have been instructed to inform Your Excellency that the Czechoslovak government will highly appreciate that the following two desiderata be given due consideration by the appropriate United States authorities:

(1) The Czechoslovak government expresses the hope that Czechoslovak citizens, serving in the armed forces in the United States, will be accorded, to the fullest extent, the opportunities and advantages available to citizens of the United States, in respect of their service in the armed forces of the United States.

(2) The Czechoslovak government trusts that Czechoslovak citizens who are residents of the United States and who elect for service in the Czechoslovak armed forces will be permitted to return to the United States at any time after the termination of their service with the Czechoslovak armed forces.

Accept, Excellency, the renewed assurance of my highest consideration.

V. S. HURBAN

His Excellency

CORDELL HULL,

*Secretary of State.*

54 Stat. 885.  
50 U. S. C. app.  
§§ 301-318; Supp. II,  
§§ 302-305, 308-310,  
312, 315.  
*Ante*, pp. 164, 391,  
596.

*The Secretary of State to the Czechoslovak Chargé d'Affaires ad interim*

DEPARTMENT OF STATE

WASHINGTON

October 21, 1943

SIR:

Acknowledgment is made of the receipt of the Embassy's note no. 5944/43 of September 29, 1943 stating that your Government desires to enter into the agreement, as proposed in the Department's notes of April 3, 1942 and September 29, 1943, concerning the services of nationals of one country in the armed forces of the other country. The note under acknowledgment states that your Government agrees to the stipulations enumerated in paragraphs lettered (a), (b), and (c) of the Department's note of April 3, 1942.

Effective date.

I take pleasure in informing you that this Government considers the agreement with your Government as having become effective on September 29, 1943, the date on which the note under acknowledgment was received in the Department. The appropriate authorities of the United States Government have been informed accordingly, and I may assure you that this Government will carry out the agreement in the spirit of full cooperation with your Government.

It is suggested that all the details incident to carrying out this agreement be discussed directly by officials of the Embassy with the appropriate officers of the War Department and of the Selective Service System. Lieutenant Colonel V. L. Sailor, of the Recruiting and Induction Section, Adjutant General's Office, War Department, and Lieutenant Colonel S. G. Parker, of the Selective Service System, will be available to discuss questions relating to the exercise of the option prior to induction. The Inter-Allied Personnel Board of the War Department, which is headed by Major General Guy V. Henry, is the agency with which questions relating to the discharge of non-declarant nationals of Czechoslovakia, serving in the Army of the United States and desiring to transfer to the Czechoslovak forces, may be discussed.

Accept, Sir, the renewed assurances of my high consideration.

For the Secretary of State:

G. HOWLAND SHAW

DR. KAREL ČERVENKA,

*Chargé d'Affaires ad interim of Czechoslovakia.*

*Agreement between the United States of America and Iceland respecting reciprocal trade. Signed at Reykjavik August 27, 1943; proclaimed by the President of the United States of America September 30, 1943; ratified by the Regent of Iceland September 16, 1943; proclamation and instrument of ratification exchanged at Washington October 20, 1943; supplementary proclamation by the President of the United States of America October 22, 1943; effective November 19, 1943.*

August 27, 1943  
[E. A. S. 342]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS section 350(a) of the Tariff Act of 1930 of the Congress of the United States of America, as amended by the act of June 12, 1934, entitled "AN ACT To amend the Tariff Act of 1930" (48 Stat. 943; U.S.C., 1940 ed., title 19, sec. 1351(a)), and as further amended by the joint resolution of June 7, 1943 (Public Law 66, 78th Congress, 57 Stat. ———), provides as follows:

Ante, p. 125.

"Sec. 350. (a) For the purpose of expanding foreign markets for the products of the United States (as a means of assisting in the present emergency in restoring the American standard of living, in overcoming domestic unemployment and the present economic depression, in increasing the purchasing power of the American public, and in establishing and maintaining a better relationship among various branches of American agriculture, industry, mining, and commerce) by regulating the admission of foreign goods into the United States in accordance with the characteristics and needs of various branches of American production so that foreign markets will be made available to those branches of American production which require and are capable of developing such outlets by affording corresponding market opportunities for foreign products in the United States, the President, whenever he finds as a fact that any existing duties or other import restrictions of the United States or any foreign country are unduly burdening and restricting the foreign trade of the United States and that the purpose above declared will be promoted by the means hereinafter specified, is authorized from time to time—

"(1) To enter into foreign trade agreements with foreign governments or instrumentalities thereof; and

"(2) To proclaim such modifications of existing duties and other import restrictions, or such additional import restrictions, or such continuance, and for such minimum periods, of existing customs or excise treatment of any article covered by foreign trade agreements, as are required or appropriate to carry out any

foreign trade agreement that the President has entered into hereunder. No proclamation shall be made increasing or decreasing by more than 50 per centum any existing rate of duty or transferring any article between the dutiable and free lists. The proclaimed duties and other import restrictions shall apply to articles the growth, produce, or manufacture of all foreign countries, whether imported directly, or indirectly: *Provided*, That the President may suspend the application to articles the growth, produce, or manufacture of any country because of its discriminatory treatment of American commerce or because of other acts (including the operations of international cartels) or policies which in his opinion tend to defeat the purposes set forth in this section; and the proclaimed duties and other import restrictions shall be in effect from and after such time as is specified in the proclamation. The President may at any time terminate any such proclamation in whole or in part."

WHEREAS the period within which the President of the United States of America is authorized to enter into trade agreements under the said section 350(a) was extended by joint resolutions of Congress approved March 1, 1937, April 12, 1940 and June 7, 1943 (48 Stat. 944; 50 Stat. 24; 54 Stat. 107; Public Law 66, 78th Congress, 57 Stat. ———);

*Ante*, p. 125.

WHEREAS I, Franklin D. Roosevelt, President of the United States of America, have found as a fact that certain existing duties and other import restrictions of the United States of America and Iceland are unduly burdening and restricting the foreign trade of the United States of America and that the purpose declared in the above-quoted provisions of the Tariff Act of 1930, as amended, will be promoted by a trade agreement between the United States of America and Iceland;

WHEREAS reasonable public notice of the intention to negotiate such trade agreement was given and the views presented by persons interested in the negotiation of such agreement were received and considered;

WHEREAS, after seeking and obtaining information and advice with respect thereto from the United States Tariff Commission, the Departments of State, Agriculture, and Commerce, and from other sources, I entered into a trade agreement on August 27, 1943, through my duly empowered Plenipotentiary, with His Excellency the Regent of Iceland, through his duly empowered Plenipotentiary, which agreement, including two schedules annexed thereto, in the English and Icelandic languages, is in words and figures as follows:

**TRADE AGREEMENT  
BETWEEN THE UNITED STATES OF AMERICA  
AND ICELAND**

Purposes declared

The President of the United States of America and His Excellency the Regent of Iceland, being desirous of strengthening the traditional bonds of friendship existing between the two countries by maintaining the principle of equality of treatment in its unconditional and unlimited form as the basis of commercial relations and by granting mutual and reciprocal concessions and advantages for the promotion of trade, have through their respective Plenipotentiaries arrived at the following Agreement:

#### ARTICLE I

Most-favored-nation treatment.

1. The United States of America and Iceland will grant each other unconditional and unrestricted most-favored-nation treatment in all matters concerning customs duties and subsidiary charges of every kind and in the method of levying duties, and, further, in all matters concerning the rules, formalities and charges imposed in connection with the clearing of goods through the customs, and with respect to all laws or regulations affecting the sale, taxation or use of imported goods within the country.

2. Accordingly, articles the growth, produce or manufacture of either country imported into the other shall in no case be subject, in regard to the matters referred to above, to any duties, taxes or charges other or higher, or to any rules or formalities other or more burdensome, than those to which the like articles the growth, produce or manufacture of any third country are or may hereafter be subject.

3. Similarly, articles exported from the territory of the United States of America or Iceland and consigned to the territory of the other country shall in no case be subject with respect to exportation and in regard to the above-mentioned matters, to any duties, taxes or charges other or higher, or to any rules or formalities other or more burdensome, than those to which the like articles when consigned to the territory of any third country are or may hereafter be subject.

4. Any advantage, favor, privilege or immunity which has been or may hereafter be granted by the United States of America or Iceland in regard to the above-mentioned matters, to any article originating in any third country or consigned to the territory of any third country shall be accorded immediately and without compensation to the like article originating in or consigned to the territory of Iceland or the United States of America, respectively.

#### ARTICLE II

Limitation on internal taxes, etc.

Articles the growth, produce or manufacture of the United States of America or Iceland, shall, after importation into the other country, be exempt from all internal taxes, fees, charges or exactions other or

Forseti Bandaríkja Ameríku og Hans Hágöfgi Ríkisstjóri Íslands, sem óska að treysta hin hefðbundnu vináttubönd milli beggja ríkjanna með því að halda uppi skilyrðislaust og ótakmarkað stefnu jafnréttiskjara sem grundvelli viðskiptasambands, svo og með því að veita gagnkvæmar ívilnanir og fríðindi til eflingar viðskiptum, hafa með aðstoð umboðsmanna hvors um sig gert með sér samkomulag það, er hér fer á eftir:

#### 1. GREIN.

1. Bandaríki Ameríku og Ísland veita hvort öðru skilyrðislaus og ótakmörkuð beztu kjör í öllum málum, er varða hverskonar tolla og aukaaðlögur, svo og í álagningaraðferðum og ennfremur í öllum málum, varðandi reglur, formsatriði og álög í sambandi við tollafgreiðslu varnings og með tilliti til allra laga og reglugerða viðvíkjandi sölu, skattaálagningu eða notkun á innfluttum vörum innanlands.

2. Samkvæmt þessu skal af varningi, sem er afurð, framleiðsla eða iðnaður hvors ríkis um sig og fluttur er til hins ríkisins, aldrei krafizt, að því er snertir atriði þau er að ofan getur, annara eða hærri tolla, skatta eða áлага, eða um hann beitt öðrum eða þyngri reglum eða formsatriðum en þeim, sem krafizt er, eða síðar verður krafizt um samskonar varning, sem er afurð, framleiðsla eða iðnaður einhvers þriðja ríkis.

3. Á sama hátt skal, þegar um varning er að ræða sem útfluttur er frá Bandaríkjum Ameríku eða Íslandi og sendur er til hins landsins, aldrei, að því er snertir útflutning og með tilliti til ofangreindra atriða, leggja á hann aðra eða hærri tolla, skatta eða álög eða beita öðrum eða þyngri reglum eða formsatriðum en þeim, sem beitt er eða síðar verður beitt um vörur, sem sendar eru til einhvers þriðja ríkis.

4. Sérhver fríðindi, hagsbætur, sérréttindi eða undanþágur, sem Bandaríki Ameríku eða Ísland hafa veitt eða síðar kunna að veita með tilliti til ofangreindra atriða um varning, sem upprunninn er í einhverju þriðja landi, eða sem sendur er til einhvers þriðja ríkis, skulu samstundis og án endurgjalds veitt um samskonar varning, sem upprunninn er í eða sendur er til Íslands eða Bandaríkja Ameríku.

#### 2. GREIN.

Varningur, sem er afurð, framleiðsla eða iðnaður Bandaríkja Ameríku eða Íslands, og sem fluttur hefir verið inn í hitt landið, skal vera undanþeginn öllum innanlands sköttum, gjöldum, álogum eða

higher than those imposed on like articles of national origin or of any other foreign origin.

### ARTICLE III

Freedom of imports  
and exports.

1. No prohibition or restriction of any kind shall be imposed by the Government of either country on the importation of any article the growth, produce or manufacture of the other country or upon the exportation of any article destined for the other country, unless the importation of the like article the growth, produce or manufacture of all third countries, or the exportation of the like article to all third countries, respectively, is similarly prohibited or restricted.

Allotments.

2. No restriction of any kind shall be imposed by the Government of either country on the importation from the other country of any article in which that country has an interest, whether by means of import licenses or permits or otherwise, unless the total quantity or value of such article permitted to be imported during a specified period, or any change in such quantity or value, shall have been established and made public. If the Government of either country allots a share of such total quantity or value to any third country, it shall allot to the other country, unless it is mutually agreed to dispense with such allotment, a share based upon the proportion of the total imports of such article supplied by that country in a previous representative period, account being taken in so far as practicable of any special factors which may have affected or may be affecting the trade in that article, and shall make such share available so as to facilitate its full utilization. No limitation or restriction of any kind other than such an allotment shall be imposed, by means of import licenses or permits or otherwise, on the share of such total quantity or value which may be imported from the other country.

3. The provisions of this Article shall apply in respect of the quantity of any article permitted to be imported at a specified rate of duty.

### ARTICLE IV

Control of means of  
international pay-  
ment.

1. If the Government of either country establishes or maintains any form of control of the means of international payment, it shall accord unconditional most-favored-nation treatment to the commerce of the other country with respect to all aspects of such control.

2. The Government establishing or maintaining such control shall impose no prohibition, restriction or delay on the transfer of payment for any article the growth, produce or manufacture of the other country which is not imposed on the transfer of payment for the like article the growth, produce or manufacture of any third country. With respect to rates of exchange and with respect to taxes or charges on exchange transactions, articles the growth, produce or manufacture of the other country shall be accorded unconditionally treatment no less favorable than that accorded to the like articles the growth, produce or manufacture of any third country. The foregoing provisions shall also extend to the application of such control to payments necessary for or incidental to the importation of articles the growth, produce

kröfum, öðrum eða hærri en þeim, sem lagðar eru á samskonar varning af innlendum uppruna eða sérhverjum öðrum erlendum uppruna.

### 3. GREIN.

1. Ekkert bann eða nokkur önnur takmörkun skal af stjórn annarshvors ríkis lagt á innflutning nokkurs varnings, sem er afurð, framleiðsla eða iðnaður hins ríkisins eða á útflutning nokkurs varnings, sem ætlaður er hinu landinu, nema innflutningur samskonar varnings, sem er afurð, framleiðsla eða iðnaður allra þriðju ríkja eða útflutningur samkynja varnings til allra þriðju ríkja sé á sama hátt bannaður eða takmarkaður.

2. Engin takmörkun skal af ríkisstjórn annars ríkisins gerð á innflutningi frá hinu ríkinu á nokkrum þeim varningi, sem því ríki þykir máli skipta, hvorki með innflutningsleyfum, heimildum eða öðruvísi, nema allt magn eða verðmæti slíks varnings, sem innflutningur er leyfður á um tilgreindan tíma eða sérhver breyting á slíku magni eða verðmæti hafi verið ákveðið og birt opinberlega. Ef stjórn annarshvors ríkisins úthlutar þriðja ríki hluta af öllu slíku magni eða verði, skal það úthluta hinu ríkinu, nema gagnkvæmlega hafi verið ákveðið að fella slíka úthlutun niður, hluta sem vera skal í réttu hlutfalli við allan innflutning á slíkum varningi frá því ríki eitthvert meðal og vanalegt tímabil á undan, og skal, að svo miklu leyti sem fært þykir, taka tillit til allra sérstakra ástæðna, sem kunna að hafa haft eða hafa áhrif á verzlun með þann varning. Ber að láta slíkan hluta í té, þannig að greitt sé fyrir fullum notum hans. Engin skerðing eða takmörkun, önnur en slík úthlutun, skal með innflutningsleyfum, heimildum eða öðru vísi lögð á hluta af öllu slíku magni eða verðmæti, sem flytja má inn frá hinu ríkinu.

3. Ákvæði þessarar greinar skulu koma til greina með tilliti til magns sérhvers varnings, sem innflutningur er leyfður á, samkvæmt sérgreindum tolli.

### 4. GREIN.

1. Stofni stjórn annars hvors ríkisins til eða starfræki í einhverri mynd eftirlit með alþjóðlegum greiðslumiðli, skal það veita verzlun hins ríkisins skilyrðislaus beztu kjör með tilliti til allra greina slíks eftirlits.

2. Sú ríkisstjórn, sem stofnar til eða starfrækir slíkt eftirlit, skal ekki leggja neitt bann, takmörkun eða tafir á yfirfærslur á greiðslum fyrir neinn þann varning, sem er afurð, framleiðsla eða iðnaður hins ríkisins, og sem ekki er lagt á yfirfærslur á greiðslum fyrir samskonar varning, sem er afurð, framleiðsla eða iðnaður einhvers þriðja ríkis. Að því er snertir gengi og með tilliti til skatta eða álaga á gjaldeyrisyfirfærslur, skal varningur, sem er afurð, framleiðsla eða iðnaður hins ríkisins, sæta skilyrðislaust eigi lakari meðferð en þeirri, sem samskonar varningur, afurð, framleiðsla eða iðnaður einhvers þriðja ríkis, er látinn sæta. Framangreind ákvæði skulu einnig lätin ná til slíks eftirlits með greiðslum, sem nauðsynlegar eru eða óhjákvæmilegar í sambandi við innflutning varnings, sem er afurð, framleiðsla eða

or manufacture of the other country. In general, the control shall be administered so as not to influence to the disadvantage of the other country the competitive relationships between articles the growth, produce or manufacture of the territories of that country and like articles the growth, produce or manufacture of third countries.

#### ARTICLE V

Monopolies.

1. In the event that the Government of either country establishes or maintains a monopoly for the importation, production or sale of any article or grants exclusive privileges, formally or in effect, to any agency to import, produce or sell any article, it is agreed that the commerce of the other country shall be accorded fair and equitable treatment in respect of the foreign purchases of such monopoly or agency. To this end such monopoly or agency will, in making its foreign purchases of any article, be influenced solely by those considerations, such as price, quality, marketability and terms of sale, which would ordinarily be taken into account by a private commercial enterprise interested solely in purchasing such article on the most favorable terms.

Public-works contracts, etc.

2. The Government of each country, in the awarding of contracts for public works and generally in the purchase of supplies, shall accord fair and equitable treatment to the commerce of the other country as compared with the treatment accorded to the commerce of any third country.

#### ARTICLE VI

Laws, regulations, and decisions.

1. Laws, regulations of administrative authorities and decisions of administrative or judicial authorities of the United States of America and Iceland, respectively, pertaining to the classification of articles for customs purposes or to rates of duty shall be published promptly in such a manner as to enable traders to become acquainted with them. Such laws, regulations and decisions shall be applied uniformly at all ports of the respective country, except as otherwise specifically provided in statutes of the United States of America relating to articles imported into Puerto Rico.

2. No administrative ruling by the Government of either country effecting advances in rates of duties or in charges applicable under an established and uniform practice to imports originating in the territory of the other country, or imposing any new requirement with respect to such importations, shall be effective retroactively or with respect to articles either entered, or withdrawn from warehouse, for consumption prior to the expiration of thirty days after the date of publication of notice of such ruling in the usual official manner. The provisions of this paragraph shall not apply to administrative orders imposing antidumping duties, or relating to regulations for the protection of human, animal or plant life or health, or relating to public safety, or giving effect to judicial decisions.

iðnaður hins ríkisins. Að jafnaði skal eftirlitið framkvæmt þannig, að það sé eigi til tjóns fyrir hitt ríkið í samkeppni milli varnings, sem er afurð, framleiðsla eða iðnaður landssvæðis þess ríkis og samskonar varnings, sem er afurð, framleiðsla eða iðnaður einhvers þriðja ríkis.

#### 5. GREIN.

1. Ef stjórn annarshvors ríkis stofnar eða starfrækir einkasölu að því er snertir innflutning, framleiðslu eða sölu nokkurs varnings eða veitir einhverju fyrirtæki einkaréttindi, formlega eða raunverulega, á innflutningi, framleiðslu eða sölu á nokkrum varningi, er samkomulag um, að verzlun hins ríkisins skuli veitt sanngjörn og réttlát meðferð með tilliti til erlendra innkaupa slíkrar einkasölu eða fyrirtækis. Í þessu skyni mun hlutaðeigandi einkasala eða fyrirtæki um erlend innkaup sín á sérhverjum varningi láta stjórnast eingöngu af aðstæðum eins og verðlagi, gæðum, markaðshæfni og söluskilmálum, eða því, sem venjulega myndi vera tekið tillit til, ef um einkaverzlun væri að ræða, sem eingöngu myndi vilja gera kaup á slíkum varningi með sem allra hagkvæmustum skilmálum.

2. Stjórn hvors ríkis um sig skal, hvað snertir útboð um opinberar framkvæmdir og innkaup á birgðum, veita verzlun hins ríkisins sanngjarna og réttláta meðferð, samanborið við þá meðferð, sem veitt er verzlun sérhvers þriðja ríkis.

#### 6. GREIN.

1. Lög, reglugerðir framkvæmdarvalds og ákvarðanir framkvæmdarvalds eða dómsyfirvalda Bandaríkja Ameríku eða Íslands hvors um sig, er lúta að tollflokun og tolltaxta varnings, skulu birt tafarlaust á þann hátt, að þeir sem viðskipti reka, eigi kost á að kynnast þeim. Slíkum lögum, reglugerðum og ákvörðunum skal framfylgt á sama hátt í öllum hafnarbæjum hlutaðeigandi ríkis, nema þar sem sérstaklega er öðruvísi fyrir mælt í lögum Bandaríkja Ameríku, varðandi varning, sem fluttur er til Puerto Rico.

2. Engir úrskurðir framkvæmdarvalds af hálfu stjórnar hvors ríkis um sig, sem hafa í för með sér hækkun á tolltaxta eða álögum, sem beitt er samkvæmt ákveðinni og óhagganlegri venju um innflutningsvörur, sem upprunnar eru á landssvæði hins ríkisins, eða sem leggja á nýjar kvaðir í sambandi við slíkan innflutning skulu látnir gilda aftur fyrir sig eða látnir taka til varnings, sem annaðhvort er kominn í eða fluttur úr geymsluhúsi til neyzlu, fyrr en þrjátíu dagar eru liðnir frá dagsetningu auglýsingar á venjulegan opinberan hátt um slíkan úrskurð. Fyrirmæli þessarar málsgreinar skulu ekki taka til fyrirskipana framkvæmdarvalds, sem innleiða verndartolla gegn lágsöluvarningi, eða til reglugerða um vernd lífs og heilsu manna, dýra eða jurta, né heldur reglugerða um almennt öryggi eða um framkvæmd dómsúrskurða.

3. Greater than nominal penalties shall not be imposed by the Government of either country in connection with the importation of articles the growth, produce or manufacture of the other country because of errors in documentation which are obviously clerical in origin or with regard to which good faith can be established.

#### ARTICLE VII

Imports from  
United States.  
*Post*, p. 1092.

1. Articles the growth, produce or manufacture of the United States of America enumerated and described in Schedule I annexed to this Agreement shall, on their importation into Iceland, be exempt from ordinary customs duties in excess of those set forth and provided for in the said Schedule. The said articles shall also be exempt from all other duties, taxes, fees, charges or exactions, imposed on or in connection with importation, in excess of those imposed on the day of the signature of this Agreement or required to be imposed thereafter under laws of Iceland in force on that day.

Schedule I, force  
and effect.

2. Schedule I shall have full force and effect as an integral part of this Agreement.

#### ARTICLE VIII

Imports from Ice-  
land.  
*Post*, p. 1094.

1. Articles the growth, produce or manufacture of Iceland enumerated and described in Schedule II annexed to this Agreement shall, on their importation into the United States of America, be exempt from ordinary customs duties in excess of those set forth and provided for in the said Schedule, subject to the conditions therein set out. The said articles shall also be exempt from all other duties, taxes, fees, charges or exactions, imposed on or in connection with importation, in excess of those imposed on the day of the signature of this Agreement or required to be imposed thereafter under laws of the United States of America in force on that day.

Schedule II, force  
and effect.

2. Schedule II and the notes included therein shall have full force and effect as integral parts of this Agreement.

#### ARTICLE IX

Imposition of  
charges on imports.

The provisions of Articles VII and VIII of this Agreement shall not prevent the Government of either country from imposing at any time on the importation of any article a charge equivalent to an internal tax imposed in respect of a like domestic article or in respect of a commodity from which the imported article has been manufactured or produced in whole or in part.

#### ARTICLE X

Determination of  
dutiable value, etc.

*Post*, pp. 1092, 1094.

In respect of articles the growth, produce or manufacture of the United States of America or of Iceland enumerated and described in Schedules I and II, respectively, imported into the other country, on which ad valorem rates of duty, or duties based upon or regulated in any manner by value, are or may be assessed, the general principles applicable in the respective countries for determining dutiable value and converting currencies shall not be altered so as to impair the value of any of the concessions provided for in this Agreement.

3. Stjórn hvors ríkis um sig skal eigi leggja þyngri viðurlög en málamyndarefingu við villum í skjölum, þegar bersýnilega er um að ræða ritvillur eða villur, sem sanna má, að gerðar hafi verið í góðri trú, þegar um er að ræða innflutning á vöru, sem er afurð, framleiðsla eða iðnaður hins landsins.

#### 7. GREIN.

1. Varningur, sem er afurð, framleiðsla eða iðnaður Bandaríkja Ameríku, og sem upptalinn er og tilgreindur á Lista I, er fylgir þessum samningi, skal vera undanþeginn venjulegum tollgreiðslum, umfram það, sem greinir og mælt er fyrir um á téðum lista, þegar hann er innfluttur til Íslands. Nefndur varningur skal einnig vera undanþeginn öllum öðrum tollum, sköttum, gjöldum, álögum eða kröfum, sem lagðar eru á, eða í sambandi við, innflutning, fram yfir það, sem lagt er á hann á undirskriftardegi þessa samnings, eða sem leggja skal á síðar, samkvæmt íslenskum lögum í gildi þann dag.

2. Listi I skal hafa fullt gildi og verkun sem órjúfanlegur hluti samnings þessa.

#### 8. GREIN.

1. Varningur, sem er afurð, framleiðsla eða iðnaður Íslands, og sem upptalinn er og tilgreindur á Lista II, er fylgir þessum samningi, skal vera undanþeginn venjulegum tollgreiðslum, umfram það, sem greinir og mælt er fyrir um á téðum lista, þegar hann er innfluttur til Bandaríkja Ameríku, samkvæmt þeim skilmálum, sem þar eru til teknir. Nefndur varningur skal einnig vera undanþeginn öllum öðrum tollum, sköttum, gjöldum, álögum eða kröfum, sem lagðar eru á, eða í sambandi við, innflutning, fram yfir það, sem lagt er á hann á undirskriftardegi þessa samnings, eða sem leggja skal á síðar, samkvæmt lögum Bandaríkja Ameríku í gildi þann dag.

2. Listi II og þær athugasemdir, sem þar eru greindar, skal hafa fullt gildi og verkun sem órjúfanlegur hluti samnings þessa.

#### 9. GREIN.

Ákvæði 7. og 8. greina samnings þessa skulu eigi vera því til fyrirstöðu, að stjórn hvors ríkis geti hvenær sem er lagt á innflutning sérhvers varnings álag, er jafngildi innlendu gjaldi, sem lagt er á samskonar innlendan varning eða vöru, sem hinn innflutti varningur hefir verið framleiddur eða tilbúinn úr að öllu eða einhverju leyti.

#### 10. GREIN.

Hvað við kemur varningi, sem er afurð, framleiðsla eða iðnaður Bandaríkja Ameríku eða Íslands og sem upptalinn er og tilgreindur á Listum I og II, og sem innfluttur er í hitt ríkið og verðtollur, eða tollur, byggður á, eða á einhvern hátt ákvarðaður eftir verðgildi, er eða verður lagður á, skal hinum almennu meginreglum, sem fylgt er í hvoru ríki fyrir sig til að ákvarða tollskyld verðmæti og gjaldeyrisbreytingar, ekki breytt þannig, að þær dragi úr gildi nokkurra þeirra ívilnana, sem ákveðnar eru í þessum samningi.

## ARTICLE XI

Quantitative regu-  
lations.

1. No prohibition, restriction or any other form of quantitative regulation, whether or not operated in connection with any agency of centralized control, shall be imposed by Iceland on the importation or sale of any article the growth, produce or manufacture of the United States of America enumerated and described in Schedule I, or by the United States of America on the importation or sale of any article the growth, produce or manufacture of Iceland enumerated and described in Schedule II.

*Post*, p. 1092.

*Post*, p. 1094.

2. The foregoing provisions shall not prevent the Government of either country from imposing quantitative regulations in whatever form on the importation or sale of any article in conjunction with governmental measures or measures under governmental authority operating to regulate or control the production, market supply, quality or prices of like domestic articles, or tending to increase the labor costs of production of such articles, or to maintain the exchange value of the currency of the country. Whenever the Government of either country proposes to impose or substantially alter any quantitative regulation authorized by this paragraph, it shall give notice thereof in writing to the other Government and shall afford such other Government an opportunity to consult with it in respect of the proposed action; and if agreement with respect thereto is not reached the Government which proposes to take such action shall, nevertheless, be free to do so and the other Government shall be free within thirty days after such action is taken to terminate this Agreement in whole or in part on thirty days' written notice.

## ARTICLE XII

Adjustment of  
measures impairing  
objects of agreement.

If the Government of either country should consider that any circumstance, or any measure adopted by the other Government, even though it does not conflict with the terms of this Agreement, has the effect of nullifying or impairing any object of the Agreement or of prejudicing an industry or the commerce of that country, such other Government shall give sympathetic consideration to such written representations or proposals as may be made with a view to effecting a mutually satisfactory adjustment of the matter. If agreement is not reached with respect to the matter within thirty days after such representations or proposals are received, the Government which made them shall be free, within fifteen days after the expiration of the aforesaid period of thirty days, to terminate this Agreement in whole or in part on thirty days' written notice.

## ARTICLE XIII

Scope of agreement.

1. The provisions of this Agreement relating to the treatment to be accorded by the United States of America and Iceland, respectively, to the commerce of the other country shall apply to the respective customs territories of the two countries.

## 11. GREIN.

1. Ekkert bann, takmörkun eða nokkrar aðrar reglur, sem fela í sér takmörkun á magni, hvort sem beitt er í sambandi við allsherjar eftirlitsstofnun eða ekki, skal af Íslands hálfu setja um innflutning eða sölu nokkurs varnings, sem er afurð, framleiðsla eða iðnaður Bandaríkja Ameríku og upptalinn er og tilgreindur á Lista I, né af hálfu Bandaríkja Ameríku setja um innflutning eða sölu nokkurs varnings, sem er afurð, framleiðsla eða iðnaður Íslands og upptalinn er og tilgreindur á Lista II.

2. Framangreind fyrirmæli skulu eigi vera því til fyrirstöðu, að stjórn hvors ríkis um sig lögleiði reglur, sem fela í sér takmarkanir á magni, í hvaða formi sem vera skal, að því er snertir innflutning eða sölu alls varnings í sambandi við stjórnarráðstafanir eða ráðstafanir gerðar að valdboði ríkisstjórnar, í því skyni að skipuleggja eða hafa hemil á framleiðslu, markaðsbirgðum, gæðum eða verðlagi á samskonar varningi innlendum, eða sem miða að aukningu vinnukostnaðar á framleiðslu slíks varnings, eða sem eiga að viðhalda gengi á mynt ríkisins. Hvenær sem stjórn annars hvors ríkis leggur til að lögleiða eða breyta verulega einhverjum reglum, sem fela í sér takmarkanir á magni, samkvæmt heimild þessarar málsgreinar, skal hún senda hinni ríkisstjórninni skriflega tilkynningu þar að lútandi og gefa þeirri ríkisstjórn kost á að ráðgast við sig með tilliti til væntanlegra framkvæmda. Verði ekki samkomulag um þær, skal þeirri ríkisstjórn, sem uppástunguna átti, engu að síður vera heimilt að fylgja henni fram, og skal þá hinni ríkisstjórninni heimilt, innan þrjátíu daga frá því að framkvæmdin var gerð, að segja samningi þessum upp, að öllu eða nokkru leyti, með þrjátíu daga skriflegum fyrirvara.

## 12. GREIN.

Áliti stjórn annars hvors ríkis, að einhverjar ástæður eða einhver ráðstöfun, sem hitt ríkið hefir komið á, miði í þá átt að ónýta, eða draga úr, einhverjum tilgangi samnings þessa, eða skaði iðnað eða verzlun þess, enda þótt slíkt brjóti eigi í bága við ákvæði samningsins, þá skal hin ríkisstjórnin taka til velviljaðrar athugunar þær skriflegu athugasemdir eða uppástungur, sem fram kunna að verða bornar í því skyni að koma á gagnkvæmum, fullnægjandi lagfæringum í þessu efni. Náist eigi samkomulag í þessu efni innan þrjátíu daga frá því að slíkum athugasemdum eða uppástungum hefir verið veitt móttaka, skal þeirri ríkisstjórn, sem bar þær fram, vera heimilt, innan fimmtán daga eftir lok fyrrnefnds þrjátíu daga tímabils, að segja samningi þessum upp að öllu eða nokkuru leyti með þrjátíu daga skriflegum fyrirvara.

## 13. GREIN.

1. Ákvæði þessa samnings um þá meðferð, sem Bandaríki Ameríku og Ísland hvort um sig veita verzlun hins ríkisins, skulu ná til tollumdæma hvors ríkis um sig.

2. Furthermore, the provisions of this Agreement relating to most-favored-nation treatment shall apply to all territory under the sovereignty or authority of the two countries, except that they shall not apply to the Panama Canal Zone.

#### ARTICLE XIV

Trade with adjacent countries.

1. The advantages now accorded or which may hereafter be accorded by the United States of America or Iceland to adjacent countries in order to facilitate frontier traffic, and advantages accorded by virtue of a customs union to which either country may become a party, shall be excepted from the operation of this Agreement.

U. S. trade with its possessions, Canal Zone, or Cuba.

2. The advantages now accorded or which may hereafter be accorded by the United States of America, its territories or possessions or the Panama Canal Zone to one another or to the Republic of Cuba shall be excepted from the operation of this Agreement. The provisions of this paragraph shall continue to apply in respect of any advantages now or hereafter accorded by the United States of America, its territories or possessions or the Panama Canal Zone to one another, irrespective of any change in the political status of any of the territories or possessions of the United States of America.

#### ARTICLE XV

Adoption or enforcement of certain measures.

1. Nothing in this Agreement shall be construed to prevent the adoption or enforcement of measures

- (a) imposed on moral or humanitarian grounds;
- (b) designed to protect human, animal or plant life or health;
- (c) relating to prison-made goods;
- (d) relating to the enforcement of police or revenue laws;
- (e) relating to the importation or exportation of gold or silver;
- (f) relating to the control of the export or sale for export of arms, ammunition, or implements of war, and, in exceptional circumstances, all other military supplies;
- (g) relating to neutrality;
- (h) relating to public security, or imposed for the protection of the country's essential interests in time of war or other national emergency.

Constitutional limitations.

2. The provisions of this Agreement relating to the sale, taxation or use of imported articles within the United States of America are understood to be subject to the constitutional limitations on the authority of the Federal Government.

#### ARTICLE XVI

Mutual consideration of representations.

The Government of each country will accord sympathetic consideration to, and will afford adequate opportunity for consultation regarding, such representations as the other Government may make with respect to the operation of customs regulations, quantitative regulations or the administration thereof, the observance of customs formalities, and the application of sanitary laws and regulations for the protection of human, animal or plant life or health.

2. Ennfremur skulu fyrirmæli þessa samnings, að því er snertir beztu kjör, ná til allra landssvæða, sem eru undir yfirráðum, eða valdi beggja ríkja, með þeirri undantekningu, að þau skulu ekki ná til Panamaskurðarsvæðisins.

#### 14. GREIN.

1. Þau fríðindi, sem Bandaríki Ameríku eða Ísland hafa veitt eða kunna að veita nágrannalöndum til þess að flýta fyrir landamæraumferð, svo og fríðindi veitt samkvæmt tollsambandi, sem hvort ríki um sig kann að ganga í, skulu undanþegin framkvæmd samnings þessa.

2. Fríðindi þau, sem Bandaríki Ameríku, landssvæði þeirra eða eignarlönd eða Panamaskurðarsvæðið, hafa veitt eða kunna að veita hvert öðru eða lýðveldinu Cuba, skulu undanþegin framkvæmd samnings þessa. Fyrirmæli þessarar málsgreinar skulu gilda áfram, að því er snertir öll þau fríðindi, sem Bandaríki Ameríku, landssvæði þeirra eða eignarlönd eða Panamaskurðarsvæðið hafa veitt, eða kunna að veita, hvert öðru, án tillits til nokkurra breytinga á pólitísku ásigkomulagi nokkurra annara landssvæða eða eignarlanda Bandaríkja Ameríku.

#### 15. GREIN.

1. Ekkert í samningi þessum skal þannig skýrt, að það komi í veg fyrir að beitt verði eða framfylgt ráðstöfunum

- a) sem beitt er af siðferðis- og mannúðarástæðum,
- b) sem ætlað er að vernda líf og heilsu manna, dýra og jurta,
- c) út af varningi, sem framleiddur er í fangelsum,
- d) út af framfylgd lögreglu- eða skattlaga,
- e) út af innflutningi eða útflutningi á gulli eða silfri,
- f) út af eftirliti með útflutningi eða sölu til útflutnings á vopnum, skotfærum eða hergögnum og, ef sérstaklega stendur á, með öllum öðrum hernaðarvörum,
- g) út af hlutleysi,
- h) út af almennu öryggi, eða sem beitt er til verndar þýðingarmiklum hagsmunum ríkisins á ófriðartímum eða öðrum hættutímum þjóðarinnar.

2. Áskilið er, að fyrirmæli samnings þessa um sölu, skattaálagningu eða notkun innflutts varnings í Bandaríkjum Ameríku, skulu háð þeim takmörkunum, sem gerðar eru á valdi sambandsstjórnarinnar samkvæmt stjórnarskránni.

#### 16. GREIN.

Stjórnir hvors ríkis um sig munu taka til velviljaðrar athugunar og munu veita nægileg tækifæri til ráðaleitana um þær athugasemdir, sem hin stjórnin kann að bera fram út af framkvæmd á tollreglugerðum og reglum, sem fela í sér takmarkanir á magni eða framkvæmd á þeim, aðgæzlu tollformsatriða og framkvæmdar heilbrigðis laga og reglugerða til verndar lífi og heilsu manna, dýra og jurta.

## ARTICLE XVII

Proclamation; rati-  
fication; entry into  
force.

This Agreement shall be proclaimed by the President of the United States of America and shall be ratified by the Regent of Iceland. It shall enter into force on the thirtieth day following the exchange of the proclamation and the instrument of ratification, which shall take place in Washington as soon as possible.

## ARTICLE XVIII

Duration.

Subject to the provisions of Article XI and Article XII, this Agreement shall remain in force for a term of three years from the date of entry into force pursuant to Article XVII, and, unless at least six months before the expiration of the aforesaid term of three years, the Government of either country shall have given notice in writing to the other Government of intention to terminate the Agreement upon the expiration of that term, the Agreement shall remain in force thereafter, subject to the provisions of Article XI and Article XII, until six months from the date on which the Government of either country shall have given written notice to the other Government of intention to terminate the Agreement.

IN WITNESS WHEREOF the respective Plenipotentiaries have signed this Agreement and have affixed their seals hereto.

DONE in duplicate, in the English and Icelandic languages, both authentic, at the City of Reykjavik this twenty-seventh day of August 1943.

FOR THE PRESIDENT OF THE UNITED STATES OF AMERICA:

LELAND B MORRIS

[SEAL] *Envoy Extraordinary and Minister Plenipotentiary  
of the United States of America  
to Iceland.*

FOR HIS EXCELLENCY THE REGENT OF ICELAND:

VILHJÁLMUR THÓR.

[SEAL] *Minister for Foreign Affairs of Iceland.*

## 17. GREIN.

Forseti Bandaríkjna Ameríku skal auglýsa samning þennan og hann skal öðlast staðfestingu Ríkisstjóra Íslands. Hann skal ganga í gildi þrjátíu dögum eftir að skipzt hefir verið á auglýsingu og staðfestingarskjali, en það skal gert í Washington, eins fljótt og auðið er.

## 18. GREIN.

Samkvæmt fyrirmælum 11. og 12. greina, skal samningur þessi gilda um þriggja ára bil, frá þeim degi er samningurinn öðlast gildi, samkvæmt 17. grein, og hafi ekki stjórn annarshvors ríkis skriflega tilkynnt hinni, að minnsta kosti sex mánuðum fyrir lok þess þriggja ára tímabils, að hún ætli að segja samningnum upp að því tímabili loknu, skal hann gilda áfram, að viðlögðum ákvæðum 11. og 12. greina, þar til liðnir eru sex mánuðir frá þeim degi, er ríkisstjórn annarshvors ríkis hefir tilkynnt hinni skriflega, að hún ætlist til að samningurinn gangi úr gildi.

ÞESSU TIL STAÐFESTU hafa hlutaðeigandi umboðsmenn undirritað samning þenna og sett við hann innsigli sín.

GERT í tveim eintökum, á ensku og íslenzku, báðum jafngildum, í Reykjavík hinn tuttugasta og sjöunda dag ágústmánaðar 1943.

FYRIR HÖND FORSETA BANDARÍKJA AMERÍKU:

LELAND B MORRIS

[INNSIGLI] *Sérlegur sendiherra og ráðherra með umboði  
fyrir Bandaríki Ameríku  
á Íslandi.*

FYRIR HÖND HANS HÁGÖFGI RÍKISSTJÓRA ÍSLANDS:

VILHJÁLMUR THÓR.

[INNSIGLI] *Utanríkisráðherra Íslands.*

*Ante*, p. 1084.

## SCHEDULE I

Icelandic Tariff			Description of Article	Rate of Duty	
Group	Section	Item		Specific duty in auras per gross kilo	Ad valorem duty (percent)
II	8	6	Fresh apples	7	10
II	8	15	Fresh pears	7	10
II	8	33	Raisins	7	25
II	8	34	Prunes	7	25
II	10	3	Rice, with hull or without outside hull, unground		2
II	10	6	Corn, unground		4
II	11	1	Wheat flour	2	8
II	11	5	Oatmeal		2
II	11	6	Corn meal		8
II	11	10	Oat grits		2
II	11	11	Rice grits		2
III	15	14	Cottonseed oil	2	8
III	15	17	Soybean oil	2	8
IV	19	5	Rice and other cereals and edible roots, roasted, steam-cooked or processed in other like manner	7	10
IV	20	7	Pulp and juices of fruit (unsweetened)	7	8
IV	20	9	Juice from fruits and plant parts	7	10
V	27	18	Lubricating oils of all kinds	2	2
XII	54	6	Rubber boots	20	8
XVI	72	11	Harrows	2	2
XVI	72	22	Calculating machines	3½	15
XVI	72	23	Typewriters	3½	15
XVI	72	24	Adding machines	3½	15
XVI	72	25	Duplicating machines	3½	15
XVI	72	26	Other office machines and parts therefor, n.o.s.	3½	15

## LISTI I

Tollskrá Íslands			Vörubeyti	Tollur	
Flokkur	Kaffi	Númer		Vörum- agnstollur kg. aur.	Verð- tollur %
II	8	6	Epli ný	7	10
II	8	15	Perur nýjar	7	10
II	8	33	Rúsmur	7	25
II	8	34	Sveskjur	7	25
II	10	3	Rís með hýði eða án ytra hýðis, ómalað		2
II	10	6	Maís, ómalað		4
II	11	1	Mjöl úr hveiti	2	8
II	11	5	Mjöl úr höfrum		2
II	11	6	Mjöl úr maís		8
II	11	10	Grjón úr höfrum		2
II	11	11	Grjón úr rís		2
III	15	14	Baðmullarfræsolía	2	8
III	15	17	Soyjuolía	2	8
IV	19	5	Rís og aðrar kornvörutegundir og rótaráveitir, steikt, gufusoðið eða tilreitt á annan svipaðan hátt		10
IV	20	7	Pulp og safi úr ávöxtum (ósykraður)	7	8
IV	20	9	Saft úr ávöxtum og jurtahlutum	7	10
V	27	18	Smurningsolfur allskonar	2	2
XII	54	6	Stígvél úr kátsjúk	20	8
XVI	72	11	Herfi	2	2
XVI	72	22	Reiknivélar	3½	15
XVI	72	23	Ritvélar	3½	15
XVI	72	24	Talningarvélar (fétalar)	3½	15
XVI	72	25	Fjölritarar (duplikator)	3½	15
XVI	72	26	Aðrar skrifstofuvélar og hlutar til þeirra, ót. a.	3½	15

*Ante*, p. 1084.

## SCHEDULE II

NOTE: The provisions of this Schedule shall be construed and given the same effect, and the application of collateral provisions of the customs laws of the United States to the provisions of this Schedule shall be determined, in so far as may be practicable, as if each provision of this Schedule appeared respectively in the statutory provision noted in the column at the left of the respective descriptions of articles.

In the case of any article enumerated in this Schedule, which is subject on the day of the signature of this Agreement to any additional or separate ordinary customs duty, whether or not imposed under the statutory provision noted in the column at the left of the respective description of the article, such separate or additional duty shall continue in force, subject to any reduction indicated in this Schedule or hereafter provided for, until terminated in accordance with law, but shall not be increased.

United States Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
52	Herring oil	2½¢ per gallon
717(c)	Fish, dried and unsalted: Cod, haddock, hake, pollock, and cusk	1¼¢ per pound
718(a)	Other, including shark fins Fish, prepared or preserved in any manner, when packed in oil or in oil and other substances: Smoked pollock, by whatever name known, of a value exceeding 9 cents per pound including the weight of the immediate con- tainer only	5⁄8¢ per pound
718(b)	Fish, prepared or preserved in any manner, when packed in air-tight containers weighing with their contents not more than fifteen pounds each (except fish packed in oil or in oil and other sub- stances): Any of the foregoing (except her- ring, smoked or kippered or in tomato sauce, packed in imme- diate containers weighing with their contents more than one pound each, and except salmon and anchovies)	15% ad valorem
		12¼% ad valorem

## LISTI II

ATHUGASEMD: Fyrirmæli þessa lista skulu skýrð og þeim gefið sama gildi og framkvæmd fyrirmæla í tollalöggjöf Bandaríkjanna, sem hliðstæð eru fyrirmælum þessa lista, skal ákveðin, að svo miklu leyti, sem erlegt kann að þykja, eins og sérhvert fyrirmæli þessa lista væri í hinni lögákveðnu grein, sem nefnd er í dálkinum til vinstri við lýsingu hverrar vörutegundar um sig.

Að því er snertir sérhvern þann varning, sem í þessum lista er talinn, og á undirskriftardegi er háður hverskonar viðbótar- eða sérstökum almennum tolli, hvort sem sá tollur er á lagður samkvæmt hinni lögákveðnu grein, sem talin er til vinstri dálki við lýsingu vörunnar, eða ekki, þá skal slíkur sérstakur eða viðbótartollur gilda áfram og vera háður sérhverri þeirri lækkun, sem talin er á þessum lista, eða sem síðar kann að verða ákveðin, þar til hann fellur niður, samkvæmt lögum, en hækka má hann ekki.

Númer í tollskrá Bandaríkjanna 1930	Lýsing vöru	Tollur
52	Síldarlýsi	2½ c. á gallon
717(c)	Fiskur, þurrkaður og ósaltaður: Þorskur, ýsa, lýsingur, lýr og keila Annar, ásamt hákarlsuggum	1¼ c. á pund ⅝ c. á pund
718(a)	Fiskur, verkaður og varinn á hvern hátt sem er, í olfu eða olfu og öðru efni: Reyktur lýr, hverju nafni sem nefnist, ef verðið er yfir 9 cent pundið, ásamt þyngd næstu umbúða	15% verðtollur
718(b)	Fiskur, verkaður og varinn á hvern hátt sem er í loftþéttum umbúðum, er vega með innihaldi ekki meir en 15 pund hver (að undanteknum fiski í olfu eða olfu og öðrum efnum):  Allt framangreint (að undantekinni síld, reyktri eða kryddreyktri eða í tómatsósu, í næstu umbúðum, sem vega með innihaldi yfir 1 pund hver, og að undanteknum laxi og ansjósúm)	12½% verðtollur

United States Tariff Act of 1930 Paragraph	Description of Article	Rate of Duty
719	Fish, pickled or salted (except fish packed in oil or in oil and other substances and except fish packed in air-tight containers weighing with their contents not more than fifteen pounds each): (4) Herring, whether or not boned, regardless of value, and including full herring, in bulk or in immediate containers weighing with their contents more than fifteen pounds each and containing each more than 10 pounds of herring, net weight	$\frac{1}{2}$ ¢ per pound net weight
720(a)	Fish, smoked or kippered (except fish packed in oil or in oil and other substances and except fish packed in air-tight containers weighing with their contents not more than fifteen pounds each): (6) Other fish	12½% ad valorem
721(d)	Caviar and other fish roe for food purposes (except sturgeon): Boiled and packed in air-tight containers, whether or not in bouillon or sauce Other	15% ad valorem 10¢ per pound
1519(a)	Dressed furs and dressed fur skins, not dyed: Lamb and sheep (except caracul and Persian lamb)	12½% ad valorem
1685	Fish scrap and fish meal of a grade used chiefly for fertilizers, or chiefly as an ingredient in the manufacture of fertilizers	Free
1730(b)	Cod oil and cod-liver oil	Free
1780	Fish scrap and fish meal, unfit for human consumption	Free

Internal Revenue Code Section	Description of Article	Rate of Import Tax
2491(a)	Herring oil	1½¢ per pound

Númer í tollskrá Bandaríkjanna 1930	Lýsing vöru	Tollur
719	Fiskur, þæklaður eða saltaður (að undanteknum fiski í olfu eða olfu og öðrum efnum og að undanteknum fiski í loftþéttum umbúðum, sem ekki vege yfir 15 pund hver)	
	(4) Sfld, heil eða beinlaus, án tillits til verðmætis, þar með talin stórsfld, í lausri vikt eða næstu umbúðum, sem með innihaldi vege meir en 15 pund hver og innihalda meir en 10 pund nettó af sfld	½ c. á pund nettóvikt
720(a)	Fiskur, reyktur eða kryddreyktur (að undanteknum fiski í olfu eða olfu og öðrum efnum og að undanteknum fiski í loftþéttum umbúðum, sem vege ekki með innihaldi meir en 15 pund hver):	
	(6) Annar fiskur	12½% verðtollur
721(d)	Kavíar og önnur hrogn til manneldis (að undanteknum styrjuhrognum): Soðin og í loftþéttum umbúðum, hvort þau eru í seyði eða sósu, eða ekki	15% verðtollur
	Annað	10 c. á pund
1519(a)	Verkaðir feldir og loðskinn, ólitað:	
	Lamba- og sauðskinn (nema karakúl og persneskt lamb)	12½% verðtollur
1685	Fiskiúrgangur og fiskimjöl í flokki sem aðallega notast til áburðar eða sem hráefni til áburðarvinnslu	Tollfrjáls
1730(b)	Þorskalýsi og þorsklifrarlýsi	Tollfrjálst
1780	Fiskiúrgangur og fiskimjöl, óhæft til manneldis	Tollfrjáls
Internal Revenue Code Section	Lýsing vöru	Innfutningsgjald
2491(a)	Síðarlýsi	1½ c. á pund

WHEREAS such modifications of existing duties and other import restrictions and such continuance of existing customs and excise treatment as are set forth and provided for in the said agreement and the schedules thereunto annexed are required and appropriate to carry out the said agreement;

*Ante*, p. 1090.

AND WHEREAS it is provided in Article XVII of the said agreement that it shall be proclaimed by the President of the United States of America and shall be ratified by the Regent of Iceland, and that it shall enter into force on the thirtieth day following the exchange of the proclamation and the instrument of ratification;

48 Stat. 943.  
19 U. S. C. § 1351 (a).  
*Ante*, p. 125.

NOW, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, acting under the authority conferred by the said section 350(a) of the Tariff Act of 1930, as amended, do hereby proclaim the said trade agreement, including the said schedules, to the end that the same and every part thereof may be observed and fulfilled with good faith by the United States of America, the citizens of the United States of America and all other persons subject to the jurisdiction thereof on and after the thirtieth day following the exchange of this my proclamation and the instrument of ratification of Iceland as provided for in Article XVII.

Following the said exchange of this proclamation and the instrument of ratification of the Regent of Iceland, I shall proclaim the date on and after which the said agreement, including the said schedules, shall enter into force.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE in Washington this thirtieth day of September in the year of our Lord one thousand nine hundred forty-three, and of the Independence of the United States of America the one hundred sixty-eighth.

[SEAL]

FRANKLIN D ROOSEVELT

By the President:

ADOLF A. BERLE JR

*Acting Secretary of State*

## SUPPLEMENTARY PROCLAMATION

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

### A PROCLAMATION

WHEREAS, pursuant to the authority conferred upon me by section 350(a) of the Tariff Act of 1930 of the Congress of the United States of America, as amended by the act of June 12, 1934 (48 Stat. 943; U.S.C., 1940 ed., title 19, sec. 1351(a)), the period within which such authority may be exercised having been extended by joint

resolutions of Congress approved March 1, 1937, April 12, 1940 and June 7, 1943 (48 Stat. 944; 50 Stat. 24; 54 Stat. 107; Public Law 66, 78th Congress, 57 Stat. —), I entered into a trade agreement, including two schedules annexed thereto, on August 27, 1943 through my duly empowered Plenipotentiary, with His Excellency the Regent of Iceland, through his duly empowered Plenipotentiary;

19 U. S. C. § 1352 (c).  
*Ante*, p. 125.

WHEREAS, by my proclamation of September 30, 1943, I did proclaim the said trade agreement, including the said schedules, to the end that the same and every part thereof should be observed and fulfilled with good faith by the United States of America, the citizens of the United States of America and all other persons subject to the jurisdiction thereof on and after the thirtieth day following the exchange of the said proclamation and the instrument of ratification of the Regent of Iceland as provided for in Article XVII of the agreement;

AND WHEREAS, the said proclamation and the said instrument of ratification were duly exchanged in Washington on October 20, 1943;

NOW, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, supplementing my said proclamation of September 30, 1943, do hereby proclaim that the said trade agreement, including the said Schedules, will enter into force on November 19, 1943, the thirtieth day following October 20, 1943, the day of the exchange of the said proclamation of the President of the United States of America and the said instrument of ratification of the Regent of Iceland.

Effective date.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE in Washington this twenty-second day of October in the year of our Lord one thousand nine hundred forty-three and of the Independence of the United States of America the one

[SEAL]

hundred sixty-eighth.

FRANKLIN D ROOSEVELT

By the President:

E R STETTINIUS JR

*Acting Secretary of State*

October 27, 1943  
[E. A. S. 343]

*Agreement between the United States of America and Paraguay respecting a military aviation mission. Signed at Washington October 27, 1943; effective October 27, 1943.*

AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF PARAGUAY. ACUERDO ENTRE EL GOBIERNO DE LOS ESTADOS UNIDOS DE AMÉRICA Y EL GOBIERNO DE LA REPÚBLICA DEL PARAGUAY.

In conformity with the request of the Government of the Republic of Paraguay to the Government of the United States of America, the President of the United States of America has authorized the appointment of officers and enlisted men to constitute a Military Aviation Mission to the Republic of Paraguay under the conditions specified below:

De conformidad con la solicitud del Gobierno de la República del Paraguay al Gobierno de los Estados Unidos de América, el Presidente de los Estados Unidos de América ha autorizado el nombramiento de oficiales y personal subalterno de los Estados Unidos de América para constituir una Misión Militar Aérea a la República del Paraguay, de acuerdo con las condiciones estipuladas a continuación:

TITLE I

*Purpose and Duration*

ARTICLE 1. The purpose of this Mission is to cooperate with the Commander-in-Chief of the Armed Forces of the Republic of Paraguay and with the personnel of the Paraguayan Air Force with a view to enhancing the efficiency of the Paraguayan Air Force.

ARTICLE 2. This Mission shall continue for a period of four years from the date of the signing of this Agreement by the accredited representatives of the Government of the United States of America and the Government of the Republic of Paraguay, unless previously terminated or extended as hereinafter provided. Any member of the Mission may be recalled by the Government of

TÍTULO I

*Propósito y Duración*

ARTÍCULO 1. El propósito de esta Misión es de cooperar con el Comando-en-Jefe de las fuerzas armadas de la República del Paraguay y con el personal de la Fuerza Aérea Paraguaya con miras a mejorar la eficiencia de la Fuerza Aérea Paraguaya.

ARTÍCULO 2. Esta Misión durará cuatro años a partir de la fecha de la firma de este Acuerdo por los representantes acreditados del Gobierno de los Estados Unidos de América y el Gobierno de la República del Paraguay, a menos que se dé por terminado antes o que se prorrogue, según se provee más adelante. Cualquier miembro de la Misión podrá ser retirado por el Gobierno de los

the United States of America after the expiration of two years of service, in which case another member shall be furnished to replace him.

ARTICLE 3. If the Government of the Republic of Paraguay should desire that the services of the Mission be extended beyond the stipulated period, it shall make a written proposal to that effect six months before the expiration of this Agreement.

ARTICLE 4. This Agreement may be terminated before the expiration of the period of four years prescribed in Article 2, or before the expiration of the extension authorized in Article 3, in the following manner:

(a) By either of the Governments, subject to three months' written notice to the other Government;

(b) By the recall of the entire personnel of the Mission by the Government of the United States of America in the public interest of the United States of America, without necessity of compliance with provision (a) of this Article.

ARTICLE 5. This Agreement is subject to cancellation upon the initiative of either the Government of the United States of America or the Government of the Republic of Paraguay at any time during a period when either Government is involved in domestic or foreign hostilities.

## TITLE II

### *Composition and Personnel*

ARTICLE 6. This Mission shall consist of such personnel of the United States Army Air Corps as may be agreed upon by the Commander-in-Chief of the Armed

Estados Unidos de América después de transcurridos dos años de servicio, en cuyo caso se nombrará a otro miembro en su lugar.

ARTÍCULO 3. Si el Gobierno de la República del Paraguay deseara que se prorroguen los servicios de esta Misión más allá del período estipulado, hará una propuesta por escrito con este objeto, seis meses antes de la expiración de este Acuerdo.

ARTÍCULO 4. Este Acuerdo podrá terminarse antes de la expiración del período de cuatro años prescrito en el Artículo 2, o antes de expirar la prórroga autorizada en el Artículo 3, de la manera siguiente:

(a) Por cualquiera de los dos Gobiernos, siempre que notifique por escrito al otro Gobierno con tres meses de anticipación;

(b) Al retirar el Gobierno de los Estados Unidos de América a todo el personal de la Misión, en interés público de los Estados Unidos de América, sin necesidad de cumplir con el inciso (a) de este Artículo.

ARTÍCULO 5. Este Acuerdo está sujeto a cancelación por iniciativa, ya sea del Gobierno de los Estados Unidos de América o del Gobierno de la República del Paraguay en cualquier tiempo durante un período en que cualquiera de los dos Gobiernos se vea envuelto en hostilidades internas o externas.

## TÍTULO II

### *Organización y Personal*

ARTÍCULO 6. Esta Misión consistirá de aquel personal del Cuerpo de Aviación del Ejército de los Estados Unidos que se convenga por el Comando-en-Jefe de las fuer-

Extension of services of Mission.

Termination of agreement.

Cancellation in case of hostilities.

Forces of the Republic of Paraguay through its authorized representative in Washington and by the War Department of the United States of America.

zas armadas de la República del Paraguay a través de su representante autorizado en Washington, y por la Secretaría de la Guerra de los Estados Unidos de América.

## TITLE III

*Duties, Rank and Precedence*

ARTICLE 7. The personnel of the Mission shall perform such duties as may be agreed upon between the Commander-in-Chief of the Armed Forces of the Republic of Paraguay and the Chief of the Mission.

ARTICLE 8. The members of the Mission shall be responsible solely to the Commander-in-Chief of the Armed Forces of the Republic of Paraguay, through the Chief of the Mission.

ARTICLE 9. Each member of the Mission shall serve on the Mission with the rank he holds in the United States Army Air Corps and shall wear the uniform of his rank in the United States Army Air Corps but shall have precedence over all Paraguayan officers of the same rank.

ARTICLE 10. Each member of the Mission shall be entitled to all benefits and privileges which the Regulations of the Paraguayan Air Force provide for Paraguayan officers and subordinate personnel of corresponding rank.

ARTICLE 11. The personnel of the Mission shall be governed by the disciplinary regulations of the United States Army Air Corps.

## TÍTULO III

*Deberes, Rango y Precedencia*

ARTÍCULO 7. El personal de la Misión desempeñará aquellos deberes que se convengan entre el Comando-en-Jefe de las fuerzas armadas de la República del Paraguay y el Jefe de la Misión.

ARTÍCULO 8. Los Miembros de la Misión serán responsables únicamente al Comando-en-Jefe de las fuerzas armadas de la República del Paraguay, a través del Jefe de la Misión.

ARTÍCULO 9. Cada miembro de la Misión servirá en la Misión con el rango que tenga en el Cuerpo de Aviación del Ejército de los Estados Unidos y usará el uniforme de su rango en el Cuerpo de Aviación del Ejército de los Estados Unidos, pero tendrá precedencia sobre todos los oficiales paraguayos de igual rango.

ARTÍCULO 10. Cada miembro de la Misión tendrá derecho a todos los beneficios y privilegios que los Reglamentos de la Fuerza Aérea Paraguaya proveen para oficiales y personal subalterno paraguayo de rango correspondiente.

ARTÍCULO 11. El personal de la Misión se gobernará por los reglamentos disciplinarios del Cuerpo de Aviación del Ejército de los Estados Unidos.

Benefits and privileges.

Disciplinary regulations.

## TITLE IV

## TÍTULO IV

*Compensation and Perquisites      Emolumentos y Otras Remuneraciones*

ARTICLE 12. Members of the Mission shall receive from the Government of the Republic of Paraguay such net annual compensation as may be agreed upon between the Government of the United States of America and the Government of the Republic of Paraguay for each member. This compensation shall be paid in twelve (12) equal monthly instalments, each due and payable on the last day of the month. The compensation shall not be subject to any tax, now or hereafter in effect, of the Government of the Republic of Paraguay or of any of its political or administrative subdivisions. Should there, however, at present or while this Agreement is in effect, be any taxes that might affect this compensation, such taxes shall be borne by the Commander-in-Chief of the Armed Forces of the Republic of Paraguay in order to comply with the provision of this Article that the compensation agreed upon shall be net.

ARTICLE 13. The compensation agreed upon as indicated in the preceding Article shall commence upon the date of departure from the United States of America of each member of the Mission, and, except as otherwise expressly provided in this Agreement, shall continue, following the termination of duty with the Mission, for the return voyage to the United States of America and thereafter for the period of any accumulated leave which may be due.

ARTÍCULO 12. Los miembros de la Misión recibirán del Gobierno de la República del Paraguay aquel emolumento neto anual que acuerden el Gobierno de los Estados Unidos de América y el Gobierno de la República del Paraguay para cada miembro. Se pagará este emolumento en doce (12) pagos mensuales iguales, que vencen y deben pagarse cada uno de ellos el día último de cada mes. Esta remuneración no estará sujeta a impuesto alguno ahora en vigor o que estuviere en vigor en el futuro, del Gobierno de la República del Paraguay o de cualquiera de sus dependencias políticas o administrativas. Sin embargo, si al presente o durante la vigencia de este Acuerdo existieren impuestos que puedan afectar esta remuneración, tales impuestos los pagará el Comando-en-Jefe de las fuerzas armadas de la República del Paraguay a fin de cumplir con la estipulación de este Artículo de que los emolumentos que se convengan serán netos.

ARTÍCULO 13. El emolumento que se convenga según se indica en el Artículo precedente comenzará a devengarse desde la fecha en que cada miembro de la Misión parta de los Estados Unidos de América, y, salvo lo que de otra manera se provea expresamente por este Acuerdo, continuará, después de la terminación de sus deberes con la Misión, durante el viaje de regreso a los Estados Unidos de América y por el período que dure la licencia acumulada a que cada miembro tenga derecho.

Tax exemption.

ARTICLE 14. The compensation due for the period of the return trip and accumulated leave shall be paid to a detached member of the Mission before his departure from the Republic of Paraguay, and such payment shall be computed for travel by the shortest usually traveled route to the port of entry in the United States of America, regardless of the route and method of travel used by the member of the Mission.

ARTÍCULO 14. La remuneración que se adeude por el período que dure el viaje de regreso y por el de la licencia acumulada se le pagará al miembro de la Misión que separe de ella, antes de su partida de la República del Paraguay, y tal pago se calculará como si el viaje se hiciera por la ruta más corta que generalmente se sigue hasta el puerto de entrada a los Estados Unidos de América, no importa qué ruta y qué sistema de transporte utilice el miembro que se retira.

Travel accommodations.

ARTICLE 15. Each member of the Mission and each dependent member of his family shall be provided with first-class accommodations for travel required and performed under this Agreement by the shortest usually traveled route between the port of embarkation in the United States of America and his official residence in the Republic of Paraguay, and from his official residence in the Republic of Paraguay to the port of debarkation in the United States of America. Each member of the Mission shall be reimbursed for the expenses of shipment of his household effects and baggage; such reimbursement shall include all necessary expenses incident to unloading from the steamer upon arrival in the Republic of Paraguay, cartage between the ship and the residence in the Republic of Paraguay, and packing and loading on board the steamer upon departure from the Republic of Paraguay. The cost of this transportation for members of the Mission, dependent members of their families, their household effects and baggage shall be borne by the Government of the United States of America. The transpor-

ARTÍCULO 15. A cada miembro de la Misión y a cada miembro de su familia dependiente de él para su manutención se le proporcionará pasaje de primera clase para el viaje que se requiera y que se efectúe de conformidad con este Acuerdo entre el puerto de embarque de los Estados Unidos de América y su residencia oficial en la República del Paraguay, y de su residencia oficial en la República del Paraguay al puerto de desembarque en los Estados Unidos de América. A cada miembro de la Misión se le reembolsará por los gastos de embarque de sus efectos domésticos y de su equipaje; el reembolso incluirá todos los gastos incidentales necesarios a la descarga de estos efectos y equipaje a la llegada del buque a la República del Paraguay, carretaje desde el buque a la residencia en la República del Paraguay, y los de embalaje y carga a bordo del buque a su partida de la República del Paraguay. Los gastos de transporte de los miembros de la Misión, de los miembros de su familia dependientes de él para su manutención, y de sus efectos domésticos y equipaje, deberán ser pagados por

Shipment of household effects, etc.

tation of such household effects and baggage shall be made in a single shipment and all subsequent shipments shall be at the expense of the respective members of the Mission except when the result of circumstances beyond their control. The provisions of this Article shall likewise apply to officers and enlisted men who are subsequently detailed to the Republic of Paraguay for temporary duty, as additional personnel, or replacements for members of the Mission.

ARTICLE 16. The Government of the Republic of Paraguay shall grant, upon request of the Chief of the Mission, exemption from customs duties on articles imported by the members of the Mission for their personal use and for the use of members of their families.

ARTICLE 17. Compensation for transportation and traveling expenses in the Republic of Paraguay on official business of the Government of the Republic of Paraguay shall be provided by the Government of the United States of America.

ARTICLE 18. The Government of the Republic of Paraguay shall provide the Chief of the Mission with suitable motor transportation with chauffeur, for use on official business. Suitable motor transportation with chauffeur, and when necessary an airplane properly equipped, shall on call be made available by the Government of the Republic of Paraguay for use by the members of the Mission for the conduct of the official business of the Mission.

el Gobierno de los Estados Unidos de América. El transporte de estos efectos domésticos y equipaje se hará en un solo embarque y todos los embarques sucesivos serán por cuenta de los respectivos miembros de la Misión excepto cuando circunstancias ajenas a su voluntad hagan necesarios dichos embarques. Este Artículo se aplicará igualmente a oficiales y a personal subalterno a quienes se destaque a la República del Paraguay para servicio temporal, como personal adicional o para reemplazar a miembros de la Misión.

ARTÍCULO 16. A solicitud del Jefe de la Misión, el Gobierno de la República del Paraguay concederá exención en el pago de derechos de aduanas sobre artículos importados por los miembros de la Misión para su uso personal y para el uso de miembros de sus familias.

ARTÍCULO 17. El Gobierno de los Estados Unidos de América proveerá compensación por gastos de transporte y de viaje en la República del Paraguay cuando se trate de asuntos oficiales del Gobierno de la República del Paraguay.

ARTÍCULO 18. El Gobierno de la República del Paraguay proporcionará al Jefe de la Misión con adecuada transportación en automóvil con chófer, que usará en asuntos oficiales. Tanto la adecuada transportación en automóvil con chófer, como un aeroplano convenientemente equipado, deberá proporcionársele a solicitud y cada vez que sea necesario, por el Gobierno de la República del Paraguay para el uso de los miembros de la Misión en la tramitación de los asuntos oficiales a ésta correspondientes.

Exemption from  
customs duties.

Provision of auto-  
mobile, etc.

Office space, etc.

ARTICLE 19. The Government of the Republic of Paraguay shall provide suitable office space and facilities for the use of the members of the Mission.

ARTÍCULO 19. El Gobierno de la República del Paraguay proporcionará una oficina adecuada, equipada debidamente, para uso de los miembros de la Misión.

## TITLE V

*Requisites and Conditions*

Services of personnel of other foreign governments, restriction.

ARTICLE 20. So long as this Agreement, or any extension thereof, is in effect, the Government of the Republic of Paraguay shall not engage the services of any personnel of any other foreign government for duties of any nature connected with the Paraguayan Air Force, except by mutual agreement between the Government of the United States of America and the Government of the Republic of Paraguay.

Secrecy requirement.

ARTICLE 21. Each member of the Mission shall agree not to divulge or in any way disclose to any foreign government or to any person whatsoever any secret or confidential matter of which he may become cognizant in his capacity as a member of the Mission. This requirement shall continue in force after the termination of service with the Mission and after the expiration or cancellation of this Agreement or any extension thereof.

"Family".

ARTICLE 22. Throughout this Agreement the term "family" is limited to mean wife and dependent children.

Annual leave.

ARTICLE 23. Each member of the Mission shall be entitled to one month's annual leave with pay, or to a proportional part thereof with pay for any fractional part of a year. Unused portions of said leave shall be cumulative

## TÍTULO V

*Requisitos y Condiciones*

ARTÍCULO 20. Por todo el tiempo que dure la vigencia de este Acuerdo o cualquiera prórroga del mismo, el Gobierno de la República del Paraguay no empleará los servicios de ningún personal de gobierno extranjero alguno para utilizarlo en servicio de clase alguna concerniente a la Fuerza Aérea Paraguaya, excepto por acuerdo mutuo entre el Gobierno de los Estados Unidos de América y el Gobierno de la República del Paraguay.

ARTÍCULO 21. Cada miembro de esta Misión deberá convenir en no divulgar, o por ningún medio revelar a gobierno extranjero alguno, o a persona alguna, ningún secreto o asunto confidencial que pueda llegar a su conocimiento, en su capacidad de miembro de la Misión. Este requisito continuará respetándose aún después de expirar el término de servicio de cada miembro con la Misión y después de la expiración o cancelación del presente Acuerdo o de cualquiera prórroga del mismo.

ARTÍCULO 22. En todo este Acuerdo se entenderá que el término "familia" sólo comprende a la esposa y a los hijos no emancipados.

ARTÍCULO 23. Cada miembro de la Misión tendrá derecho anualmente a un mes de licencia con goce de sueldo, o a una parte proporcional de dicha licencia con sueldo por cualquiera fracción de un año. Las partes de dicha

from year to year during service as a member of the Mission.

ARTICLE 24. The leave specified in the preceding Article may be spent in the Republic of Paraguay, in the United States of America or in other countries, but the expense of travel and transportation not otherwise provided for in this Agreement shall be borne by the member of the Mission taking such leave. All travel time shall count as leave and shall not be in addition to the time authorized in the preceding Article.

ARTICLE 25. The Government of the Republic of Paraguay agrees to grant the leave specified in Article 23 upon receipt of written applications, approved by the Chief of the Mission with due consideration for the convenience of the Government of the Republic of Paraguay.

ARTICLE 26. Members of the Mission that may be replaced shall terminate their services on the Mission only upon the arrival of their replacements, except when otherwise mutually agreed upon in advance by the respective Governments.

ARTICLE 27. The Government of the Republic of Paraguay shall provide suitable medical attention to members of the Mission and their families. In case a member of the Mission becomes ill or suffers injury, he shall, at the discretion of the Chief of the Mission, be placed in such hospital as the Chief of the Mission deems suitable, after consultation with the Commander-in-Chief of the Armed Forces of the Republic of Paraguay, and all expenses incurred as

licencia que no se usaren podrán acumularse de año en año mientras el oficial preste servicio como miembro de esta Misión.

ARTÍCULO 24. La licencia a que se refiere el Artículo anterior podrá disfrutarse en la República del Paraguay, en los Estados Unidos de América o en otros países, pero los gastos de viaje y de transporte que no sean abonables de acuerdo con las disposiciones de este Acuerdo, correrán por cuenta del miembro de la Misión que disfrute de la licencia. Todo el tiempo que se emplee en viajar se contará como parte de la licencia y no se añadirá al tiempo autorizado en el Artículo precedente.

ARTÍCULO 25. El Gobierno de la República del Paraguay conviene en conceder la licencia estipulada en el Artículo 23 al recibir solicitudes escritas con ese objeto, aprobadas por el Jefe de la Misión con la debida consideración a la conveniencia del Gobierno de la República del Paraguay.

ARTÍCULO 26. Los miembros de la Misión que sean reemplazados terminarán sus servicios en la Misión solamente cuando lleguen sus reemplazos, excepto cuando, por mutuo acuerdo de los dos Gobiernos, se conviene que sea antes.

ARTÍCULO 27. El Gobierno de la República del Paraguay proporcionará atención médica adecuada a los miembros de la Misión y a sus familias. En caso de que un miembro de la Misión se enferme o sufra lesiones, se le hospitalizará en el hospital que el Jefe de la Misión considere adecuado después de consultar con el Comando-en-Jefe de las fuerzas armadas de la República del Paraguay, y todos los gastos provenientes de tal enfermedad o lesiones

Termination of services of replaced members.

Medical attention.

the result of such illness or injury while the patient is a member of the Mission and remains in the Republic of Paraguay shall be paid by the Government of the Republic of Paraguay. If the hospitalized member is a commissioned officer he shall pay his cost of subsistence, but if he is an enlisted man the cost of subsistence shall be paid by the Government of the Republic of Paraguay. Families shall enjoy the same privileges agreed upon in this Article for members of the Mission, except that a member of the Mission shall in all cases pay the cost of subsistence incident to hospitalization of a member of his family, except as may be provided under Article 10.

mientras el paciente sea miembro de la Misión y esté en la República del Paraguay, serán pagados por el Gobierno de la República del Paraguay. Si el miembro de la Misión hospitalizado es un oficial él pagará sus gastos de subsistencia, pero si es un personal subalterno sus gastos de subsistencia los pagará el Gobierno de la República del Paraguay. Las familias de los miembros de la Comisión disfrutarán los mismos privilegios estipulados en este Artículo para los miembros de la Misión, excepto que cada miembro de la Misión pagará siempre los gastos de subsistencia relacionados con la hospitalización de cada miembro de su familia, excepto lo que se provee en el Artículo 10.

Replacement in case of disability.

ARTICLE 28. Any member of the Mission unable to perform his duties with the Mission by reason of long continued physical disability shall be replaced.

ARTÍCULO 28. Cualquier miembro de la Misión imposibilitado para llevar a cabo sus deberes con la Misión por razón de larga y continuada inhabilidad física deberá reemplazarse.

IN WITNESS WHEREOF, the undersigned, Edward R. Stettinius, Jr., Acting Secretary of State of the United States of America, and Celso R. Velázquez, Ambassador Extraordinary and Plenipotentiary of the Republic of Paraguay in Washington, duly authorized thereto, have signed this Agreement in duplicate in the English and Spanish languages, in Washington, this twenty-seventh day of October, one thousand nine hundred and forty-three.

EN TESTIMONIO DE LO CUAL, los infrascritos, Edward R. Stettinius, Jr., Secretario de Estado Interino de los Estados Unidos de América, y Celso R. Velázquez, Embajador Extraordinario y Plenipotenciario de la República del Paraguay en Washington, debidamente autorizados para ello, han firmado este Acuerdo en duplicado, en los idiomas inglés y español, en Washington, el día veintisiete de octubre de mil novecientos cuarenta y tres.

FOR THE GOVERNMENT OF THE UNITED STATES OF AMERICA:  
[SEAL]

E R STETTINIUS JR  
*Acting Secretary of State  
of the United States of America*

FOR THE GOVERNMENT OF THE REPUBLIC OF PARAGUAY:  
[SEAL]

CELSO R. VELÁZQUEZ  
*Ambassador Extraordinary and Plenipotentiary  
of the Republic of Paraguay in Washington*

*Agreement between the United States of America and Nicaragua continuing in force the agreement of May 22, 1941 respecting the detail of a military officer to serve as Director of the Military Academy of the National Guard of Nicaragua. Effected by exchange of notes signed at Washington October 22 and 25, 1943; effective May 22, 1943.*

October 22, 25, 1943  
[E. A. S. 344]

*The Nicaraguan Ambassador to the Acting Secretary of State*

EMBAJADA DE NICARAGUA  
WASHINGTON, D.C.

No. 1750-A

October 22, 1943.

SIR:

I have the honor to refer to the negotiations which have taken place between the Government of the Republic of Nicaragua and the Government of the United States of America relating to the Agreement between the two Governments which was signed in Washington on May 22, 1941 for the detail of an officer of the United States Army to serve as Director of the Military Academy of the National Guard of Nicaragua.

55 Stat. 1327.

Circumstances having made it impracticable for final action to be taken, in accordance with Article 4 of the Agreement of May 22, 1941, prior to the termination of the period specified in Article 3 of the Agreement, I have the honor, under instructions from my Government, to inform you that in accord with the conversations which have taken place in regard to this matter it is the desire and the understanding of my Government that the Agreement of May 22, 1941 shall be and is considered to have continued in force on and after May 22, 1943, notwithstanding the provisions of Article 4 of that Agreement. It is likewise the desire of, and it is proposed by, my Government that the Agreement of May 22, 1941 continue in force for a further period of two years commencing May 22, 1943, with the understanding, however, that the provisions of Articles 5 and 6 thereof with respect to methods of termination or cancellation shall be applicable.

I shall be glad to have you inform me whether the Government of the United States of America is in agreement with the understanding and proposal mentioned above. If the Government of the United States of America concurs, this agreement will be considered by the Government of the Republic of Nicaragua to be effective as of May 22, 1943.

Accept, Sir, the renewed assurances of my highest consideration.

GUILLERMO SEVILLA SACASA  
*Ambassador Extraordinary and Plenipotentiary  
of the Republic of Nicaragua  
in Washington*

The Honorable

EDWARD R. STETTINIUS, Jr.,  
*Acting Secretary of State of the United States of America,  
Washington, D.C.*

*The Acting Secretary of State to the Nicaraguan Ambassador*

DEPARTMENT OF STATE  
 WASHINGTON  
 October 25, 1943

## EXCELLENCY:

I have the honor to acknowledge the receipt of your Excellency's note of October 22, 1943, in which you refer to the negotiations which have taken place between the Government of the Republic of Nicaragua and the Government of the United States of America relating to the Agreement between the two Governments which was signed in Washington on May 22, 1941 for the detail of an officer of the United States Army to serve as Director of the Military Academy of the National Guard of Nicaragua.

55 Stat. 1327.

I have taken note of the information which you furnish under instructions from your Government that, circumstances having made it impracticable for final action to be taken, in accordance with Article 4 of the Agreement of May 22, 1941, prior to the termination of the period specified in Article 3 of the Agreement, it is the desire and understanding of your Government, in accord with the conversations which have taken place in regard to this matter, that the Agreement of May 22, 1941 shall be and is considered to have continued in force on and after May 22, 1943, notwithstanding the provisions of Article 4 of that Agreement. It is likewise the desire of, and it is proposed by, your Government that the Agreement of May 22, 1941, continue in force for a further period of two years commencing May 22, 1943, with the understanding, however, that the provisions of Articles 5 and 6 thereof with respect to methods of termination or cancellation shall be applicable.

I have the honor to inform you that the Government of the United States of America is in agreement with the understanding and proposal mentioned above. The Government of the United States of America considers this agreement to be effective as of May 22, 1943.

Effective date.

Accept, Excellency, the renewed assurances of my highest consideration.

EDWARD R. STETTINIUS, JR.  
*Acting Secretary of State*

His Excellency

Señor Dr. DON GUILLERMO SEVILLA SACASA,  
*Ambassador of Nicaragua.*

*Agreement between the United States of America and Guatemala respecting the Inter-American Highway. Effected by exchange of notes signed at Guatemala May 19, 1943.*

May 19, 1943  
[E. A. S. 345]

*The Guatemalan Minister of Foreign Affairs to the American Ambassador*

SECRETARIA DE RELACIONES EXTERIORES  
REPUBLIC DE GUATEMALA  
SECCIÓN DIPLOMÁTICA

GUATEMALA, 19 de mayo de 1943.

No. 6756  
693 (73-0)

SEÑOR EMBAJADOR:

Tengo el honor de referirme a la atenta nota número 32 de la Honorable Legación de los Estados Unidos del 16 de febrero de 1942, en la cual se me llama la atención hacia las estipulaciones de la ley pública 375 de los Estados Unidos, del 26 de diciembre de 1941, que provee la cooperación de los Estados Unidos con las Repúblicas centroamericanas para la construcción de la carretera interamericana.

Aunque ya hay camino continuo a través de Guatemala, se ha informado a mi Gobierno que es muy de desearse el mejoramiento de algunas secciones de esa vía, para que se ajuste a los tipos de construcción considerados para la carretera interamericana. Por eso, desea mi Gobierno pedir la cooperación del Gobierno de los Estados Unidos, conforme a las provisiones de esa ley, de acuerdo con los siguientes términos:

1) El Gobierno de la República de Guatemala acepta gustoso que ingenieros designados por los dos Gobiernos expresen conjuntamente, previo el estudio que tengan por conveniente, cuáles son las reformas que deben hacerse en cada sección de la vía panamericana que el Gobierno de Guatemala ha construído. Mi Gobierno asumirá la obligación de pagar la tercera parte del costo de la obra, siempre que dicha obra se ejecute acomodándola a las cantidades que el presupuesto de la República determine y fije para cada año fiscal.

2) El Gobierno de Guatemala, teniendo presente su situación fiscal y las sumas acordadas por la Asamblea Legislativa para el mejoramiento de la carretera, pedirá la cooperación del Gobierno de los Estados Unidos para realizar ese mejoramiento de las secciones de la carretera.

3) El Gobierno de Guatemala acepta muy agradecido el aporte del Gobierno de los Estados Unidos consistente en el doble de la cantidad consignada en el presupuesto fiscal de la República de Guatemala para el mejoramiento de la carretera interamericana.

La administración de Caminos Públicos de los Estados Unidos tendrá el derecho de hacer inspeccionar, por medio de delegados, las obras de mejora y perfeccionamiento de la carretera y la exacta inversión de los fondos destinados para ese efecto.

La intervención técnica y la acción fiscalizadora de control de fondos, la ejercerá la Administración de Caminos Públicos de los Estados Unidos, por medio de sus delegados. Al Gobierno de Guatemala le será muy grato que el Departamento de Estado de los Estados Unidos intervenga en cualquiera de las negociaciones que hayan de llevarse a término con la Republica de Guatemala, quien está, desde luego, anuente en cooperar con los propósitos de la ley 375, en la forma que ha quedado expresado, en atención a las circunstancias especiales de la carretera que Guatemala ha construído a su propio costo, y siempre le será grato que tales negociaciones se lleven a término por conducto del Departamento de Estado.

Mucho agradeceré que Vuestra Excelencia me informe si su Gobierno estaría dispuesto a otorgar en estos términos su cooperación.

Sírvase aceptar, señor Embajador, las renovadas seguridades de mi más alta y distinguida consideración,

CARLOS SALAZAR.

Excelentísimo señor BOAZ LONG,  
*Embajador Extraordinario y Plenipotenciario*  
*de los Estados Unidos.*  
*Ciudad.*

[Translation]

MINISTRY OF FOREIGN RELATIONS  
 REPUBLIC OF GUATEMALA  
 DIPLOMATIC SECTION

No. 6756  
 693 (73-0)

GUATEMALA, *May 19, 1943.*

MR. AMBASSADOR:

I have the honor to refer to the kind note no. 32 of the Legation of the United States of February 16, 1942,<sup>1</sup> in which my attention is called to the provisions of Public Law No. 375 of the United States of December 26, 1941, which provides for the cooperation of the United States with the Central American Republics for the construction of the Inter-American Highway.

Although there is already a continuous road across Guatemala, my Government has been informed that the improvement of certain sections of that road is very desirable, in order that it may conform to the types of construction considered for the Inter-American Highway. Accordingly, my Government desires to request the cooperation of the

<sup>1</sup> [Not printed.]

United States Government, under the provisions of the said law, in accordance with the following terms:

(1) The Government of the Republic of Guatemala agrees with pleasure that engineers designated by the two Governments should express jointly, after such study as they may deem proper, what are the changes which should be made in each section of the Pan American Highway that the Government of Guatemala has built. My Government would assume the obligation to pay one third of the cost of the work, provided that the execution of the said work is accommodated to the sums determined and fixed by the budget of the Republic for each fiscal year.

(2) The Government of Guatemala, bearing in mind its fiscal situation and the sums allowed by the Legislative Assembly for the improvement of the highway, will ask the cooperation of the United States Government to accomplish this improvement of the sections of the highway.

(3) The Government of Guatemala accepts very gratefully the contribution of the United States consisting of double the amount allocated in the fiscal budget of the Republic of Guatemala to the improvement of the Inter-American Highway.

The United States Public Roads Administration will have the right to make inspections, through delegates, of the works for improving and perfecting the highway and the exact investment of the funds allocated for that purpose.

The technical intervention and the supervisory action of control of funds will be exercised by the United States Public Roads Administration through its delegates. The Government of Guatemala will be very much pleased to have the Department of State intervene in any of the negotiations which are to be carried out with the Republic of Guatemala, which is, it goes without saying, agreeable to cooperating with the purposes of law 375, in the way that has been stated, in view of the special circumstances of the highway which Guatemala has built at its own expense, and it will always be glad to have such negotiations carried out through the Department of State.

55 Stat. 860.

I shall be very grateful if Your Excellency would inform me whether your Government would be disposed to grant its cooperation on these terms.

Please accept, Mr. Ambassador, the renewed assurances of my highest and most distinguished consideration.

CARLOS SALAZAR.

His Excellency

BOAZ LONG,

*Ambassador Extraordinary and Plenipotentiary  
of the United States,  
City.*

*The American Ambassador to the Guatemalan Minister of Foreign Affairs*<sup>1</sup>

EMBASSY OF THE  
UNITED STATES OF AMERICA  
*Guatemala, May 19, 1943.*

No. 120

EXCELLENCY:

I have the honor to acknowledge the receipt of Your Excellency's kind Note No. 6756 of May 19, 1943, in which you request the cooperation of the United States in the improvement of the Inter-American Highway in Guatemala and in which you propose a basis upon which the cooperation of my Government might be extended within the provisions of Public Law 375 of December 26, 1941.

55 Stat. 860.

The basis of cooperation proposed by Your Excellency is satisfactory to my Government, and it will be pleased to cooperate on this basis in such survey and construction work as may jointly be deemed desirable for the improvement of the Guatemalan section of the Inter-American Highway, subject to the appropriation of the necessary funds by the Congress of the United States.

I am much gratified at the prospect that through this cooperative undertaking it will be possible to improve the Guatemalan Section of the Inter-American Highway. Transportation facilities will be improved, new lands and new natural resources developed, additional markets opened, and local economic conditions benefited through the useful expenditure of money which this project envisages. I sincerely trust that the Highway will serve not only as a link to increase material intercourse between our nations but also as another bond in the close friendship which unites us.

Please accept, Excellency, the renewed assurances of my highest consideration.

BOAZ LONG.

<sup>1</sup> Note to His Excellency Licenciado Carlos Salazar, Minister of Foreign Affairs of the Republic of Guatemala.

*Agreement between the United States of America and the Dominican Republic respecting a health and sanitation program. Effected by exchange of notes signed at Ciudad Trujillo June 19 and July 7, 1943.*

June 19 and July 7,  
1943  
[E. A. S. 346]

*The American Ambassador to the Dominican Secretary of State for Foreign Affairs*

EMBASSY OF THE  
UNITED STATES OF AMERICA  
*Ciudad Trujillo, D.R., June 19, 1943*

No. 107

EXCELLENCY:

I have the honor to refer to Resolution No. XXX approved at the Third Meeting of Ministers of Foreign Affairs of the American Republics held at Rio de Janeiro, Brazil, in January 1942.

If desired by the Government of the Dominican Republic, the Government of the United States is prepared to contribute a sum not to exceed one hundred thousand dollars (\$100,000) for a cooperative program of health and sanitation in the Dominican Republic, such sum to be made available through the Office of the Coordinator of Inter-American Affairs. The United States Government will also provide a group of technicians in public health to cooperate with the officials of the Government of the Dominican Republic in the execution of the proposed program of health and sanitation.

It is understood that the Government of the Dominican Republic will furnish such personnel, services and funds for local expenditures as it may consider necessary for the efficient development of the program.

It is further understood that a special cooperative service of health and sanitation will be established within the Department of State for Health and Public Welfare, and that the detailed arrangements for the establishment of such a special service will be effected by agreement between the appropriate official of the Government of the Dominican Republic and the representative of the Coordinator of Inter-American Affairs.

Allocation of United States funds for the purpose of this program will be made by the Institute of Inter-American Affairs which is an agency of the Office of the Coordinator of Inter-American Affairs. Detailed arrangements for the execution of each project and for the expenditure of United States funds will be made by mutual agreement between a representative of the Institute of Inter-American Affairs in the Dominican Republic and the appropriate official of the Government of the Dominican Republic.

It is understood that the sum not to exceed one hundred thousand dollars (\$100,000) contributed by the Government of the United States for execution of the cooperative program of health and sanita-

tion in the Dominican Republic will be expended in accordance with mutual agreements between the appropriate official of the Government of the Dominican Republic and a representative of the Institute of Inter-American Affairs in the Dominican Republic.

All projects completed in the prosecution of this program will be the property of the Government of the Dominican Republic.

No project will be undertaken that will require materials or supplies, the procurement of which would handicap any phase of the war effort.

I should appreciate it if Your Excellency would be so good as to confirm to me your approval of this general proposal with the understanding that the details of the program will be the subject of further discussion and agreements.

Accept, Excellency, the renewed assurance of my highest consideration.

A. M. WARREN

His Excellency

Lic. ARTURO DESPRADEL

*Secretary of State for Foreign Affairs*

*Ciudad Trujillo, D.R.*

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*The Dominican Secretary of State for Foreign Affairs to the American Ambassador*

REPUBLICA DOMINICANA  
SECRETARIA DE ESTADO  
DE RELACIONES EXTERIORES

CIUDAD TRUJILLO,  
DISTRITO DE SANTO DOMINGO,  
*Julio 7 de 1943.*

13630

SEÑOR EMBAJADOR:-

Tengo el honor de avisar recibo de la atenta nota Núm. 107 de fecha 19 de junio último, por la cual Vuestra Excelencia se sirve comunicar a esta Secretaría de Estado las bases generales que propone el Gobierno de los Estados Unidos de América para el establecimiento en la República Dominicana del Servicio Cooperativo Interamericano de Salud Pública, de acuerdo con la Resolución Núm. XXX, aprobada en la III Reunión Consultiva de Ministros de Relaciones Exteriores de las Repúblicas Americanas, celebrada en Río de Janeiro en el mes de enero del año 1942.

Me permito transcribir a continuación el texto de la citada atenta nota de Vuestra Excelencia:

“Excelencia:

Tengo el honor de referirme a la Resolución Núm. XXX, aprobada en la Tercera Conferencia de Cancilleres de las Repúblicas Americanas, celebrada en Río de Janeiro, Brasil, en enero de 1942.

Si así lo desea el Gobierno de la República Dominicana, el Gobierno de los Estados Unidos está dispuesto a contribuir con una suma que no exceda de Cien Mil Dólares (\$100.000.00) para un programa cooperativo de salubridad y saneamiento en la República Dominicana, poniendo esta suma a su disposición por conducto de la Oficina del Coordinador de Asuntos Interamericanos. El Gobierno de los Estados Unidos también proveerá un grupo de técnicos sanitarios para que cooperen con los funcionarios del Gobierno de la República Dominicana en la ejecución del proyectado programa de salubridad y saneamiento.

Se entiende que el Gobierno de la República Dominicana suministrará al personal, los servicios y fondos para gastos locales que pueda considerar necesario para la eficiente ejecución del programa.

Se entiende, además, que se establecerá un servicio especial cooperativo sanitario en la Secretaría de Estado de Sanidad y Asistencia Pública y que los detalles de los arreglos para tal establecimiento de servicio especial se efectuará por acuerdo entre el funcionario competente del Gobierno de la República Dominicana y el representante del Coordinador de Asuntos Interamericanos.

La asignación de fondos de los Estados Unidos para los propósitos de este programa de hará por el Instituto de Asuntos Interamericanos, Negociado de la Oficina del Coordinador de Asuntos Interamericanos. Se harán arreglos detallados para la ejecución de cada proyecto y para la aplicación de los fondos de los Estados Unidos por mutuo acuerdo entre el representante del Instituto de Asuntos Interamericanos en la República Dominicana y el funcionario competente del Gobierno dominicano.

Queda entendido que la suma de Cien Mil Dólares (\$100.000.00) contribuída por el Gobierno de los Estados Unidos para la ejecución del programa cooperativo de salubridad y saneamiento de la República Dominicana será gastada de acuerdo con los arreglos mutuos entre el funcionario competente del Gobierno dominicano y el representante del Instituto de Asuntos Interamericanos en la República Dominicana. Todas las obras completadas de acuerdo con este programa serán propiedad del Gobierno dominicano.

No se emprenderá ninguna obra que pueda requerir materiales o suministros cuya adquisición pudiese perjudicar de algún modo el esfuerzo bélico.

Agradecería a Vuestra Excelencia que tuviese a bien reiterarme su aprobación a este proyecto general con el entendido que los detalles del programa estarán sujetos a discusiones y acuerdos posteriores.

Aceptad, Excelencia, la nueva seguridad de mi más alta consideración".

En respuesta a dicha atenta nota, tengo el honor de expresar a Vuestra Excelencia que el Gobierno dominicano acepta las bases generales propuestas en la misma para la expresada finalidad, en el entendido de que, como esas bases generales comprenden todos los detalles que fueron señalados por la Secretaría de Estado de Sanidad y Asistencia Pública de la República Dominicana para el establecimiento y ejecución en el país del expresado Servicio Cooperativo Interamericano de Salud Pública, esos detalles serán aclarados posteriormente por medio de conversaciones entre los representantes que envíe el Coordinador de Asuntos Interamericanos del Gobierno de los Estados Unidos de América y la Secretaría de Estado de Sanidad y Asistencia Pública de la República Dominicana.

Válgome de esta oportunidad para renovar a Vuestra Excelencia mi más alta y distinguida consideración,

A. DESPRADEL

A Su Excelencia

AVRA M. WARREN,

*Embajador Extraordinario y Plenipotenciario  
de los Estados Unidos de América,  
Su Embajada.*

[Translation]

DOMINICAN REPUBLIC  
DEPARTMENT OF STATE  
FOR FOREIGN AFFAIRS

CIUDAD TRUJILLO,  
DISTRICT OF SANTO DOMINGO,

13630

July 7, 1943.

MR. AMBASSADOR:

I have the honor to acknowledge the receipt of the kind note no. 107 of June 19 last, in which Your Excellency is good enough to communicate to this Department of State the general bases which the Government of the United States of America proposes for the establishment in the Dominican Republic of the Inter-American Cooperative Service of Public Health, in accordance with resolution no. XXX, approved at the Third Consultative Meeting of Ministers of Foreign Affairs of the American Republics, held at Rio de Janeiro in the month of January 1942.

I take the liberty to transcribe below the text of Your Excellency's above-mentioned note:

Excellency:

I have the honor to refer to Resolution No. XXX approved at the Third Meeting of Ministers of Foreign Affairs of the American Republics held at Rio de Janeiro, Brazil, in January 1942.

If desired by the Government of the Dominican Republic, the Government of the United States is prepared to contribute a sum not to exceed one hundred thousand dollars (\$100,000) for a co-

operative program of health and sanitation in the Dominican Republic, such sum to be made available through the Office of the Coordinator of Inter-American Affairs. The United States Government will also provide a group of technicians in public health to cooperate with the officials of the Government of the Dominican Republic in the execution of the proposed program of health and sanitation.

It is understood that the Government of the Dominican Republic will furnish such personnel, services and funds for local expenditures as it may consider necessary for the efficient development of the program.

It is further understood that a special cooperative service of health and sanitation will be established within the Department of State for Health and Public Welfare, and that the detailed arrangements for the establishment of such a special service will be effected by agreement between the appropriate official of the Government of the Dominican Republic and the representative of the Coordinator of Inter-American Affairs.

Allocation of United States funds for the purpose of this program will be made by the Institute of Inter-American Affairs which is an agency of the Office of the Coordinator of Inter-American Affairs. Detailed arrangements for the execution of each project and for the expenditure of United States funds will be made by mutual agreement between a representative of the Institute of Inter-American Affairs in the Dominican Republic and the appropriate official of the Government of the Dominican Republic.

It is understood that the sum not to exceed one hundred thousand dollars (\$100,000) contributed by the Government of the United States for execution of the cooperative program of health and sanitation in the Dominican Republic will be expended in accordance with mutual agreements between the appropriate official of the Government of the Dominican Republic and a representative of the Institute of Inter-American Affairs in the Dominican Republic.

All projects completed in the prosecution of this program will be the property of the Government of the Dominican Republic.

No project will be undertaken that will require materials or supplies, the procurement of which would handicap any phase of the war effort.

I should appreciate it if Your Excellency would be so good as to confirm to me your approval of this general proposal with the understanding that the details of the program will be the subject of further discussion and agreements.

Accept, Excellency, the renewed assurance of my highest consideration.

In reply to the said note, I have the honor to state to Your Excellency that the Dominican Government accepts the general bases proposed therein for the said end, in the understanding that, as those general bases include all the details which were indicated by the Department of State for Health and Public Welfare of the Dominican Republic for the establishment and execution in the country of the said Inter-American Cooperative Service of Public Health, those details will be clarified subsequently by means of conversations between representatives sent by the Coordinator of Inter-American Affairs of the Government of the United States of America and the Department of State for Health and Public Welfare of the Dominican Republic.

I avail myself of this opportunity to renew to Your Excellency my highest and most distinguished consideration.

A. DESPRADEL

His Excellency

AVRA M. WARREN,

*Ambassador Extraordinary and Plenipotentiary  
of the United States of America,  
Embassy.*

*Agreement between the United States of America and Mexico respecting a health and sanitation program. Effected by exchange of notes signed at Mexico City June 30 and July 1, 1943.*

June 30 and July 1,  
1943  
[E. A. S. 347]

*The American Ambassador to the Mexican Minister of Foreign Affairs*

EMBASSY OF THE  
UNITED STATES OF AMERICA

No. 1426

*México, D.F., June 30, 1943*

EXCELLENCY:

Your Excellency will recall that the representatives of the twenty-one American Republics at the Third Consultative Conference held in Rio de Janeiro in January, 1942, adopted Resolution No. 30 recommending that health and sanitation problems of the Western Hemisphere be resolved—so far as possible—by means of bi-lateral or multi-lateral agreements of an international character.

This Resolution, to which our Governments gave decided support, is significant evidence of the importance which the American Republics attribute to collaboration as the most effective method of resolving problems of common interest.

Of singular importance among these problems, especially in the case of neighboring countries, are those referred to in the Rio de Janeiro Resolution just mentioned, since it is evident that health and sanitary conditions must necessarily affect both Republics.

Fortunately the relations between the United States and Mexico are characterized by a sincere cordiality and by well-defined purposes of cooperation, evidenced, among other manifestations, by the authorization which Mexico has given for workers of Mexican nationality to render service in various states of the United States during the present emergency.

It therefore appears natural that there should be added to this cooperation that other so wisely foreseen by the Republics of this Continent, especially since the tasks to be undertaken are of a long-term nature and cannot be resolved in the course of a few years alone.

In view of the foregoing, I take pleasure in informing Your Excellency that my Government is prepared to collaborate with that of Your Excellency, in a program looking to the development of health and sanitary conditions in Mexico. To this end, it is prepared to supply an amount of Two million five hundred thousand dollars, to be expended, together with the sums which the Mexican Government may set aside and disburse as its equitable contribution to this enterprise, in the extension and maintenance of the services and of the measures of a sanitary nature, which the dependencies of the Government of Mexico have so efficiently been conducting.

From the conversations held on this subject, my Government has gained the impression that the Government of Your Excellency would be principally interested in the inclusion in this program of health and sanitation, work along the Pan American Highway, as well as the intensification of control and treatment of disease, and the establishment or extension of those public works related therewith which may tend to improve sanitary conditions of the country.

I am authorized to state that my Government, acting through the intermediary of the Office of the Coordinator of Inter-American Affairs, if acceptable to the Government of Your Excellency, shall send a small group of technicians to Mexico for the purpose of developing a specific program in full collaboration with the Government of Your Excellency, acting through the officials which it may designate for this purpose. This group would be under the immediate direction of a principal physician, to be known as Chief of the Field Party, and who would work in the closest collaboration with the Department of Public Health of Mexico.

In order to carry through this collaboration to a satisfactory conclusion, it is proposed that the Government of Mexico shall designate or create an appropriate dependency within the Department of Public Health for the carrying through of the health and sanitary projects under reference, as well as for the study of the projects concerning medical preparation and sanitary engineering, upon which the said officials of the Mexican Government and the Chief of the Field Party may agree. It is understood that the Government of Mexico shall furnish the technical personnel and the materials, services, and funds which it may consider necessary.

The respective Governments, or their duly authorized agencies, would give their approval for the actual undertaking of the projects in question, which would be carried through upon certification by the head of the Department of Public Health of Mexico and by the head of the Field Party already mentioned.

Upon completion of the projects entered into, these shall pass to the exclusive ownership of the Government of Mexico.

Accept, Excellency, the reiterated assurances of my highest and most distinguished consideration.

G. S. MESSERSMITH

His Excellency

Señor Licenciado don EZEQUIEL PADILLA,  
*Minister for Foreign Affairs,*  
*México, D.F.*

*The Mexican Minister of Foreign Affairs to the American Ambassador*SECRETARIA DE RELACIONES EXTERIORES  
ESTADOS UNIDOS MEXICANOS  
MEXICO

No. 344

MÉXICO, D.F., a 1<sup>o</sup> de julio de 1943.

SEÑOR EMBAJADOR:

Tengo la honra de acusar recibo a Vuestra Excelencia de su muy atenta nota número 1426 del 30 de junio último, en la que se sirve manifestarme lo siguiente:

“Como Vuestra Excelencia recordará, en la Tercera Reunión de Consulta celebrada en Río de Janeiro, en enero de 1942, los Representantes de las 21 Repúblicas Americanas aprobaron la Resolución número 30, que recomienda que—en cuanto sea posible—los problemas de sanidad e higiene del Hemisferio Occidental se resuelvan por medio de convenios bilaterales o multilaterales de índole internacional.

La Resolución aludida, a la que nuestros Gobiernos dieron su decidido apoyo, es prueba evidente de la importancia que las Repúblicas Americanas atribuyen a la colaboración, como el método más efectivo de resolver los problemas de interés común.

Entre estos problemas, tienen singular importancia—especialmente en el caso de naciones vecinas—los que menciona en la Resolución aprobada en Río de Janeiro que acabo de citar, pues es evidente que la sanidad y las condiciones higiénicas forzosamente afectan a ambas Repúblicas.

Afortunadamente, las relaciones entre Estados Unidos y México se caracterizan por una cordialidad sincera y por propósitos bien definidos de cooperación, que se han evidenciado, entre otras manifestaciones, por la autorización que México ha otorgado para que trabajadores de nacionalidad mexicana presten servicios en diversos Estados de la Unión Americana durante la actual emergencia.

Por tanto, parece natural que deba agregarse a esa cooperación, la tan sabiamente prevista por las Repúblicas de este Continente, especialmente porque las tareas que habrán de emprenderse son a largo plazo y no pueden resolverse en el curso de unos cuantos años.

En vista de lo anterior, tengo el placer de comunicar a Vuestra Excelencia que mi Gobierno está dispuesto a colaborar con el de Vuestra Excelencia, en un programa tendiente al mejoramiento de la sanidad y de las condiciones de higiene de México. Para este fin, está dispuesto a suministrar la cantidad de dos millones quinientos mil dólares, que se gastará—junto con las sumas que el Gobierno Mexicano presupueste y desembolse como su aportación equitativa a esta empresa—en la ampliación y sostenimiento de esos servicios y en la aplicación de medidas de carácter sanitario, que las Dependencias del Gobierno Mexicano han estado realizando tan eficientemente.

Por las conversaciones celebradas sobre este asunto, mi Gobierno ha recibido la impresión de que el Gobierno de Vuestra Excelencia estaría principalmente interesado en la inclusión—en el referido programa de sanidad e higiene—de obras a lo largo de la carretera pan-

americana, así como en la intensificación del control y tratamiento de las enfermedades, y en la creación o ampliación de las obras públicas conexas que pudieran tender al mejoramiento de las condiciones sanitarias en el país.

Estoy autorizado para afirmar que mi Gobierno, por conducto de la Oficina del Coordinador de Asuntos Interamericanos, en caso de que esto sea aceptable al Gobierno de Vuestra Excelencia, enviará un reducido grupo de técnicos a México con el objeto de desenvolver un programa específico, en completa colaboración con los funcionarios que designe el Gobierno de Vuestra Excelencia para este fin. El grupo de referencia estaría bajo la dirección inmediata de un médico en jefe, al que se conocería como "Jefe de la Misión de Campo" y trabajaría en la más estrecha colaboración con el Departamento de Salubridad Pública de México.

Con el objeto de llevar a buen término esta colaboración, se sugiere que el Gobierno de México designe o establezca una dependencia apropiada, dentro del Departamento de Salubridad Pública, para la realización de los proyectos de sanidad y saneamiento a que se hace alusión, así como para el estudio de los proyectos conciernes a la preparación de médicos y a la ingeniería sanitaria, en que pudieran convenir los referidos funcionarios del Gobierno Mexicano y el Jefe de la Misión de Campo. Queda entendido que el Gobierno Mexicano suministrará el personal técnico y los materiales, servicios y fondos que pudiera estimar necesarios.

Los Gobiernos respectivos, o sus dependencias debidamente autorizadas, darían su aprobación para la realización efectiva de los proyectos en cuestión, que se llevarían a cabo previa certificación del Jefe del Departamento de Salubridad Pública de México y del Jefe de la Misión de Campo, ya mencionado.

A la terminación de los proyectos emprendidos, éstos pasarán a ser propiedad exclusiva del Gobierno de México.

Aceptad, Excelencia, las seguridades reiteradas de mi más alta y más distinguida consideración".

Al dar a Vuestra Excelencia las más cumplidas gracias por haber señalado a mi consideración tan importante asunto, le ruego se sirva tomar nota—y comunicarlo así a su Gobierno—que el de México, convencido de que los resultados de la inversión de estos fondos se traducirán en beneficio de nuestros dos países—, acepta muy reconocido esta nueva prueba del espíritu de amplia cooperación que norma las relaciones de nuestros pueblos.

Renuevo a Vuestra Excelencia el testimonio de mi más alta y distinguida consideración.

E. PADILLA

Excelentísimo Señor,

GEORGE S. MESSERSMITH,

*Embajador Extraordinario y Plenipotenciario  
de los Estados Unidos de América,*

*Presente.*

[Translation]

MINISTRY OF FOREIGN AFFAIRS  
UNITED MEXICAN STATES  
MEXICO CITY

No. 344.

MÉXICO, D.F., *July 1, 1943.*

MR. AMBASSADOR:

I have the honor to acknowledge the receipt of Your Excellency's very courteous note no. 1426 of June 30, last, in which you are good enough to state:

[Here follows the text of note 1426 of June 30, 1943 from the American Ambassador to the Mexican Minister of Foreign Affairs.]

*Ante*, p. 1121.

Thanking Your Excellency most sincerely for having submitted to me for consideration a matter of so much importance, I beg you to be good enough to take note—and so communicate to your Government—that the Government of Mexico, convinced that the results of the investment of these funds will result in benefit for both our countries, accepts very gratefully this new evidence of the spirit of broad cooperation which governs the relations between our peoples.

I renew to Your Excellency the assurance of my highest and most distinguished consideration.

E. PADILLA

His Excellency

GEORGE S. MESSERSMITH,  
*Ambassador Extraordinary and Plenipotentiary  
of the United States of America,  
City.*

February 18, 1943  
[E. A. S. 348]

*Agreement between the United States of America and Venezuela respecting a health and sanitation program. Effected by exchange of notes signed at Caracas February 18, 1943.*

*The American Ambassador to the Venezuelan Minister  
of Foreign Affairs*

EMBASSY OF THE  
UNITED STATES OF AMERICA  
*Caracas, February 18, 1943.*

No. 1226

EXCELLENCY:

Authorized by my Government, I have the honor to record in this note, as a result of the conversations between Your Excellency and the undersigned and between the Minister of Health and Social Assistance and the Representative of the Institute of Inter-American Affairs of Washington, that the following has been agreed between the Government of the United States of America and the Government of the United States of Venezuela:

*First.*—The Government of the United States of Venezuela binds itself to create a special office that will be named “Oficina Cooperativa Interamericana de Salud Pública”, which will serve as intermediary for the cooperation between the Government of Venezuela and the Institute of Inter-American Affairs. The Oficina Cooperativa Interamericana de Salud Pública will function as a dependency of the Ministry of Health and Social Assistance.

*Second.*—The Institute of Inter-American Affairs will be represented in Venezuela by a group of public officials to be known as a “Field Party, Institute of Inter-American Affairs in Venezuela”. The head of the said group will be the representative of the Institute of Inter-American Affairs.

*Third.*—The Government of Venezuela and the Institute of Inter-American Affairs will agree with regard to the naming of the Director of the “Oficina Cooperativa Interamericana de Salud Pública”.

Funds.

*Fourth.*—The funds necessary for the execution of the work to be accomplished in Venezuela by the “Oficina Cooperativa Interamericana de Salud Pública” shall be provided by the equivalent of a sum not greater than nine hundred fifty thousand American dollars (\$950,000.—) which the Institute of Inter-American Affairs will contribute, by means of the delivery of construction materials, machines, implements, payment of labor, salaries of employees and whatever other supply in kind; and by the contribution of the Government of Venezuela which shall be two bolivares (Bs.2.—) for each dollar that the Institute of Inter-American Affairs invests in this concept.

*Fifth.*—The funds that the Institute of Inter-American Affairs will contribute will be applied exclusively to the intensification of the Anti-Malaria campaign in Venezuela, in conformity with the projects elaborated by the Division of Malariology, provided they are approved by the Ministry of Health and Social Assistance and the Representative in Venezuela of the Institute of Inter-American Affairs.

Anti-malaria campaign in Venezuela.

*Sixth.*—The referred to contribution of the Institute of Inter-American Affairs will be furnished to the Division of Malariology in accordance with the requirements of the work undertaken and agreed to by the Ministry of Health and Social Assistance and the Representative in Venezuela of the Institute of Inter-American Affairs.

*Seventh.*—All contracts or agreements made between the "Oficina Cooperativa Interamericana de Salud Pública" and any other juridical entity or individual or any combination of juridical entities or individuals shall be effected in conformity with the general policy previously agreed upon by the Minister of Health and Social Assistance and the Director of the Oficina Cooperativa Interamericana de Salud Pública.

Contracts or agreements.

*Eighth.*—The Representative in Venezuela of the Institute of Inter-American Affairs shall present to the Division of Health and Sanitation of the Institute of Inter-American Affairs, reports on the activities of the Oficina Cooperativa Interamericana de Salud Pública, every time that the Institute of Inter-American Affairs requests it.

Reports on activities.

*Ninth.*—The accounts and books of the Oficina Cooperativa Interamericana de Salud Pública shall be available at any time for inspection by the competent agency of the Government of Venezuela and by the Institute of Inter-American Affairs.

Inspection of accounts and books.

*Tenth.*—The Oficina Cooperativa Interamericana de Salud Pública, as a dependency of the Ministry of Health and Social Assistance, will enjoy the rights and privileges that the law accords to like official dependencies, for example and not exclusively, with regard to postal and telegraphic franking privileges, discounts with transportation companies, etc., and in the measure that the aforementioned dependencies enjoy customs exoneration, they will be granted to the Oficina Cooperativa Interamericana de Salud Pública for the importation of merchandise destined for the use of the Oficina, it being understood that the Ministry can previously examine, as is done in the case of the other dependencies, the importation lists formulated.

Rights and privileges.

*Eleventh.*—The salaries and expenses, including travel expenses of members of the "Field Party, Institute of Inter-American Affairs in Venezuela", shall be paid by the Institute of Inter-American Affairs from funds exclusive of those constituting the contributions mentioned in clause Fourth.

Salaries and expenses.

*Twelfth.*—All work accomplished in conformity with this Agreement shall pass on to be the property of the Government of Venezuela.

*Thirteenth.*—No work shall be undertaken which will require materials the acquisition of which may obstruct any effort of continental defense, for war emergencies.

This note and Your Excellency's reply in the same terms, will constitute an agreement with regard to the contents of the preceding clauses.

Please accept, Excellency, the renewed assurances of my highest consideration.

FRANK P. CORRIGAN

His Excellency

DR. CARACCILO PARRA PÉREZ,  
*Minister for Foreign Affairs,*  
*Caracas.*

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*The Venezuelan Minister of Foreign Affairs to the American  
Ambassador*

ESTADOS UNIDOS DE VENEZUELA  
MINISTERIO DE RELACIONES EXTERIORES  
DIRECCION POLITICA  
Seccion de Relaciones Interamericanas  
No. 472.

CARACAS: 18 de febrero de 1943.

SEÑOR EMBAJADOR:

Autorizado por mi Gobierno, tengo a honra hacer constar en esta nota, como resultado de las conversaciones celebradas entre Vuestra Excelencia y el suscrito y entre el Ministro de Sanidad y Asistencia Social y el Representante del Instituto de Relaciones Interamericanas de Washington, que ha sido convenido lo siguiente entre el Gobierno de los Estados Unidos de Venezuela y el Gobierno de los Estados Unidos de América:

*Primero.*—El Gobierno de los Estados Unidos de Venezuela se compromete a crear una Oficina especial que se denominará "Oficina Cooperativa Interamericana de Salud Pública", la cual servirá de intermediaria para la cooperación entre el Gobierno de Venezuela y el Instituto de Relaciones Interamericanas, dependencia de la Oficina del Coordinador de Relaciones Interamericanas. La Oficina Cooperativa Interamericana de Salud Pública funcionará como dependencia del Ministerio de Sanidad y Asistencia Social.

*Segundo.*—El Instituto de Relaciones Interamericanas estará representado en Venezuela por un grupo de funcionarios que actuará bajo la denominación de "Field Party, Institute of Inter American Affairs in Venezuela". El jefe de dicho grupo será el Representante del Instituto de Relaciones Interamericanas.

*Tercero.*—El Gobierno de Venezuela y el Instituto de Relaciones Interamericanas se pondrán de acuerdo respecto del nombramiento del Director de la "Oficina Cooperativa Interamericana de Salud Pública".

*Cuarto.*—Los fondos necesarios para la ejecución de los trabajos que ha de realizar en Venezuela la "Oficina Cooperativa Interamericana de Salud Pública" serán constituidos por el equivalente de una suma total no mayor de novecientos cincuenta mil dólares americanos

\$950.000.—) que aportará el Instituto de Relaciones Interamericanas, mediante la entrega de materiales de construcción, maquinarias, implementos, pago de mano de obra, salarios de empleados y cualquier otro suministro en especie; y por la contribución del Gobierno de Venezuela que será de dos bolívares (Bs.2.—) por cada dólar que por este concepto invierta en Venezuela el Instituto de Relaciones Interamericanas.

*Quinto.*—Los fondos que aportará el Instituto de Relaciones Interamericanas serán aplicados exclusivamente a la intensificación de la campaña antipalúdica en Venezuela, de conformidad con los proyectos elaborados por la División de Malariología, siempre que éstos sean aprobados por el Ministerio de Sanidad y Asistencia Social y el Representante en Venezuela del Instituto de Relaciones Interamericanas.

*Sexto.*—El referido aporte del Instituto de Relaciones Interamericanas será suministrado a la División de Malariología de acuerdo con las necesidades de las obras emprendidas y convenidas por el Ministerio de Sanidad y Asistencia Social y el Representante en Venezuela del Instituto de Relaciones Interamericanas.

*Séptimo.*—Todos los contratos o convenios celebrados entre la “Oficina Cooperativa Interamericana de Salud Pública” y cualquier otra entidad jurídica o individuo, o cualquier combinación de entidades jurídicas o individuos, se efectuarán de conformidad con la política general previamente convenida por el Ministro de Sanidad y Asistencia Social y el Director de la Oficina Cooperativa Interamericana de Salud Pública.

*Octavo.*—El Representante en Venezuela del Instituto de Relaciones Interamericanas presentará a la División de Salubridad y Sanidad del Instituto de Relaciones Interamericanas, informes sobre las actividades de la Oficina Cooperativa Interamericana de Salud Pública, cada vez que lo solicite el Instituto de Relaciones Interamericanas.

*Noveno.*—Las cuentas y los libros de la Oficina Cooperativa Interamericana de Salud Pública estarán en todo momento a disposición de la Oficina competente del Gobierno de Venezuela y del Instituto de Relaciones Interamericanas, para su inspección.

*Décimo.*—La Oficina Cooperativa Interamericana de Salud Pública, como dependencia que es del Ministerio de Sanidad y Asistencia Social, gozará de los derechos y privilegios que la ley acuerde a dependencias oficiales semejantes, por ejemplo y no exclusivamente, en cuanto a franquicia postal y telegráfica, descuentos en compañías de transporte, etc.; y en la medida en que gocen de exoneraciones aduaneras las susodichas dependencias, les serán concedidas a la Oficina Cooperativa Interamericana de Salud Pública para la importación de efectos destinados al uso de la Oficina, siendo entendido que el Ministerio puede previamente revisar, como lo hace respecto de las demás dependencias, las listas de importación que se formulen.

*Undécimo.*—Los sueldos y gastos, inclusive los gastos de viaje de los miembros del “Field Party, Institute of Inter American Affairs in Venezuela”, serán pagados por el Instituto de Relaciones Interamericanas de fondos distintos de los que constituyen los aportes mencionados en la cláusula cuarta.

*Duodécimo.*—Toda obra realizada de conformidad con este acuerdo, pasará a ser propiedad del Gobierno de Venezuela.

*Décimotercero.*—No se emprenderá ninguna obra que requiera materiales cuya consecución pueda obstaculizar cualquier esfuerzo de la defensa continental, por emergencias de guerra.

Esta nota y la contestación de Vuestra Excelencia en los mismos términos, constituirán un acuerdo respecto de lo consignado en las cláusulas que anteceden.

Válgome de la oportunidad para reiterar a Vuestra Excelencia las seguridades de mi más alta consideración.

C PARRA PÉREZ

Al Excelentísimo Señor FRANK P. CORRIGAN,  
*Embajador Extraordinario y Plenipotenciario*  
*de los Estados Unidos de América.*  
*Presente.*

[Translation]

UNITED STATES OF VENEZUELA  
MINISTRY OF FOREIGN AFFAIRS  
POLITICAL BUREAU  
Section of Inter-American Affairs  
No. 472

CARACAS, *February 18, 1943.*

MR. AMBASSADOR:

Authorized by my Government, I have the honor to record in this note, as a result of the conversations between Your Excellency and the undersigned and between the Minister of Health and Social Assistance and the Representative of the Institute of Inter-American Affairs of Washington, that the following has been agreed between the Government of the United States of Venezuela and the Government of the United States of America:

*First.*—The Government of the United States of Venezuela binds itself to create a special office that will be named "Oficina Cooperativa Interamericana de Salud Pública", which will serve as intermediary for cooperation between the Government of Venezuela and the Institute of Inter-American Affairs, a dependency of the Office of Coordinator of Inter-American Affairs. The Oficina Cooperativa Interamericana de Salud Pública will function as a dependency of the Ministry of Health and Social Assistance.

*Second.*—The Institute of Inter-American Affairs will be represented in Venezuela by a group of public officials to be known as a "Field Party, Institute of Inter-American Affairs in Venezuela". The head of the said group will be the representative of the Institute of Inter-American Affairs.

*Third.*—The Government of Venezuela and the Institute of Inter-American Affairs will agree with regard to the naming of the Director of the "Oficina Cooperativa Interamericana de Salud Pública".

*Fourth.*—The funds necessary for the execution of the work to be accomplished in Venezuela by the “Oficina Cooperativa Interamericana de Salud Pública” shall be provided by the equivalent of a sum not greater than nine hundred fifty thousand American dollars (\$950,000.—) which the Institute of Inter-American Affairs will contribute, by means of the delivery of construction materials, machines, implements, payment of labor, salaries of employees and whatever other supply in kind; and by the contribution of the Government of Venezuela which shall be two bolivares (Bs. 2.—) for each dollar that the Institute of Inter-American Affairs invests in Venezuela for this purpose.

*Fifth.*—The funds that the Institute of Inter-American Affairs will contribute will be applied exclusively to the intensification of the Anti-Malaria campaign in Venezuela, in conformity with the projects elaborated by the Division of Malariology, provided they are approved by the Ministry of Health and Social Assistance and the Representative in Venezuela of the Institute of Inter-American Affairs.

*Sixth.*—The referred to contribution of the Institute of Inter-American Affairs, will be furnished to the Division of Malariology in accordance with the requirements of the work undertaken and agreed to by the Ministry of Health and Social Assistance and the Representative in Venezuela of the Institute of Inter-American Affairs.

*Seventh.*—All contracts or agreements made between the “Oficina Cooperativa Interamericana de Salud Pública” and any other juridical entity or individual or any combination of juridical entities or individuals shall be effected in conformity with the general policy previously agreed upon by the Minister of Health and Social Assistance and the Director of the Oficina Cooperativa Interamericana de Salud Pública.

*Eighth.*—The Representative in Venezuela of the Institute of Inter-American Affairs shall present to the Division of Health and Sanitation of the Institute of Inter-American Affairs reports on the activities of the Oficina Cooperativa Interamericana de Salud Pública, every time that the Institute of Inter-American Affairs requests it.

*Ninth.*—The accounts and books of the Oficina Cooperativa Interamericana de Salud Pública shall be available at any time for inspection by the competent agency of the Government of Venezuela and by the Institute of Inter-American Affairs.

*Tenth.*—The Oficina Cooperativa Interamericana de Salud Pública, as a dependency of the Ministry of Health and Social Assistance, will enjoy the rights and privileges that the law accords to like official dependencies, for example and not exclusively, with regard to postal and telegraphic franking privileges, discounts with transportation companies, etc., and in the measure that the aforementioned dependencies enjoy customs exoneration, they will be granted to the Oficina Cooperativa Interamericana de Salud Pública for the importation of merchandise destined for the use of the Oficina, it being understood that the Ministry can previously examine, as is done in the case of the other dependencies, the importation lists formulated.

*Eleventh.*—The salaries and expenses, including travel expenses of members of the “Field Party, Institute of Inter-American Affairs in Venezuela”, shall be paid by the Institute of Inter-American Affairs from funds exclusive of those constituting the contributions mentioned in clause Fourth.

*Twelfth.*—All work accomplished in conformity with this Agreement shall pass on to be the property of the Government of Venezuela.

*Thirteenth.*—No work shall be undertaken which will require materials the acquisition of which may obstruct any effort of continental defense, for war emergencies.

This note and Your Excellency’s reply in the same terms, will constitute an agreement with regard to the contents of the preceding clauses.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest consideration.

C PARRA PÉREZ

HIS EXCELLENCY FRANK P. CORRIGAN,  
*Ambassador Extraordinary and Plenipotentiary  
of the United States of America,  
City.*

*Agreement between the United States of America and Iran respecting the exchange of official publications. Effected by exchange of notes signed at Tehran August 21, 1943; effective August 21, 1943.*

August 21, 1943  
[E. A. S. 349]

*The American Minister to the Iranian Minister for Foreign Affairs*

LEGATION OF THE  
UNITED STATES OF AMERICA

No. 588

*Tehran, August 21, 1943.*

EXCELLENCY:

I have the honor to refer to Your Excellency's Note No. 31823/2547 dated January 31, 1943, [1] and to earlier correspondence regarding the exchange of official publications between the United States of America and Iran.

It gives me pleasure to inform you that my Government will be glad to undertake an exchange of official publications with the Imperial Government of Iran to be carried out in accordance with the following provisions:

1. The official exchange offices for transmission of publications shall be, on the part of the United States of America, the Smithsonian Institute, and on the part of Iran, the Imperial Ministry of Education.

2. The publications shall be received on behalf of the United States of America by the Library of Congress; and on behalf of Iran by the Ministry of Education.

3. The Government of the United States of America shall furnish regularly one copy of each of the official publications included in the attached list No. 1. This list shall be extended to include, without the necessity of subsequent negotiation, any new important publications that may be included by any agency of the United States Government in the future.

*Post.*, p. 1139.

4. The Imperial Government of Iran shall furnish regularly one copy of each of the official publications included in the attached list No. 2. This list shall be extended to include, without the necessity of subsequent negotiation, any new important publications that may be included by any agency of the Imperial Government in the future.

*Post.*, p. 1141.

5. With respect to the Government offices which are not issuing publications at present and are not mentioned on the attached lists, it is understood that such publications as they may issue in the future shall be supplied under the interchange agreement at the rate of one copy.

<sup>1</sup> [Not printed.]

6. Each party to the agreement shall bear the postal, railroad, steamship and other charges arising in its own country.

7. Both parties express their willingness as far as possible to expedite shipments.

8. This agreement does not cover confidential publications, circulars, and other documents of a private nature of the two Governments.

9. This agreement shall not be understood to modify any agreement concerning the exchange of official publications which may be in effect between departments or instrumentalities of the two Governments.

If the Imperial Government is in accord with the foregoing, my Government will, upon the receipt of a corresponding note from Your Excellency, consider the agreement concluded and in effect from today.

I avail myself of this opportunity to renew to Your Excellency the assurance of my highest consideration.

LOUIS G. DREYFUS, Jr.

Enclosures:

2 lists.

His Excellency

MOHAMMED SAED,

*Minister of Foreign Affairs,*

*Tehran.*

*The Iranian Minister for Foreign Affairs to the American Minister*

اداره ستیم سیاسی  
شماره ۳۷۷۰ / ۱۴۰۹۱۰۰۰  
تاریخ ۲۹ مرداد ۱۳۲۲  
پهوست. پریست. پریست. پریست.

جناب آقای وزیر مختار

محترماً وصول نامه مورخ ۲۱ اوت ۱۹۴۳ شماره ۵۸۸ جنابعالی را راجع ببیادله نشریات رسمی بین دولت شاهنشاهی ایران و کشورهای متحده آمریکا شمالی اشعار داشته و امکان مقرر موافقت دولت شاهنشاهی ایران را نسبت باین موضوع باستحضار میرسانند.

دولت شاهنشاهی تقبل مینماید طبق مقررات زیر نشریات رسمی خود را بانشریات رسمی کشورهای متحده آمریکا شمالی مبادله نماید.

۱- ارسال نشریات از ایران بوسیله وزارت فرهنگ و از آمریکا توسط بنسنگاه ( Smithsonian ) بعمل خواهد آمد.

۲- دریافت کننده نشریات در ایران وزارت فرهنگ و در آمریکا کتابخانه کنگره خواهند بود.

۳- دولت شاهنشاهی ایران مرتباً يك نسخه از هر يك از نشریات رسمی خود را که در صورت پیوست شماره (۱) شرح داده شده است ارسال خواهد داشت و در آتی نیز هر قسم نشریات مهم جدیدی که هر يك از موسسات دولت شاهنشاهی منتشر نمایند بدون آنکه لازم بذاکرات جدیدی باشد بصورت نامبرده افزوده خواهد شد.

۴- دولت کشورهای متحده آمریکا شمالی مرتباً يك نسخه از هر يك از نشریات رسمی خود را که در صورت پیوست شماره (۲) شرح داده شده است ارسال خواهد داشت و در آتی نیز هر قسم نشریات مهم جدیدی که هر يك از موسسات دولت آمریکا منتشر نمایند بدون آنکه لازم بذاکرات جدیدی باشد بصورت نامبرده افزوده خواهد شد.

۵- در خصوص دواثر دولتی که فعلاً نشریاتی ندارند و در صورتی پیوست ذکر نشده است چنین موافقت میشود که هرگاه در آتی نشریاتی بطبع رسانند طبق این موافقتنامه از هر کدام يك نسخه ارسال دارند.

۶- هر يك از طرفین عهده دار هزینه پست و راه آهن و کشتی و دیگر مخارجی که در کشور هر کدام پیش میاید خواهند بود.

۷- طرفین تمایل خود را به تسریع ارسال نشریات تا حد امکان ابراز میدارند.

۸- این موافقت نامه شامل نشریات و بخشنامه های محرمانه و همچنین سایر اسناد خصوصی دولتی نخواهد بود.

جناب آقای لوی. جی. د ریوس - وزیر مختار کشورهای متحده آمریکا  
تهران



صفحه (۲)

۱- این موافقتنامه هیچ تغییری در هر قرارداد دیگری که در خصوص مبادله نشسریات رسمی بین دو اثریانیانند گیهای دولتی بسته شده است و قوه خود باقی باشد نخواهد داد.

اجرای این موافقتنامه از تاریخ ۲۹ مرداد ۱۳۲۴ مطابق ۲۱ اوت ۱۹۴۳ خواهد

پسرد.

موقع را مقتضی شمرده احترامات فائقه را تقدیم میدارد.



وزارت امور خارجه <sup>1</sup>

پهوست شماره ( ۱ )

	وزارت بازرگانی	۱- نامه اقتصاد و بازرگانی
بزياج فارسى	بانكلى	۲- نامه بانك ملي ايران
" " فرانسه	" "	۳- " " " " "
	اداره شهردارى	۴- نامه شهردارى
	اداره كل شهريانى	۵- نامه شهريانى
	وزارت دادگستري	۶- مجله رسى وزارت دادگستري
	وزارت دادگستري	۷- مجموعه حقوقى
	وزارت بازرگانى	۸- نامه بازرگانى
	وزارت كشاورزى	۹- نامه كشاورزى
	اداره كل كمرك	۱۰- مجله كمرك
	اداره دامپزشكى وزارت كشاورزى	۱۱- نامه دامپزشكى
	وزارت راه	۱۲- نامه راه
	آفام مسعودى	۱۳- اطاق تجارت بازرگانى
	كاربردازى مجلس شورى ملي	۱۴- مذاكرات مجلس
	اداره موسيقى كشور	۱۵- مجله موسيقى
	اداره كل نگارش	۱۶- مجله آموزش و پرورش
	" " "	۱۷- سالنامه آمار
	اداره كل كمرك	۱۸- سالنامه آمار كمرك
	وزارت پست و تلگراف	۱۹- سالنامه پست و تلگراف
	وزارت جنگ	۲۰- مجله ارتش

<sup>1</sup> [For English text of list of official publications to be furnished regularly by the Iranian Government, see p. 1141.]

[Translation]

MINISTRY OF FOREIGN AFFAIRS,  
THIRD POLITICAL DIVISION

No. 3770/14410

*August 21, 1943 (Mordad 29, 1322)*

MR. MINISTER:

I have the honor to acknowledge the receipt of Your Excellency's Note No. 588 dated August 21, 1943, regarding the exchange of official publications between the Imperial Iranian Government and the United States of America, and it gives me the greatest pleasure to inform you that the Imperial Iranian Government is in accord.

The Imperial Government will be glad to undertake an exchange of official publications with the United States of America to be carried out in accordance with the following provisions:

1. The official exchange offices for transmission of publications shall be, on the part of Iran, the Ministry of Education, and on the part of the United States of America, the Smithsonian Institute.

2. The publications shall be received on behalf of Iran by the Ministry of Education, and on behalf of the United States of America by the Library of the Congress.

3. The Imperial Government of Iran shall furnish regularly one copy of each of the official publications included in the attached list No. 1. This list shall be extended to include, without the necessity and subsequent negotiations, any new important publications that may be included by any agency of the Imperial Government in the future.

4. The Government of the United States of America shall furnish regularly one copy of each of the official publications included in the attached list No. 2. This list shall be extended to include, without the necessity of subsequent negotiation, any new important publications that may be included by any agency of the United States Government in the future.

5. With respect to the Government offices which are not issuing publications at present and are not mentioned on the attached lists, it is understood that such publications as they may issue in the future shall be supplied under the interchange agreement at the rate of one copy.

6. Each party to the agreement shall bear the postal, railroad, steamship and other charges arising in its own country.

7. Both parties express their willingness as far as possible to expedite shipments.

8. This agreement does not cover confidential publications, circulars, and other documents of a private nature of the two Governments.

9. This agreement shall not be understood to modify any agreement concerning the exchange of official publications which may be in effect between departments or instrumentalities of the two Governments.

*Post, p. 1139.**Post, p. 1141.*

This agreement will go into effect as of Mordad 29, 1322, corresponding to August 21, 1943.

I avail myself of this opportunity to renew to Your Excellency the assurance of my highest consideration.

MOHAMMED SAED

Enclosures :

Two lists

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LIST No. 1

OFFICIAL PUBLICATIONS TO BE FURNISHED REGULARLY BY THE UNITED STATES GOVERNMENT

CONGRESS OF THE UNITED STATES

House Journal  
Senate Journal  
Code of Laws and supplements

PRESIDENT OF UNITED STATES

Annual messages to Congress

DEPARTMENT OF AGRICULTURE

Annual Report of the Secretary of Agriculture  
Farmers' Bulletins  
Yearbook

DEPARTMENT OF COMMERCE

Annual Report of the Secretary of Commerce  
*Bureau of the Census*  
Reports  
Abstracts  
Statistical Abstract of the United States (annual)  
*Bureau of Foreign and Domestic Commerce*  
Commerce Reports (weekly)  
Foreign Commerce and Navigation of the United States (annual)  
Survey of Current Business (monthly)  
Trade Information Bulletins  
Foreign Commerce Yearbook (annual)  
*National Bureau of Standards*  
Technical News Bulletin  
*Weather Bureau*  
Monthly Weather Review

DEPARTMENT OF JUSTICE

Annual Report of the Attorney General

DEPARTMENT OF LABOR

Annual Report of the Secretary of Labor  
*Bureau of Labor Statistics*  
Bulletins  
Monthly Labor Review

DEPARTMENT OF STATE

Department of State Bulletin  
Inter-American Series  
Foreign Relations of the United States (annual)  
Statutes at Large  
Treaty Series

**DEPARTMENT OF THE INTERIOR**

Annual Report of the Secretary of the Interior

*Fish and Wild Life Service*

Bulletins

Investigational Reports

*Bureau of Mines*

Minerals Yearbook

*Bureau of Reclamation*

New Reclamation Era (monthly)

*National Park Service*

General Publications

**DISTRICT OF COLUMBIA**

Annual Report of the Government of the District of Columbia

Annual Report of the Public Utilities Commission

**FEDERAL SECURITY AGENCY***Office of Education*

School Life (monthly)

*Public Health Service*

Public Health Reports (weekly)

**FEDERAL WORKS AGENCY***Public Roads Administration*

Public Roads (monthly)

**SOCIAL SECURITY BOARD**

Social Security Bulletin (monthly)

**INTERSTATE COMMERCE COMMISSION**

Annual Report

**LIBRARY OF CONGRESS**

Annual report of the Librarian of Congress

**NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS**

Annual Report with technical reports

**NATIONAL ARCHIVES**

Annual Report

**NATIONAL MUSEUM**

Annual Report

**NAVY DEPARTMENT**

Annual Report of the Secretary of the Navy

*Nautical Almanac Office*

American Ephemeris and Nautical Almanac

**POST OFFICE DEPARTMENT**

Annual Report of the Postmaster General

**SMITHSONIAN INSTITUTION**

Annual Report

**TREASURY DEPARTMENT**

Annual Report on the State of the Finances

*Bureau of Internal Revenue*

Annual Report of the Commissioner

*Bureau of Mint*

Annual Report of the Director

*Comptroller of Currency*

Annual Report

**WAR DEPARTMENT**

Annual Report

## LIST NO. 2

OFFICIAL PUBLICATIONS TO BE FURNISHED REGULARLY BY THE IRANIAN  
GOVERNMENT

1. Economic and Commercial Review, Ministry of Commerce.
2. Bulletin of the Banque Mellié Iran, Banque Mellié Iran, In Persian.
3. Bulletin of the Banque Mellié Iran, Banque Mellié Iran, In French.
4. Municipal Review, Municipality.
5. Police Review, Imperial Police.
6. Registration Review, Department of Registration of Documents.
7. Juridical Collection, Ministry of Justice.
8. Trade Review, Ministry of Commerce.
9. Agricultural Review, Ministry of Agriculture.
10. Customs Bulletin, Customs Administration.
11. Veterinary Review, Veterinary Division, Ministry of Agriculture.
12. Road Review, Ministry of Roads.
13. Review of Chamber of Commerce, Mr. Mass'oudi
14. Parliamentary Proceedings (Records of the Majlis), Supply Service of the  
Majlis.
15. Musical Review, Musical Division (Ministry of Education).
16. Educational Review, Publications Division of the Ministry of Education.
17. Yearbook and Statistics of the Ministry of Education.
18. Customs Yearbook and Statistics, Customs Administration.
19. Yearbook of Posts and Telegraphs, Ministry of Posts and Telegraphs.
20. Army Review, Ministry of War.

June 10, 1943  
[E. A. S. 350]

*Agreement between the United States of America and the Dominican Republic approving memorandum of understanding dated May 20, 1943 respecting the purchase by the United States of exportable surpluses of Dominican rice, corn, and peanut meal. Effected by exchange of notes signed at Ciudad Trujillo June 10, 1943.*

*The American Ambassador to the Dominican Secretary of State for Foreign Affairs*

EMBASSY OF THE  
UNITED STATES OF AMERICA  
*Ciudad Trujillo, D.R., June 10, 1943.*

No. 105

EXCELLENCY:

I have the honor to refer to recent conversations held in Washington between the Ambassador of the Dominican Republic, Dr. Jesús María Troncoso, the Special Representative of the Dominican Government, Sr. Manuel de Moya, and representatives of the interested agencies of my Government, regarding the purchase by the Government of the United States of the exportable surplus of a number of Dominican food products.

I enclose herewith a "Memorandum of Understanding" containing a statement of the agreements which were arrived at as a result of the conversations to which reference has been made. If the understanding set forth in the memorandum is acceptable to the Government of the Dominican Republic, this note and Your Excellency's reply thereto will be regarded as placing on record the agreement between our Governments regarding these matters.

Furthermore, I am authorized by my Government to suggest that at Your Excellency's convenience I shall be happy to continue in this capital the discussions concerning other agricultural products which were mentioned in the conversations held in Washington but which have not yet become the subject of an agreement between the two Governments.

Accept, Excellency, the assurances of my most distinguished consideration.

A. M. WARREN

His Excellency

ARTURO DESPRADEL,

*Secretary of State for Foreign Affairs  
of the Dominican Republic*

May 20, 1943.

MEMORANDUM OF UNDERSTANDING

1. Representatives of the Governments of the United States and of the Dominican Republic have discussed the program of the Dominican Government for agricultural diversification and the supplying of foodstuffs for distribution where needed in other areas of the Caribbean and elsewhere.

2. To aid in this objective the Government of the United States, through its agency, the Commodity Credit Corporation or its nominee, agrees to purchase from this date until July 1, 1945 the entire exportable surplus of rice grown in the Dominican Republic upon the following basis: Commodity Credit Corporation will pay \$7.90, United States currency, per hundred pounds for milled rice, f.a.s. vessel, or warehouse designated by Commodity Credit Corporation, official shipped weight final at Monte Cristi, Puerto Plata, Sánchez, San Pedro de Macorís, La Romana, or Ciudad Trujillo, Dominican Republic. The port of delivery shall be the one designated by Commodity Credit Corporation. The rice shall be delivered in sound usable bags, the cost of which is included in the price. Rice will be accepted, subject to inspection by an approved representative of Commodity Credit Corporation, which is of a quality equal to or better than the requirements for Grade No. 5 (Classes I to VII), as defined in the official Milled Rice Standards of the United States, effective May 15, 1942. The rice shall be reasonably well milled and may be dark gray or rosy in color. Requirements for Grade U.S. No. 5 milled rice (classes I to VII) follow: The number of cereal grains, seeds, and heat-damaged kernels in 500 grams shall not exceed a total of 25, of which there shall be not more than 15 heat-damaged kernels and seeds (singly or combined). The quantity of red rice and damaged kernels other than heat-damaged (singly or combined) shall not exceed 6 per cent. The quantity of chalky kernels shall not exceed 6 per cent. The quantity of broken kernels shall not exceed a total of 35 per cent of which there shall be not more than 1 per cent through No. 6 sieve. If a mixture of other classes exceeds 10 per cent the rice is classified and graded as mixed rice.

Rice.

3. The Government of the United States, through its agency the Commodity Credit Corporation or its nominee, agrees to purchase from July 1, 1943 to July 1, 1945 the entire exportable surplus of corn grown in the Dominican Republic upon the following basis: Commodity Credit Corporation will pay \$2.00, United States currency, per hundred pounds, for shelled corn, f.a.s. vessel, or warehouse designated by Commodity Credit Corporation, official shipped weight final at Monte Cristi, Puerto Plata, Sánchez, San Pedro de Macorís, La Romana, or Ciudad Trujillo, Dominican Republic. The port of delivery shall be the one designated by Commodity Credit Corporation. The corn shall be delivered in sound usable bags, the cost of which is included in the price. Shelled corn will be accepted, subject to inspection by an approved representative of Commodity Credit Corporation, which is sound, merchantable, and not sour, musty,

Corn.

heating or weevily, which does not have any commercially objectionable foreign odor, which is No. 3 or better Yellow Flint Corn and will at least meet the requirements for No. 3 Yellow Flint Corn as defined in the official Grain Standards of the United States. The definition for No. 3 Yellow Flint Corn is as follows: "The corn shall be shelled, free from weevils, and shall weigh not less than 51 pounds per bushel. It shall contain not more than 4 per cent of cracked corn and foreign material, not more than a total of 7 per cent of damaged kernels of which not more than 0.5 per cent may be heat-damaged and shall not contain more than 17.5 per cent of moisture."

Peanut meal.

4. The Government of the United States through its agency, the Commodity Credit Corporation, or its nominee, agrees to purchase from July 1, 1943 to July 1, 1945, the entire exportable surplus of peanut meal produced in the Dominican Republic upon the following basis: Commodity Credit Corporation will pay \$35.00 United States Currency per short ton (2000 U.S. pounds) for peanut meal, f.a.s. vessel, or warehouse designated by Commodity Credit Corporation, at Monte Cristi, Puerto Plata, San Pedro de Macoris, La Romana, Sánchez or Ciudad Trujillo, Dominican Republic. The port of delivery shall be the one designated by Commodity Credit Corporation. Peanut meal will be accepted which is prepared in accordance with good commercial practice by the expeller or hydraulic process, and shall be finely ground and free from lumps. The meal shall contain not less than 50 per cent of protein ( $N \times 6.25$ ), calculated on a moisture free basis, and shall contain not more than 10.0 per cent of moisture. (Meal containing 50 per cent of protein calculated on a moisture free basis is equivalent to meal containing 45 per cent of protein on a 10 per cent moisture basis.) For peanut meal containing less than 50 per cent protein, Commodity Credit Corporation shall pay 75 cents a ton less for each percentage point or fraction thereof less than 50 per cent. Peanut meal shall be delivered in sound usable bags, the cost of which is included in the price. Official shipped weights shall be final. All acceptances shall be subject to inspection by an approved representative of Commodity Credit Corporation.

Notice of amounts available for sale.

5. The Government of the Dominican Republic through its appropriate agency agrees to transmit to the Commodity Credit Corporation or its representative on January 1, April 1, July 1, and October 1 of each year for the duration of this Memorandum, written statements as to the amount of rice, corn, and peanut meal which it expects to have available for sale to the Commodity Credit Corporation for the three months' period immediately following.

Commodity Credit Corporation representative.

6. A representative of the Commodity Credit Corporation will be stationed in the Dominican Republic to make the purchases of rice, corn, and peanut meal on the bases hereinbefore stated. The Dominican Government agrees to give this representative adequate notice as to the quantities of the foregoing commodities available for sale and to inform the representative whenever there exist exportable surpluses of soyabean oil or of peanut oil.

Soyabean oil; peanut oil.

7. The Dominican Government agrees to forbid the exportation of corn and peanut meal from July 1, 1943 until July 1, 1945 except by the Commodity Credit Corporation or its nominee. The Dominican Government agrees to forbid the exportation of rice from the present date until July 1, 1945 except by the Commodity Credit Corporation or its nominee.

Limitation on certain exports.

8. Payments for purchases will be effected by appropriate letters of credit opened in Ciudad Trujillo by the Commodity Credit Corporation or its nominee, in favor of the sellers. The prices hereinbefore stated include the payment by the sellers of all export taxes and other charges, fees or levies of whatsoever nature imposed by the Dominican Government.

Payments.

9. The "official shipped weight" mentioned in the paragraphs above shall be determined by the representative of the Commodity Credit Corporation stationed in the Dominican Republic.

Determination of "official shipped weight."

10. The phrase "exportable surplus" as used in this Memorandum shall include all amounts of a given commodity beyond those normally required for local consumption.

"Exportable surplus."

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*The Dominican Secretary of State for Foreign Affairs to the American Ambassador*

REPUBLICA DOMINICANA  
SECRETARIA DE ESTADO  
DE RELACIONES EXTERIORES

CIUDAD TRUJILLO,  
DISTRITO DE SANTO DOMINGO,  
*junio 10 de 1943.*

11549

SEÑOR EMBAJADOR:—

Tengo el honor de avisar recibo de la atenta nota de esta misma fecha, por la cual Vuestra Excelencia se sirve referirse a las conversaciones recientemente sostenidas en Washington entre el Embajador de la República Dominicana, Lic. Jesús Ma. Troncoso, y el representante especial del Gobierno dominicano, Señor Manuel de Moya, de una parte, y los representantes de los organismos interesados del Gobierno de los Estados Unidos de América, de otra parte, sobre la compra por parte de vuestro Gobierno del total de los excedentes exportables de determinados productos alimenticios dominicanos.

Adjunto a la citada nota, Vuestra Excelencia se sirve remitir un memorandum con las estipulaciones que fueron fijadas en las referidas conversaciones para el acuerdo que sobre esta materia podría concluirse entre los Gobiernos de ambos países, y se sirve expresar además, que si esas estipulaciones que figuran en el indicado memorandum son aceptables por parte del Gobierno dominicano, vuestra referida nota y la de respuesta de esta Cancillería serían consideradas como constancia del acuerdo de los dos Gobiernos sobre la materia.

El expresado memorandum que se ha servido remitir Vuestra Excelencia con la citada nota, copiado a la letra dice así:—

“Memorandum de Acuerdo.—20 de mayo de 1943.

“1.—Representantes de los Gobiernos de los Estados Unidos y de la República Dominicana han discutido el proyecto del Gobierno dominicano de diversificación agrícola y de abastecimiento de los mercados del Caribe y de otras zonas con productos alimenticios donde fuesen requeridos.

“2.—Para ayudar a lograr este objetivo, el Gobierno de los Estados Unidos, por conducto de su Negociado la “Commodity Credit Corporation” o sus Agentes, se compromete a comprar desde esta fecha hasta el 1º de julio 1945 el entero excedente exportable del arroz cultivado en la República Dominicana, bajo las condiciones siguientes: “La Commodity Credit Corporation” pagará \$7.90 en moneda corriente de los Estados Unidos por 100 libras de arroz descascarado libre al costado del buque o en depósitos designados por dicha corporación, por peso de embarque final y oficial en Monte Cristi, Puerto Plata, Sánchez, San Pedro de Macoris, La Romana o Ciudad Trujillo, República Dominicana. El puerto de entrega también será designado por la “Commodity Credit Corporation”.

“El arroz debe ser entregado en sacos en buena condición (sanos y utilizables) cuyo costo está incluido en el precio. El arroz será aceptado, sujeto a inspección de un representante competente de la “Commodity Credit Corporation”, debiendo ser su calidad igual o mejor que la requerida para el tipo Núm. 5 (Clases I al VII) como se define por las Normas Oficiales del arroz descascarado en los Estados Unidos, efectivas a partir del 15 de mayo de 1942. El arroz debe estar razonablemente bien descascarado y puede ser de color gris oscuro o rosado. Los requisitos para el Tipo US Núm. 5 de arroz descascarado (clases I al VII) son los siguientes: El número de granos de cereales, semillas y granos chamusqueados en 500 gramos no debe exceder un total de 25, de los cuales no debe haber más de 15 granos chamusqueados o semillas (solos o combinados). La cantidad de granos rojos y dañados que no sean chamusqueados (solos o combinados) no debe exceder de 6%. La cantidad de granos “calizos” no debe exceder de 6%. La cantidad de granos rotos no debe exceder un total de 35%, del cual no debe haber más de 1% que pase por cedazo Núm. 6 Si una mezcla de otras clases excede de 10%, el arroz se clasificará como de tipo mezclado.

“3.—El Gobierno de los Estados Unidos, por conducto de su Negociado “Commodity Credit Corporation” o sus Agentes, se compromete a comprar, a partir del 1º de julio de 1943 hasta el 1º de julio de 1945, el entero excedente exportable de maíz cosechado en la República Dominicana bajo las condiciones siguientes:

“La “Commodity Credit Corporation” pagará \$2.00 moneda corriente de los Estados Unidos por 100 libras de maíz en grano, libre al costado del buque, o en depósitos designados por la misma corporación, peso de embarque oficial y final en los puertos de Monte Cristi, Puerto Plata, Sánchez, San Pedro de Macoris, la Romana o Ciudad Trujillo, R.D.

“El puerto de entrega será designado por la “Commodity Credit Corporation”. El maíz debe ser entregado en sacos sanos y utilizables, cuyo costo está incluido en el precio. El maíz en grano será aceptado, sujeto a la inspección de un representante competente de la “Commodity Credit Corporation”; debe ser sano, comerciable y no ácido, mohoso, fermentado o con gorgojos, ni debe tener un olor extraño que perjudique su venta; y debe ser igual o mejor que el tipo Núm. 3 “Yellow Flint Corn” o reunir los requisitos para ese tipo como se definen por las Normas Oficiales de Cereales en los Estados Unidos. La definición para el tipo Núm. 3 es como sigue: “El maíz debe ser desgranado, libre de gorgojos y no debe pesar menos de 51 libras por “bushel”. No debe contener más de un 4% de granos partidos o materias extrañas, o no más de un 7% de granos dañados, del cual no debe haber más de  $\frac{1}{2}$ % chamusqueado y no debe contener más de un 17 $\frac{1}{2}$ % de humedad.

“El Gobierno de los Estados Unidos por conducto de su Negociado, la “Commodity Credit Corporation” o sus Agentes, se compromete a comprar el entero excedente exportable de tortas (harina) de maní, desde el 1º. de julio de 1943 al 1º. de julio de 1945, bajo las condiciones siguientes:

“La “Commodity Credit Corporation” pagará \$35.00 en moneda corriente de los Estados Unidos, por tonelada corta (2000 lbs. americanas) de tortas (harina) de maní, libre al costado del buque o en depósitos designados por la “Commodity Credit Corporation” en Monte Cristi, Puerto Plata, San Pedro de Macoris, La Romana, Sánchez o Ciudad Trujillo, R.D. El puerto de entrega será designado por la “Commodity Credit Corporation”. Se aceptará la harina de maní que esté preparada de acuerdo con la buena práctica comercial, por el proceso de exprimidor o prensa hidráulica, que haya sido molida finamente y esté libre de terrones. La harina no debe contener menos de un 50% de proteína ( $N \times 6.25$ ), calculado en seco, y no debe contener más de un 10% de humedad. (La harina que contiene 50% de proteína, calculado en seco, equivale a la que contiene 45% de proteína a base de 10% de humedad). Por la harina de maní que contenga menos de 50% de proteína la “Commodity Credit Corporation” pagará 75 centavos menos por tonelada, por cada punto de porcentaje o fracción que contenga menos de 50%. La harina de maní debe entregarse en sacos sanos y utilizables, cuyo costo está incluido en el precio. Los pesos de embarque oficiales serán los finales. La aceptación estará sujeta a la inspección de un representante competente de la “Commodity Credit Corporation”.

“5.—El Gobierno de la República Dominicana se compromete a transmitir, por conducto de su Negociado competente a la “Commodity Credit Corporation” o sus Agentes, los días 1º. de enero, 1º. de abril, 1º. de julio y 1º. de octubre de cada año, mientras dure el acuerdo, informes escritos de la cantidad de arroz, maíz y harina de maní que se espera tener disponible para ser vendido a la “Commodity Credit Corporation” durante el trimestre siguiente inmediato.

"6.—Un representante de la "Commodity Credit Corporation" estará estacionado en la República Dominicana para efectuar las compras de arroz, maíz y harina de maní bajo las condiciones susodichas. El Gobierno dominicano conviene en avisar oportunamente a este representante en cuanto a las cantidades disponibles de los citados productos y en informarle donde exista algún excedente exportable de aceite de soya o de maní.

"7.—El Gobierno dominicano se compromete a prohibir la exportación de maíz y de harina de maní a partir del 1º. de julio de 1943 hasta el 1º. de julio de 1945, excepto por la "Commodity Credit Corporation" o su Agente. El Gobierno dominicano conviene también en prohibir la exportación de arroz, a partir de esta fecha hasta el 1º. de julio de 1945, excepto por la "Commodity Credit Corporation" o su Agente.

"8.—Los pagos de las compras se efectuarán por medio de créditos apropiados abiertos en Ciudad Trujillo por la "Commodity Credit Corporation" o su Agente, a favor de los vendedores.

"Los precios arriba mencionados incluyen todo impuesto sobre exportación u otro gasto, honorario o cargo de cualquier naturaleza establecido por el Gobierno dominicano que será pagado por el vendedor.

"9.—El "peso de embarque oficial" mencionado en los párrafos que anteceden debe ser determinado por el representante de la "Commodity Credit Corporation" estacionado en la República Dominicana.

"10.—La frase "excedente exportable" utilizada en este memorandum debe incluir toda cantidad de un producto en particular no requerido normalmente para el consumo local".

En respuesta a dicha nota, tengo el honor de expresar a Vuestra Excelencia que el Gobierno dominicano acepta las precedentes estipulaciones como constitutivas del acuerdo que se concluya entre ambos Gobiernos para la venta de los excedentes exportables de los productos alimenticios dominicanos a que se refieren de manera limitativa dichas estipulaciones.

Como consecuencia de esa aceptación el Gobierno dominicano tiene interés en hacer las aclaraciones que se detallan a continuación:

1º.) Las obligaciones que contrae el Gobierno dominicano mediante dichas estipulaciones, en modo alguno alcanzan ni se refieren a los permisos de exportación expedidos por las autoridades competentes dominicanas con anterioridad a la fecha de esta nota, en favor de las firmas exportadoras radicadas en este país y sobre los siguientes productos de los comprendidos en las referidas estipulaciones:

*Maíz:*

Sociedad Comercial Exportadora, C. por A . . . . .	493. 890 k.
Munné & Co. C. por A . . . . .	1. 323. 722
Francisco Marcano . . . . .	77. 114
Teodoro Morales . . . . .	111. 551
Cia. Antillana de Importación & Exportación, C. por A . . . . .	817. 922
Richo M. Schiffino . . . . .	125. 000
J. Arismendi Trujillo Molina . . . . .	266. 170
Pascual Negroni (Representante de Bonnin & Co.) . .	200. 000

TOTAL: . . . . . 3. 415. 369 kgs.

o sea: 75.292 quintales.

*Arroz:*

Baduí M. Dumit & Co. . . . . 3.000 quintales

Este arroz es destinado a Aruba y de esta cantidad están despachando en fecha de hoy, desde el muelle de Monte Cristi 1.500 quintales.

2º.) La aceptación que imparte el Gobierno dominicano es en el entendido de que las autoridades competentes del Gobierno de los Estados Unidos de América levantarán la suspensión que han impartido de las licencias de exportación y las prioridades concedidas para el embarque a la República Dominicana de las maquinarias e implementos agrícolas para la intensificación y desarrollo de la agricultura en nuestro país, cuya adquisición ha contratado el Gobierno dominicano al amparo del proyecto Núm. 11 del Crédito Núm. 266 concedido por el Export and Import Bank of Washington, el cual proyecto ha sido aprobado por la suma de \$300.000.00.

Sírvase aceptar, Excelencia, las seguridades de mi más alta y distinguida consideración.

A. DESPRADEL

A Su Excelencia

AVRA M. WARREN,

*Embajador Extraordinario y Plenipotenciario  
de los Estados Unidos de América,  
Su Embajada.*

[Translation]

DOMINICAN REPUBLIC  
DEPARTMENT OF STATE  
FOR FOREIGN AFFAIRS

CIUDAD TRUJILLO,  
DISTRICT OF SANTO DOMINGO,

11549

*June 10, 1943.*

MR. AMBASSADOR:

I have the honor to acknowledge the receipt of the kind note of this same date, in which Your Excellency is good enough to refer to the conversations recently held in Washington between the Am-

bassador of the Dominican Republic, Lic. Jesús Ma. Troncoso, and the special representative of the Dominican Government, Mr. Manuel de Moya, on the one hand, and the representatives of the interested agencies of the Government of the United States of America, on the other, regarding the purchase by your Government of all exportable surpluses of certain Dominican food products.

Your Excellency is good enough to transmit a memorandum, attached to the said note, with the stipulations which were fixed in the above-mentioned conversations for the agreement which might be concluded on this subject between the Governments of the two countries, and you are good enough to add that if these stipulations which are found in the said memorandum are acceptable to the Dominican Government, your above-mentioned note and this Chancelry's note in reply would be considered as placing on record the agreement of the two Governments on the subject.

The above-mentioned memorandum which Your Excellency was good enough to transmit with your note, copied literally reads as follows:

[For English version of the memorandum of May 20, 1943, see *ante*, p. 1143.]

In reply to the said note, I have the honor to inform Your Excellency that the Dominican Government accepts the foregoing stipulations as constituting the agreement which is concluded between the two Governments for the sale of the exportable surpluses of the Dominican food products which are referred to limitatively in the said stipulations.

As a consequence of this acceptance the Dominican Government is interested in making the clarifications which are detailed below:

(1) The obligations contracted by the Dominican Government by the said stipulations in no way affect nor refer to the export permits issued by the competent Dominican authorities prior to the date of this note to the exporting firms situated in this country and concerning the following products covered by the above-mentioned stipulations:

*Corn:*

Sociedad Comercial Exportadora, C. por A. . . . .	493, 890 kgs.
Munné & Co. C. por A . . . . .	1, 323, 722 "
Francisco Marcano . . . . .	77, 114 "
Teodoro Morales . . . . .	111, 551 "
Cia. Antillana de Importación & Exportación, C. por A. . . . .	817, 922 "
Richo M. Schiffino . . . . .	125, 000 "
J. Arismendi Trujillo Molina . . . . .	266, 170 "
Pascual Negroni (Representative of Bonnin & Co.) . .	200, 000 "
TOTAL . . . . .	3, 415, 369 "

or: 75, 292 quintals.

*Rice:*

Baduf M. Dumit & Co . . . . . 3,000 quintals

This rice is consigned to Aruba and of this quantity 1,500 quintals are being shipped today, from the Monte Cristi dock.

(2) The acceptance which the Dominican Government gives is with the understanding that the competent authorities of the Government of the United States of America will lift the suspension they have placed on the export licenses and priorities granted for the shipment to the Dominican Government of the agricultural machinery and equipment for the intensification and development of agriculture in our country, the acquisition of which was contracted by the Dominican Government under Project No. 11 of Credit No. 266 granted by the Export-Import Bank of Washington, which project has been approved in the amount of \$300,000.

Please accept, Excellency, the assurances of my highest and most distinguished consideration.

A. DESPRADEL

His Excellency

AVRA M. WARREN,

*Ambassador Extraordinary and Plenipotentiary*

*of the United States of America,*

*Embassy.*

April 26, 1943  
[E. A. S. 351]

*Agreement between the United States of America and Mexico revising the agreement of August 4, 1942 respecting the temporary migration of Mexican agricultural workers. Effected by exchange of notes signed at Mexico City April 26, 1943.*

*The Mexican Minister of Foreign Relations to the American Ambassador*

SECRETARIA DE RELACIONES EXTERIORES  
ESTADOS UNIDOS MEXICANOS  
MEXICO

317

México, 26 de abril de 1943.

SEÑOR EMBAJADOR:

Con relación a las conversaciones celebradas en esta Secretaría entre representantes de la Embajada al digno cargo de Vuestra Excelencia y de la Farm Security Administration, por un lado, y de las Secretarías de Gobernación, de Agricultura y Fomento, del Trabajo y Previsión Social y de ésta de Relaciones, por el otro, con objeto de examinar las modificaciones que convendría introducir al arreglo del 4 de agosto de 1942, relativo a los trabajadores agrícolas que pasan a los Estados Unidos a prestar sus servicios, me es grato manifestar a Vuestra Excelencia lo siguiente:

El Gobierno de México, que se complace en prestar esta colaboración al de los Estados Unidos de América, agradece el espíritu comprensivo de que han dado muestra los representantes de la Embajada y de la Farm Security Administration y, en vista de ello, se permite someter a la aprobación de Vuestra Excelencia el texto que modificaría el ya citado arreglo del 4 de agosto de 1942, en la inteligencia de que estas modificaciones se aplicarán tanto a los trabajadores que fueron contratados en virtud del referido arreglo como a los que han venido siendo contratados y lo seguirán siendo de acuerdo con la solicitud del Gobierno de los Estados Unidos de América. Las modificaciones al arreglo del 4 de agosto de 1942 van escritas con mayúsculas:

“A efecto de fijar las bases sobre las cuales los trabajadores mexicanos pueden ser utilizados en los Estados Unidos y, al mismo tiempo, proveer los medios de que esos mismos trabajadores estén debidamente protegidos, se formulan las siguientes recomendaciones:

*Principios Fundamentales.*

Los mexicanos que sean contratados para trabajar en los Estados Unidos no podrán ser empleados en ningún servicio militar.

No sufrirán actos discriminatorios de ninguna naturaleza; (Orden del Ejecutivo núm. 8802, dictada en la Casa Blanca el 25 de junio de 1941).

Disfrutarán de las garantías de transporte, alimentos, hospedaje y repatriación que establece el artículo 29 de la Ley Federal del Trabajo, de México, QUE A CONTINUACION SE INSERTA:

“ART. 29.—TODO CONTRATO DE TRABAJO CELEBRADO POR TRABAJADORES MEXICANOS, PARA LA PRESTACION DE SERVICIOS FUERA DEL PAIS, DEBERA EXTENDERSE POR ESCRITO, SER LEGALIZADO POR LA AUTORIDAD MUNICIPAL DEL LUGAR DONDE SE CELEBRE Y VISADO POR EL CONSUL DE LA NACION DONDE DEBAN PRESTARSE LOS SERVICIOS. CONTENDRA, ADEMAS, COMO NECESARIOS PARA SU VALIDEZ, LAS SIGUIENTES ESTIPULACIONES SIN LAS CUALES NO PODRA SER LEGALIZADO:

I.—LOS GASTOS DE TRANSPORTE Y ALIMENTACION DEL TRABAJADOR Y DE SUS FAMILIARES, EN SU CASO, Y TODOS LOS QUE SE ORIGINASEN POR EL PASO DE LAS FRONTERAS Y CUMPLIMIENTO DE LAS DISPOSICIONES SOBRE MIGRACION O CUALQUIER OTRO CONCEPTO SEMEJANTE, SERAN POR CUENTA EXCLUSIVA DEL PATRON O CONTRATISTA;

II.—EL TRABAJADOR PERCIBIRA INTEGRO EL SALARIO CONVENIDO, SIN QUE PUEDA DESCONTARSELE CANTIDAD ALGUNA POR CUALESQUIERA DE LOS CONCEPTOS A QUE SE REFIERE EL INCISO ANTERIOR, Y

III.—EL EMPRESARIO O CONTRATISTA OTORGARA FIANZA Y CONSTITUIRA DEPOSITO EN EFECTIVO EN EL BANCO DEL TRABAJO, Y, EN SU DEFECTO, EN EL BANCO DE MEXICO, A ENTERA SATISFACCION DE LA AUTORIDAD DE TRABAJO RESPECTIVA, POR UNA CANTIDAD IGUAL A LA QUE IMPORTEN TODOS LOS GASTOS DE REPATRIACION DEL TRABAJADOR Y DE SU FAMILIA, Y LOS DE SU TRANSLADO HASTA EL LUGAR DE ORIGEN. UNA VEZ QUE EL EMPRESARIO COMPRUEBE HABER CUBIERTO DICHOS GASTOS O LA NEGATIVA DEL TRABAJADOR PARA VOLVER AL PAIS, Y QUE NO ADEUDA AL TRABAJADOR CANTIDAD ALGUNA POR CONCEPTO DE SALARIO O INDEMNIZACION A QUE TUVIERE DERECHO, LA AUTORIDAD DE TRABAJO ORDENARA LA DEVOLUCION DEL DEPOSITO O CANCELARA LA FIANZA OTORGADA.”

EN VISTA DE LAS OBLIGACIONES CONTRAIDAS POR EL GOBIERNO DE LOS ESTADOS UNIDOS EN LOS INCISOS A Y C DEL CAPITULO “TRANSPORTES” DEL PRESENTE ARREGLO, QUEDA ENTENDIDO QUE LAS PRESCRIPCIONES DEL PARRAFO 3 DEL ARTICULO 29 ARRIBA CITADO NO SE APLICARAN AL GOBIERNO DE LOS ESTADOS UNIDOS DE AMERICA, NO OBSTANTE LA INCLUSION DE LAS MISMAS EN EL PRESENTE TEXTO.

LOS NACIONALES MEXICANOS QUE ENTREN A LOS ESTADOS UNIDOS DE ACUERDO CON EL PRESENTE CONVENIO no serán empleados para desplazar a otros trabajadores ni para abatir salarios previamente establecidos. A fin de facilitar la mejor aplicación de las bases generales anteriores, se establecen las siguientes cláusulas:

(Al utilizarse aquí la palabra “empleador” se entenderá que se trata de la Farm Security Administration, del Departamento de Agricultura de los Estados Unidos de América; la palabra “subempleador” se aplicará al propietario o administrador de la finca o fincas en los Estados Unidos en las que prestarán sus servicios los trabajadores mexicanos; la palabra “trabajador” se aplicará al trabajador agrícola que emigre a los Estados Unidos sobre las bases que aquí se consignan).

#### *Contratos.*

a) Los contratos se harán entre el empleador y el trabajador bajo la supervisión del Gobierno de México y se redactarán en castellano.

b) El empleador contratará con el subempleador a efecto de garantizar la debida observancia de los principios contenidos en estas bases.

*Admision.*

a) Las autoridades sanitarias mexicanas cuidarán en los lugares de origen del trabajador, de que éste reúna las condiciones físicas necesarias.

*Transportes.*

a) Todos los gastos de transporte, alimentación y hospedaje desde los lugares de origen hasta los de destino, y regreso, así como los que se causen en la satisfacción de cualquier requisito de carácter migratorio, serán por cuenta del empleador.

b) El flete de los objetos de uso personal del trabajador, hasta un máximo de 35 kilos por persona, será por cuenta del empleador.

c) De conformidad con el artículo 29 de la Ley Federal del Trabajo de México, ARRIBA CITADO, se entenderá que el empleador cobrará del subempleador la totalidad o parte de los gastos consignados en las cláusulas (a) y (b) relativas al transporte.

*Trabajo y Salario.*

a) (1) LOS SALARIOS QUE SE PAGARAN AL TRABAJADOR SERAN—EN IGUALDAD DE CONDICIONES DENTRO DE LA MISMA REGION—LOS MISMOS QUE EN LAS RESPECTIVAS REGIONES DE DESTINO SE PAGUEN POR LABORES SIMILARES A LOS DEMAS TRABAJADORES. LOS TRABAJOS A DESTAJO SE ARREGLARAN EN FORMA TAL QUE EL TRABAJADOR DE HABILIDAD COMUN DISFRUTE DEL SALARIO ESTABLECIDO. LOS SALARIOS DE LOS TRABAJADORES PAGADOS POR HORA O A DESTAJO EN NINGUN CASO SERAN MENORES DE TREINTA CENTAVOS DE DOLAR POR HORA.

a) (2) Previa autorización del Gobierno Mexicano podrán pagarse salarios menores de los establecidos en la cláusula anterior a los emigrantes que se internen en los Estados Unidos como familiares del trabajador contratado y que, ya en el campo, sean susceptibles de convertirse también en trabajadores y que por sus condiciones de edad o de sexo no puedan rendir el promedio de trabajo ordinario.

b) El trabajador será empleado exclusivamente en el trabajo para el que haya sido contratado; cualquier cambio de actividad O CUALQUIER CAMBIO DE LOCALIDAD debe contar con el consentimiento expreso del propio trabajador y con la autorización del Gobierno Mexicano.

c) Será considerado improcedente cualquier cobro que a título de comisión o por cualquier otro concepto pretenda hacerse a los trabajadores.

d) Queda prohibido el trabajo para los menores de 14 años y éstos tendrán las oportunidades de educación con que cuentan los hijos de los demás trabajadores agrícolas.

e) El trabajador domiciliado en un campo de trabajo o en cualquier otro lugar de empleo, tendrá libertad para adquirir los artículos

de su consumo personal o del de sus familiares en donde le sea más conveniente.

f) LOS TRABAJADORES MEXICANOS RECIBIRAN HABITACIONES HIGIENICAS, ADECUADAS A LAS CONDICIONES FISICAS DE LA REGION, DEL TIPO DE LAS QUE USA UN TRABAJADOR COMUN EN LA MISMA; Y LOS SERVICIOS SANITARIOS Y LA ATENCION MEDICA DE QUE DISFRUTARAN SERAN IDENTICOS A LOS QUE RECIBAN LOS DEMAS TRABAJADORES AGRICOLAS EN LAS REGIONES EN QUE PRESTEN SUS SERVICIOS. TODO ESTO SIN COSTO PARA ELLOS.

g) Los trabajadores mexicanos admitidos de conformidad con estas bases, gozarán por lo que hace a enfermedades profesionales y accidentes de trabajo, de las mismas garantías que disfruten los demás trabajadores agrícolas, de acuerdo con la legislación de los Estados Unidos de América.

h) Los trabajadores admitidos de conformidad con estas bases pueden constituir agrupaciones y éstas nombrar libremente a sus representantes para tratar con los empleadores, quedando entendido que dichos representantes deben ser trabajadores pertenecientes a la agrupación respectiva. LOS CONSULES MEXICANOS, AUXILIADOS POR LOS INSPECTORES DEL TRABAJO DEL GOBIERNO MEXICANO QUE HAYAN SIDO RECONOCIDOS COMO TALES POR EL EMPLEADOR, EXTREMARAN LAS MEDIDAS DE PROTECCION A LOS INTERESES DE LOS TRABAJADORES MEXICANOS EN TODAS LAS CUESTIONES QUE LES AFECTEN, DENTRO DE LAS JURISDICCIONES CORRESPONDIENTES, Y TENDRAN LIBRE ACCESO A LOS LUGARES EN LOS QUE LOS TRABAJADORES MEXICANOS DESEMPEÑEN SUS LABORES. EL EMPLEADOR CUIDARA DE QUE LOS SUBEMPLEADORES PRESTEN TODA CLASE DE FACILIDADES A LOS CONSULES MEXICANOS Y A SUS AUXILIARES LOS INSPECTORES DEL TRABAJO DEL GOBIERNO MEXICANO PARA LA OBSERVACION DE LAS CLAUSULAS DEL PRESENTE CONTRATO.

i) HASTA EL 75% DEL TIEMPO POR EL CUAL HAYAN SIDO CONTRATADOS, EXCEPTUANDO LOS DOMINGOS, LOS TRABAJADORES MEXICANOS RECIBIRAN, DE PARTE DEL EMPLEADOR, A TITULO DE SUBSISTENCIA, LA CANTIDAD DE DLS. 3.00 DIARIOS POR EL PERIODO QUE ESTEN DESOCUPADOS. POR EL 25% RESTANTE DEL TIEMPO DEL CONTRATO Y DURANTE EL CUAL LOS TRABAJADORES PERMANEZCAN SIN TRABAJO Y SIEMPRE QUE ESTO NO SE DEBA A SU FALTA DE VOLUNTAD, RECIBIRAN ALOJAMIENTO Y ALIMENTOS SIN NINGUN COSTO PARA ELLOS.

En caso de que haya aumento en el costo de vida en los Estados Unidos, esto será motivo de reconsideración.

Los contratos "tipo" para los trabajadores, al ser sometidos a la consideración del Gobierno mexicano, llevarán previsiones definitivas para la determinación de subsistencias y pagos de conformidad con estas bases.

j) La fijación del término de los contratos, se hará de acuerdo con las autoridades de los respectivos países.

k) Al término de los contratos, si no hubiese renovación de los mismos, las autoridades americanas considerarán ilegal, desde el punto de vista migratorio, la permanencia del trabajador mexicano en territorio de los Estados Unidos, salvo casos de fuerza mayor.

*Fondo de Ahorro.*

a) La Agencia del Gobierno de los Estados Unidos respectiva, tendrá la responsabilidad de la custodia de las cantidades con que contribuyan los trabajadores mexicanos para la formación de su Fondo de Ahorro Campesino, hasta que sean transferidas a WELLS FARGO BANK AND UNION TRUST COMPANY, DE SAN FRANCISCO, POR CUENTA DEL BANCO DE MEXICO, S.A. EL CUAL TRASPASARA DICHOS FONDOS AL BANCO DE CREDITO AGRICOLA DE MEXICO. ESTE ULTIMO ASUME LA RESPONSABILIDAD POR EL DEPOSITO, GUARDA Y APLICACION O EN SU DEFECTO DEVOLUCION DE DICHAS CANTIDADES.

b) El Gobierno de México por conducto del Banco Nacional de Crédito Agrícola cuidará de la seguridad de los ahorros de los trabajadores para que se inviertan en la adquisición de implementos agrícolas, que de acuerdo con los permisos de exportación que el Gobierno de los Estados Unidos otorgue, puedan ser traídos por los trabajadores al repatriarse, en la inteligencia de que la Farm Security Administration recomendará para dichos implementos la prioridad correspondiente.

*Cantidades.*

Ante la imposibilidad de determinar desde luego la cantidad de trabajadores que puedan ser requeridos en los Estados Unidos para las labores agrícolas, el empleador informará al Gobierno de México, con la debida oportunidad, sobre las necesidades que haya que satisfacer. Por su parte el Gobierno de México determinará en cada caso el número de trabajadores que puedan salir sin quebranto de la economía nacional.

*Previsiones Generales.*

Queda sobreentendido que al tratarse de la salida de otros trabajadores mexicanos, no agrícolas, privarán en los arreglos que lleven a cabo las Dependencias de los respectivos Gobiernos, los mismos principios fundamentales que se han aplicado aquí a la salida de trabajadores del campo.

Se entiende que los empleadores cooperarán para llevar a cabo este arreglo, con aquellas Agencias del Gobierno Norteamericano cuyos poderes, según las leyes de los Estados Unidos de América, les permitan contribuir a la realización del mismo.

Los respectivos Gobiernos pueden denunciar el arreglo que se efectúe sobre las recomendaciones aquí consignadas, dando el aviso correspondiente con noventa días de anticipación.

La formalización de tales negociaciones puede realizarse con solo un cambio de notas entre la Secretaría de Relaciones Exteriores y la Embajada de los Estados Unidos en México."

En caso de que Vuestra Excelencia, como lo espero, considere aceptable el texto del arreglo tal como queda descrito en los párrafos anteriores bastará que así me lo comunique por escrito para que el mismo entre en vigor.

Renuevo a Vuestra Excelencia el testimonio de mi más alta y distinguida consideración.

E. PADILLA

Excelentísimo señor GEORGE S. MESSERSMITH,  
*Embajador Extraordinario y Plenipotenciario*  
*de los Estados Unidos de América.*  
*Presente.*

[Translation]

DEPARTMENT OF FOREIGN RELATIONS  
UNITED MEXICAN STATES  
MEXICO CITY

317

MEXICO CITY, *April 26, 1943.*

MR. AMBASSADOR:

With relation to the conversations held in this Department between representatives of the Embassy in Your Excellency's charge and of the Farm Security Administration, on the one hand, and of the Departments of Gobernación, of Agricultura y Fomento, of Labor and Social Welfare and of this Department of Foreign Relations, on the other, with the object of examining the amendments which it would be proper to introduce in the arrangement of August 4, 1942, relative to agricultural workers who enter the United States to render their services, it is a pleasure for me to make the following statement to Your Excellency:

56 Stat. 1759.

The Government of Mexico, which is pleased to render this collaboration to that of the United States of America, is grateful for the spirit of understanding evidenced by the representatives of the Embassy and of the Farm Security Administration and, in view thereof, takes the liberty of submitting to Your Excellency's approval the text which would amend the above-mentioned arrangement of August 4, 1942, in the understanding that these amendments will apply both to the workers who were engaged under the arrangement in question and to those who have been engaged and will continue to be engaged in accordance with the request of the United States Government. The amendments to the arrangement of August 4, 1942, are written in capitals:

[Here follows the text of the revised agreement, the English version of which appears on p. 1158.]

In case Your Excellency, as I hope, considers the text of the arrangement acceptable as it is set forth in the foregoing sections, it will be sufficient for you to communicate it to me in writing for the same to come into force.

I renew to Your Excellency the assurance of my highest and most distinguished consideration.

E. PADILLA

His Excellency GEORGE S. MESSERSMITH,  
*Ambassador Extraordinary and Plenipotentiary*  
*of the United States of America.*  
*City.*

*The American Ambassador to the Mexican Minister of Foreign Relations*

EMBASSY OF THE

UNITED STATES OF AMERICA

*México, D.F., April 26, 1943.*

No. 1214

## EXCELLENCY:

*Ante, p. 1152.*

56 Stat. 1759.

I have the honor to refer to the note No. 317 dated April 26, 1943 in which Your Excellency formulates certain proposals made by the Mexican Government for making the Agreement of August 4, 1942 between the Governments of the United States of America and Mexico a more workable instrument under which Mexican agricultural workers may be recruited in Mexico to work in the United States for a temporary period.

The United States representatives who have been discussing the proposed changes with the representatives designated by the Mexican Government for this purpose have been gratified by the generous spirit of cooperation which has animated these discussions and which has helped to bring them to a successful conclusion.

I am incorporating into this note the text of the Agreement of August 4, 1942 and indicating by underlining those additions or changes agreed upon by my Government:

“In order to effect a satisfactory arrangement whereby Mexican agricultural labor may be made available for use in the United States and at the same time provide means whereby this labor will be adequately protected while out of Mexico, the following general provisions are suggested:

*“General Provisions*

“1) It is understood that Mexicans contracting to work in the United States shall not be engaged in any military service.

“2) Mexicans entering the United States as a result of this understanding shall not suffer discriminatory acts of any kind in accordance with the Executive Order No. 8802 issued at the White House June 25, 1941.

“3) Mexicans entering the United States under this understanding shall enjoy the guarantees of transportation, living expenses and repatriation established in Article 29 of the Mexican Federal Labor Law as follows:

‘Article 29.—All contracts entered into by Mexican workers for lending their services outside their country, shall be made in writing, legalized by the municipal authorities of the locality where entered into and visaed by the Consul of the country where their services are being used. Furthermore, such contract shall contain, as a requisit of validity of same, the following stipulations, without which the contract is invalid:

‘I. Transportation and subsistence expenses for the worker, and his family, if such is the case, and all other expenses which

originate from point of origin to border points and compliance of immigration requirements, or for any other similar concept, shall be paid exclusively by the employer or the contractual parties.

'II. The worker shall be paid in full the salary agreed upon, from which no deductions shall be made in any amount for any of the concepts mentioned in the above sub-paragraph.

'III. The employer or contractor shall issue a bond or constitute a deposit in cash in the Bank of Workers, or in the absence of same, in the Bank of Mexico, to the entire satisfaction of the respective labor authorities, for a sum equal to repatriation costs of the worker and his family, and those originated by transportation to point of origin.

'Once the employer establishes proof of having covered such expenses or the refusal of the worker to return to his country, and that he does not owe the worker any sum covering salary or indemnization to which he might have a right, the labor authorities shall authorize the return of the deposit or the cancellation of the bond issued.'

"It is specifically understood that the provisions of Section III of Article 29 above-mentioned shall not apply to the Government of the United States notwithstanding the inclusion of this section in the agreement, in view of the obligations assumed by the United States Government under Transportation (a) and (c) of this agreement.

"4) Mexicans entering the United States under this understanding shall not be employed to displace other workers, or for the purpose of reducing rates of pay previously established.

"In order to implement the application of the general principles mentioned above the following specific clauses are established:

"(When the word 'employer' is used hereinafter it shall be understood to mean the Farm Security Administration of the Department of Agriculture of the United States of America; the word 'sub-employer' shall mean the owner or operator of the farm or farms in the United States on which the Mexican will be employed; the word 'worker' hereinafter used shall refer to the Mexican farm laborer entering the United States under this understanding.)

*"Contracts*

"a. Contracts will be made between the employer and the worker under the supervision of the Mexican Government. (Contracts must be written in Spanish.)

"b. The employer shall enter into a contract with the sub-employer, with a view to proper observance of the principles embodied in this understanding.

*"Admission*

"a. The Mexican health authorities will, at the place whence the worker comes, see that he meets the necessary physical conditions.

*"Transportation*

"a. All transportation and living expenses from the place of origin to destination, and return, as well as expenses incurred in the fulfillment of any requirements of a migratory nature shall be met by the employer.

"b. Personal belongings of the workers up to a maximum of 35 kilos per person shall be transported at the expense of the employer.

"c. In accord with the intent of Article 29 of the Mexican Federal Labor Law, quoted under General Provisions (3) above, it is expected that the employer will collect all or part of the cost accruing under (a) and (b) of Transportation from the sub-employer.

*"Wages and Employment*

"a. (1) Wages to be paid the worker shall be the same as those paid for similar work to other agricultural laborers under the same conditions within the same area, in the respective regions of destination. Piece rates shall be so set as to enable the worker of average ability to earn the prevailing wage. In any case wages for piece work or hourly work will not be less than 30 cents per hour.

"a. (2) On the basis of prior authorization from the Mexican Government salaries lower than those established in the previous clause may be paid those emigrants admitted into the United States as members of the family of the worker under contract and who, when they are in the field, are able also to become agricultural laborers but who, by their condition of age or sex, cannot carry out the average amount of ordinary work.

"b. The worker shall be exclusively employed as an agricultural laborer for which he has been engaged; any change from such type of employment or any change of locality shall be made with the express approval of the worker and with the authority of the Mexican Government.

"c. There shall be considered illegal any collection by reason of commission or for any other concept demanded of the worker.

"d. Work of minors under 14 years shall be strictly prohibited, and they shall have the same schooling opportunities as those enjoyed by children of other agricultural laborers.

"e. Workers domiciled in the migratory labor camps or at any other place of employment under this understanding shall be free to obtain articles for their personal consumption, or that of their families, wherever it is most convenient for them.

"f. The Mexican workers will be furnished without cost to them with hygienic lodgings, adequate to the physical conditions of the region of a type used by a common laborer of the region and the medical and sanitary services enjoyed also without cost to them will be identical with those furnished to the other agricultural workers in the regions where they may lend their services.

"g. Workers admitted under this understanding shall enjoy as regards occupational diseases and accidents the same guarantees enjoyed by other agricultural workers under United States legislation.

"h. Groups of workers admitted under this understanding shall elect their own representatives to deal with the employer, but it is understood that all such representatives shall be working members of the group.

"The Mexican Consuls, assisted by the Mexican Labor Inspectors, recognized as such by the employer will take all possible measures of protection in the interests of the Mexican workers in all questions affecting them, within their corresponding jurisdictions, and will have free access to the places of work of the Mexican workers. The employer will observe that the sub-employer grants all facilities to the Mexican Consuls and the Assistant Labor Inspectors of the Mexican Government for the compliance of all the clauses in this contract.

"i. For such time as they are unemployed under a period equal to 75% of the period (exclusive of Sundays) for which the workers have been contracted they shall receive a subsistence allowance at the rate of \$3.00 per day.

"For the remaining 25% of the period for which the workers have been contracted during which the workers may be unemployed when such unemployment is not due to their unwillingness to work they shall receive lodging and subsistence without cost to them.

"Should the cost of living rise this will be a matter for reconsideration.

"The master contracts for workers submitted to the Mexican Government shall contain definite provisions for computation of subsistence and payments under this understanding.

"j. The term of the contract shall be made in accordance with the authorities of the respective countries.

"k. At the expiration of the contract under this understanding, and if the same is not renewed, the authorities of the United

States shall consider illegal, from an immigration point of view, the continued stay of the worker in the territory of the United States, exception made of cases of physical impossibility.

*“Savings Fund*

“a. The respective agencies of the Government of the United States shall be responsible for the safekeeping of the sums contributed by the Mexican workers toward the formation of their Rural Savings Fund, until such sums are transferred to the Wells Fargo Bank and Union Trust Company of San Francisco for the account of the Bank of Mexico, S. A., which will transfer such amounts to the Mexican Agricultural Credit Bank. This last shall assume responsibility for the deposit, for the safekeeping and for the application, or in the absence of these, for the return of such amounts.

“b. The Mexican Government through the Banco de Crédito Agrícola will take care of the security of the savings of the workers to be used for payment of the agricultural implements, which may be made available to the Banco de Crédito Agrícola in accordance with exportation permits for shipment to Mexico with the understanding that the Farm Security Administration will recommend priority treatment for such implements.

*“Numbers*

“As it is impossible to determine at this time the number of workers who may be needed in the United States for agricultural labor employment, the employer shall advise the Mexican Government from time to time as to the number needed. The Government of Mexico shall determine in each case the number of workers who may leave the country without detriment to its national economy.

*“General Considerations*

“It is understood that, with reference to the departure from Mexico of Mexican workers, who are not farm laborers, there shall govern in understandings reached by agencies of the respective Governments the same fundamental principles which have been applied here to the departure of farm labor.

“It is understood that the employers will cooperate with such other agencies of the Government of the United States in carrying this understanding into effect whose authority under the laws of the United States are such as to contribute to the effectuation of the understanding.

“Either Government shall have the right to renounce this understanding, giving appropriate notification to the other Government 90 days in advance.

“This understanding may be formalized by an exchange of notes between the Ministry of Foreign Affairs of the Republic of Mexico and the Embassy of the United States of America in Mexico.”

In accepting the above text as the arrangement under which Mexican Agricultural workers shall be recruited and employed in agricultural work in the United States my Government agrees that all the conditions set forth in the revised agreement will apply equally to those agricultural workers already in the United States or on their way to the United States under individual work agreements as well as to those who may be recruited for such work in the future.

Accept, Excellency, the renewed assurances of my highest and most distinguished consideration.

G. S. MESSERSMITH

His Excellency

Señor Licenciado EZEQUIEL PADILLA,  
*Minister for Foreign Affairs,*  
*México, D. F.*

November 9, 1943  
[E. A. S. 352]

*Agreement between the United States of America and other governments or authorities respecting the United Nations Relief and Rehabilitation Administration. Signed at Washington November 9, 1943.*

**AGREEMENT FOR UNITED NATIONS RELIEF AND REHABILITATION ADMINISTRATION**

The Governments or Authorities whose duly authorized representatives have subscribed hereto,

Being United Nations or being associated with the United Nations in this war,

Being determined that immediately upon the liberation of any area by the armed forces of the United Nations or as a consequence of retreat of the enemy the population thereof shall receive aid and relief from their sufferings, food, clothing and shelter, aid in the prevention of pestilence and in the recovery of the health of the people, and that preparation and arrangements shall be made for the return of prisoners and exiles to their homes and for assistance in the resumption of urgently needed agricultural and industrial production and the restoration of essential services,

Have agreed as follows:

**ARTICLE I**

Establishment.

There is hereby established the United Nations Relief and Rehabilitation Administration.

Powers.

1. The Administration shall have power to acquire, hold and convey property, to enter into contracts and undertake obligations, to designate or create agencies and to review the activities of agencies so created, to manage undertakings and in general to perform any legal act appropriate to its objects and purposes.

Purposes and functions.

2. Subject to the provisions of Article VII, the purposes and functions of the Administration shall be as follows:

Relief of war victims.

(a) To plan, coordinate, administer or arrange for the administration of measures for the relief of victims of war in any area under the control of any of the United Nations through the provision of food, fuel, clothing, shelter and other basic necessities, medical and other essential services; and to facilitate in such areas, so far as necessary to the adequate provision of relief, the production and transportation of these articles and the furnishing of these services. The form of activities of the Administration within the territory of a member government wherein that government exercises administrative authority and the responsibility to be assumed by the member government for carrying out measures planned by the Administration therein shall be determined after consultation with and with the consent of the member government.

(b) To formulate and recommend measures for individual or joint action by any or all of the member governments for the coordination of purchasing, the use of ships and other procurement activities in the period following the cessation of hostilities, with a view to integrating the plans and activities of the Administration with the total movement of supplies, and for the purpose of achieving an equitable distribution of available supplies. The Administration may administer such coordination measures as may be authorized by the member governments concerned.

Coordination measures.

(c) To study, formulate and recommend for individual or joint action by any or all of the member governments measures with respect to such related matters, arising out of its experience in planning and performing the work of relief and rehabilitation, as may be proposed by any of the member governments. Such proposals shall be studied and recommendations formulated if the proposals are supported by a vote of the Council, and the recommendations shall be referred to any or all of the member governments for individual or joint action if approved by unanimous vote of the Central Committee and by vote of the Council.

Recommendations respecting related matters.

## ARTICLE II

### *Membership*

The members of the United Nations Relief and Rehabilitation Administration shall be the governments or authorities signatory hereto and such other governments or authorities as may upon application for membership be admitted thereto by action of the Council. The Council may, if it desires, authorize the Central Committee to accept new members between sessions of the Council.

Wherever the term "member government" is used in this Agreement it shall be construed to mean a member of the Administration whether a government or an authority.

"Member government."

## ARTICLE III

### *The Council*

1. Each member government shall name one representative, and such alternates as may be necessary, upon the Council of the United Nations Relief and Rehabilitation Administration, which shall be the policy-making body of the Administration. The Council shall, for each of its sessions, select one of its members to preside at the session. The Council shall determine its own rules of procedure. Unless otherwise provided by the Agreement or by action of the Council, the Council shall vote by simple majority.

Organization.

2. The Council shall be convened in regular session not less than twice a year by the Central Committee. It may be convened in special session whenever the Central Committee shall deem necessary, and shall be convened within thirty days after request therefor by one-third of the members of the Council.

Sessions.

Central Committee  
of the Council.

3. The Central Committee of the Council shall consist of the representatives of China, the Union of Soviet Socialist Republics, the United Kingdom, and the United States of America, with the Director General presiding, without vote. Between sessions of the Council it shall when necessary make policy decisions of an emergency nature. All such decisions shall be recorded in the minutes of the Central Committee which shall be communicated promptly to each member government. Such decisions shall be open to reconsideration by the Council at any regular session or at any special session called in accordance with Article III, paragraph 2. The Central Committee shall invite the participation of the representative of any member government at those of its meetings at which action of special interest to such government is discussed. It shall invite the participation of the representative serving as Chairman of the Committee on Supplies of the Council at those of its meetings at which policies affecting the provision of supplies are discussed.

Committee on Sup-  
plies of the Council.

4. The Committee on Supplies of the Council shall consist of the members of the Council, or their alternates, representing those member governments likely to be principal suppliers of materials for relief and rehabilitation. The members shall be appointed by the Council, and the Council may authorize the Central Committee to make emergency appointments between sessions of the Council, such appointments to continue until the next session of the Council. The Committee on Supplies shall consider, formulate and recommend to the Council and the Central Committee policies designed to assure the provision of required supplies. The Central Committee shall from time to time meet with the Committee on Supplies to review policy matters affecting supplies.

Committee of the  
Council for Europe.

5. The Committee of the Council for Europe shall consist of all the members of the Council, or their alternates, representing member governments of territories within the European area and such other members of the Council representing other governments directly concerned with the problems of relief and rehabilitation in the European area as shall be appointed by the Council; the Council may authorize the Central Committee to make these appointments in cases of emergency between sessions of the Council, such appointments to continue until the next session of the Council. The Committee of the Council for the Far East shall consist of all the members of the Council, or their alternates, representing member governments of territories within the Far Eastern area and such other members of the Council representing other governments directly concerned with the problems of relief and rehabilitation in the Far Eastern area as shall be appointed by the Council; the Council may authorize the Central Committee to make these appointments in cases of emergency between sessions of the Council, such appointments to continue until the next session of the Council. The regional committees shall normally meet within their respective areas. They shall consider and recommend to the Council and the Central Committee policies with respect to relief and rehabilitation within

Committee of the  
Council for the Far  
East.

their respective areas. The Committee of the Council for Europe shall replace the Inter-Allied Committee on European post-war relief established in London on September 24, 1941 and the records of the latter shall be made available to the Committee for Europe.

Replacement of Inter-Allied Committee on European post-war relief.

6. The Council shall establish such other standing regional committees as it shall consider desirable, the functions of such committees and the method of appointing their members being identical to that provided in Article III, paragraph 5 with respect to the Committees of the Council for Europe and for the Far East. The Council shall also establish such other standing committees as it considers desirable to advise it, and, in intervals between sessions of the Council, to advise the Central Committee. For such standing technical committees as may be established, in respect of particular problems such as nutrition, health, agriculture, transport, repatriation, and finance, the members may be members of the Council or alternates nominated by them because of special competence in their respective fields of work. The members shall be appointed by the Council, and the Council may authorize the Central Committee to make emergency appointments between sessions of the Council, such appointments to continue until the next session of the Council. Should a regional committee so desire, subcommittees of the standing technical committees shall be established by the technical committees in consultation with the regional committees, to advise the regional committees.

Other standing committees.

7. The travel and other expenses of members of the Council and of members of its committees shall be borne by the governments which they represent.

Expenses of members.

8. All reports and recommendations of committees of the Council shall be transmitted to the Director General for distribution to the Council and the Central Committee by the secretariat of the Council established under the provisions of Article IV, paragraph 4.

Routing of reports, etc.

## ARTICLE IV

### *The Director General*

1. The executive authority of the United Nations Relief and Rehabilitation Administration shall be in the Director General, who shall be appointed by the Council on the nomination by unanimous vote of the Central Committee. The Director General may be removed by the Council on recommendation by unanimous vote of the Central Committee.

Appointment.

Removal.

2. The Director General shall have full power and authority for carrying out relief operations contemplated by Article I, paragraph 2 (a), within the limits of available resources and the broad policies determined by the Council or its Central Committee. Immediately upon taking office he shall in conjunction with the military and other appropriate authorities of the United Nations prepare plans for the emergency relief of the civilian population in any area occupied by the armed forces of any of the United Nations, arrange for the procure-

Powers and duties.

Collaboration with  
authorities of United  
Nations.

ment and assembly of the necessary supplies and create or select the emergency organization required for this purpose. In arranging for the procurement, transportation, and distribution of supplies and services, he and his representatives shall consult and collaborate with the appropriate authorities of the United Nations and shall, wherever practicable, use the facilities made available by such authorities.

Foreign voluntary  
relief agencies.

Foreign voluntary relief agencies may not engage in activity in any area receiving relief from the Administration without the consent and unless subject to the regulation of the Director General. The powers and duties of the Director General are subject to the limitations of Article VII.

3. The Director General shall also be responsible for the organization and direction of the functions contemplated by Article I, paragraphs 2 (b) and 2 (c).

Delegation of pow-  
ers to appointees.

4. The Director General shall appoint such Deputy Directors General, officers, expert personnel, and staff at his headquarters and elsewhere, including field missions, as he shall find necessary, and he may delegate to them such of his powers as he may deem appropriate. The Director General, or upon his authorization the Deputy Directors General, shall supply such secretariat and other staff and facilities as shall be required by the Council and its committees, including the regional committees and subcommittees. Such Deputy Directors General as shall be assigned special functions within a region shall attend meetings of the regional standing committee whenever possible and shall keep it advised on the progress of the relief and rehabilitation program within the region.

Secretariat, etc.

Reports.

5. The Director General shall make periodic reports to the Central Committee and to the Council covering the progress of the Administration's activities. The reports shall be made public except for such portions as the Central Committee may consider it necessary, in the interest of the United Nations, to keep confidential; if a report affects the interests of a member government in such a way as to render it questionable whether it should be published, such government shall have an opportunity of expressing its views on the question of publication. The Director General shall also arrange to have prepared periodic reports covering the activities of the Administration within each region and he shall transmit such reports with his comments thereon to the Council, the Central Committee and the respective regional committees.

## ARTICLE V

### *Supplies and Resources*

Contributions by  
member governments.

1. In so far as its appropriate constitutional bodies shall authorize, each member government will contribute to the support of the Administration in order to accomplish the purposes of Article I, paragraph 2 (a). The amount and character of the contributions of each member government under this provision will be determined

from time to time by its appropriate constitutional bodies. All such contributions received by the Administration shall be accounted for. Accounting.

2. The supplies and resources made available by the member governments shall be kept in review in relation to prospective requirements by the Director General, who shall initiate action with the member governments with a view to assuring such additional supplies and resources as may be required. Supplies and resources.

3. All purchases by any of the member governments, to be made outside their own territories during the war for relief or rehabilitation purposes, shall be made only after consultation with the Director General, and shall, so far as practicable, be carried out through the appropriate United Nations agency. Purchases outside own territories.

## ARTICLE VI

### *Administrative Expenses*

The Director General shall submit to the Council an annual budget, and from time to time such supplementary budgets as may be required, covering the necessary administrative expenses of the Administration. Upon approval of a budget by the Council the total amount approved shall be allocated to the member governments in proportions to be determined by the Council. Each member government undertakes, subject to the requirements of its constitutional procedure, to contribute to the Administration promptly its share of the administrative expenses so determined. Budgets.

Allocation of amount.

## ARTICLE VII

Notwithstanding any other provision herein contained, while hostilities or other military necessities exist in any area, the Administration and its Director General shall not undertake activities therein without the consent of the military command of that area, and unless subject to such control as the command may find necessary. The determination that such hostilities or military necessities exist in any area shall be made by its military commander. Consent of military command.

## ARTICLE VIII

### *Amendment*

The provisions of this Agreement may be amended as follows:

*a.* Amendments involving new obligations for member governments shall require the approval of the Council by a two-thirds vote and shall take effect for each member government on acceptance by it;

*b.* Amendments involving modification of Article III or Article IV shall take effect on adoption by the Council by a two-thirds vote, including the votes of all the members of the Central Committee;

*c.* Other amendments shall take effect on adoption by the Council by a two-thirds vote.

## ARTICLE IX

*Entry into Force*

This Agreement shall enter into force with respect to each signatory on the date when the Agreement is signed by that signatory, unless otherwise specified by such signatory.

## ARTICLE X

*Withdrawal*

Any member government may give notice of withdrawal from the Administration at any time after the expiration of six months from the entry into force of the Agreement for that government. Such notice shall take effect twelve months after the date of its communication to the Director General subject to the member government having met by that time all financial, supply or other material obligations accepted or undertaken by it.

IN WITNESS WHEREOF, this Agreement is signed by the following representatives, duly authorized for that purpose by their respective Governments or Authorities.

DONE in Washington this ninth day of November, one thousand nine hundred forty-three, in the English language, the original to be deposited in the archives of the Department of State of the United States of America, and certified copies thereof to be furnished by the Government of the United States of America to each of the Governments and Authorities on whose behalf this Agreement is signed.

FOR AUSTRALIA:

*Clive Dixon*  
*Minister for Australia*

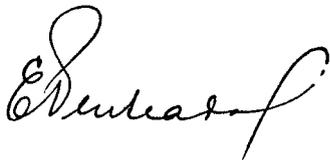
FOR BELGIUM:

*P. H. Sprengh*

FOR BOLIVIA:

*Leopoldo*

## FOR THE UNITED STATES OF BRAZIL:



## FOR CANADA:

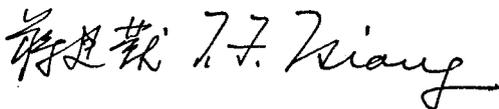


## FOR CHILE:

Este Convenio regirá respecto a Chile, de acuerdo con los preceptos de su Carta Fundamental, una vez que haya sido aprobado por el Congreso Nacional y ratificado por los organismos constitucionales correspondientes de la República.<sup>[1]</sup>

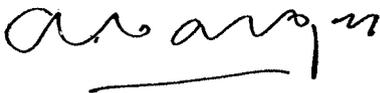


## FOR CHINA:



## FOR COLOMBIA:

El Plenipotenciario de Colombia firma con la salvedad de la ulterior aprobación del Congreso Colombiano.<sup>[1]</sup>



## FOR COSTA RICA:



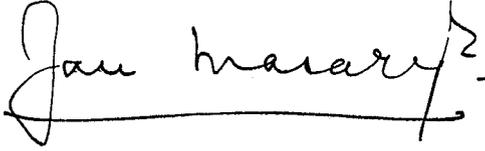
## FOR CUBA:

Este Convenio, previa la aprobación del Senado de la República, será ratificado por el Ejecutivo.<sup>[1]</sup>

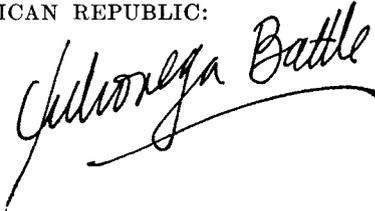


<sup>1</sup> [For translation, see p. 1178.]

FOR CZECHOSLOVAKIA:



FOR THE DOMINICAN REPUBLIC:

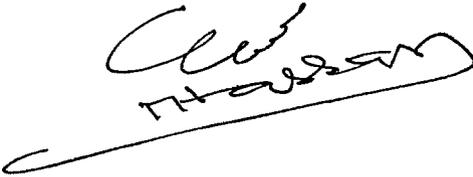


FOR ECUADOR:

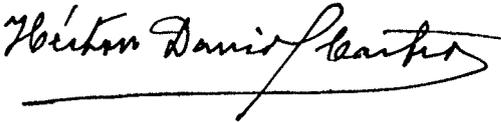
Sujeto a ratificación por el Congreso de la República del Ecuador. [4]



FOR EGYPT:

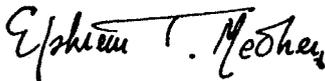


FOR EL SALVADOR:



FOR ETHIOPIA:

Subject to the ratification of the Imperial Ethiopian Government.



FOR THE FRENCH COMMITTEE OF NATIONAL LIBERATION:




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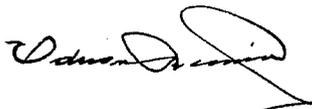
<sup>1</sup> [For translation, see p. 1178.]

FOR GREECE:



FOR GUATEMALA:

Pending the required approval by the National Assembly of Guatemala, the immediate application of this Agreement shall be considered provisional with regard to the Government of Guatemala.



FOR HAITI:



FOR HONDURAS:



FOR ICELAND:



FOR INDIA:

This Agreement is signed subject to a reservation under Article IX that it shall enter into force with respect to the Government of India as soon as it has been approved by the Indian Legislature.

FOR IRAN:



This Agreement shall enter into force immediately after its approval by the Iranian Chamber of Deputies.

FOR IRAQ:

Subject to ratification by the Iraqi Parliament.



FOR LIBERIA:



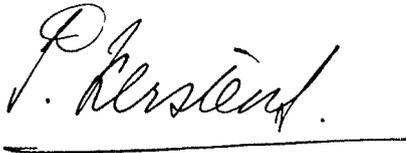
FOR LUXEMBOURG:



FOR THE UNITED MEXICAN STATES:

Sujeto a ratificación por el Senado de los Estados Unidos Mexicanos.<sup>[1]</sup>

FOR THE NETHERLANDS:



FOR NEW ZEALAND:



FOR NICARAGUA:

Ad referendum.

<sup>1</sup> [For translation, see p. 1178.]



FOR THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND:

FOR THE UNITED STATES OF AMERICA:

FOR URUGUAY:

Con la reserva de que no podrá entrar en vigor con respecto al Uruguay hasta tanto se alcance la aprobación legislativa.[<sup>1</sup>]

FOR VENEZUELA:

El Plenipotenciario de Venezuela firma el presente Convenio en la inteligencia de que queda sujeto a la ratificación de los Poderes Públicos de la Nación, conforme al procedimiento constitucional venezolano.[<sup>1</sup>]

FOR YUGOSLAVIA:

#### NOTE BY THE DEPARTMENT OF STATE

The list of the signers of the Agreement for United Nations Relief and Rehabilitation Administration, with their official titles, is as follows:

FOR THE COMMONWEALTH OF AUSTRALIA: Sir Owen Dixon, Envoy Extraordinary and Minister Plenipotentiary of Australia in Washington.

FOR BELGIUM: Mr. Paul-Henri Spaak, Minister for Foreign Affairs of Belgium.

FOR BOLIVIA: Señor Dr. Don Luis Fernando Guachalla, Ambassador Extraordinary and Plenipotentiary of Bolivia in Washington.

FOR THE UNITED STATES OF BRAZIL: Mr. Eurico Penteadó, Financial Attaché, Brazilian Embassy in Washington.

<sup>1</sup> [For translation, see p. 1178.]

- FOR CANADA: The Honorable Leighton McCarthy, Envoy Extraordinary and Minister Plenipotentiary of Canada in Washington.
- FOR CHILE: Señor Don Rodolfo Michels, Ambassador Extraordinary and Plenipotentiary of Chile in Washington.
- FOR CHINA: Dr. Tingfu F. Tsiang, Chief Political Secretary to the President of the Executive Yuan of China.
- FOR COLOMBIA: Señor Don Alberto Vargas Nariño, Chargé d'Affaires ad interim of Colombia in Washington.
- FOR COSTA RICA: Señor Don Carlos Manuel Escalante, Ambassador Extraordinary and Plenipotentiary of Costa Rica in Washington.
- FOR CUBA: Señor Dr. Aurelio F. Conchoso, Ambassador Extraordinary and Plenipotentiary of Cuba in Washington.
- FOR CZECHOSLOVAKIA: Mr. Jan Masaryk, Deputy Prime Minister and Minister of Foreign Affairs of Czechoslovakia.
- FOR THE DOMINICAN REPUBLIC: Señor Dr. Julio Vega Batlle, First Secretary, Embassy of the Dominican Republic in Washington.
- FOR ECUADOR: Señor Dr. Don S. E. Durán Ballén, Consul General of Ecuador in New York.
- FOR EGYPT: Mahmoud Hassan, Envoy Extraordinary and Minister Plenipotentiary of Egypt in Washington.
- FOR EL SALVADOR: Señor Dr. Don Héctor David Castro, Ambassador Extraordinary and Plenipotentiary of El Salvador in Washington.
- FOR ETHIOPIA: Blatta Ephrem Tewelde Medhen, former Vice Minister of Foreign Affairs of Ethiopia and newly appointed Envoy Extraordinary and Minister Plenipotentiary of Ethiopia in Washington.
- FOR THE FRENCH COMMITTEE OF NATIONAL LIBERATION: Mr. Jean Monnet, Commissioner General for Supply and Reconstruction.
- FOR GREECE: Mr. Kyriakos Varvaressos, Professor of Economics at the University of Athens, and Governor of the Bank of Greece, London.
- FOR GUATEMALA: Señor Dr. Don Adrian Recinos, Ambassador Extraordinary and Plenipotentiary of Guatemala in Washington.
- FOR HAITI: Mr. André Liautaud, Ambassador Extraordinary and Plenipotentiary of Haiti in Washington.
- FOR HONDURAS: Señor Dr. Don Julián R. Cáceres, Ambassador Extraordinary and Plenipotentiary of Honduras in Washington.
- FOR ICELAND: Mr. Magnus Sigurdsson, Director of the National Bank of Iceland.
- FOR INDIA: Sir Girja Shankar Bajpai, Agent General for India in Washington.
- FOR IRAN: Mr. Mohammed Shayesteh, Envoy Extraordinary and Minister Plenipotentiary of Iran in Washington.
- FOR IRAQ: Mr. Ali Jawdat, Envoy Extraordinary and Minister Plenipotentiary of Iraq in Washington.
- FOR LIBERIA: Mr. Walter F. Walker, Consul General of Liberia in New York.
- FOR LUXEMBOURG: Mr. Pierre Dupong, Prime Minister of Luxembourg.

- FOR THE UNITED MEXICAN STATES: Señor Dr. Don Francisco Castillo Nájera, Ambassador Extraordinary and Plenipotentiary of the United Mexican States in Washington.
- FOR THE NETHERLANDS: Mr. P. A. Kerstens, Minister of Commerce, Industry, Shipping, Agriculture, and Fisheries of the Netherlands.
- FOR NEW ZEALAND: Mr. Geoffrey S. Cox, Chargé d'Affaires ad interim of New Zealand in Washington.
- FOR NICARAGUA: Señor Dr. Don Guillermo Sevilla Sacasa, Ambassador Extraordinary and Plenipotentiary of Nicaragua in Washington.
- FOR NORWAY: Mr. Wilhelm Munthe de Morgenstierne, Ambassador Extraordinary and Plenipotentiary of Norway in Washington.
- FOR PANAMA: Señor Don Enrique A. Jiménez, Ambassador Extraordinary and Plenipotentiary of Panama in Washington.
- FOR PARAGUAY: Señor Dr. Don Celso R. Velázquez, Ambassador Extraordinary and Plenipotentiary of Paraguay in Washington.
- FOR PERU: Señor Don Manuel de Freyre y Santander, Ambassador Extraordinary and Plenipotentiary of Peru in Washington.
- FOR THE PHILIPPINE COMMONWEALTH: Mr. Sergio Osmena, Vice President of the Philippine Commonwealth.
- FOR POLAND: Mr. Jan Kwapinski, Vice Premier and Minister for Commerce, Industry, and Shipping of Poland.
- FOR THE UNION OF SOUTH AFRICA: Mr. Ralph William Close, Envoy Extraordinary and Minister Plenipotentiary of the Union of South Africa in Washington.
- FOR THE UNION OF SOVIET SOCIALIST REPUBLICS: Mr. Andrei A. Gromyko, Ambassador Extraordinary and Plenipotentiary of the Union of Soviet Socialist Republics in Washington.
- FOR THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND: The Right Honorable the Viscount Halifax, Ambassador Extraordinary and Plenipotentiary of the United Kingdom in Washington.
- FOR THE UNITED STATES OF AMERICA: Mr. Franklin D. Roosevelt, President of the United States of America.
- FOR URUGUAY: Dr. Juan Carlos Blanco, Ambassador Extraordinary and Plenipotentiary of Uruguay in Washington.
- FOR VENEZUELA: Señor Dr. Don Diógenes Escalante, Ambassador Extraordinary and Plenipotentiary of Venezuela in Washington.
- FOR YUGOSLAVIA: Mr. Constantin Fotitch, Ambassador Extraordinary and Plenipotentiary of Yugoslavia in Washington.

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Translations of the statements in the Spanish language which accompany certain of the signatures are as follows:

FOR CHILE:

This agreement will enter into effect with respect to Chile, in conformity with the provisions of its Constitution, once it has been approved by the Congress and ratified by the appropriate constitutional agencies of the Republic.

**FOR COLOMBIA:**

The plenipotentiary of Colombia signs with the reservation of subsequent approval by the Colombian Congress.

**FOR CUBA:**

This agreement, subject to approval by the Senate of the Republic, will be ratified by the Executive.

**FOR ECUADOR:**

Subject to ratification by the Congress of the Republic of Ecuador.

**FOR MEXICO:**

Subject to ratification by the Senate of the United Mexican States.

**FOR PERU:**

Under reserve of its constitutional ratification.

**FOR URUGUAY:**

With the reserve that it shall not enter into force with respect to Uruguay until it has received legislative approval.

**FOR VENEZUELA:**

The plenipotentiary of Venezuela signs the present agreement in the understanding that this is done subject to the ratification of the public powers of the nation, in conformity with Venezuelan constitutional procedure.

October 14, 19, 1943  
[E. A. S. 353]

*Agreement between the United States of America and the Dominican Republic respecting workmen's compensation in connection with certain projects under construction or operation in the Dominican Republic. Effected by exchange of notes signed at Ciudad Trujillo October 14 and 19, 1943.*

*The American Chargé d'Affaires ad interim to the Dominican Secretary of State for Foreign Affairs*

EMBASSY OF THE

UNITED STATES OF AMERICA

No. 141

*Ciudad Trujillo, D.R., October 14, 1943*

**EXCELLENCY:**

I have the honor to refer to conversations which have taken place between officers of the Dominican Department of State for Foreign Affairs and of the Embassy with respect to compensation benefits which may be claimed by American citizens employed on projects under construction or operation by cost plus contractors with the Government of the United States in the Dominican Republic.

The Congress of the United States by Public Law 208, 77th Congress, as amended by Public Law 784, 77th Congress, has provided a mandatory and uniform system of compensation benefits as embodied in the Longshoremen's and Harbor Workers' Act, and administered by the United States Employees' Compensation Commission for American nationals employed by contractors in foreign countries on or in connection with United States Government projects.

The purpose of this legislation was two-fold (1) to insure that all American workmen engaged outside the United States on these Government projects would be treated equally and (2) since these American workmen have rights under the compensation acts of the country in which they are working in the absence of some arrangement with that country, there is every possibility of an American workman collecting double benefits. Such double benefits would be ultimately paid for by the United States Government since the contracts above referred to are on a cost-plus-a-fixed-fee basis under which the Government reimburses for such expenditures.

Furthermore, in view of the fact that these workmen performing work in foreign countries are there temporarily it is necessary to provide them and their families (in the event of their death) with a system of benefits administered in the United States as well as in foreign countries, as is the situation under the Longshoremen's and Harbor Workers' Act. This is particularly true since in the event of a workman's disability or death, as the case may be, compensation payments to himself or dependents will continue for a long period of years. If some such arrangement had not been made by Congress (in the passage of Public Laws 208 and 784 hereinabove referred to) it would

55 Stat. 622; 56 Stat. 1035.

42 U. S. C., Supp. II, §§ 1651-1654.

44 Stat. 1424.

33 U. S. C. §§ 901-950.

have been necessary for American workmen or their families to return to foreign countries in order to litigate or collect local compensation benefits.

It is the desire of the Government of the United States that Public Law 208, 77th Congress, as amended by Public Law 784, 77th Congress, will be made the exclusive remedy for workman's compensation, injury or death therein of American employees of American contractors with the United States Government.

Inasmuch as the insurance furnished these American employers is written by American companies it would be appreciated if Your Excellency's government would permit American insurance companies to service the insured risks involved, by furnishing claim adjustors and safety engineers and to maintain any facilities that may be necessary solely and only for such purpose.

I avail myself of the opportunity to renew to Your Excellency the assurances of my highest and most distinguished consideration.

ROBERT NEWBEGIN  
*Chargé d'Affaires ad interim*

His Excellency

MANUEL PENA BATLLE

*Secretary of State for Foreign Affairs*

*Ciudad Trujillo, D.R.*

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*The Dominican Secretary of State for Foreign Affairs to the American  
Chargé d'Affaires ad interim*

REPUBLICA DOMINICANA  
SECRETARIA DE ESTADO  
DE RELACIONES EXTERIORES

CIUDAD TRUJILLO,  
DISTRITO DE SANTO DOMINGO,

21702

*octubre 19 de 1943.*

SEÑOR ENCARGADO DE NEGOCIOS:

Compláceme avisar recibo a Vuestra Señoría de la nota Núm. 141, del 14 de octubre en curso, mediante la cual esa Embajada, a nombre del Gobierno de los Estados Unidos, dirige al Gobierno dominicano la solicitud que a continuación se reproduce, en su traducción al español:

“Excelencia:—

Tengo el honor de referirme a las conversaciones sostenidas entre Funcionarios de esa Secretaría de Estado de Relaciones Exteriores y de esta Embajada, con respecto a las indemnizaciones que puedan ser reclamadas por ciudadanos americanos, empleados en proyectos de construcción u operación en la República Dominicana por contratistas asalariados de los Estados Unidos.

El Congreso de los Estados Unidos, por Ley Núm. 208, enmendada por la Ley 784, ambas de la 77<sup>ma</sup>. Legislatura, ha establecido un sistema obligatorio e uniforme de compensaciones, como lo constituye la Ley de Estivadores y Obreros Portuarios, administrado por la Comisión de Compensaciones de Empleados Estadounidenses en favor de los nacionales americanos al servicio

de contratistas en el exterior o en conexión con proyectos del Gobierno de los Estados Unidos.

Esta legislación tuvo dos propósitos: 1) Asegurar que todos los obreros americanos empleados fuera de los Estados Unidos recibiesen un trato igual y 2), puesto que esos obreros americanos tienen el derecho de acogerse a las leyes de seguro del país donde trabajan, mientras no exista un arreglo con dicho país, que hubiese la posibilidad de que el obrero americano cobrase una doble indemnización. Tales dobles indemnizaciones al fin y al cabo serían pagadas por el Gobierno de los Estados Unidos, puesto que los citados contratos se basan en el "costo de la obra más un honorario fijo", bajo cuyas condiciones el Gobierno tiene que reembolsar gastos de esa índole.

Además, en vista del hecho que tales obreros se encuentran en esos países extranjeros solo temporalmente, es necesario protegerlos (a ellos y a sus familias en caso de su muerte) con un sistema de indemnización administrado tanto en los Estados Unidos como en el exterior, de acuerdo con los requisitos de la Ley de Estivadores y Obreros Portuarios. Esto es necesario, particularmente, en caso de incapacidad o muerte del obrero, según sea el caso, porque la compensación se seguirá pagando a él o sus familiares durante un largo período de años. Si el Congreso no hubiese previsto tales arreglos (al votar las leyes 208 y 784 susodichas) hubieran tenido que regresar los obreros americanos o sus familias a esos países para litigar o cobrar las compensaciones locales correspondientes.

Es el deseo del Gobierno de los Estados Unidos que la Ley Núm. 208 77<sup>mo</sup>. Congreso, enmendada por la Ley Núm. 784 de la misma Legislatura, constituya el medio exclusivo que rija las compensaciones por concepto de lesión o muerte de obreros americanos empleados por contratistas americanos dependientes del Gobierno de los Estados Unidos.

Puesto que en los seguros suministrados a estos empresarios americanos el riesgo es asumido por Compañías americanas, se agradecería que el Gobierno de Vuestra Excelencia permita a las Compañías americanas de Seguro asumir los riesgos correspondientes, suministrando ajustadores de reclamaciones e ingenieros de seguridad y manteniendo las facilidades que sean necesarias para ese solo y único propósito.

Aprovecho la oportunidad para renovar a Vuestra Excelencia las seguridades de mi más alta y más distinguida consideración.

Firmado:—Robert Newbegin, Encargado de Negocios ad-interim".—

Sobre el particular tengo el agrado de llevar a conocimiento de Vuestra Señoría que el Gobierno dominicano consiente, en principio, en la no aplicación de la legislación dominicana de seguros contra accidentes del trabajo en los casos referentes a obreros de nacionalidad americana que trabajen en el territorio de la República Dominicana, empleados por contratistas también de nacionalidad americana que dependan del Gobierno de los Estados Unidos de América, siempre

que el riesgo que corran dichos obreros esté debidamente cubierto en virtud de las disposiciones legales de los Estados Unidos de América.

En tal sentido y habida cuenta de que las disposiciones legales sobre esta materia tienen carácter de orden público en la legislación dominicana, mi Gobierno promete al Gobierno de Vuestra Señoría que dará los pasos conducentes a una reforma legislativa que haga posible el acuerdo convenido por este medio.

Válgome de esta oportunidad para renovar a Vuestra Señoría las seguridades de mi más distinguida consideración,

M PEÑA BATLLE

A Su Señoría

ROBERT NEWBEGIN

*Encargado de Negocios a.i.*

*de los Estados Unidos de América,*

*Su Embajada.*

[Translation]

DOMINICAN REPUBLIC  
DEPARTMENT OF STATE  
FOR FOREIGN AFFAIRS

CIUDAD TRUJILLO,  
DISTRICT OF SANTO DOMINGO,

October 19, 1943

21702

MR. CHARGÉ D'AFFAIRES:

I have the honor to acknowledge receipt of your note 141 of October 14, 1943, in which the Embassy, in the name of the Government of the United States, transmits to the Dominican Government the request quoted below in Spanish translation:

[Here follows the text of note 141 of October 14, 1943 from the American Chargé d'Affaires ad interim to the Dominican Secretary of State for Foreign Affairs.]

In this connection I take pleasure in informing you that the Dominican Government approves, in principle, the inapplicability of Dominican legislation on labor accident insurance in cases concerning laborers of American nationality working in the Dominican Republic, employed by contractors likewise of American nationality under the Government of the United States of America, so long as the risks run by said workmen are properly covered by the laws of the United States of America.

In this respect and taking into consideration that the legal provisions covering this subject are of a statutory nature in Dominican law, my Government promises your Government that it will take the necessary steps toward effecting a legislative amendment which will make possible the agreement reached in this manner.

I avail myself of this opportunity to renew to you the assurances of my most distinguished consideration.

M PEÑA BATLLE

The Honorable

ROBERT NEWBEGIN

*Chargé d'Affaires ad interim*

*of the United States of America,*

*Embassy.*

December 10, 1943  
[E. A. S. 354]

*Agreement between the United States of America and Paraguay respecting a military mission. Signed December 10, 1943; effective December 10, 1943.*

AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF PARAGUAY

ACUERDO ENTRE EL GOBIERNO DE LOS ESTADOS UNIDOS DE AMERICA Y EL GOBIERNO DE LA REPUBLICA DEL PARAGUAY

In conformity with the request of the Government of the Republic of Paraguay to the Government of the United States of America, the President of the United States of America has authorized the appointment of officers of the United States Army to constitute a Military Mission to the Republic of Paraguay under the conditions specified below:

De conformidad con la solicitud del Gobierno de la República del Paraguay al Gobierno de los Estados Unidos de América, el Presidente de los Estados Unidos de América ha autorizado el nombramiento de oficiales del Ejército de los Estados Unidos de América para constituir una Misión Militar a la República del Paraguay, de acuerdo con las condiciones estipuladas a continuación:

TITLE I

*Purpose and Duration*

ARTICLE 1. The purpose of this Mission is to cooperate with the Commander in Chief of the Armed Forces of the Republic of Paraguay and to serve as instructors at the Paraguayan Superior School of War and for such other purposes as may be agreed upon by the Chief of the Mission and the Commander in Chief of the Armed Forces.

ARTICLE 2. This Mission shall continue for a period of four years from the date of the signing of this Agreement by the accredited representatives of the Government of the United States of America and the Government of the Republic of Paraguay, unless previously terminated, or extended as hereinafter provided. Any mem-

TITULO I

*Propósito y Duración*

ARTICULO 1. El propósito de esta Misión es cooperar con el Comandante en Jefe de las Fuerzas Armadas de la República del Paraguay, servir de instructores en la Escuela Superior de Guerra y prestar cualesquiera otros servicios que acuerden el Jefe de la Misión y el Comandante en Jefe de las Fuerzas Armadas.

ARTICULO 2. Esta Misión durará cuatro años a partir de la fecha de la firma de este Acuerdo por los representantes acreditados del Gobierno de los Estados Unidos de América y el Gobierno de la República del Paraguay, a menos que se dé por terminado antes o que se prorrogue, según se provee más adelante. Cual-

ber of the Mission may be recalled by the Government of the United States of America after the expiration of two years of service, in which case another member shall be furnished to replace him.

ARTICLE 3. If the Government of the Republic of Paraguay should desire that the services of the Mission be extended beyond the stipulated period, it shall make a written proposal to that effect six months before the expiration of this Agreement.

ARTICLE 4. This Agreement may be terminated before the expiration of the period of four years prescribed in Article 2, or before the expiration of the extension authorized in Article 3, in the following manner:

(a) By either of the Governments, subject to three months' written notice to the other Government;

(b) By the recall of the entire personnel of the Mission by the Government of the United States of America in the public interest of the United States of America, without necessity of compliance with provision (a) of this Article.

ARTICLE 5. This Agreement is subject to cancellation upon the initiative of either the Government of the United States of America or the Government of the Republic of Paraguay at any time during a period when either Government is involved in domestic or foreign hostilities.

quier miembro de la Misión podrá ser retirado por el Gobierno de los Estados Unidos de América después de transcurridos dos años de servicio, en cuyo caso se nombrará a otro miembro en su lugar.

ARTICULO 3. Si el Gobierno de la República del Paraguay deseara que se prorroguen los servicios de la Misión más allá del período estipulado, hará una propuesta por escrito con este objeto, seis meses antes de la expiración de este Acuerdo.

ARTICULO 4. Este Acuerdo podrá terminarse antes de la expiración del período de cuatro años prescrito en el Artículo 2, o antes de expirar la prórroga autorizada en el Artículo 3, de la manera siguiente:

(a) Por cualquiera de los dos Gobiernos, siempre que notifique por escrito al otro Gobierno con tres meses de anticipación;

(b) Al retirar el Gobierno de los Estados Unidos de América a todo el personal de la Misión, en interés público de los Estados Unidos de América, sin necesidad de cumplir con el inciso (a) de este Artículo.

ARTICULO 5. Este Acuerdo está sujeto a cancelación por iniciativa, ya sea del Gobierno de los Estados Unidos de América o del Gobierno de la República del Paraguay, en cualquier tiempo durante un período en que cualquiera de los dos Gobiernos se vea envuelto en hostilidades internas o externas.

Extension of services of Mission.

Termination of agreement.

Cancellation in case of hostilities.

## TITLE II

### *Composition and Personnel*

ARTICLE 6. This Mission shall consist of such personnel of the United States Army as may be agreed upon by the Commander

## TITULO II

### *Organización y Personal*

ARTICULO 6. Esta Misión consistirá de aquel personal del Ejército de los Estados Unidos que convengan el Comandante en Jefe

in Chief of the Armed Forces of the Republic of Paraguay through its authorized representative in Washington and by the War Department of the United States of America.

de las Fuerzas Armadas de la República del Paraguay, por conducto de su representante autorizado en Washington, y la Secretaría de Guerra de los Estados Unidos de América.

## TITLE III

*Duties, Rank and Precedence*

ARTICLE 7. The personnel of the Mission shall perform such duties as may be agreed upon between the Commander in Chief of the Armed Forces of the Republic of Paraguay and the Chief of the Mission.

ARTICLE 8. The members of the Mission shall be responsible solely to the Commander in Chief of the Armed Forces of the Republic of Paraguay, through the Chief of the Mission.

ARTICLE 9. Each member of the Mission shall serve on the Mission with the rank he holds in the United States Army and shall wear the uniform of his rank in the United States Army but shall have precedence over all Paraguayan officers of the same rank.

ARTICLE 10. Each member of the Mission shall be entitled to all benefits and privileges which the Regulations of the Paraguayan Army provide for Paraguayan officers of corresponding rank.

ARTICLE 11. The personnel of the Mission shall be governed by the disciplinary regulations of the United States Army.

## TITLE IV

*Compensation and Perquisites*

ARTICLE 12. Members of the Mission shall receive from the Government of the Republic of

## TITULO III

*Deberes, Rango y Precedencia*

ARTICULO 7. El personal de la Misión desempeñará los deberes que convengan el Comandante en Jefe de las Fuerzas Armadas de la República del Paraguay y el Jefe de la Misión.

ARTICULO 8. Los miembros de la Misión serán responsables únicamente al Comandante en Jefe de las Fuerzas Armadas de la República del Paraguay, por conducto del Jefe de la Misión.

ARTICULO 9. Cada miembro de la Misión servirá en la Misión con el rango que tenga en el Ejército de los Estados Unidos y usará el uniforme de su rango en el Ejército de los Estados Unidos, pero tendrá precedencia sobre todos los oficiales paraguayos de igual rango.

ARTICULO 10. Cada miembro de la Misión tendrá derecho a todos los beneficios y privilegios que los reglamentos del Ejército del Paraguay proveen para oficiales paraguayos de rango correspondiente.

ARTICULO 11. El personal de la Misión se regirá por los reglamentos disciplinarios del Ejército de los Estados Unidos.

## TITULO IV

*Remuneración y Obvenciones*

ARTICULO 12. Los miembros de la Misión recibirán del Gobierno de la República del Para-

Benefits and privileges.

Disciplinary regulations.

Paraguay such net annual compensation as may be agreed upon between the Government of the United States of America and the Government of the Republic of Paraguay for each member. This compensation shall be paid in twelve (12) equal monthly instalments, each due and payable on the last day of the month. The compensation shall not be subject to any tax, now or hereafter in effect, of the Government of the Republic of Paraguay or of any of its political or administrative subdivisions. Should there, however, at present or while this Agreement is in effect, be any taxes that might affect this compensation, such taxes shall be borne by the Commander in Chief of the Armed Forces of the Republic of Paraguay in order to comply with the provision of this Article that the compensation agreed upon shall be net.

ARTICLE 13. The compensation agreed upon as indicated in the preceding Article shall commence upon the date of departure from the United States of America of each member of the Mission, and, except as otherwise expressly provided in this Agreement, shall continue, following the termination of duty with the Mission, for the return voyage to the United States of America and thereafter for the period of any accumulated leave which may be due.

ARTICLE 14. The compensation due for the period of the return trip and accumulated leave shall be paid to a detached member of the Mission before his departure from the Republic of Paraguay, and such payment shall be computed for travel by the shortest

guay la remuneración neta anual que acuerden el Gobierno de los Estados Unidos de América y el Gobierno de la República del Paraguay para cada miembro. Se abonará esta remuneración en doce (12) mensualidades iguales, que vencen y deben pagarse el día último de cada mes. La remuneración no estará sujeta a impuesto alguno ahora en vigor o que se imponga en el futuro, del Gobierno de la República del Paraguay o de cualquiera de sus dependencias políticas o administrativas. Sin embargo, si al presente o durante la vigencia de este Acuerdo existieren impuestos que puedan afectar esta remuneración, tales impuestos los pagará el Comandante en Jefe de las Fuerzas Armadas de la República del Paraguay, a fin de cumplir con la estipulación de este Artículo de que la remuneración que se convenga será neta.

ARTICULO 13. La remuneración que se convenga según se indica en el Artículo precedente comenzará a devengarse desde la fecha en que cada miembro de la Misión parta de los Estados Unidos de América y, salvo lo que expresamente se dispone en contrario en este Acuerdo, continuará, después de la terminación de sus deberes con la Misión, durante el viaje de regreso a los Estados Unidos de América y por el período que dure cualquier licencia acumulada a que tenga derecho.

ARTICULO 14. La remuneración que se adeude por el período que dure el viaje de regreso y por el de la licencia acumulada se le pagará a cualquier miembro de la Misión a quien se retire, antes de su partida de la República del Paraguay, y tal pago se calculará como si el

Tax exemption.

usually traveled route to the port of entry in the United States of America, regardless of the route and method of travel used by the member of the Mission.

viaje se hiciera por la ruta más corte que generalmente se sigue hasta el puerto de entrada a los Estados Unidos de América, no importa qué ruta y qué sistema de transporte utilice el miembro que se retira.

Travel accommodations.

ARTICLE 15. Each member of the Mission and each dependent member of his family shall be provided with first-class accommodations for travel required and performed under this Agreement by the shortest usually traveled route between the port of embarkation in the United States of America and his official residence in the Republic of Paraguay, and from his official residence in the Republic of Paraguay to the port of debarkation in the United States of America.

ARTICULO 15. A cada miembro de la Misión y a cada miembro de su familia dependiente de él se le proporcionará pasaje de primera clase, por la ruta más corta generalmente empleada, para el viaje que se requiera y que se efectúe de conformidad con este Acuerdo entre el puerto de embarque de los Estados Unidos de América y su residencia oficial en la República del Paraguay, y de su residencia oficial en la República del Paraguay al puerto de desembarque en los Estados Unidos de América. A cada miembro de la Misión se le reembolsará por los gastos de embarque de sus efectos domésticos y de su equipaje; el reembolso incluirá todos los gastos incidentales necesarios relacionados con la descarga de estos efectos y equipaje a la llegada del buque a la República del Paraguay, carretaje desde el buque a la residencia en la República del Paraguay, y los de embalaje y carga a bordo del buque a su partida de la República del Paraguay. Los gastos de transporte de los miembros de la Misión, de los miembros de su familia dependientes de él, y de sus efectos domésticos y equipaje, deberá pagarlos el Gobierno de los Estados Unidos de América. El transporte de estos efectos domésticos y equipaje se hará en un solo embarque, y todos los embarques sucesivos correrán por cuenta de los respectivos miembros de la Misión excepto cuando circuns-

Shipment of household effects, etc.

Each member of the Mission shall be reimbursed for the expenses of shipment of his household effects and baggage; such reimbursement shall include all necessary expenses incident to unloading from the steamer upon arrival in the Republic of Paraguay, cartage between the ship and the residence in the Republic of Paraguay, and packing and loading on board the steamer upon departure from the Republic of Paraguay. The cost of this transportation for members of the Mission, dependent members of their families, their household effects and baggage shall be borne by the Government of the United States of America. The transportation of such household effects and baggage shall be made in a single shipment and all subsequent shipments shall be at the expense of the respective members of the Mission except when the result of circumstances beyond their control. The

provisions of this Article shall likewise apply to officers who are subsequently detailed to the Republic of Paraguay for temporary duty, as additional personnel, or replacements for members of the Mission.

ARTICLE 16. The Government of the Republic of Paraguay shall grant, upon request of the Chief of the Mission, exemption from customs duties on articles imported by the members of the Mission for their personal use and for the use of members of their families.

ARTICLE 17. Compensation for transportation and traveling expenses in the Republic of Paraguay on official business of the Government of the Republic of Paraguay shall be provided by the Government of the United States of America.

ARTICLE 18. The Government of the Republic of Paraguay shall provide the Chief of the Mission with suitable motor transportation with chauffeur, for use on official business. Suitable motor transportation with chauffeur shall on call be made available by the Government of the Republic of Paraguay for use by the members of the Mission for the conduct of the official business of the Mission.

ARTICLE 19. The Government of the Republic of Paraguay shall provide suitable office space and facilities for the use of the members of the Mission.

#### TITLE V

##### *Requisites and Conditions*

ARTICLE 20. So long as this Agreement, or any extension thereof, is in effect, the Govern-

tancias ajenas a su voluntad hagan necesarios dichos embarques. Este Artículo se aplicará igualmente a oficiales a quienes posteriormente se envíe a la República del Paraguay para servicio temporal, como personal adicional, o para reemplazar a miembros de la Misión.

ARTICULO 16. A solicitud del Jefe de la Misión, el Gobierno de la República del Paraguay eximirá de derechos de aduanas los artículos que importen los miembros de la Misión para su uso personal y para el uso de miembros de su familia.

ARTICULO 17. El Gobierno de los Estados Unidos de América proveerá compensación por gastos de transporte y de viaje en la República del Paraguay cuando se trate de asuntos oficiales del Gobierno de la República del Paraguay.

ARTICULO 18. El Gobierno de la República del Paraguay proporcionará al Jefe de la Misión transporte adecuado en automóvil con chófer, para la tramitación de asuntos oficiales. El Gobierno de la República del Paraguay, cuando se le solicite, proporcionará también transporte adecuado en automóvil con chófer para uso de los miembros de la Misión en la tramitación de los asuntos oficiales de la misma.

ARTICULO 19. El Gobierno de la República del Paraguay proporcionará una oficina adecuada, equipada debidamente, para uso de los miembros de la Misión.

#### TITULO V

##### *Requisitos y Condiciones*

ARTICULO 20. Mientras estén en vigor este Acuerdo o cualquier prórroga del mismo, el Gobierno

Exemption from customs duties on articles for personal use.

Motor transportation, etc.

Office space, etc.

Services of personnel of other foreign governments, restriction.

ment of the Republic of Paraguay shall not engage the services of any personnel of any other foreign government for duties of any nature connected with the Paraguayan Army, except by mutual agreement between the Government of the United States of America and the Government of the Republic of Paraguay.

Secrecy require-  
ment.

ARTICLE 21. Each member of the Mission shall agree not to divulge or in any way disclose to any foreign government or to any person whatsoever any secret or confidential matter of which he may become cognizant in his capacity as a member of the Mission. This requirement shall continue in force after the termination of service with the Mission and after the expiration or cancellation of this Agreement or any extension thereof.

"Family."

ARTICLE 22. Throughout this Agreement the term "family" is limited to mean wife and dependent children.

Annual leave.

ARTICLE 23. Each member of the Mission shall be entitled to one month's annual leave with pay, or to a proportional part thereof with pay for any fractional part of a year. Unused portions of said leave shall be cumulative from year to year during service as a member of the Mission.

ARTICLE 24. The leave specified in the preceding Article may be spent in the Republic of Paraguay, in the United States of America or in other countries, but the expense of travel and transportation not otherwise provided for in this Agreement shall be borne by the

de la República del Paraguay no contratará personal de ningún gobierno extranjero para prestar servicios de ninguna naturaleza relacionados con el Ejército Paraguayo, excepto por acuerdo mutuo entre el Gobierno de los Estados Unidos de América y el Gobierno de la República del Paraguay.

ARTICULO 21. Cada miembro de esta Misión se comprometerá a no divulgar, ni revelar por ningún medio a gobierno extranjero alguno, o a persona alguna, ningún secreto ni asunto confidencial que pueda llegar a su conocimiento en su capacidad de miembro de la Misión. Este requisito continuará respetándose aun después de terminar el servicio de cada miembro con la Misión y después de la expiración o cancelación del presente Acuerdo o de cualquier prórroga del mismo.

ARTICULO 22. En todo este Acuerdo se entenderá que el término "familia" sólo comprende a la esposa y a los hijos no emancipados.

ARTICULO 23. Cada miembro de la Misión tendrá derecho anualmente a un mes de licencia con goce de sueldo, o a una parte proporcional de dicha licencia con sueldo por cualquier fracción de un año. Las partes de dicha licencia que no se usaren podrán acumularse de año en año mientras el oficial preste servicio como miembro de la Misión.

ARTICULO 24. La licencia que se estipula en el Artículo anterior podrá disfrutarse en la República del Paraguay, en los Estados Unidos de América o en otros países, pero los gastos de viaje y de transporte que no sean abo- nables de acuerdo con las disposi-

member of the Mission taking such leave. All travel time shall count as leave and shall not be in addition to the time authorized in the preceding Article.

ARTICLE 25. The Government of the Republic of Paraguay agrees to grant the leave specified in Article 23 upon receipt of written applications, approved by the Chief of the Mission with due consideration for the convenience of the Government of the Republic of Paraguay.

ARTICLE 26. Members of the Mission that may be replaced shall terminate their services on the Mission only upon the arrival of their replacements, except when otherwise mutually agreed upon in advance by the respective Governments.

ARTICLE 27. The Government of the Republic of Paraguay shall provide suitable medical attention to members of the Mission and their families. In case a member of the Mission becomes ill or suffers injury, he shall, at the discretion of the Chief of the Mission, be placed in such hospital as the Chief of the Mission deems suitable, after consultation with the Commander in Chief of the Armed Forces of the Republic of Paraguay, and all expenses incurred as the result of such illness or injury while the patient is a member of the Mission and remains in the Republic of Paraguay shall be paid by the Government of the Republic of Paraguay. If the hospitalized member is a commissioned officer he shall pay his cost of subsistence. Families shall enjoy the same privileges agreed upon in this

ciones de este Acuerdo, correrán por cuenta del miembro de la Misión que disfrute de la licencia. Todo el tiempo que se emplee en viajar se contará como parte de la licencia, y no se añadirá al tiempo que se autoriza en el Artículo precedente.

ARTICULO 25. El Gobierno de la República del Paraguay conviene en conceder la licencia estipulada en el Artículo 23 al recibir una solicitud escrita con ese objeto, aprobada por el Jefe de la Misión, con la debida consideración a la conveniencia del Gobierno de la República del Paraguay.

ARTICULO 26. Los miembros de la Misión que sean reemplazados terminarán sus servicios en la Misión solamente cuando lleguen sus reemplazos, excepto cuando los dos Gobiernos convengan de antemano en lo contrario.

ARTICULO 27. El Gobierno de la República del Paraguay proporcionará atención médica adecuada a los miembros de la Misión y a sus familias. En caso de que un miembro de la Misión se enferme o sufra lesiones, se le hospitalizará en el hospital que el Jefe de la Misión considere adecuado después de consultar con el Comandante en Jefe de las Fuerzas Armadas de la República del Paraguay, y todos los gastos en que se incurra como resultado de dicha enfermedad o lesiones mientras el paciente sea miembro de la Misión y esté en la República del Paraguay, correrán por cuenta del Gobierno de la República del Paraguay. Si el miembro de la Misión hospitalizado es un oficial, pagará sus gastos de subsistencia. Las familias gozarán de los mismos privilegios estipulados en este Ar-

Termination of services of replaced member.

Medical attention.

Article for members of the Mission, except that a member of the Mission shall in all cases pay the cost of subsistence incident to hospitalization of a member of his family, except as may be provided under Article 10.

Replacement in case of disability.

ARTICLE 28. Any member of the Mission unable to perform his duties with the Mission by reason of long continued physical disability shall be replaced.

IN WITNESS WHEREOF, the undersigned, Cordell Hull, Secretary of State of the United States of America, and Celso R. Velázquez, Ambassador Extraordinary and Plenipotentiary of the Republic of Paraguay in Washington, duly authorized thereto, have signed this Agreement in duplicate in the English and Spanish languages, in Washington this tenth day of December, one thousand nine hundred forty-three.

título para los miembros de la Misión, salvo que los miembros de la Misión pagarán siempre los gastos de subsistencia relacionados con la hospitalización de los miembros de su familia, excepto lo que se dispone en el Artículo 10.

ARTICULO 28. Cualquier miembro de la Misión que no pueda desempeñar sus deberes en la misma por razón de prolongada inhabilidad física será reemplazado.

EN TESTIMONIO DE LO CUAL, los infrascritos, Cordell Hull, Secretario de Estado de los Estados Unidos de América, y Celso R. Velázquez, Embajador Extraordinario y Plenipotenciario de la República del Paraguay en Washington, debidamente autorizados para ello, firman este Acuerdo en duplicado, en los idiomas inglés y español, en Washington, hoy día diez de diciembre de mil novecientos cuarenta y tres.

FOR THE UNITED STATES OF AMERICA:

CORDELL HULL

[SEAL]

FOR THE REPUBLIC OF PARAGUAY:

CELSO R. VELÁZQUEZ

[SELLO]

*Agreement between the United States of America and the United Kingdom of Great Britain and Northern Ireland respecting jurisdiction over criminal offenses committed by armed forces. Effected by exchange of notes signed at London July 27, 1942; effective August 6, 1942.*

July 27, 1942  
[E. A. S. 355]

*The British Secretary of State for Foreign Affairs to  
the American Ambassador*

FOREIGN OFFICE, S.W. 1.

No. W 10338/13/64.

27th July, 1942.

YOUR EXCELLENCY,

Following the discussions which have taken place between representatives of our two Governments, His Majesty's Government in the United Kingdom are prepared, subject to the necessary Parliamentary authority, to give effect to the desire of the Government of the United States that the Service courts and authorities of the United States Forces should, during the continuance of the conflict against our common enemies, exercise exclusive jurisdiction in respect of criminal offences which may be committed in the United Kingdom by members of those Forces, and they are ready to introduce in Parliament the necessary legislation for this purpose.

Jurisdiction of U. S.  
authorities, etc.

2. It is appreciated, however, that cases may arise where for particular reasons the American authorities may prefer that their courts should not exercise the above jurisdiction, and His Majesty's Government would accordingly propose that in any case in which a written communication to that effect is received from the Diplomatic Representative of the United States it should be open to the appropriate British authority to restore the jurisdiction of the courts of the United Kingdom to deal with that case.

Restoration of  
United Kingdom  
jurisdiction in certain  
cases.

3. In view of the very considerable departure which the above arrangements will involve from the traditional system and practice of the United Kingdom there are certain points upon which His Majesty's Government consider it indispensable first to reach an understanding with the United States Government. I have accordingly the honour to invite Your Excellency to be so good as to lay the following enquiries and observations before your Government and to inform me of their attitude thereupon.

4. In the first place, the readiness of His Majesty's Government in the United Kingdom to agree to the exercise by United States Service courts of exclusive jurisdiction in respect of offences by members of their Forces is based upon the assumption that the United States Service authorities and courts concerned will be able and willing to try and, on conviction, to punish all criminal offences which members of

Assumption of  
U. S. willingness to try  
and, on conviction, to  
punish.

the United States Forces may be alleged on sufficient evidence to have committed in the United Kingdom, and that the United States authorities are agreeable in principle to investigate and deal with appropriately any alleged criminal offence committed by members of the United States Forces in the United Kingdom which may be brought to their notice by the competent British authorities, or which the American authorities may find to have taken place.

Trial in open court,  
etc.

5. Secondly, His Majesty's Government will be glad if you will confirm their understanding that the trial of any member of the United States Forces for an offence against a member of the civilian population would be in open Court (except where security considerations forbade this) and would be arranged to take place promptly in the United Kingdom and within a reasonable distance from the spot where the offence was alleged to have been committed, so that witnesses should not be required to travel great distances to attend the hearing.

Offences committed  
prior to Dec. 7, 1941.

6. Thirdly, His Majesty's Government propose that no member of the United States Forces should be tried in the United Kingdom by a Service court of the United States of America, for an offence committed by him before the 7th December, 1941.

Reciprocal arrange-  
ment.

7. Fourthly, while His Majesty's Government in the United Kingdom would not wish to make the arrangements in regard to jurisdiction over members of the United States Forces in this country dependent upon a formal grant of reciprocity in respect of United Kingdom Forces in the territory of the United States of America, I feel that you will appreciate that the considerations which have convinced His Majesty's Government in the United Kingdom that the interests of our common cause would be best served by the arrangements which they are prepared to make as regards jurisdiction over American forces in the United Kingdom would be equally applicable in the case of British forces which in the course of the war against our common enemies may be stationed in territory under American jurisdiction. It would accordingly be very agreeable to His Majesty's Government in the United Kingdom if you were authorised to inform me that in that case the Government of the United States of America will be ready to take all steps in their power to ensure to the British forces concerned a position corresponding to that of United States Forces in the United Kingdom under the arrangements which His Majesty's Government are willing to make. The considerations indicated in paragraph 2 above would naturally apply and His Majesty's Government would be prepared to authorise the Diplomatic Representative of His Majesty in the United States to notify the competent American authorities in cases where the appropriate British authorities preferred not to exercise jurisdiction.

Mutual assistance  
in preliminary action.

8. Fifthly, the proposal to ensure to the United States Service courts and authorities by legislation the exclusive exercise of jurisdiction in respect of criminal offences by members of the United States Forces in the United Kingdom is based upon the further assumption

that satisfactory machinery will be devised between the competent American and British authorities for such mutual assistance as may be required in making investigations and collecting evidence in respect of offences which members of the United States Forces are alleged to have committed, or in which they are alleged to be concerned. His Majesty's Government have no doubt that the United States Government will agree that it would as a general rule be desirable that such preliminary action should be taken by the British authorities, on behalf of the American authorities, where the witnesses or other persons from whom it is desired to take statements are not members of the United States Forces. Conversely, His Majesty's Government trust that they may count upon the assistance of the American authorities in connexion with the prosecution before British courts of persons who are not members of the United States Forces where the evidence of any member of these Forces is required or where the assistance of the American authorities in the investigation of the case (including the taking of statements from the American forces) may be needed.

9. His Majesty's Government in the United Kingdom are prepared to extend the proposed legislation where necessary to British Colonies and Dependencies under their authority, other than those British territories in which are situated the United States Military and Naval Bases leased in pursuance of the Agreement of the 27th March, 1941, where the question of jurisdiction is already regulated by that Agreement. I accordingly propose that the foregoing paragraphs of this note, and your eventual reply, should be regarded as extending also to the arrangements to be made in the British Colonies and Dependencies to which the proposed legislation may be applied.

Extension to British Colonies and Dependencies.

Exceptions.

55 Stat. 1560.

Period of operation.

10. Finally, His Majesty's Government propose that the foregoing arrangements should operate during the conduct of the conflict against our common enemies and until six months (or such other period as may be mutually agreed upon) after the final termination of such conflict and the restoration of a state of peace.

11. If the foregoing arrangements are acceptable to the United States Government, I have the honour to propose that the present note and your reply be regarded as constituting an agreement between the two Governments to which effect shall be given as from the date on which the legislation [1] to which I have already referred takes effect.

Exchange of notes as constituting agreement; effective date.

I have the honour to be, with the highest consideration,

Your Excellency's obedient Servant,

ANTHONY EDEN

His Excellency

The Honourable

JOHN G. WINANT,

*etc., etc., etc.*

*1, Grosvenor Square, W. 1.*

[1] [United States of America (Visiting Forces) Act, 1942. 5 & 6 Geo. 6. Ch. 31. August 6, 1942.]

*The American Ambassador to the British Secretary  
of State for Foreign Affairs*

EMBASSY OF THE  
UNITED STATES OF AMERICA

No. 1919

*London, July 27, 1942.*

SIR:

I have the honor to refer to your note of July 27, 1942, in which you inform me that His Majesty's Government in the United Kingdom is prepared, subject to the necessary Parliamentary authority, to give effect to the desire of the Government of the United States that American authorities have exclusive jurisdiction in respect to criminal offences which may be committed in the United Kingdom by members of the American Forces. I now have the honor to inform you that my Government agrees to the several understandings which were raised in your note.

In order to avoid all doubt, I wish to point out that the Military and Naval authorities will assume the responsibility to try and on conviction to punish all offences which members of the American Forces may be alleged on sufficient evidence to have committed in the United Kingdom.

It is my understanding that the present exchange of notes is regarded as constituting an agreement between the two Governments to which effect shall be given as from the date on which the necessary Parliamentary authority takes effect.

Accept, Sir, the renewed assurances of my highest consideration.

JOHN G. WINANT

The Right Honorable

ANTHONY EDEN, M.C., M.P.,  
*Secretary of State for Foreign Affairs,  
Foreign Office, S.W. 1.*

*Agreement between the United States of America and Egypt respecting jurisdiction over criminal offenses committed by the armed forces of the United States in Egypt. Effected by exchanges of notes signed at Cairo March 2, 1943; effective March 2, 1943. And procès-verbal.*

March 2, 1943  
[E. A. S. 356]

*Note in the English, French, and Arabic Languages From the Egyptian Prime Minister and Minister of Foreign Affairs to the American Minister*

MINISTÈRE  
DES  
AFFAIRES ÉTRANGÈRES

No. P. 4.-55.9/137 C.

CAIRO, March 2, 1943.

YOUR EXCELLENCY:

With reference to the request which you have addressed to me in the name of the Government of the United States of America, I have the honour to inform you that the Egyptian Government has decided to accord, for the duration of the war, immunity from jurisdiction in criminal matters to members of the United States Forces in Egypt, in accordance with the following procedure:—

The expression "United States Forces" will include all persons subject to the military and naval law of the United States who are members of the United States armed Forces on Egyptian territory as well as all civilian employees of American nationality who are accompanying the said Forces or serve with them and who are bearers of certificates issued by the competent American authority defining their status. It is understood that the wives and children of the members of the United States Forces do not benefit hereby from any immunity from jurisdiction and will be amenable to the jurisdiction of Egyptian courts.

The immunity from jurisdiction accorded by the Egyptian Government will cover crimes, misdemeanors and police offences committed in Egypt by the members of the United States Forces. However, when the infraction will have been committed by a civilian employee referred to above the Egyptian Government reserves the right, either to turn over the offender to the Egyptian courts or to hand him over to the competent American military authorities.

In cases in which members of the civilian population are victims, a competent American military court sitting in Egypt will judge the case without delay and in public session, unless sittings behind closed doors are necessary for reasons of security. The sentence will be communicated to the Ministry of Foreign Affairs through the good offices of the Legation of the United States.

The American military courts shall not assume jurisdiction over members of the civilian population of Egypt.

The Egyptian Government will undertake, on the written request of the interested American authority, the investigation, arrest and delivery of any member of the United States Forces declared deserter or absent without leave.

Except in cases provided for in the preceding paragraph, the members of the United States Forces may be arrested by the Egyptian authorities only in circumstances which would justify the arrest of civilians of American nationality.

When a member of the United States Forces has been arrested by the Egyptian authorities, the following procedure will apply:—

Notification of the arrest will be made immediately to the competent American military authority together with data regarding the name and other details concerning the person arrested and information regarding the nature of the infractions for which the said person has been arrested. Except when the case is to be submitted to the Egyptian courts, the offender will be delivered to the interested American authority. Complete details of the charges brought against the suspect with the names and addresses of the witnesses and data concerning them will be handed or sent to the interested American authority.

When a member of the United States Forces has been accused of having committed an infraction for which he has not been arrested, the details of this suspected infraction, with the procès-verbal will be communicated as quickly as possible to the competent American military authorities.

The two Governments will extend to each other mutual assistance in investigations concerning infractions which may have been committed by members of the United States Forces or of which they may have been the victims. The Egyptian Government will take at the request of the competent American military authority, all reasonable measures to the end that persons amenable to its jurisdiction appear as witnesses before the American military courts in Egypt; likewise the Government of the United States will take all reasonable measures to assure the presence of any member of the United States Forces as witnesses at the sessions of the Egyptian courts, and this on request made by the competent official of the Ministry of Justice or by the President of the competent court.

It must be expressly understood that the exceptional regime provided for above is accorded only because of the special situation resulting from the war and that it will terminate in all respects at the end of the war to permit the return to normal law.

In case of acceptance, the present letter and your reply will be considered as constituting an agreement binding our two Governments and will be published in the 'Official Journal'. In my capacity of Military Governor General, I will not fail to take thereafter the necessary internal measures to put this agreement into effect.

I take this opportunity to renew to Your Excellency the assurances of my high consideration.

*Minister of Foreign Affairs,*  
M. NAHAS

His Excellency

MR. ALEXANDER KIRK,

*Envoy Extraordinary and Minister Plenipotentiary  
of the United States of America.*

MINISTÈRE  
DES  
AFFAIRES ÉTRANGÈRES

No. P. 4.-55.9/137 C.

LE CAIRE, le 2 Mars 1943.

EXCELLENCE,

Me référant à la demande que vous m'avez adressée au nom du Gouvernement des Etats-Unis d'Amérique, j'ai l'honneur de vous faire connaître que le Gouvernement Egyptien a décidé d'accorder, pour la durée de la guerre, l'immunité de juridiction en matière pénale, aux membres des Forces des Etats-Unis d'Amérique en Egypte conformément aux dispositions ci-après:—

L'expression "Forces des Etats-Unis" comprendra toute personne soumise aux lois militaires et navales des Etats-Unis qui est membre des Forces armées des Etats-Unis se trouvant sur le territoire égyptien ainsi que tout fonctionnaire civil de nationalité américaine qui accompagne les dites forces ou sert avec elles et qui est porteur d'un certificat délivré par l'autorité américaine compétente et définissant son statut. Il est entendu que les femmes et enfants des membres des Forces des Etats-Unis ne bénéficient, à ce titre, d'aucune immunité de juridiction et seront justiciables des tribunaux égyptiens.

L'immunité de juridiction accordée par le Gouvernement couvrira les crimes, délits et contraventions commis en Egypte par les membres des Forces des Etats-Unis. Toutefois, en cas d'infraction commise par un fonctionnaire civil défini ci-haut, le Gouvernement Egyptien se réserve le droit de déférer le coupable aux tribunaux égyptiens ou de le remettre aux autorités militaires américaines compétentes.

Dans le cas où les victimes sont des membres de la population civile, l'affaire sera soumise à un tribunal militaire américain siégeant en Egypte et jugée sans retard et en audience publique (sauf si le huis clos est nécessaire pour des raisons de sécurité). La sentence sera communiquée au Ministère des Affaires Etrangères par les soins de la Légation des Etats-Unis.

Les tribunaux militaires américains ne pourront juger les membres de la population civile d'Egypte

Le Gouvernement Egyptien assurera, sur la demande écrite de l'autorité américaine intéressée, la recherche, l'arrestation et la livraison de tout membre des Forces des Etats-Unis déclaré déserteur ou absent sans permission.

Sauf dans les cas prévus à l'alinéa précédent, les membres des Forces des Etats-Unis ne pourront être arrêtés par les autorités égyptiennes que dans les circonstances qui justifieraient l'arrestation des civils de nationalité américaine.

Lorsqu'un membre des Forces des Etats-Unis aura été arrêté par les autorités égyptiennes, la procédure suivante sera adoptée:—

Notification de l'arrestation sera faite immédiatement à l'autorité militaire américaine compétente avec indication du nom et autres détails sur la personne arrêtée et des renseignements sur la nature des infractions pour lesquelles la dite personne a été arrêtée. Sauf dans les cas où l'affaire doit être soumise aux tribunaux égyptiens, le présumé coupable sera livré à l'autorité américaine intéressée. Les détails complets

des charges portées à l'encontre du présumé coupable avec les nom et adresse des témoins et des indications à leur sujet seront remis ou envoyés à l'autorité américaine intéressée.

Lorsqu'un membre des Forces des Etats-Unis aura été inculpé d'avoir commis une infraction pour laquelle il n'a pas été arrêté, les détails de cette infraction présumée, avec le procès-verbal, seront communiqués aussi rapidement que possible aux autorités militaires américaines compétentes.

Les deux Gouvernements se prêteront mutuelle assistance pour les enquêtes concernant les infractions qui auraient été commises par les membres des Forces des Etats-Unis ou dont ils auraient été victimes. Le Gouvernement Egyptien prendra, à la requête de l'autorité militaire américaine compétente, toutes mesures raisonnables pour que les personnes justiciables de sa juridiction se présentent comme témoins devant les tribunaux militaires américains en Egypte; de même, le Gouvernement des Etats-Unis prendra toutes les mesures raisonnables pour assurer la présence de tout membre des Forces des Etats-Unis comme témoin aux audiences des tribunaux égyptiens et ce, sur la demande faite par le fonctionnaire compétent du Ministère de la Justice ou par le Président du Tribunal compétent.

Il doit être expressément entendu que le régime d'exception visé plus haut n'est accordé qu'à raison de la situation particulière résultant de la guerre et qu'il se terminera de plein droit à la fin de la guerre pour permettre le retour au droit commun.

En cas d'acceptation, la présente lettre et la réponse de Votre Excellence seront considérées comme constituant un accord liant nos deux Gouvernements et publiées au 'Journal Officiel'. En ma qualité de Gouverneur Général Militaire, je ne manquerai pas de prendre ensuite les dispositions internes nécessaires pour la mise à exécution de cet accord.

Je saisis cette occasion pour vous renouveler, Excellence, les assurances de ma haute considération.

*Le Ministre des Affaires Etrangères,*  
M. NAHAS

Son Excellence

Monsieur ALEXANDER KIRK,

*Envoyé Extraordinaire et Ministre Plénipotentiaire  
des Etats-Unis d'Amérique.*

## وزارة الخارجية

العدد ١١١٣

٤

ملف رقم ١٣٢ / ١ / ٥٥

حضرة صاحب السعادة مستر . ستندر كيرك  
المندوب فوق العادة والوزير المفوض  
للولايات المتحدة الامريكية  
بالقاهرة

### سعادة الوزير

بالاشارة الى الطلب الذى وجهتموه الى باسم حكومة الولايات المتحدة  
الامريكية ، اتشرف بان انهى اليكم ان الحكومة المصرية قررت ان تمنح - لمدة  
الغرب - الحصانة القضائية فى المواد الجنائية لاهضاء قوات الولايات المتحدة  
الامريكية فى مصر طبقا للاحكام الاتية :

تشمل عبارة " قوات امريكا " كل شخص خاضع لقوانين الولايات المتحدة  
العسكرية والبحرية ويكون عضوا فى قوات الولايات المتحدة المسلحة الموجودة  
فى الاراضى المصرية وكذلك كل موظف مدنى امريكى الجنسية مرافق للقوات المذكورة  
او عامل معها ويحمل شهادة محددة لصفته صادرة من السلطة الامريكية المختصة .  
ومن المتفق عليه ان زوجات واولاد اهضاء قوات الولايات المتحدة لا يتمتعون - بصفتهم  
هذه - باية حصانة قضائية ويخضعون لولاية المحاكم المصرية .

والحصانة القضائية التى تمنحها الحكومة تتناول الجنائيات والجنح والمخالفات  
التي يرتكبها فى مصر اهضاء قوات الولايات المتحدة . على انه فى حالة ارتكاب  
موظف مدنى من المحددين اعلاه لجريمة ، فان الحكومة المصرية تحتفظ لنفسها  
بحق احالة المتهم على المحاكم المصرية او تسليمه للسلطات الحربية الامريكية  
المختصة .

وفى حالة ما يكون العجنى عليهم من السكان المدنيين تحال الدعوى  
على محكمة عسكرية امريكية تعقد فى مصر ويقضى فيها بخير تأخير وفى جلسة علنية  
( مالم تفض اسباب الامن بجعل المحاكمة سرية ) ويبلغ الحكم لوزارة الخارجية

- ١ -

من طريق مفوضية انوريات المتحدة .

ولا يجوز للمحاكم العسكرية الامريكية ان تحاكم افراد السكان المدنيين

في مصر .

تكفل الحكومة المصرية البحث عن كل عضواتبع لقوات الولايات المتحدة  
يطالب به كهارب او غائب بدون اذن مع القبض عليه وتسليمه بناء على طلب كتابي من  
السلطات الامريكية المختصة

لا يجوز للسلطات المصرية في غير الحالات المنصوص عنها في الفقرة السابقة  
ان تلتقي القبض على اعضاء قوات الولايات المتحدة الا في الظروف التي تثير القبض على  
الافراد المدنيين الامريكي الجنسية .

فاذا ما قبض على احد اعضاء قوات الولايات المتحدة بمعرفة السلطات المصرية  
وجب اتخاذ الاجراءات الاتية :

ابلاغ القاء القبض فوراً الى السلطة الحربية الامريكية المختصة مع ذكر اسم  
الشخص المقبوض عليه وغير ذلك من البيانات الخاصة به وايضاح نوع الجرائم التي  
ارجبت القاء القبض عليه . وفيما عدا الحالات التي يجب احالة الدموي فيها على  
المحاكم المصرية يسلم المتهم الى السلطة الامريكية المختصة - وتسلم او ترسل الى هذا  
السلطة بيانات وافية عن التهم المنسوبة الى المتهم مع ذكر اسماء ومعلومات الشهود  
وبيانات عنهم .

اذا اتهم عضو من قوات امريكا بارتكاب جريمة ولم يقبض عليه من اجلها وجب  
ان ترسل الى السلطات الحربية الامريكية المختصة - باقصى ما يمكن من سرعة - بيانات  
عن التهمة المنسوبة اليه مع محضر التحقيق الخاص بها .

تتبادل الحكومتان المساعدة في صدد التحقيقات الخاصة بالجرائم  
التي قد يرتكبها اعضاء قوات الولايات المتحدة او التي قد تقع عليهم . وتتخذ  
الحكومة المصرية - بناء على طلب السلطة الحربية الامريكية المختصة - كافة  
التدابير المعقولة لضمان حضور الاشخاص الخاضعين لولايتها بصفة شهود امام  
المحاكم العسكرية الامريكية في مصر . كما تتخذ حكومة الولايات المتحدة  
جميع التدابير المعقولة التي تكفل حضور كل عضو من اعضاء قوات الولايات

وزارة الخارجية

القاهرة في ١٩٤٤

- ٢ -

المتحدة بصفة شاهد في القضايا المعروضة على المحاكم المصرية وذلك بناءً على طلب يقدم من الموظف المختص في وزارة العدل أو من رئيس المحكمة المختصة ومن المتفق عليه صراحة ان النظام الاستثنائي المبين اعلاه انما منبج بسبب الحالة الخاصة الناشئة عن الحرب وانه سينتهي من تلقاء نفسه بانتهاؤها فيعود النظام العادي الى سابق عهده .

وفي حالة القبول ، يعتبر الكتاب الحالي ورد سعادتكم مكونين لاتفاق يربط حكومتنا وينشر في الجريدة الرسمية . وسأبادر - بصفتي حاكما عسكريا عاما - الى اتخاذ التدابير الداخلية اللازمة لتنفيذ هذا الاتفاق .

وانتهز هذه الفرصة لاجدد لكم - باسعادة الوزير - الاعراب عن عظيم

احترامى .

وزير الخارجية



*Note in the English, French, and Arabic Languages From the American  
Minister to the Egyptian Prime Minister and Minister of Foreign  
Affairs*

LEGATION OF THE  
UNITED STATES OF AMERICA

No. 759.

*Cairo, March 2, 1943.*

EXCELLENCY:

Referring to your letter No. P. 4.-55.9/137 C of March 2, 1943, in which Your Excellency has been so good as to inform me that the Egyptian Government had decided to accord immunity from jurisdiction in criminal matters to the members of the United States Forces in Egypt, I have the honor to advise you in the name of the Government of the United States of its full agreement on the various provisions of your letter and to express to Your Excellency the appreciation and thanks of the United States Government for the cooperation of the Egyptian Government in this matter.

I hasten to assure you that the United States military authorities will take all necessary measures for the prosecution and punishment of all infractions committed in Egypt by members of the United States Forces.

It is also expressly understood that the exceptional regime provided for above has been accorded by the Egyptian Government only because of the special situation resulting from the war and that it will terminate in all respects at the end of the war to permit the return to normal law.

I am in addition in agreement that Your Excellency's letter and this reply be considered as constituting an agreement binding our Governments.

I take this opportunity to renew to Your Excellency the assurances of my highest consideration.

ALEXANDER KIRK

His Excellency

Moustapha El NAHAS Pasha,

*Prime Minister and Minister of Foreign Affairs,*

*Cairo.*

LEGATION OF THE  
UNITED STATES OF AMERICA

*Le Caire, le 2 Mars 1943.*

No. 759.

EXCELLENCE,

Me référant à votre lettre No. P. 4.-55.9/137 C, en date du 2 Mars 1943, par laquelle Votre Excellence a bien voulu m'informer que le Gouvernement Egyptien avait décidé d'accorder l'immunité de juridiction en matière pénale aux membres des Forces des Etats-Unis en Egypte, j'ai l'honneur de vous marquer, au nom du Gouvernement des Etats-Unis son plein accord sur les diverses dispositions de votre lettre précitée et de transmettre à Votre Excellence sa haute appréciation et ses remerciements pour la coopération apportée par le Gouvernement Egyptien.

Je tiens particulièrement à vous donner l'assurance que les autorités militaires américaines prendront toutes les mesures nécessaires pour la poursuite et la répression de toute infraction commise en Egypte par un membre des Forces des Etats-Unis.

Il est d'autre part expressément entendu que le régime d'exception visé plus haut n'est accordé qu'à raison de la situation particulière résultant de la guerre et qu'il se terminera de plein droit à la fin de la guerre pour permettre le retour au droit commun.

Je suis en outre d'accord pour que la lettre de Votre Excellence et la présente réponse soient considérées comme constituant un accord liant nos Gouvernements.

Je saisis cette occasion pour vous renouveler, Excellence, les assurances de ma très haute considération.

ALEXANDER KIRK

à Son Excellence

Moustapha El NAHAS Pasha,

*Président du Conseil,*

*Ministre des Affaires Etrangères.*

مفوضية الولايات

المتحدة الامريكىة

القاهرة في ٢ مارس سنة ١٩٤٣

رقم ٧٥٩

حضرة صاحب المقام الرفيع مصطفى النحاس باشا

رئيس مجلس الوزراء وزير الخارجىة

صاحب المقام الرفيع

بالاشارة الى كتابكم رقم س ٤ / ١٣٧ / ١ / ٥٥ سرى المؤرخ ٢ مارس سنة ١٩٤٣ الذى تفضلتم مقامكم الرفيع وابلغتمونى به ان الحكومة المصرية قررت منع الحصانىة القضائية فى المواد الجنائية الى اعضاء قوات الولايات المتحدة فى مصر . اتشرف بسان اثبت - باسم حكومة الولايات المتحدة - موافقتها التامة على مختلف الاحكام السواردة فى كتابكم المتقدم المذكوران ابلغ مقامكم الرفيع عظيم تقديرها وشكرها للمعونة السببىة تقدمها الحكومة المصرية .

ويهمنى بنوع خاص ان اؤكد لكم ان السلطات الحربية الامريكىة ستتحذ جميع التدابير اللازمة لمحاكمة ومعاينة كل عضو من قوات الولايات المتحدة يرتكب جريمة فى مصر . ومن جهة اخرى فانه من المتفق عليه صراحة ان النظام الاستثنائى المشار اليه اعلاه انما منحتة الحكومة المصرية بسبب الحالة الخاصة الناشئة عن الحرب وانه سينتهى من تلقاء نفسه بانتهائها فيعود النظام العادى الى سابق عهده .

وفضلا عن ذلك فانى اوافق على اعتبار خطاب مقامكم الرفيع وردى هذا مكوّنين لاتفاق يربط حكومتنا .

وانتم هذه الفرصة لاجد لمقامكم الرفيع الامراب من توكيد عظيم احترامى  
امضيا . اسكندر كبرىك

*The American Minister to the Egyptian Prime Minister and Minister  
of Foreign Affairs*

LEGATION OF THE  
UNITED STATES OF AMERICA

*Cairo, March 2, 1943.*

MY DEAR MR. PRIME MINISTER:

With reference to our exchange of notes of today's date, by which the Egyptian Government has been so kind as to accord to the United States Government jurisdiction in criminal matters over members of the United States Armed Forces in Egypt, I take pleasure in advising Your Excellency of the existing arrangements for the handling of claims against persons and property arising as a result of the voluntary and involuntary acts committed by Members of the said United States Armed Forces in Egypt, as follows:

1. There is now functioning in Egypt a United States Claims Commission for the Middle East, composed of three members, set up under authority contained in an Act of the Congress of the United States of America approved January 2, 1942, which is competent to hear claims arising out of acts committed by members of the United States Armed Forces in Egypt and to make and order payment of awards which do not exceed \$1,000.

Claims arising from  
acts by U. S. Armed  
Forces in Egypt.

Payment of awards  
not in excess of \$1,000.

55 Stat. 880.  
31 U. S. C., Supp.  
II, § 224d.  
Ante, p. 66.

2. With regard to the limitation upon the amount of the awards of the aforementioned Claims Commission, I have been informed by my Government that the War Department is already seeking from the Congress of the United States authority to increase the limitation from \$1,000 to \$5,000. When such authorization has been obtained, I shall not fail to inform Your Excellency.

Claims in excess of  
\$1,000.

3. In addition to the settling of claims by the aforementioned Claims Commission, the United States military authorities in Egypt will undertake to lend their good offices in carrying out the necessary formalities for petitioning the Congress of the United States to approve claims over \$1,000.

4. The United States military authorities in Egypt agree that claimants may be represented before the United States Claims Commission for the Middle East by an Egyptian official and assisted by the special office established for the purpose of assisting claimants in the presentation of their claims against members of any of the Allied Armed Forces in Egypt.

Representation of  
claimants by Egyptian  
official, etc.

I feel sure that the Egyptian Government will find satisfactory the aforementioned procedure for the settling of claims arising out of acts committed by members of the United States Armed Forces in Egypt.

Please accept, my dear Mr. Prime Minister, the renewed assurances of my highest consideration.

ALEXANDER KIRK

His Excellency

Moustapha El-NAHAS Pasha,

*Prime Minister and Minister for Foreign Affairs,*

*Cairo.*

*The Egyptian Prime Minister and Minister of Foreign Affairs  
to the American Minister*

MINISTÈRE  
DES  
AFFAIRES ÉTRANGÈRES

No. P. 4.-55.9/137 C.

LE CAIRE, le 2 Mars 1943.

MON CHER MINISTRE,

Comme suite à votre note en date du 2 Mars 1943 exposant la procédure du règlement des réclamations relatives aux faits commis par les membres des Forces Armées des Etats-Unis en Egypte, j'ai le plaisir de vous informer que le Gouvernement Egyptien est d'accord sur cette procédure mais se réserve le droit de soulever à nouveau la question dans l'avenir s'il apparaissait que, soit d'une manière générale soit dans certains cas particuliers, cette procédure ne fonctionnait pas d'une façon propre à rendre justice aux plaignants.

Je dois en outre réserver le droit du Gouvernement Egyptien de faire des représentations diplomatiques en vue d'un nouvel examen et d'une rectification de la décision lorsqu'il estimera qu'une des décisions de la Commission des Etats-Unis des Réclamations pour le Moyen Orient est injuste.

Veuillez agréer, Mon Cher Ministre, l'assurance de ma haute considération.

M. NAHAS

[Translation]

MINISTRY  
OF  
FOREIGN AFFAIRS

No. P. 4.-55.9/137 C.

CAIRO, March 2, 1943.

MY DEAR MINISTER:

Referring to your note of March 2, 1943, in which there is set forth the procedure for the settlement of claims pertaining to acts committed by the members of the United States Armed Forces in Egypt, I have the pleasure to advise you that the Egyptian Government agrees to the procedure in question but reserves to itself the right to raise the question again in the future if it should appear that this procedure, either in a general way or in connection with certain particular cases, does not operate in such a manner as to do justice to the claimants.

I must, furthermore, reserve the right of the Egyptian Government to make diplomatic reservations with a view to re-examination and correction of the decision when it is of the opinion that a decision of the United States Claims Commission for the Middle East is unjust.

Please accept, my dear Minister, the assurance of my high consideration.

M. NAHAS

MINISTÈRE  
DES  
AFFAIRES ÉTRANGÈRES

No. \_\_\_\_\_

PROCES-VERBAL

DE SIGNATURE DE L'ACCORD ENTRE LES ETATS-UNIS D'AMÉRIQUE  
ET L'EGYPTE, RELATIF À L'IMMUNITÉ DE JURIDICTION PÉNALE  
DES MEMBRES DES FORCES AMÉRICAINES EN EGYPTE.

L'an mil neuf cent quarante-trois et le deuxième jour du mois de mars, au Caire,

se sont réunis à la résidence de Son Excellence Moustapha El Nahas Pacha:

S.E. Mr. Alexander Kirk, Envoyé Extraordinaire et Ministre Plénipotentiaire des Etats-Unis d'Amérique en Egypte, représentant son Gouvernement, assisté de Mr. J. E. Jacobs, Conseiller de la Légation;

S.E. Moustapha El Nahas Pacha, Président du Conseil des Ministres, Ministre des Affaires Etrangères, représentant le Gouvernement Egyptien, assisté de S.E. Mohamed Charara Pacha, Sous-Secrétaire d'Etat au Ministère des Affaires Etrangères et de M. Awad El Bahraoui Bey, Ministre Plénipotentiaire, chargé du Département Politique et Economique, au Ministère des Affaires Etrangères, à l'effet de procéder à l'échange de la correspondance relative à l'immunité de juridiction pénale aux membres des Forces Américaines en Egypte.

Après que S.E. le Ministre des Etats-Unis a déclaré que son Gouvernement l'a officiellement autorisé à se mettre d'accord avec le Gouvernement Egyptien à ce sujet, S.E. Moustapha El Nahas Pacha lui remet la lettre marquant l'accord du Gouvernement Egyptien sur l'octroi de la dite immunité.

Ayant pris connaissance de cette lettre, S.E. le Ministre des Etats-Unis remet à Son Excellence une lettre déclarant qu'il a appris la décision du Gouvernement Egyptien et marquant l'accord de son Gouvernement sur les dispositions contenues dans la lettre du Gouvernement Egyptien.

Le Ministre des Etats-Unis remet ensuite à S. E. le Ministre des Affaires Etrangères d'Egypte une lettre au sujet du règlement des réclamations relatives aux faits commis par les membres des Forces des Etats-Unis d'Amérique.

Ayant pris connaissance du contenu de cette lettre, Son Excellence remet à S.E. le Ministre des Etats-Unis sa réponse à cette lettre.

A cette occasion, S.E. le Président du Conseil des Ministres, Ministre des Affaires Etrangères déclare à S.E. le Ministre des Etats-Unis que le Gouvernement Egyptien n'a accordé cette immunité qu'en vue de consolider les rapports d'amitié existant heureusement entre l'Egypte et les Etats-Unis, et en raison de la situation particulière résultant de la guerre et que ce régime exceptionnel se terminera de plein droit à la fin de la guerre entre les Etats-Unis d'Amérique et les pays de l'Axe, pour permettre le retour au droit commun.

EN FOI DE QUOI, le present Procès-Verbal a été dressé et signé en deux originaux.

*Le Ministre des  
des Etats-Unis d'Amerique,*  
ALEXANDER KIRK.

*Le President du Conseil des Ministres,  
Ministre des Affaires Etrangeres,*  
M. NAHAS

[Translation]

MINISTRY  
OF  
FOREIGN AFFAIRS

No. \_\_\_\_\_

### PROCÈS-VERBAL

OF THE SIGNING OF THE AGREEMENT BETWEEN THE UNITED STATES OF AMERICA AND EGYPT, RELATIVE TO IMMUNITY FROM PENAL JURISDICTION OF MEMBERS OF THE AMERICAN FORCES IN EGYPT.

In the year nineteen hundred forty-three and on the second day of March, at Cairo, there met at the residence of His Excellency Mustapha El Nahas Pasha:

His Excellency Alexander Kirk, Envoy Extraordinary and Minister Plenipotentiary of the United States of America in Egypt, representing his Government, assisted by Mr. J. E. Jacobs, Counselor of the Legation;

His Excellency Mustapha El Nahas Pasha, President of the Council of Ministers, Minister of Foreign Affairs, representing the Egyptian Government, assisted by His Excellency Mohammed Sharara Pasha, Under Secretary of State in the Ministry of Foreign Affairs, and Mr. Awad El Bahraoui Bey, Minister Plenipotentiary, in charge of the Political and Economic Department in the Ministry of Foreign Affairs, for the purpose of proceeding to the exchange of notes relative to immunity from penal jurisdiction of members of the American Forces in Egypt.

After His Excellency the Minister of the United States stated that his Government had officially authorized him to conclude an agreement with the Egyptian Government on this subject, His Excellency Mustapha El Nahas Pasha handed to him the note signifying the accord of the Egyptian Government with respect to granting the said immunity.

Having taken cognizance of this note, His Excellency the Minister of the United States handed to His Excellency a note stating that he had learned of the Egyptian Government's decision and indicating the agreement of his Government with the provisions contained in the Egyptian Government's note.

The Minister of the United States then handed to His Excellency the Minister of Foreign Affairs of Egypt a note concerning the settlement of claims arising from acts committed by members of the Forces of the United States of America.

Having taken cognizance of this note, His Excellency handed to His Excellency the Minister of the United States his response to this note.

On this occasion, His Excellency the President of the Council of Ministers, Minister of Foreign Affairs, stated to His Excellency the Minister of the United States that the Egyptian Government had granted this immunity only in order to strengthen the relations of friendship which happily exist between Egypt and the United States, and by reason of the particular situation resulting from the war, and that this exceptional arrangement will terminate automatically at the close of the war between the United States of America and the Axis countries in order to permit a return to the common law.

IN WITNESS WHEREOF, the present Procès-Verbal has been drawn up and signed in two original copies.

*The Minister of the  
United States of America,*  
ALEXANDER KIRK

*The President of the Council of Ministers,  
Minister of Foreign Affairs,*  
M. NAHAS

June 23, 26, 1943

[E. A. S. 357]

*Agreement between the United States of America and Nicaragua continuing in force an agreement of January 11, 1941 respecting plantation rubber investigations. Effected by exchange of notes signed at Managua June 23 and 26, 1943; effective July 1, 1943. And text of agreement of January 11, 1941.*

*The American Ambassador to the Nicaraguan Minister of Foreign Affairs*

EMBASSY OF THE  
UNITED STATES OF AMERICA

No. 108.

*Managua, D.N., Nicaragua, June 23, 1943.*

EXCELLENCY:

I have the honor to refer to the agreement for extension and continuation of plantation rubber investigations in Nicaragua which was signed on January 11, 1941, in the English and Spanish languages, by the Minister of Agriculture and Labor of the Republic of Nicaragua and the Acting Chief of the Bureau of Plant Industry of the Department of Agriculture of the United States of America.

*Post, p. 1215.*

Among the provisions of that agreement is the following (second paragraph from the end):

"It is mutually agreed by the cooperating parties that this agreement shall take effect on the date of this letter and shall expire on the thirtieth day of June, nineteen hundred and forty-one, but may be renewed from year to year thereafter (not extending, however, beyond the thirtieth day of June, nineteen hundred and forty-three) at the option of the Department of Agriculture of the United States of America, which option shall be expressed in writing by the Chief of the Bureau of Plant Industry or a duly authorized agent, at least one month before the date upon which this agreement would otherwise expire."

It is the understanding of the Government of the United States of America that the agreement above-mentioned has continued in force up to this time.

Continuance in  
force; duration.

I have the honor to inform Your Excellency that it is the desire and option of the Department of Agriculture of the United States of America that the agreement should continue in force after June 30, 1943, and should remain in force thereafter until six months from the day on which either Government shall have given notice in writing to the other Government of its intention to terminate the agreement.

In view of the fact that it has not been practicable to give this notice to your Government "at least one month before" June 30, 1943, I have the honor to suggest that, if agreeable to the Government

of the Republic of Nicaragua, this note, together with your note in acknowledgment thereof, shall be regarded as placing on record the understanding between the Government of the United States of America and the Government of the Republic of Nicaragua that the agreement above-mentioned shall continue in force after June 30, 1943, and shall remain in force thereafter subject to termination on a notice of six months given by either Government.

Accept, Excellency, the renewed assurances of my highest consideration.

JAMES B STEWART

His Excellency

Dr. ANTONIO BARQUERO,  
*Minister for Foreign Affairs,*  
*Managua, D.N., Nicaragua.*

*The Nicaraguan Minister of Foreign Affairs to the American  
Ambassador*

MINISTERIO  
DE RELACIONES EXTERIORES

Departamento Diplomático.

No. F. 146.

MANAGUA, D.N., *Junio 26, 1943.*

EXCELENCIA:

Tengo el honor de referirme a la atenta nota de Vuestra Exclencia, No. 108, del 23 de los corrientes, por medio de la cual se digna informar a esta Secretaría, que el Departamento de Agricultura de los Estados Unidos de América, tiene el deseo de opción de que el Convenio para la extensión y continuación de los estudios sobre plantaciones de hules en Nicaragua, firmado el 11 de Enero de 1941, continúe en vigor después del 30 de Junio de 1943, y que permanezca en vigor en adelante durante seis meses después del día en que cada Gobierno haya dado noticia por escrito al otro Gobierno de su intención de terminar el Convenio.

En respuesta me es grato informar a Vuestra Excelencia, que mi Gobierno acepta gustoso la prórroga del Convenio de 11 de Enero de 1941, en los términos y condiciones indicados en la nota que tengo el honor de contestar.

Aceptad, Excelencia, las renovadas seguridades de mi más alta consideración,

ANTONIO BARQUERO

A Su Excelencia

JAMES B. STEWART,  
*Embajador Extraordinario y Plenipotenciario*  
*de los Estados Unidos de América*  
*en Nicaragua.*  
*Ciudad.—*

(Translation)

MINISTRY  
OF FOREIGN AFFAIRSDiplomatic Department  
No. F. 146MANAGUA, D.N., *June 26, 1943*

## EXCELLENCY:

I have the honor to refer to Your Excellency's kind note 108 of the 23d of this month, by means of which you are good enough to inform this Ministry that the Department of Agriculture of the United States of America desires to exercise the option that the agreement for the extension and continuation of the studies of rubber plantations in Nicaragua, signed January 11, 1941, shall continue in force after June 30, 1943, and that it shall remain in force thereafter until six months from the date on which either Government shall have given notice in writing to the other Government of its intention to terminate the convention.

In reply I am happy to inform Your Excellency that my Government is pleased to accept the extension of the agreement of January 11, 1941, on the terms and conditions indicated in the note to which I have the honor to reply.

Accept, Excellency, the renewed assurances of my highest consideration.

ANTONIO BARQUERO

His Excellency

JAMES B. STEWART,

*Ambassador Extraordinary and Plenipotentiary  
of the United States of America  
in Nicaragua.**City.*

*Agreement of January 11, 1941*UNITED STATES DEPARTMENT OF AGRICULTURE  
BUREAU OF PLANT INDUSTRY  
WASHINGTONRubber Plant Investigations  
of the  
Division of  
Plant Exploration and Introduction

JANUARY 11, 1941.

General JOSÉ MARÍA ZELAYA,  
*Minister of Agriculture and Labor,*  
*Managua, D.N.,*  
*Republic of Nicaragua.*

DEAR SIR:

As a result of the cooperative rubber survey mutually agreed upon in my letter of December 11, 1940, [1] the following plan for extension and continuation of the work is submitted, as in the previous instance, for your consideration and approval.

In this cooperative project the Government of Nicaragua agrees to consult with the United States Department of Agriculture representatives and to select two or three areas suitable for nurseries which shall serve as demonstration plots and as centers of distribution of Hevea planting material. The Nicaraguan Government agrees to maintain these nurseries and appoint an agronomist or other trained representative who will be responsible for: the collection of seeds from Nicaraguan sources; the establishment of seed beds in the nurseries; and the distribution of any excess seeds to interested planters. This agronomist or other qualified representative is also to cooperate with representatives of the United States Department of Agriculture in directing and educating the planters in all matters pertaining to the propagation, cultivation and preparation of Hevea rubber.

Provision of nurseries; appointment of agronomist, etc.

The Government of Nicaragua will formulate necessary quarantine and other regulations designed to prevent the introduction into Nicaragua of rubber-propagating materials including seeds, trees and budwood from other countries, excepting such shipments as are duly certified to be free from noxious insects and contagious diseases.

Quarantine and other regulations.

The Department of Agriculture of the United States of America shall be permitted to import and/or export from Nicaragua all planting material (seeds, stumps or budwood) of rubber-producing plants which said Department may require for investigations herein contemplated or desire to ship elsewhere, provided, however, that all such shipments, imports or exports, shall be certified by a duly qualified official of said Department.

Imports and exports of planting material.

The Department of Agriculture of the United States of America shall be allowed entry into Nicaragua, free of all duties or other fees, of all property and materials needed in the proposed cooperative work, and a like exemption from duties and fees shall apply to the personal

Exemption from duties, etc.

[1 Not printed.]

effects of all employees of the United States Department of Agriculture who are engaged in this cooperation.

Redistribution of strains of rubber tree, restriction.

The Government of Nicaragua agrees to prohibit the redistribution of any strains of rubber tree furnished it by the United States Department of Agriculture to cooperators, companies or other governments except to those agencies and governments which are willing to reciprocate by furnishing such similar material as they may have in their possession; and this restriction shall be passed on to any other agency or government receiving material to prevent contravening the purpose of this restriction.

Distribution of superior strains.

The United States Department of Agriculture will furnish to the Government of Nicaragua free of charge at its propagating stations, stocks of superior strains of the rubber tree now in its possession, and any additional superior strains collected on surveys or bred at its experiment stations, which, after test by it, are found to be superior. Such distribution will be made at as early a date and in such quantity as may be possible with the facilities available for propagation and in view of the equitable demands or requirements of other cooperating agencies.

Investigators and rubber specialists.

The Department of Agriculture of the United States will supply such investigators and rubber specialists as may be necessary to aid in the establishment of nurseries and/or in the selection of suitable sites for test plantings herein contemplated.

Investigators and rubber specialists will be furnished by the said Department of Agriculture to cooperate with the Government of Nicaragua in directing and educating the planters in proper methods of propagation, planting, cultivation, thinning, tapping, preparation of rubber for market and other operations essential to the proper maintenance and productivity of their plantations. It will also conduct, in cooperation with the Government of Nicaragua, field investigations on specific problems of rubber culture when necessary.

Results of investigations.

The said Department of Agriculture will make available for the benefit of the rubber industry in Nicaragua the results obtained in the rubber investigations conducted by its Bureau of Plant Industry.

Effective date; expiration; renewal.

It is mutually agreed by the cooperating parties that this agreement shall take effect on the date of this letter and shall expire on the thirtieth day of June, nineteen hundred and forty-one, but may be renewed from year to year thereafter (not extending, however, beyond the thirtieth day of June, nineteen hundred and forty-three) at the option of the Department of Agriculture of the United States of America, which option shall be expressed in writing by the Chief of the Bureau of Plant Industry or a duly authorized agent, at least one month before the date upon which this agreement would otherwise expire.

Agreement not assignable.

It is mutually agreed also that this agreement shall not be assigned in whole or in part; that no member or delegate to Congress of the United States of America, or resident commissioner thereof, after his election or appointment, and either before or after he has qualified, and no officer, agent or employee of the Government of the United

States of America shall be admitted to any share or part of this agreement, or to any benefit to arise therefrom.

Very truly yours,

M. A. McCALL

*Acting Chief of the Bureau of Plant Industry*

JOSÉ M. ZELAYA C

*Minister of Agriculture and Labor*

UNITED STATES DEPARTMENT OF AGRICULTURE  
BUREAU OF PLANT INDUSTRY  
WASHINGTON

TRADUCCION DEL INGLES DEL ORIGINAL

Rubber Plant Investigations  
of the  
Division of  
Plant Exploration and Introduction

11 DE ENERO DE 1941.

General JOSÉ MARÍA ZELAYA,  
*Ministro de Agricultura y Trabajo,*  
*Managua, D.N.,*  
*República de Nicaragua.*

EXCELENCIA:

Como resultado de los estudios huleros cooperativos que convenimos en llevar a cabo en mi carta del 11 de diciembre de 1940, el siguiente proyecto para la continuación y extensión de los trabajos se presenta aquí, como anteriormente, para su consideración y aprobación.

En el presente convenio cooperativo el Gobierno de Nicaragua conviene en consultar con representantes del Departamento de Agricultura de los Estados Unidos y escoger dos o tres áreas apropiadas para viveros que servirán de plantíos de demostración y de centros de distribución del material para la siembra de Hevea. El Gobierno de Nicaragua conviene en mantener estos viveros y nombrar un agrónomo u otro representante capaz quien será responsable por: la colección de semillas de fuentes nicaragüenses, el establecimiento de almacigos en los viveros, y la distribución de semillas sobrantes a los finqueros interesados. Este agrónomo u otro representante capaz cooperará con los representantes del Departamento de Agricultura de los Estados Unidos en la educación y dirección de los finqueros en todos los asuntos relacionados a la propagación, el cultivo y la preparación de hule de Hevea.

El Gobierno de Nicaragua formulará los reglamentos de cuarentena y demás restricciones necesarios para evitar la introducción al país, de otros lugares, de materiales propagativos, inclusive semillas, árboles y yemas para injertar, exceptuando tales envíos que sean debidamente certificados como libres de insectos nocivos y enfermedades contagiosas.

Se le permitirá al Departamento de Agricultura de los Estados Unidos de América importar al país, o exportar de ello, todo material

propagativo (semillas, árbolitos, y yemas para injertar) de plantas hulfíferas que dicho Departamento requiera para las investigaciones y estudios que en la presente se contemplan o que deseara enviar a otras partes, con la provisión, empero, de que tales envíos, tanto de importación como de exportación, sean certificados por un representante debidamente autorizado por dicho Departamento.

Al Departamento de Agricultura de los Estados Unidos de América se le permitirá entrar a la República de Nicaragua, exentos del pago de derechos de aduana u otros gravámenes, todo equipo y materiales que sean necesarios para conducir los trabajos proyectados en este convenio cooperativo; y también serán exentos de dichos derechos y cobranzas los efectos personales de todos los empleados del Departamento de Agricultura de los Estados Unidos que estén ocupados en estos trabajos cooperativos.

El Gobierno de Nicaragua conviene en prohibir la redistribución a otros cooperadores, compañías o gobiernos de cualesquier variedades de Hevea que le sean suministradas por el Departamento de Agricultura de los Estados Unidos, salvo a tales agencias y gobiernos que estén dispuestos a reciprocarse mediante el suministro de material similar que tengan en su poder, y transmitir esta restricción a cualquier agencia o gobierno que reciba material para así evitar la contravención del objeto de esta restricción.

El Departamento de Agricultura de los Estados Unidos suministrará gratis al Gobierno de Nicaragua las variedades superiores de Hevea ya en su poder, además de variedades superiores adicionales que sean coleccionadas por sus exploradores o desarrolladas en sus estaciones experimentales y que, después de pruebas, hayan demostrado superioridad. Dicha distribución se hará con tal prontitud y en tal cantidad que sean posibles con las facilidades disponibles para la propagación y en consideración de las demandas equitativas de otras agencias cooperantes.

El Departamento de Agricultura de los Estados Unidos suministrará los investigadores y especialistas en hule que sean necesarios para ayudar en el establecimiento de viveros y la selección de áreas apropiadas para las siembras de ensayo aquí contempladas.

Investigadores y especialistas en hule serán suministrados por dicho Departamento de Agricultura para que cooperen con el Gobierno de Nicaragua en la educación y la dirección de los finqueros en los debidos métodos para conducir la propagación, la siembra, el cultivo, el entresacar, el picar, la preparación del hule para el mercado y demás operaciones necesarias para la debida manutención y productividad de sus plantaciones. El Departamento conducirá, además, en cooperación con el Gobierno de Nicaragua, estudios en el campo sobre problemas específicos relacionados con el cultivo del hule, cuando tales sean necesarios.

Dicho Departamento de Agricultura pondrá a la disposición del Gobierno de Nicaragua, para el aprovechamiento de la industria hulera nicaragüense, los resultados obtenidos en el curso de las investigaciones hechas por su Oficina de Industria de Plantas.

Las dos partes cooperantes mutuamente convienen que este acuerdo entrará en vigencia en la fecha de esta carta y vencerá el día treinta de junio de mil novecientos cuarenta y uno, pero que el mismo puede ser prorrogado de año a año después de esa fecha (en ningún caso se extenderá más allá del día treinta de junio de mil novecientos cuarenta y tres) a la elección del Departamento de Agricultura de los Estados Unidos de América, cuya elección será manifestada por escrito por el Jefe de la Oficina de Industria de Plantas o por un agente debidamente autorizado, por lo menos un mes antes de la fecha en que este convenio vencería al no prorrogarse.

También convienen mutuamente las dos partes contratantes que este convenio no será traspasado ni en conjunto ni en parte; que ningún miembro ni delegado al Congreso de los Estados Unidos de América ni comisionado residente de ellos, después de su elección o nombramiento, y o antes o después de haber prestado juramento, y ningún oficial, agente ni empleado del Gobierno de los Estados Unidos de América participará en cualquier porción o parte de este convenio o en cualquier beneficio que provenga de ello.

Su muy atto. y S. S.,

M. A. McCALL

*Acting Jefe de la Oficina de Industria de Plantas*

JOSÉ M. ZELAYA C

*Ministro de Agricultura y Trabajo*

June 18, 28, 1943  
[E. A. S. 358]

*Agreement between the United States of America and Honduras continuing in force an agreement of February 28, 1941 respecting plantation rubber investigations. Effected by exchange of notes signed at Tegucigalpa June 18 and 28, 1943; effective July 1, 1943. And text of agreement of February 28, 1941.*

*The American Ambassador to the Honduran Minister of Foreign Affairs*

EMBASSY OF THE  
UNITED STATES OF AMERICA  
*Tegucigalpa, D.C., June 18, 1943.*

No. 28

EXCELLENCY:

I have the honor to refer to the Cooperative Agreement for Plantation Rubber Investigations in Honduras, which was signed on February 28, 1941, in the English and Spanish languages, by the Ministro de Fomento, Agricultura y Trabajo of the Republic of Honduras and the Acting Secretary of Agriculture of the United States of America.

Post, p. 1224.

Subparagraph (b) of paragraph III of the agreement provides as follows:

“(b) That this agreement shall take effect on the date on which made and entered into, as shown in the first paragraph on page one, and expire on the thirtieth day of June, nineteen hundred and forty-one, but the same may be renewed from year to year thereafter, not extending, however, beyond the thirtieth day of June, nineteen hundred and forty-three, at the option of the Department of Agriculture of the United States, which option shall be expressed in writing by the said Department of Agriculture of the United States at least one month before the date upon which this agreement would otherwise expire.”

It is the understanding of the Government of the United States of America that the agreement above-mentioned has continued in force up to this time.

Continuance in  
force; duration.

I have the honor to inform Your Excellency that it is the desire and option of the Department of Agriculture of the United States of America that the agreement should continue in force after June 30, 1943, and should remain in force thereafter until six months from the day on which either Government shall have given notice in writing to the other Government of its intention to terminate the agreement.

In view of the fact that it has not been practicable to give this notice to your Government “at least one month before” June 30, 1943, I have the honor to suggest that, if agreeable to the Government of the Republic of Honduras, this note, together with your note in acknowledgment thereof, shall be regarded as placing on record the understanding between the Government of the United States of America and the

Government of the Republic of Honduras that the agreement above-mentioned shall continue in force after June 30, 1943, and shall remain in force thereafter subject to termination on a notice of six months given by either Government.

Accept, Excellency, the renewed assurances of my most distinguished consideration.

JOHN D. ERWIN

His Excellency

DR. SALVADOR AGUIRRE,  
*Minister for Foreign Affairs,*  
*Tegucigalpa, D.C.*

*The Honduran Minister of Foreign Affairs to the American Ambassador*

SECRETARIA DE RELACIONES EXTERIORES  
DE LA  
REPUBLICA DE HONDURAS

Of. N° 1843

TEGUCIGALPA, D.C., 28 de junio de 1943.

EXCELENTÍSIMO SEÑOR;

Me es grato acusar recibo a Vuestra Excelencia de su atento oficio N° 28 de fecha 18 del mes en curso en el que se sirve hacer referencia al Acuerdo Cooperativo para las Investigaciones del Cultivo del Hule en Honduras, que fué firmado el 28 de febrero de 1941, en inglés y español, entre el Ministro de Fomento, Agricultura y Trabajo y el Secretario Encargado de Agricultura de los Estados Unidos de América y en contestación me permito transcribir a Vuestra Excelencia la nota que dice:

“Secretaria de Estado en los Despachos de Fomento, Agricultura y Trabajo—Tegucigalpa, D.C., 28 de junio de 1943—Sr. Ministro:—Tengo el honor de acusarle recibo de su atento oficio N° 1839, de fecha 26 del mes en curso, por medio del cual se sirve transcribirme la nota del Excmo. Sr. Embajador de los Estados Unidos de América en la cual hace referencia al Acuerdo Cooperativo para las Investigaciones del Cultivo del Hule en Honduras, suscrito el día 28 de febrero de 1941, en los idiomas inglés y español, por el Ministerio de Fomento, Agricultura y Trabajo de la República de Honduras y el Secretario Encargado de Agricultura de los Estados Unidos de América.—El inciso (b) del párrafo III del Acuerdo poveré como sigue:—“(b) que este Acuerdo tendrá efecto en la fecha en que sea hecho y entre en vigor, como aparece en el primer párrafo en la página uno y expirará el día treinta de junio de mil novecientos cuarenta y uno, pero el mismo puede ser renovado de año en año de entonces en adelante, no prolongándose, sin embargo, más allá del treinta de junio de mil novecientos cuarenta y tres, a la opción del Departamento de Agricultura de los Estados Unidos, cuya opción será expresada por escrito por dicho Departamento de Agricultura de los Estados Unidos y por lo menos un mes antes de la fecha en la cual este Acuerdo expiraría de otra manera.”—La nota transcrita expresa el deseo y opción del De-

partamento de Agricultura de los Estados Unidos de América para que el Acuerdo continúe en vigor después del treinta de junio de mil novecientos cuarenta y tres, y después permanecerá en vigor hasta seis meses a contar de la fecha en que uno u otro Gobierno haya dado aviso al otro Gobierno su intención de que el Acuerdo termine—En respuesta, me permito manifestar a Usted para los efectos consiguientes, que esta Secretaría de Estado está en un todo de acuerdo y dá su aprobación al deseo y la opción del Departamento de Agricultura de los Estados Unidos de América en cuanto a que el Acuerdo Cooperativo para las Investigaciones del Cultivo del Hule en Honduras, firmado el 28 de febrero de 1941 por el Ministerio de Fomento, Agricultura y Trabajo de la República de Honduras y el Secretario Encargado de Agricultura de los Estados Unidos de América, de conformidad con el inciso (b) del párrafo III de dicho Acuerdo, continúe en vigor después del 30 de junio de 1943 hasta seis meses a contar de la fecha en que uno u otro Gobierno haya dado aviso por escrito al otro Gobierno su intención de que el Acuerdo termine.—Con la mayor consideración, me suscribo del Sr. Ministro su muy atento y seguro servidor—(f) Salvador Aguirre,—Al Sr. Ministro de Relaciones Exteriores, Su Despacho.”

Aprovecho esta oportunidad para reiterar a Vuestra Excelencia el testimonio de mi más alto aprecio y distinguida consideración,

SALVADOR AGUIRRE

Excelentísimo Señor JOHN D. ERWIN,  
*Embajador Extraordinario y Plenipotenciario*  
*de los Estados Unidos de América.*  
*Embajada Americana.*

[Translation]

MINISTRY OF FOREIGN AFFAIRS  
 OF THE  
 REPUBLIC OF HONDURAS

Of. No. 1843

TEGUCIGALPA, D.C., *June 28, 1943.*

EXCELLENCY:

I have the pleasure of acknowledging the receipt of Your Excellency's kind note 28 of the 18th of the current month in which you are good enough to refer to the Cooperative Agreement for Plantation Rubber Investigations in Honduras, which was signed February 28, 1941, in English and Spanish, between the Ministro de Fomento, Agricultura y Trabajo and the Acting Secretary of Agriculture of the United States of America, and in reply I take the liberty to transcribe to Your Excellency the note which says:

“Secretaria de Estado en los Despachos de Fomento, Agricultura y Trabajo—Tegucigalpa, D.C., June 28, 1943. Mr. Minister:— I have the honor to acknowledge the receipt of your kind note

1839, dated the 26th of the current month, in which you are good enough to transcribe to me the note of His Excellency the Ambassador of the United States of America in which he refers to the Cooperative Agreement for Plantation Rubber Investigations in Honduras, signed February 28, 1941, in the English and Spanish languages, by the Ministerio de Fomento, Agricultura y Trabajo of the Republic of Honduras and the Acting Secretary of Agriculture of the United States of America. Subparagraph (b) of paragraph III of the agreement provided as follows: '(b) That this agreement shall take effect on the date on which made and entered into, as shown in the first paragraph on page 1, and expire on the thirtieth day of June, nineteen hundred and forty-one, but the same may be renewed from year to year thereafter, not extending, however, beyond the thirtieth day of June, nineteen hundred and forty-three, at the option of the Department of Agriculture of the United States, which option shall be expressed in writing by the said Department of Agriculture of the United States at least one month before the date upon which this agreement would otherwise expire.' The note transcribed expresses the desire and option of the Department of Agriculture of the United States of America that the agreement continue in force after the thirtieth of June, nineteen hundred and forty-three, and shall remain in force thereafter until six months from the date on which either Government shall have given notice to the other Government of its intention to terminate the agreement. In reply, I take the liberty to inform you for the proper effects that this Ministry of State is fully in agreement and gives its approval to the desire and option of the Department of Agriculture of the United States of America that the Cooperative Agreement for Plantation Rubber Investigations in Honduras, signed February 28, 1941, by the Ministerio de Fomento, Agricultura y Trabajo of the Republic of Honduras and the Acting Secretary of Agriculture of the United States of America, in accordance with subparagraph (b) of paragraph III of the said agreement, shall continue in force after the 30th of June, 1943, until six months from the date on which either Government shall have given notice to the other Government of its intention to terminate the agreement. With the greatest consideration, I subscribe myself, Mr. Minister, your very humble and obedient servant (s) Salvador Aguirre. To the Minister of Foreign Affairs, His Office."

I avail myself of this opportunity to renew to Your Excellency the assurance of my highest esteem and distinguished consideration.

SALVADOR AGUIRRE

His Excellency Mr. JOHN D. ERWIN,  
*Ambassador Extraordinary and Plenipotentiary*  
*of the United States of America,*  
*American Embassy.*

*Agreement of February 28, 1941*UNITED STATES DEPARTMENT OF AGRICULTURE  
OFFICE OF THE SECRETARYCOOPERATIVE AGREEMENT  
FOR PLANTATION RUBBER INVESTIGATIONS IN HONDURAS

THIS COOPERATIVE AGREEMENT made and entered into this 28th day of February, one thousand nine hundred and forty one, by and between the Ministerio de Fomento, Agricultura y Trabajo of the Republic of Honduras and the United States of America, by the Acting Secretary of the Department of Agriculture of the said United States.

## WITNESSETH:

WHEREAS, the establishment of a rubber plantation industry in the Western Hemisphere is recognized as mutually advantageous to all countries therein, and

WHEREAS, it is the interest and desire of the parties to this agreement that a source of crude rubber be developed in Honduras, and whereas, it is recognized by both parties that such development must be based on the use of superior strains of rubber-producing trees if the industry is to be self-sustaining in competition with oriental areas; that such strains must possess superiority, not only in yield but also in resistance to the South American leaf disease; that in view of the past efforts and progress achieved in promoting new agricultural enterprises by the Ministerio de Fomento, Agricultura y Trabajo, it is the desire of the parties to this agreement to cooperate by conducting investigational work on the methods of growing rubber, the production of valuable strains of rubber, disease control, possible use of inter-crops, and other problems involved in the successful establishment of commercial rubber culture, for the benefit of the people of Honduras and of the United States of America.

Now, THEREFORE, the parties to this agreement do hereby separately outline their interests in this cooperative project, and designate the facilities, services, and other contributions which they agree to make available toward achievement of their mutual objective.

I. The Ministerio de Fomento, Agricultura Y Trabajo de Honduras is seeking uses for the great areas of rich undeveloped land and abandoned banana farms on which both individual growers and plantation companies may produce a profitable export crop, such as rubber, and increase the income and foreign trade of the people of Honduras. Therefore, said Ministerio does hereby agree:

(a) To consult the local representatives of the Department of Agriculture of the United States, and select jointly three to five suitable areas of land whose owners are interested and are financially able to make demonstration plantings of rubber, which would be of the greatest educational value in establishing centers for the development of rubber production in Honduras; the location of such areas shall be determined by the amount of

Agreement on part of Ministerio de Fomento, Agricultura y Trabajo de Honduras.

Demonstration plantings.

adjacent lands suitable for successful rubber cultivation, and the number and size of such initial plantings of any improved strain shall be limited to the amount of available planting material and in consideration of the equitable demands of other cooperating countries.

(b) To assign agronomists or other trained representatives of the Honduras Government, as may be required from time to time, to cooperate with representatives of the Department of Agriculture of the United States in directing and educating the cooperative growers in planting, multiplication, cultivation, thinning, tapping, preparing the rubber for market, and other essential operations necessary for securing the proper maintenance and productivity of the plantings.

Assignment of agronomists, etc.

(c) To formulate necessary quarantine and other regulations designed to prevent the indiscriminate introduction into Honduras of rubber-propagating materials, including seeds, trees, and budwood from other countries, excepting such shipments as are duly certified to be free from noxious insects and contagious diseases.

Quarantine and other regulations.

(d) To permit the Department of Agriculture of the United States to import into, and/or export from, Honduras all planting material (seeds, stumps, or budwood) of rubber-producing plants, which said Department of Agriculture of the United States may require for the investigations herein contemplated or desire to ship elsewhere, provided, however, that all such shipments, imports, or exports shall be certified by a duly qualified official of said Department to be free from noxious insects and contagious diseases.

Imports and exports of planting material.

(e) To permit importation into Honduras free of duties or other fees all material or property of the Government of the United States which may be required for the construction, operation, and maintenance of its experiment station, substations, and nurseries, and also to allow this exemption on the personal property of employees of said station, or other representatives of the United States when they enter the ports of Honduras for work covered by this cooperative agreement, provided, however, that the director of said station shall certify that such personal property of said employees is not imported for resale.

Exemption from duties, etc.

(f) To prohibit the redistribution of any strains of the rubber tree furnished it by the said Department of Agriculture of the United States to cooperators, companies, or other governments, except to those agencies and governments in the Western Hemisphere which are willing to reciprocate by furnishing such similar material as they may have in their possession; and that this restriction shall be passed on to any other agency or government receiving material to prevent controverting the purpose of this restriction.

Redistribution of strains of rubber tree, restriction.

II. The Department of Agriculture of the United States, under the authority and appropriation of funds granted it by the Congress

Agreement on part of U. S. Department of Agriculture.

of the said United States for investigation of sources of crude rubber in the Western Hemisphere, does hereby agree:

Rubber-propagation and experiment station.

(a) To establish in Honduras a rubber-propagation and experiment station from which high-yielding strains may be distributed to cooperators in Honduras and other potential rubber-producing countries in Latin America.

Laboratory and field investigations.

(b) To conduct laboratory and field investigations, and to make the results available for the benefit of the industry in Honduras and throughout Latin America. Problems for investigation may include tests of high-yielding strains of the Hevea rubber tree from any source for their performance on local soils, artificial pollination for breeding of improved strains, methods of land clearing, planting, use of inter-planted crops, ground covers, and other investigations for the advancement of the industry.

Laboratory and office space and housing for employees.

(c) To provide at its expense any necessary laboratory and office space and housing for employees at the aforementioned experiment station, and to equip said buildings and lands with all facilities required for the propagation of rubber and the investigation of problems of plantation rubber production in Honduras.

Station superintendent, etc.

(d) To supply a station superintendent and such other investigators and rubber specialists as may be necessary to conduct the investigations herein contemplated, together with such overseers of labor as may be necessary to carry on the work properly.

Provision for two scientists.

(e) To welcome and provide free of charge necessary office space at such station for two scientists who, at its option the Ministerio de Fomento, Agricultura y Trabajo may delegate to said station to conduct, on the basis of strict equality, cooperative investigations with the specialists of the Department of Agriculture of the United States, or for the purpose of becoming informed on the techniques of the rubber industry. The salaries, living accommodations, transportation, and other expenses of such scientists shall be furnished by the Ministerio de Fomento, Agricultura y Trabajo.

Planting material.

(f) To furnish planting material and supervise, in cooperation with the Honduras representatives, the establishment of practical field plantings to demonstrate all phases of plantation rubber production.

Distribution of superior strains of rubber tree.

(g) To furnish to the Ministerio de Fomento, Agricultura y Trabajo free of charge f. o. b. at its station in Honduras or elsewhere, stocks of superior strains of the rubber tree now in its possession, and any additional superior strains collected on surveys or bred at its experiment station in Honduras and elsewhere, which after test by it are found to be superior; such distributions to be at as early a date and in such quantity as may be possible with the facilities available for propagation and in view of the equitable demands or requirements of other cooperating agencies.

## III. The cooperating parties do hereby mutually agree:

Mutual agreement.

(a) That, exclusive of salaries of scientists and overseers of the Department of Agriculture of the United States, obligations of the said Department under this cooperative agreement shall not exceed Thirty Thousand (\$30,000) Dollars the first year, nor more than Fifteen Thousand (\$15,000) Dollars in any one fiscal year thereafter. The total value of land, facilities, and services furnished by the Ministerio de Fomento, Agricultura y Trabajo are of a very great tangible and intangible consideration, and are not hereby estimated.

Maximum obligations.

(b) That this agreement shall take effect on the date on which made and entered into, as shown in the first paragraph on page one, and expire on the thirtieth day of June, nineteen hundred and forty-one, but the same may be renewed from year to year thereafter, not extending, however, beyond the thirtieth day of June, nineteen hundred and forty-three, at the option of the Department of Agriculture of the United States, which option shall be expressed in writing by the said Department of Agriculture of the United States at least one month before the date upon which this agreement would otherwise expire.

Effective date; expiration; renewal.

(c) That this agreement shall not be assigned in whole or in part; that no member or delegate to Congress of the United States or Resident Commissioner thereof, after his election or appointment, and either before or after he has qualified, and no officer, agent, or employee of the Government of the United States shall be admitted to any share or part of this agreement, or to any benefit to arise therefrom.

Agreement not assignable.

IN WITNESS WHEREOF, the parties hereto have executed this cooperative agreement on the day, month, and year first above written.

Ministerio de Fomento, Agricultura y Trabajo  
of the Republic of Honduras.

By \_\_\_\_\_

*Ministro*

SALVADOR AGUIRRE

[SEAL]

United States of America

By GROVER B. HILL

*Acting Secretary of Agriculture.*

UNITED STATES DEPARTMENT OF AGRICULTURE  
OFFICE OF THE SECRETARY

CONVENIO COOPERATIVO PARA LAS INVESTIGACIONES SOBRE  
CAUCHO CULTIVADO EN HONDURAS

ESTE CONVENIO COOPERATIVO hecho y celebrado el 28 de Febrero de mil novecientas cuarenta y uno, entre el Ministerio de Fomento, Agricultura y Trabajo de la República de Honduras y el Secretario Interino de Agricultura de los Estados Unidos de América, en representación de su país.

CONSIDERANDO que se reconoce que el establecimiento de la industria de caucho cultivado en el Hemisferio Occidental ha de producir beneficios recíprocos para todos los países americanos; y

CONSIDERANDO que los firmantes de este convenio desean y se interesan en que se desarrolle la producción de caucho crudo en Honduras y, considerando que ambas partes reconocen que este desarrollo debe basarse en la selección de árboles pertenecientes a estirpes superiores si es que la industria ha de sostenerse en concurrencia con la del oriente; que dicha superioridad ha de consistir tanto en el volumen de producción como en la resistencia a la enfermedad "Sigatoka"; que en vista de los esfuerzos en el pasado y el progreso realizado en el estímulo de nuevas empresas agrícolas por el Ministerio de Fomento, Agricultura y Trabajo, ambas partes de este convenio desean cooperar en las investigaciones sobre los métodos para el cultivo de caucho, la producción de valiosas estirpes de caucho, el dominio de las enfermedades, la posibilidad de intercalar otros cultivos y otros problemas relacionados con la iniciación eficaz del cultivo comercial de caucho, para el beneficio de los pueblos hondureño y estadounidense.

AMBAS PARTES a este convenio consignan por separado sus intereses en esta investigación cooperative, dejando constancia de las facilidades, los servicios y otras contribuciones que convienen en aportar al éxito de su propósito común.

I. El Ministerio de Fomento, Agricultura y Trabajo de Honduras desea utilizar los vastos terrenos ricos y baldíos y los campos bananeros abandonados, en los cuales tanto los agricultores como las empresas agrícolas puedan cultivar con provecho para la exportación, productos tales como caucho, aumentando así sus ingresos y el comercio exterior del pueblo hondureño. Por lo tanto, el Ministerio conviene en lo siguiente:

(a) Consultar con los representantes locales del Departamento de Agricultura de los Estados Unidos, y escoger conjuntamente, de tres a cinco terrenos adecuados cuyos propietarios tengan el interés y la capacidad económica para sembrar caucho en calidad de demostración, cuyas siembras tendrían un gran valor desde el punto de vista educativo, para dar impulso al establecimiento de centros para el desarrollo de la producción de caucho en Honduras; la selección de estos terrenos dependerá de la extensión de otros terrenos adyacentes que se presten para el cultivo provechoso del caucho, y el número y la extensión de las siembras iniciales de cualquier estirpe superior han de ser limitados de acuerdo con la cantidad de material disponible para siembra y tomando en cuenta las exigencias equitativas de los otros países cooperadores.

(b) Asignar agrónomos u otros representantes idóneos del Gobierno de Honduras, según se necesiten de vez en cuando para que colaboren con los representantes del Departamento de Agricultura de los Estados Unidos en la dirección y educación de los agricultores que cooperen en la siembra, la reproducción,

el cultivo, el espaciamento, la extracción de la leche, preparación del caucho para el mercado y otros procesos necesarios para asegurar debidamente el mantenimiento y la productividad de las siembras.

(c) Formular los reglamentos de cuarentena y otras disposiciones necesarias para evitar la introducción generalizada, de países extranjeros, de materiales para la siembra de caucho en Honduras, inclusive las semillas, los arbustos y material para los injertos, con la excepción de las importaciones debidamente acompañadas de certificados comprobando su extensión de insectos nocivos y de enfermedades contagiosas.

(d) Dar permiso al Departamento de Agricultura de los Estados Unidos para importar en y/o exportar de Honduras, todo material para la siembra (semillas, material para los injertos) de plantas productoras de caucho, que necesite dicho Departamento de Agricultura de los Estados Unidos para las investigaciones consignadas en este convenio o que desee enviar a otras partes, siempre que un oficial debidamente autorizado certifique que todas las remesas, ya sean de importación o exportación, hállanse exentas de insectos nocivos o de enfermedades contagiosas.

(e) Permitir la importación en Honduras, libre de derechos u otros impuestos, de todo material o propiedad del Gobierno de los Estados Unidos que se necesiten para la construcción, operaciones y mantenimiento de su estación experimental principal y las estaciones subsidiarias y los plantíos, y también de la propiedad particular de los empleados de dicha estación u otros representantes de los Estados Unidos al entrar en los puertos de Honduras en ejercicio de sus funciones en relación con este convenio, siempre que el director de dicha estación certifique que dicha propiedad particular no ha sido importada para ser revendida.

(f) Prohibir la redistribución de cualesquiera estirpes de caucho proporcionadas por dicho Departamento de Agricultura de los Estados Unidos a los agricultores cooperadores, empresas, u otros gobiernos, con la excepción de las entidades y los gobiernos del hemisferio occidental que deseen reciprocitar, proporcionando material semejante que tengan disponible, y que esta restricción se aplique a cualquier otro gobierno o entidad que reciba materiales de esta índola a fin de no contravenir sus finalidades.

II. El Departamento de Agricultura de los Estados Unidos, bajo la autoridad de, y utilizando la partida dedicada por, el Congreso de los dichos Estados Unidos para la investigación de la producción de caucho crudo en el hemisferio occidental, conviene en:

(a) Establecer en Honduras una estación dedicada a la propagación de caucho y a la realización de experimentos, desde la cual se puedan distribuir estirpes de producción prolífica a los cooperadores en Honduras y otros países latinoamericanos donde haya posibilidades para producir caucho.

(b) Realizar investigaciones de laboratorio y en el terreno, para el beneficio de la industria en Honduras y otras partes de la América Latina. Entre los problemas por investigar pueden mencionarse la adaptación de las estirpes de "Hevea" de prolífica producción a los suelos locales, la polenización artificial para la producción de estirpes mejoradas, métodos para la limpieza de los terrenos, la técnica de sembrar, la intercalación de otros cultivos, métodos para cubrir la tierra y otras investigaciones destinadas a mejorar la industria.

(c) Sufragar los gastos necesarios para conseguir el espacio adecuado para laboratorio, oficina y alojamiento de los empleados de la estación experimental antes aludida, y habilitar dichos edificios y terrenos con todo lo necesario para la propagación de caucho y la investigación de los problemas de su producción en Honduras.

(d) Suministrar un jefe de estación y otros investigadores y peritos indispensables para las investigaciones consignadas en este convenio, y también los capataces necesarios para la realización de los trabajos.

(e) Acoger y proporcionarles el espacio necesario para sus oficinas, a dos peritos que a su opción enviare el Ministerio de Fomento, Agricultura y Trabajo a dicha estación, para realizar investigaciones cooperativas a base de estricta igualdad con los especialistas del Departamento de Agricultura de los Estados Unidos o para informarse con respecto a las técnicas de la industria de caucho. Correrán por cuenta del Ministerio de Fomento, los sueldos, el alojamiento, el transporte y otros gastos de dichos peritos.

(f) Suministrar materiales de siembra y dirigir en cooperación con los representantes de Honduras, la creación de campos de siembras prácticas para demostrar la producción del caucho en todas sus fases.

(g) Suministrar al Ministerio de Fomento, Agricultura y Trabajo, libre de costo y puestos en su estación en Honduras o en cualquier parte, arbustos de caucho de estirpes superiores que actualmente tiene disponibles, y de otras estirpes superiores que se coleccionaren durante las investigaciones o que se crien en su estación experimental de Honduras o en cualquier otra parte, que después de sus ensayos resulten ser superiores. Tal distribución se efectuará tan pronto como sea posible, en cantidades determinadas por las facilidades que existan para la propagación y de acuerdo con los pedidos y exigencias equitativas de otras entidades cooperativas.

### III. Las partes de este convenio acuerdan entre sí:

(a) Que las obligaciones del Departamento de Agricultura de los Estados Unidos conforme a las cláusulas de este convenio, fuera de los sueldos de sus peritos y capataces, no excederán de Treinta Mil Dólares (\$30,000) durante el primer año ni

Quince Mil Dólares (\$15,000) durante cualquier año subsecuente. No se calcula el valor total de los terrenos, las facilidades y los servicios aportados por el Ministerio de Fomento, Agricultura y Trabajo, ya que son de incalculable valor tangible e intangible.

(b) Que este convenio entre en vigor desde la fecha en que se celebre, según consta en el primer párrafo de la primera página y que termine el día treinta de junio de mil novecientos cuarenta y uno, pero pudiendo renovarse cada año después de esa fecha; sin embargo, no podrá extenderse después del día treinta de junio de mil novecientos cuarenta y tres, a opción del Departamento de Agricultura de los Estados Unidos, cuya opción deberá expresarse por escrito por dicho Departamento de Agricultura de los Estados Unidos por lo menos un mes antes de la terminación del convenio.

(c) Que no podrá cederse este convenio, ni total ni parcialmente; que ningún miembro ni delegado al Congreso de los Estados Unidos o Comisionado Residente ante dicho Congreso, después de su elección o nombramiento, o antes o después de haber prestado su juramento, y ningún funcionario, agente o empleado del Gobierno de los Estados Unidos, pueda entrar a formar parte de este contrato, o participar de cualquier beneficio derivado del mismo.

EN FE DE LO CUAL, las partes otorgan el presente contrato el día, mes y año aludidos en primer término.

Ministerio de Fomento, Agricultura y Trabajo  
de la República de Honduras

Por \_\_\_\_\_

*Ministro*

SALVADOR AGUIRRE

[SELLO]

Estados Unidos de América

Por GROVER B. HILL

*Acting Secretario Interino de Agricultura*

May 18, 1942  
[E. A. S. 359]

*Agreement between the United States of America and Panama respecting the lease of defense sites. Signed at Panamá May 18, 1942; effective May 11, 1943. And exchanges of notes.*

### AGREEMENT FOR THE LEASE OF DEFENSE SITES IN THE REPUBLIC OF PANAMA.

The undersigned, Octavio Fábrega, Minister for Foreign Affairs of the Republic of Panamá, and Edwin C. Wilson, Ambassador of the United States of America, acting on behalf of our respective Governments, for which we are duly and legally authorized, have concluded the following Agreement:

Protection of Panama Canal.

53 Stat. 1807.

The Governments of the Republic of Panamá and of the United States of America, conscious of their joint obligation, as expressed in the provisions of the General Treaty of Friendship and Cooperation, concluded March 2, 1936, to take all measures required for the effective protection of the Panama Canal in which they are jointly and vitally interested, have consulted together and have agreed as follows:

#### ARTICLE I.

Temporary use by U. S. of certain lands for defense purposes.

The Republic of Panamá grants to the United States the temporary use for defense purposes of the lands referred to in the Memorandum<sup>[1]</sup> attached to this Agreement and forming an integral part thereof. These lands shall be evacuated and the use thereof by the United States of America shall terminate one year after the date on which the definitive treaty of peace which brings about the end of the present war shall have entered into effect. If within that period the two Governments believe that, in spite of the cessation of hostilities, a state of international insecurity continues to exist which makes vitally necessary the continuation of the use of any of the said defense bases or areas, the two Governments shall again enter into mutual consultation and shall conclude the new agreement which the circumstances require.

Access to sites by authorities of Panama.

The national authorities of the Republic of Panamá shall have adequate facilities for access to the defense sites mentioned herein.

#### ARTICLE II.

Right to use of adjacent waters, etc.

The grant mentioned in the foregoing article shall include the right to use the waters adjacent to the said areas of land and to improve and deepen the entrances thereto and the anchorage in such places as well as to perform in/on the said areas of land all the works that may be necessary in connection with the effective protection of

<sup>1</sup> [Not printed.]

the Canal. This gives no right to commercial exploitation or utilization of the soil or subsoil, or of adjacent beaches and streams.

### ARTICLE III.

Military and naval aircraft of Panamá shall be authorized to land at and take off from the airports established within the areas referred to in Article I. Similarly, military and naval aircraft of the United States shall be authorized to use military and naval airports established by the Republic of Panamá. The regulations covering such reciprocal use shall be embodied in an agreement to be negotiated by the appropriate authorities of the two countries.

Reciprocal use of airports.

### ARTICLE IV.

The Republic of Panamá retains its sovereignty over the areas of land and water mentioned in the Memorandum referred to in Article I and the air space thereover, as well as complete jurisdiction in civil matters, provided, however, that during the period of temporary occupation contemplated by this Agreement, the Government of the United States shall have complete use of such areas and exclusive jurisdiction in all respects over the civil and military personnel of the United States situated therein, and their families, and shall be empowered, moreover, to exclude such persons as it sees fit without regard to nationality, from these areas, without prejudice to the provisions of the second paragraph of Article I of this Agreement, and to arrest, try and punish all persons who, in such areas, maliciously commit any crime against the safety of the military installations therein; provided, however, that any Panamanian citizen arrested or detained on any charges shall be delivered to the authorities of the Republic of Panamá for trial and punishment.

Sovereignty and jurisdiction.

### ARTICLE V.

The Republic of Panamá and the United States reiterate their understanding of the temporary character of the occupation of the defense sites covered by this Agreement. Consequently, the United States, recognizing the importance of the cooperation given by Panamá in making these temporary defense sites available and also recognizing the burden which the occupation of these sites imposes upon the Republic of Panamá, expressly undertakes the obligation to evacuate the lands to which this contract refers and to terminate completely the use thereof, at the latest within one year after the date on which the definitive treaty of peace which brings about the cessation of the present war, shall have entered into effect. It is understood, as has been expressed in Article I, that if within this period the two Governments believe that in spite of the cessation of hostilities, a state of international insecurity continues to exist which makes vitally necessary the continuation of the use of any of the said defense bases or sites, the two Governments shall again enter into mutual consultation and shall conclude the new Agreement which the circumstances require.

Reiteration of temporary character of occupation.

## ARTICLE VI.

Buildings and structures.

All buildings and structures which are erected by the United States in the said areas shall be the property of the United States, and may be removed by it before the expiration of this Agreement. Any other buildings or structures already existing in the areas at the time of occupation shall be available for the use of the United States. There shall be no obligation on the part of the United States herein or the Republic of Panamá to rebuild or repair any destruction or damage inflicted from any cause whatsoever on any of the said buildings or structures owned or used by the United States in the said areas. The United States is not obliged to turn over to Panamá the areas at the expiration of this lease in the condition in which they were at the time of their occupation, nor is the Republic of Panamá obliged to allow any compensation to the United States for the improvements made in the said areas or for the buildings or structures left thereon, all of which shall become the property of the Republic of Panamá upon the termination of the use by the United States of the areas where the structures have been built.

## ARTICLE VII.

Exemption from taxes, etc., by Panama.

The areas of land referred to in Article I, the property of the United States situated therein, and the military and civilian personnel of the United States and families thereof who live in the said areas, shall be exempt from any tax, imposts or other charges of any kind by the Republic of Panamá or its political subdivisions during the term of this Agreement.

## ARTICLE VIII.

Completion by U. S. of certain highways.

The United States shall complete the construction at its own expense of the highways described below, under the conditions and with the materials specified:

Highway A-3. (Shall extend from Piña on the Atlantic side of the Isthmus to the Canal Zone boundary at the Rio Providencia. It shall be at least ten feet in width and constructed of macadam.)

Extension of the Trans-Isthmian Highway following the line of the P-8 road. (Specifications shall be the same as for the Trans-Isthmian Highway. The extension shall start at Madrinal, by-passing Madden Dam by a bridge over the Chagres River below the Dam to connect with the P-8 road at Roque and shall extend the P-8 road from Pueblo Nuevo into Panamá City. It is understood that the pavement of the bridge over the Chagres River will be located above the elevation established as the Canal Zone boundary.)

Protection of original construction.

Upon the completion of these highways the Government of the United States will assume the responsibility for any necessary post construction operations, that is, the performance of work necessary to protect the original construction until such time as the roads become stabilized.

Maintenance of certain roads by Panama.

The Government of Panamá guarantees that the roads under its jurisdiction used periodically or frequently by the armed forces of the

United States will be well and properly maintained at all times. The Government of Panamá will ask for the cooperation of the Government of the United States in the performance of repair and maintenance work on the said roads whenever it deems necessary such cooperation in order to fulfill the aforesaid guarantee, such as for example in the case of emergencies or situations which require prompt action.

Cooperation of U. S.

The Government of the United States will bear one third of the total annual maintenance cost of all Panamanian roads used periodically or frequently by the armed forces of the United States, such cost to cover the expense of any wear or damage to roads caused by movements related to defense activities. The amount payable by the United States will be based upon accounts presented annually by the Republic of Panamá giving in detail the total annual expenditures made by it on each highway used periodically or frequently by the armed forces of the United States, and upon accounts similarly presented by the Government of the United States giving in similar detail the expenditures made by that Government in response to requests from the Government of Panamá as set forth above. In the event that the Government of the United States has rendered cooperation in the maintenance of the said roads, the expenses incurred by that Government in so doing will be credited toward the share of the United States in the total maintenance of the roads under the jurisdiction of Panamá.

Maintenance cost to U. S. of roads used by armed forces.

In consideration of the above obligations and responsibilities of the United States, the Government of the Republic of Panamá grants the right of transit for the routine movement of the members of the armed forces of the United States, the civilian members of such forces and their families, as well as animals, animal-drawn and motor vehicles employed by the armed forces or by contractors employed by them for construction work or others whose activities are in any way related to the defense program, on roads constructed by the United States in territory under the jurisdiction of the Republic of Panamá and on the other national highways which place the Canal Zone in communication with the defense areas and of the latter with each other. It should be understood that the United States will take at all times the precautions necessary to avoid, if possible, interruptions of transit in the Republic of Panamá.

Grant to U. S. of right of transit.

#### ARTICLE IX.

All roads constructed by the United States in the territory under the jurisdiction of the Republic of Panamá shall be under the jurisdiction of Panamá. As to those secondary roads constructed by the United States for the purpose of giving access to any defense site, Panamá grants to the military authorities of the United States the right to restrict or prohibit public travel on such roads within a reasonable distance from such sites if such restriction or prohibition is necessary to the military protection of such sites. It is understood that such restriction or prohibition is without prejudice to the free access of the inhabitants established within the restricted areas to their respective properties. It is also understood that such restriction or prohibition is not to be exercised on any part of any main highway.

Roads constructed by U. S. in territory under jurisdiction of Panamá.  
Secondary access roads.

## ARTICLE X.

Air bases and airports.  
Regulations by joint Aviation Board.

The Government of the United States of America, when constructing the air bases and airports on any of the sites referred to in Article I, shall take into consideration, in addition to the requirements of a technical order for the safety thereof, the regulations on the matter as have been or may be promulgated by the joint Aviation Board.

Erection of aerial lines, etc., restriction.

The Republic of Panamá shall not permit, without reaching an agreement with the United States, the erection or maintenance of any aerial lines or other obstructions which may constitute a danger for persons flying in the vicinity of the areas intended for air bases or airports. If, in constructing the said air bases and airports, it should be necessary to remove lines of wire already strung because of their constituting an obstacle thereto, the Government of the United States shall pay the costs of the removal and new installation elsewhere which may be occasioned.

Removal of existing lines.

## ARTICLE XI.

Passing of imported articles to other territory of Panamá.

The Government of the United States agrees to take all appropriate measures to prevent articles imported for consumption within the areas referred to in Article I from passing to any other territory of the rest of the Republic except upon compliance with Panamanian fiscal laws. Whenever it is possible, the provisioning and equipping of the bases and their personnel will be done with products, articles and foodstuffs coming from the Republic of Panamá, provided they are available at reasonable prices.

Use of Panamanian products.

## ARTICLE XII.

Lands comprising sites.

The sites referred to in Article I consist both of lands belonging to the Government of the Republic of Panamá and of privately owned lands.

Acquisition, use, and rental of private lands.

In the case of the private lands, which the Government of Panamá shall acquire from the owners and the temporary use of which shall be granted by it to the Government of the United States, it is agreed that the Government of the United States will pay to the Government of Panamá an annual rental of fifty balboas or dollars per hectare for all such lands covered by this Agreement, the Government of Panamá assuming all costs of expropriation as well as indemnities and reimbursements for buildings, cultivations, installations or improvements which may exist within the sites chosen.

Payment by U. S. of rental for public lands.

In the case of the public lands the Government of the United States will pay to the Government of Panamá an annual rental of one balboa or dollar for all such lands covered by this Agreement.

Certain lands in Corregimiento of Rio Hato.

There are expressly excepted the lands situated in the Corregimiento of Rio Hato, designated by No. 12 in the attached Memorandum, it being understood that for this entire tract the United States Government will pay to the Government of Panamá an annual rental of ten thousand balboas or dollars.

The rentals set out in this Article shall be paid in balboas as defined by the Agreement embodied in the exchange of notes dated March 2,

1936, referred to in Article VII of the Treaty of that date between the United States of America and Panamá, or the equivalent thereof in dollars, and shall be payable from the date on which the use of the lands by the United States actually began, with the exception of the lands situated in the Corregimiento of Rio Hato designated by No. 12 in the attached Memorandum, rental for which shall commence January 1, 1943.

53 Stat. 1818.

Commencement  
dates of rentals.

## ARTICLE XIII.

The provisions of this Agreement may be terminated upon the mutual consent of the signatory parties even prior to the expiration thereof in conformity with Articles I and V above, it being understood also that any of the areas to which this Agreement refers may be evacuated by the United States and the use thereof by the United States terminated prior to that date.

Termination of  
agreement.

## ARTICLE XIV

This Agreement will enter into effect when approved by the National Executive Power of Panamá and by the National Assembly of Panamá. [1]

Effective date.

Signed in Panamá in duplicate in both English and Spanish this 18th day of May, 1942.

On behalf of the Government of the United States of America:

EDWIN C. WILSON

On behalf of the Government of the Republic of Panamá:

OCTAVIO FÁBREGA

<sup>1</sup> [May 11, 1943, Law 141.]

## CONVENIO SOBRE ARRENDAMIENTO DE SITIOS DE DEFENSA EN LA REPUBLICA DE PANAMA.

Los suscritos, a saber: Octavio Fábrega, Ministro de Estado en el Despacho de Relaciones Exteriores de la República de Panamá, y Edwin C. Wilson, Embajador Extraordinario y Plenipotenciario de los Estados Unidos de América, actuando en nombre y representación de nuestros respectivos Gobiernos, para lo cual estamos legal y suficientemente autorizados, hemos celebrado el siguiente Convenio:

El Gobierno de la República de Panamá y el de los Estados Unidos de América, conscientes de su mutua obligación, expresada en el Tratado General de Amistad y Cooperación suscrito el 2 de Marzo de 1936, de tomar todas las medidas que requiera la protección efectiva del Canal de Panamá en el cual ambos países están conjunta y vitalmente interesados, se han consultado recíprocamente y han convenido en lo siguiente:

### ARTICULO I

La República de Panamá concede a los Estados Unidos el uso temporal, para fines de defensa, de todas las tierras mencionadas en el Memorandum anexo a este Convenio y que forma parte integrante del mismo. Estas tierras serán evacuadas y cesará el uso de ellas por parte de los Estados Unidos de América un año después de la fecha en que haya entrado en vigor el Convenio definitivo de paz que haya hecho cesar el conflicto bélico ahora existente. Si durante este periodo los dos Gobiernos estiman que, no obstante el cese de hostilidades, continúa existiendo el estado de inseguridad internacional que haga de imperiosa necesidad la continuación de cualesquiera de dichas bases o áreas de defensa mencionadas, los dos Gobiernos nuevamente procederán a consultarse mutuamente y celebrarán el nuevo Convenio que las circunstancias requieran.

Las autoridades nacionales de la República de Panamá tendrán acceso adecuado a los sitios de defensa mencionados.

### ARTICULO II

La concesión mencionada en el artículo anterior incluye el derecho de usar las aguas adyacentes a dichas áreas de terreno y a mejorar y profundizar las entradas a las mismas y el anclaje en dichos lugares, así como el de llevar a cabo en dichas áreas de terreno todos los trabajos que puedan ser necesarios en relación con la protección efectiva del Canal. Esto no dará derecho a la explotación o utilización comercial del suelo o del subsuelo ni de las playas ni corrientes adyacentes.

### ARTICULO III

Los aviones militares y navales de Panamá tendrán derecho a aterrizar y zarpar de los aeropuertos establecidos o que se establezcan dentro de las áreas a que se refiere el artículo I. Igualmente los aviones militares o navales de los Estados Unidos tendrán derecho a usar los aeropuertos navales y militares establecidos o que se establez-

can en la República de Panamá. Los reglamentos que rijan este uso recíproco serán confeccionados en un acuerdo que será negociado por los funcionarios respectivos de ambos países.

#### ARTICULO IV

La República de Panamá retiene su soberanía sobre las áreas de terreno y de agua mencionadas en el Memorandum de que trata la cláusula I y también sobre el espacio de aire que las cubre, y retiene también plena jurisdicción en asuntos civiles siendo entendido, sin embargo, que durante el periodo de ocupación temporal a que este Convenio se refiere, el Gobierno de los Estados Unidos tendrá el uso pleno de dichas áreas y jurisdicción exclusiva y plena sobre el personal civil y militar de los Estados Unidos allí establecido y sobre sus familias, y podrá, además, excluir de dichas áreas a aquellas personas que estime conveniente excluir sin tener en cuenta su nacionalidad, sin perjuicio de lo estipulado en el segundo inciso de la cláusula I de este Convenio; y podrá también arrestar, juzgar y castigar a todas las personas que, dentro de dichas áreas, cometan cualquier delito contra la seguridad de las instalaciones militares que allí se encuentren, siendo entendido, sin embargo, que todo ciudadano panameño que fuere arrestado o detenido por cualquier causa será entregado a las autoridades de la República de Panamá para su juzgamiento y castigo.

#### ARTICULO V

La República de Panamá y los Estados Unidos reiteran su entendimiento respecto al carácter temporal de la ocupación de los sitios de defensa a que este Convenio se refiere. En consecuencia los Estados Unidos, reconociendo la importancia de la cooperación prestada por Panamá al proporcionar estos sitios temporales de defensa y reconociendo también la carga que la ocupación de estos sitios significa para la República de Panamá, se obligan expresamente a evacuar los terrenos a que este Convenio se refiere y a cesar completamente en el uso de los mismos, a más tardar dentro de un año después de la fecha en que haya entrado en vigor el convenio definitivo de paz que haya hecho cesar el conflicto bélico ahora existente. Queda entendido, según se ha expresado en la cláusula I, que si en este período los dos Gobiernos estiman que, no obstante el cese de hostilidades, continúa existiendo un estado de inseguridad internacional que haga de imperiosa necesidad la continuación de cualesquiera de dichas bases o sitios de defensa mencionados, los dos Gobiernos nuevamente procederán a consultarse mutuamente y celebrarán el nuevo Convenio que las circunstancias requieran.

#### ARTICULO VI

Todos los edificios y estructuras erigidos por los Estados Unidos en las áreas mencionadas serán de propiedad de los Estados Unidos y podrán ser removidos por los Estados Unidos antes de la expiración del presente Convenio. Cualesquiera otros edificios o estructuras existentes en las áreas mencionadas al tiempo de su ocupación podrán ser usados por los Estados Unidos. Ni los Estados Unidos ni la República

de Panamá estarán en la obligación de reconstruir o reparar la destrucción o daño infligido, por cualquier causa, a cualesquiera edificios o estructuras que pertenezcan o sean usados por los Estados Unidos en dichas áreas. Los Estados Unidos no estarán obligados, al expirar el presente arrendamiento, a devolver a Panamá las áreas mencionadas en las mismas condiciones en que estaban al tiempo de su ocupación, ni tampoco estará obligada la República de Panamá a reconocer compensación alguna a los Estados Unidos por las mejoras que se hayan hecho en dichas áreas ni por los edificios o estructuras que en ellas se dejaren, todos los cuales vendrán a ser de propiedad de la República de Panamá al terminar el uso por parte de los Estados Unidos de las áreas en las cuales han sido erigidas dichas estructuras o efectuadas dichas mejoras.

#### ARTICULO VII

Las áreas de terreno a que se ha hecho referencia en el artículo I, así como las propiedades de los Estados Unidos situadas en ellas y el personal civil y militar de los Estados Unidos y sus familias que vivieren en dichas áreas, estarán exentos de todo impuesto, contribución o exacción de otra naturaleza por parte de la República de Panamá o de las subdivisiones políticas de ésta durante el término del presente Convenio.

#### ARTICULO VIII

Los Estados Unidos terminarán a sus expensas la construcción de las carreteras que a continuación se describen, bajo las condiciones y con el material que aquí se especifica:

A-3. (Comprenderá desde Piña, en el lado Atlántico del Istmo, hasta el límite con la Zona del Canal en Río Providencia. Tendrá por lo menos diez pies de ancho y será construída de macadam.)

La extensión de la carretera transístmica siguiendo la línea del camino P-8. (Las especificaciones serán las mismas que las de la carretera transístmica. La extensión comenzará en Madrinal, pasando sobre la Represa Madden mediante un puente sobre el Río Chagres, más abajo de la represa, hasta conectar con el camino P-8 en Roque y luego se extenderá el camino P-8 desde Pueblo Nuevo hasta la ciudad de Panamá. Queda entendido que el pavimento del puente sobre el Río Chagres quedará situado a una elevación superior a la de la línea límite de la Zona del Canal.)

Al terminarse estas carreteras el Gobierno de los Estados Unidos asumirá la responsabilidad por cualesquiera trabajos que sean necesarios con posterioridad a la construcción de las mismas, es decir, por los trabajos necesarios para proteger la construcción original hasta tanto dichas carreteras queden estabilizadas. El Gobierno de Panamá garantiza que todas las carreteras bajo su jurisdicción usadas periódica o frecuentemente por las fuerzas armadas de los Estados Unidos, serán debidamente mantenidas en todo tiempo. El Gobierno de Panamá podrá pedir la cooperación del Gobierno de los Estados

Unidos en el trabajo de reparación y mantenimiento de dichos caminos, siempre que dicha cooperación sea considerada como necesaria para cumplir la garantía arriba mencionada, tal como, por ejemplo, en el caso de emergencia o de situaciones que requieran una pronta acción.

El Gobierno de los Estados Unidos asumirá la tercera parte del costo total anual del mantenimiento de todos los caminos panameños usados periódica o frecuentemente por las fuerzas armadas de los Estados Unidos, costo que cubrirá los gastos de cualquier uso o deterioro causado a los caminos por el movimiento relativo a las actividades de defensa. Las sumas que pagará el Gobierno de los Estados Unidos se basarán sobre las cuentas presentadas anualmente por la República de Panamá, dando en detalle los gastos anuales totales efectuados en cada camino usado periódica o frecuentemente por las fuerzas armadas de los Estados Unidos, y sobre las cuentas similarmente presentadas por el Gobierno de Estados Unidos, dando similar detalle de los gastos efectuados por ese Gobierno en respuesta a solicitudes del Gobierno de Panamá, como arriba se indica.

En el evento de que el Gobierno de Estados Unidos haya rendido cooperación en el mantenimiento de dichos caminos, los gastos efectuados por ese Gobierno por tal motivo serán acreditados a la parte que le corresponde pagar a Estados Unidos del costo total del mantenimiento de los caminos bajo la jurisdicción de Panamá.

En vista de las obligaciones y responsabilidades de los Estados Unidos aquí mencionadas, el Gobierno de la República de Panamá concede el derecho de tránsito para el movimiento rutinario de los miembros de las fuerzas armadas de los Estados Unidos, del personal civil de dichas fuerzas y sus familias, así como el de animales, vehículos de motor o tirados por animales, empleados por las fuerzas armadas o por los contratistas empleados por éstas para trabajos de construcción o cualesquiera otros cuyas actividades se relacionen, en cualquier forma, con el programa de defensa. Este derecho de tránsito será a través de los caminos construídos por los Estados Unidos en territorio bajo la jurisdicción de la República de Panamá y a través de las demás carreteras nacionales que comunican a la Zona del Canal con las áreas de defensa mencionadas y que comunican entre sí a dichas áreas de defensa. Queda entendido que los Estados Unidos tomaran en todo tiempo las precauciones necesarias para evitar, si fuere posible, interrupciones de tránsito en la República de Panamá.

#### ARTICULO IX

Todos los caminos construídos por los Estados Unidos en territorio bajo la jurisdicción de la República de Panamá estarán bajo la jurisdicción de Panamá. En cuanto a aquellos caminos secundarios construídos por los Estados Unidos con el fin de tener acceso para cualesquiera sitios de defensa, Panamá otorga a las autoridades militares de los Estados Unidos el derecho a restringir o prohibir el tráfico público en dichos caminos dentro de una distancia razonable de dichos sitios de defensa, siempre que tal restricción o prohibición sea

necesaria para la protección militar de dichos sitios de defensa. Queda entendido que tal restricción o prohibición no perjudicará el libre acceso a sus respectivas propiedades a los habitantes establecidos dentro de las áreas restringidas. Queda también entendido que tal restricción o prohibición no se aplicará a ninguna parte de ningún camino principal.

#### ARTICULO X

El Gobierno de los Estados Unidos de América al construir las bases aéreas y aeropuertos en cualesquiera de los sitios de defensa mencionados en el artículo I, tomará en cuenta, además de los requisitos de carácter técnico necesarios para la seguridad de los mismos, los reglamentos que sobre la materia hayan sido o fueren promulgados por la Junta Mixta de Aviación.

La República de Panamá no permitirá, sin llegar a un acuerdo con los Estados Unidos, la erección o mantenimiento de líneas puestas en el aire u otras obstrucciones que puedan constituir un peligro para las personas que vuelen en las inmediaciones de las áreas destinadas a bases aéreas o aeropuertos. Si al construir dichas bases aéreas o aeropuertos fuere necesario remover líneas colgantes de alambre, en vista de que constituyan un obstáculo, el Gobierno de los Estados Unidos pagará los gastos que ocasionare la remoción de éstas y de su instalación en otra parte.

#### ARTICULO XI

El Gobierno de los Estados Unidos se obliga a tomar las medidas necesarias para impedir que los artículos importados para su consumo dentro de las áreas referidas en el artículo I, pasen a cualquier otro territorio de la República de Panamá sin cumplir con las leyes fiscales de Panamá. Siempre que fuera posible, el aprovisionamiento y equipo de las bases de defensa mencionadas en el artículo I así como el del personal de las mismas será hecho con productos, artículos y comestibles provenientes de la República de Panamá, siempre que éstos puedan obtenerse a precios razonables.

#### ARTICULO XII

Los sitios de defensa a que se ha hecho referencia en el artículo I consisten de terrenos pertenecientes al Gobierno de la República de Panamá y de terrenos de propiedad particular.

En cuanto a los terrenos de propiedad particular que el Gobierno de Panamá adquirirá de sus dueños y que serán dados en uso temporal por el Gobierno de Panamá al Gobierno de los Estados Unidos, queda convenido que el Gobierno de los Estados Unidos pagará al Gobierno de Panamá un canon de arrendamiento anual de cincuenta balboas o dólares (B/.50.00) por hectárea, siendo entendido que el Gobierno de Panamá asumirá el costo de las expropiaciones necesarias así como el de las indemnizaciones y gastos por razón de los edificios, cultivos,

instalaciones o mejoras que puedan existir dentro de los sitios de defensa mencionados.

En el caso de tierras pertenecientes al Gobierno de Panamá los Estados Unidos pagarán al Gobierno de Panamá un canon de arrendamiento anual de un balboa o dólar (B/.1.00) por todas dichas tierras.

Se exceptúan expresamente las tierras situadas en el Corregimiento de Río Hato designadas con el número doce (12) en el Memorandum anexo, siendo entendido que por toda esta parcela de terreno el Gobierno de los Estados Unidos pagará al Gobierno de Panamá un canon anual de arrendamiento de diez mil balboas o dólares (B/.10.000.00).

El canon de arrendamiento mencionado en este artículo será pagado en balboas tal como éstos han quedado definidos en el convenio contenido en el canje de notas fechadas el 2 de Marzo de 1936, a las cuales se hace referencia en el Artículo VII del Tratado de esa fecha entre los Estados Unidos de América y Panamá, o en el equivalente de éstos en dólares, y será pagado desde la fecha en que comenzó el uso, aunque provisional, de dichas tierras por los Estados Unidos, con excepción de las tierras situadas en el Corregimiento de Río Hato y designadas con el número doce (12) en el Memorandum anexo, respecto a las cuales el canon de arrendamiento comenzará a pagarse el 1<sup>o</sup> de Enero de 1943.

#### ARTICULO XIII

Este Convenio podrá ser terminado por las partes contratantes por mutuo acuerdo, aun antes de que tenga lugar la expiración del mismo de conformidad con las cláusulas I y V que anteceden, quedando entendido también que, antes de ese plazo, podrán ser desocupadas, por parte de los Estados Unidos, cualesquiera de las áreas a que este Convenio se refiere y cesar el uso de éstas por parte de los Estados Unidos.

#### ARTICULO XIV

Este Convenio entrará en vigor en cuanto sea aprobado por el Poder Ejecutivo Nacional de Panamá y por la Asamblea Nacional de Panamá.

Hecho en Panamá por duplicado, en español y en inglés, hoy 18 de Mayo de 1942.

A nombre y en representación del Gobierno de la República de Panamá,

OCTAVIO FÁBREGA

*Ministro de Relaciones Exteriores.*

A nombre y en representación del Gobierno de los Estados Unidos de América,

EDWIN C. WILSON

*Embajador Extraordinario y Plenipotenciario  
de los Estados Unidos de América.*

## EXCHANGES OF NOTES

*The American Ambassador to the Panamanian Minister of Foreign Affairs*

EMBASSY OF THE  
UNITED STATES OF AMERICA

No. 313

*Panamá, May 18, 1942.*

EXCELLENCY:

With reference to the Agreement for the use of the defense sites signed today, I have the honor to confirm the understanding we have reached during the negotiations to the effect that in the event further defense sites should become necessary for the effective protection of the Canal, such sites, if agreed upon by both Governments, will be added to the Memorandum annexed to the Agreement signed today and will be subject to the same conditions and terms as the sites originally listed in the Memorandum.

Accept, Excellency, the renewed assurances of my highest consideration.

EDWIN C. WILSON

His Excellency

Señor Doctor DON OCTAVIO FÁBREGA,  
*Minister for Foreign Affairs.*

*The Panamanian Minister of Foreign Affairs to the American Ambassador*

SECRETARIA DE RELACIONES EXTERIORES  
DEPARTAMENTO DIPLOMATICO

Nº 3590

*PANAMÁ, 18 de Mayo de 1942.*

EXCELENCIA:

Tengo el agrado de acusar recibo de su nota de esta misma fecha que dice así:

“Respecto al Convenio para el uso de sitios de defensa firmado hoy, tengo el honor de confirmar el entendimiento a que hemos llegado durante las negociaciones a efecto de que, en el evento de que se necesitaren otros sitios de defensa para la protección efectiva del Canal, dichos sitios, si fueran aceptados por ambos Gobiernos, serán añadidos al Memorandum anexo al Convenio firmado hoy y quedarán sujetos a los mismos términos y condiciones de los sitios originalmente incluidos en dicho Memorandum”.

En contestación tengo el honor de confirmar el acuerdo a que hemos llegado, como se expresa en la nota arriba transcrita.

Me es grato renovar a Vuestra Excelencia las seguridades de mi más alta y distinguida consideración.

OCTAVIO FÁBREGA  
*Ministro de Relaciones Exteriores.*

Su Excelencia

Señor EDWIN C. WILSON,  
*Embajador Extraordinario y Plenipotenciario  
de los Estados Unidos de América.*

*Ciudad.—*

[Translation]

MINISTRY OF FOREIGN AFFAIRS  
DIPLOMATIC DIVISION

No. 3590

PANAMÁ, May 18, 1942.

EXCELLENCY:

I have the pleasure of acknowledging receipt of your note of this date reading as follows:

[Here follows the text of note 313 of May 18, 1942 from the American Ambassador to the Panamanian Minister of Foreign Affairs.]

Ante p. 1244.

In reply, I have the honor to confirm the agreement we have reached, as set forth in the note quoted above.

It gives me pleasure to renew to Your Excellency the assurances of my highest and most distinguished consideration.

OCTAVIO FÁBREGA  
*Minister of Foreign Affairs.*

His Excellency

EDWIN C. WILSON,  
*Ambassador Extraordinary and Plenipotentiary  
of the United States of America.  
City.*

*The American Ambassador to the Panamanian Minister of Foreign  
Affairs*

EMBASSY OF THE  
UNITED STATES OF AMERICA

No. 314.

Panamá, May 18, 1942.

EXCELLENCY:

With reference to the Agreement for the lease of the defense sites signed today, I have the honor to confirm the understanding reached during the negotiations to the effect that the two areas under temporary use for purposes of maneuvers by the Combat Teams near Chorrera (approximately 530 hectares) and near Pacora (approximately 1,010 hectares), may continue to be so used for the period of one year from this date, but that if after May 18, 1943, such use should still be considered essential by both Governments for the protection of the Panama Canal, then the two areas in question will be regarded as defense sites and will be added to the Memorandum annexed to the defense sites Agreement, becoming subject as from that date to all the terms and conditions of said Agreement.

Accept, Excellency, the renewed assurances of my highest consideration.

EDWIN C. WILSON.

His Excellency

Señor Doctor Don OCTAVIO FÁBREGA,  
*Minister for Foreign Affairs.*

*The Panamanian Minister of Foreign Affairs to the American Ambassador*SECRETARIA DE RELACIONES EXTERIORES  
DEPARTAMENTO DIPLOMATICO

Nº 3589

PANAMÁ, 18 de Mayo de 1942.

## EXCELENCIA:

Tengo el agrado de acusar recibo de su nota de esta misma fecha que dice así:

“Con referencia al Convenio de arrendamiento de sitios de defensa, firmado hoy, tengo el honor de confirmar el entendimiento a que se llegó durante las negociaciones en el sentido de que las dos áreas que están en uso temporal para la ejecución de maniobras por los Grupos de Combate cerca de Chorrera (530 hectáreas aproximadamente) y cerca de Pacora (1,010 hectáreas, aproximadamente) podrán ser usadas por el período de un año a partir de esta fecha, siendo entendido que si después del 18 de Mayo de 1943 el uso de estas áreas fuere todavía considerado por los dos Gobiernos como esencial para la protección del Canal de Panamá, dichas dos áreas serán tenidas entonces como sitios de defensa y serán añadidas al Memorandum anexo al Convenio sobre Sitios de Defensa, quedando sujetas, desde esa fecha, a todos los términos y condiciones de dicho Convenio”.

En contestación tengo el honor de confirmar el acuerdo a que hemos llegado, como se expresa en la nota arriba transcrita.

Me es grato renovar a Vuestra Excelencia las seguridades de mi más alta y distinguida consideración.

OCTAVIO FÁBREGA

*Ministro de Relaciones Exteriores.*

Su Excelencia

SEÑOR EDWIN C. WILSON,

*Embajador Extraordinario y Plenipotenciario  
de los Estados Unidos de América.**Ciudad.-*

[Translation]

MINISTRY OF FOREIGN AFFAIRS  
DIPLOMATIC DIVISION

No. 3589

PANAMÁ, May 18, 1942.

## EXCELLENCY:

I have the pleasure of acknowledging receipt of your note of this date reading as follows:

[Here follows the text of note 314 of May 18, 1942 from the American Ambassador to the Panamanian Minister of Foreign Affairs.]

In reply, I have the honor to confirm the agreement we have reached, as set forth in the note quoted above.

It gives me pleasure to renew to Your Excellency the assurances of my highest and most distinguished consideration.

OCTAVIO FÁBREGA  
*Minister of Foreign Affairs.*

His Excellency

EDWIN C. WILSON,

*Ambassador Extraordinary and Plenipotentiary  
of the United States of America.*

*City.*

May 21, 1943  
[E. A. S. 360]

*Agreement between the United States of America and China respecting jurisdiction over criminal offenses committed by armed forces. Effected by exchange of notes signed at Chungking May 21, 1943; effective May 21, 1943.*

*Note in the English and Chinese Languages From the American Chargé d'Affaires ad interim to the Chinese Political Vice Minister in Charge of Ministerial Affairs*

EMBASSY OF THE  
UNITED STATES OF AMERICA  
*Chungking, May 21, 1943.*

**EXCELLENCY :**

Jurisdiction of U. S. authorities, etc.

Confirming the understanding reached in the conversations which have taken place in Chungking between representatives of our two Governments, I have the honor to inform Your Excellency that it is the desire of the Government of the United States that the service courts and authorities of its military and naval forces shall during the continuance of the present conflict against our common enemies exercise exclusive jurisdiction over criminal offenses which may be committed in China by members of such forces.

Chinese jurisdiction in certain cases.

If cases arise in which for special reasons the service authorities of the Government of the United States may prefer not to exercise the above jurisdiction, it is proposed that in any such case a written statement to that effect shall be sent to the Chinese Government through diplomatic channels, in which event it would be open to the Chinese authorities to assume jurisdiction.

Assurance of U. S. willingness to try and on conviction to punish.

Assurance is given that the service courts and authorities of the United States forces in China will be willing and able to try, and on conviction to punish, all criminal offenses which members of the United States forces may be alleged on sufficient evidence to have committed in China and that the United States authorities will be willing in principle to investigate and deal appropriately with any alleged criminal offenses committed by such forces in China which may be brought to their attention by the competent Chinese authorities or which the United States authorities may find have taken place.

Trial in open court, etc.

Insofar as may be compatible with military security, the service authorities of the United States will conduct the trial of any member of the United States forces for an offense against a member of the civilian population promptly in open court in China and within a reasonable distance from the place where the offense is alleged to have been committed so that witnesses may not be required to travel great distances to attend the trial.

The competent United States authorities will be prepared to cooperate with the authorities of China in setting up a satisfactory procedure for affording such mutual assistance as may be required in making investigations and collecting evidence with respect to offenses alleged to have been committed by members of the armed forces of the United States. As a general rule it would probably be desirable that preliminary action should be taken by the Chinese authorities on behalf of the United States authorities where the witnesses or other persons from whom it is desired to obtain testimony are not members of the United States forces. In prosecutions in Chinese courts of persons who are not members of the United States forces, but where members of such forces are in any way concerned, the service authorities of the United States will be glad to render such assistance as is possible in obtaining testimony of members of such forces or in making appropriate investigations.

Mutual assistance  
in preliminary action.

Inasmuch as the interests of our common cause will best be served by provision that the foregoing arrangement may be placed on a reciprocal basis, the Government of the United States will be ready to make like arrangements to ensure to such Chinese forces as may be stationed in territory under United States jurisdiction a position corresponding to that of the United States forces in China.

Reciprocal basis.

It is proposed that the foregoing arrangement shall be in effect during the present war and for a period of six months thereafter.

Period of operation.

If the above arrangement is acceptable to the Chinese Government, this note and the reply thereto accepting the provisions outlined shall be regarded as placing on record the understanding between our two Governments.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest consideration.

GEORGE ATCHESON, JR.

His Excellency

Dr. K. C. WU,

*Political Vice Minister in charge of Ministerial Affairs,  
Ministry of Foreign Affairs,  
Chungking.*

## 照會譯文

逕啟者：本代辦為證實貴我兩國政府代表在渝由商談而得之了解各節，茲奉達

貴次長代理部務如下：查美國政府之意願，係於此次對共同敵人作戰存續期內，凡美國海陸軍人員，如或在中國觸犯刑事罪款，應由該軍軍事法庭及軍事當局單獨裁判。如間有以特別原因，美國政府軍事當局或認為此項裁判，以不受理為宜，則建議每次均應以書面經由外交途徑通知中國政府，俾可由中國當局從事裁判。茲保證在華美軍軍事法庭及軍

## (二)

事當局，對於該軍人員被控於中國犯刑事罪而有充分證據者，願加審理，且有審理之能力，並於宣判後，按所犯刑事罪予以懲處。美國當局對於美國軍隊被控在中國犯刑事罪者，無論係准中國該管機關通知，或係美國當局自行發覺，原則上均願調查並予適當處理。美國軍隊之任何人員，如對平民有犯罪行為，美國軍事當局於不妨害軍事安全範圍內，當於離被控犯罪地點相當距離之中國地方迅速公開審理，庶案內人證，毋須跋涉長途，即可到案受審。美國主管當局並準備與中國當局合作對

## (三)

於美國軍事人員被控犯罪之偵查案情及搜集證據，爰定互助辦法。按通常規例，如擬向其取供之案內人證等，並非美軍人員，則應由中國當局代美國當局向證人等辦理初步取供手續。至於中國法院辦理之案件，被控者非美軍人員而彼等與案情有關時，美國軍事當局於可能內亦樂予協助，向其取供或於案情作適當之偵查。上述辦法，如能根據互惠原則施行，則為共同目標計，更覺有益。故美國政府準備如中國在美國轄境內駐軍，亦以同樣辦法，擔保該中國軍隊有與在華美軍相同之地位。茲建議上開

(四)

辦法於此次戰爭期間及戰後六個月內有效。如中國政府接受此項辦法，則本照會及接受此項辦法之復文，當視為兩國政府間之了解文件而存案。相應照請貴次長代理部務查照為荷。

本代辦順向

貴次長代理部務重表敬意。

此致

中華民國外交部次長代理部務吳

艾其森

西曆一九四三年五月二十一日  
中華民國三十三年

GEORGE ATCHESON, Jr.

*Note in the English and Chinese Languages From the Chinese Political Vice Minister in Charge of Ministerial Affairs to the American Chargé d'Affaires ad interim*

MAY 21, 1943.

MONSIEUR LE CHARGÉ D'AFFAIRES:

I have the honor to acknowledge receipt of your Note of to-day's date reading as follows:

"Confirming the understanding reached in the conversations which have taken place in Chungking between representatives of our two Governments, I have the honor to inform Your Excellency that it is the desire of the Government of the United States that the service courts and authorities of its military and naval forces shall during the continuance of the present conflict against our common enemies exercise exclusive jurisdiction over criminal offenses which may be committed in China by members of such forces.

"If cases arise in which for special reasons the service authorities of the Government of the United States may prefer not to exercise the above jurisdiction, it is proposed that in any such case a written statement to that effect shall be sent to the Chinese Government through diplomatic channels, in which event it would be open to the Chinese authorities to assume jurisdiction.

"Assurance is given that the service courts and authorities of the United States forces in China will be willing and able to try, and on conviction to punish, all criminal offenses which members of the United States forces may be alleged on sufficient evidence to have committed in China and that the United States authorities will be willing in principle to investigate and deal appropriately with any alleged criminal offenses committed by such forces in China which may be brought to their attention by the competent Chinese authorities or which the United States authorities may find have taken place.

"Insofar as may be compatible with military security, the service authorities of the United States will conduct the trial of any member of the United States forces for an offense against a member of the civilian population promptly in open court in China and within a reasonable distance from the place where the offense is alleged to have been committed so that witnesses may not be required to travel great distances to attend the trial.

"The competent United States authorities will be prepared to co-operate with the authorities of China in setting up a satisfactory procedure for affording such mutual assistance as may be required in making investigations and collecting evidence with respect to offenses alleged to have been committed by members

of the armed forces of the United States. As a general rule it would probably be desirable that preliminary action should be taken by the Chinese authorities on behalf of the United States authorities where the witnesses or other persons from whom it is desired to obtain testimony are not members of the United States forces. In prosecutions in Chinese courts of persons who are not members of the United States forces, but where members of such forces are in any way concerned, the service authorities of the United States will be glad to render such assistance as is possible in obtaining testimony of members of such forces or in making appropriate investigations.

“Inasmuch as the interests of our common cause will best be served by provision that the foregoing arrangement may be placed on a reciprocal basis, the Government of the United States will be ready to make like arrangements to ensure to such Chinese forces as may be stationed in territory under United States jurisdiction a position corresponding to that of the United States forces in China.

“It is proposed that the foregoing arrangement shall be in effect during the present war and for a period of six months thereafter.

“If the above arrangement is acceptable to the Chinese Government, this note and the reply thereto accepting the provisions outlined shall be regarded as placing on record the understanding between our two Governments.”

I have the honor to inform you that I am authorized to confirm, on behalf of the National Government of the Republic of China, that the understanding arrived at between our respective Governments regarding jurisdiction over criminal offenses which may be committed by members of the United States armed forces in China, with a provision for placing the said understanding on a reciprocal basis to ensure to such Chinese forces as may be stationed in territory under United States jurisdiction a position corresponding to that of the United States forces in China, is as set forth in your Note under reply.

The present Note and your Note under reply will accordingly be regarded as placing this understanding on record.

I avail myself of this opportunity to renew to you the assurances of my high consideration.

KUO-CHENG WU

Mr. GEORGE ATCHESON, Jr.,  
*Chargé d'Affaires a.i.,*  
*American Embassy,*  
*Chungking.*

## 照會

逕啟者：接准

貴代辦本日照會內開：

本代辦為證實貴我兩國政府代表在滬由商談

而得之了解各節，茲奉達貴次長代理部務如下：查美

國政府之意願，係於此次對共同敵人作戰存續期內，凡

美國海陸軍人員，如或在中國觸犯刑事罪狀，應由該軍

軍事法庭及軍事當局單獨裁判。

如間有以特別原因，美國政府軍事當局或認為此

項裁判，以不受理為宜，則建議每次均應以書面經由外交

途徑通知中國政府，俾可由中國當局從事裁判。

茲保證在華美軍軍事法庭及軍事當局對於該軍人員被控於中國犯刑事罪而有充分證據者，願加審理，且有審理之能力，並於宣判後，按所犯刑事罪予以懲處。美國當局對於美國軍隊被控在中國犯刑事罪者，無論係准中國該管機關通知，或係美國當局自行發覺，原則上均願調查，並予適當處理。

美國軍隊之任何人員，如對平民有犯罪行為，美國軍事當局於不妨害軍事安全範圍內，當於離被控犯罪地點相當距離之中國地方，迅速公開審理，庶業內人

證毋須跋涉長途，即可到案受審。

美國主管當局並準備與中國當局合作，對於美國軍事人員被控犯罪之偵查案情及搜集證據，安定互助辦法。按通常規例，如擬向其取供之案內人證等並非美軍人員，則應由中國當局代美國當局向證人等辦理初步取供手續。至於中國法院辦理之案件，被控者非美軍人員而彼等與案情有關時，美國軍事當局於可能內亦樂於協助，向其取供，或於案情作適當之偵查。

上述辦法如能根據互惠原則施行，則為共同目標計，更覺有益，故美國政府準備如中國在美國轄境

內駐軍亦以同樣辦法擔保該中國軍隊有與在華美軍相同之地位。

茲建議上開辦法於此次戰爭期間及戰後六個月內有效。

如中國政府接受此項辦法，則本照會及接交此項辦法之復文，當視為兩國政府間之了解文件而存案。相應照請貴次長代理部務查照為荷。

等由；未次長代理部務業經閱悉。

對於

貴代辦來照所稱：兩國政府關於管轄在華美軍人員觸犯

刑事罪款一事所成立之了解暨規定該項了解應依互惠原則辦理。以擔保中國軍隊如駐在美國轄區境內亦有與在華美軍相同之地位各節。本次長代理部務茲奉命代表中華民國國民政府予以證實。

本照會取

貴代辦前項來照自應視為已將該項了解紀錄在卷。相應復請

查照為荷。

本次長代理部務順向

貴代辦重表敬意。

五

此致

美利堅合眾國駐中華民國暫行代辦使事艾其森先生

吳國楨

六

中華民國



二十一日

November 27, 1943  
[E. A. S. 361]

*Agreement between the United States of America and Iran respecting a military mission. Signed at Tehran November 27, 1943.*

**AGREEMENT  
BETWEEN THE GOVERNMENT OF THE UNITED STATES  
OF AMERICA AND THE IMPERIAL GOVERNMENT OF IRAN**

In conformity with the request of the Government of Iran to the Government of the United States of America, by authority of the law for the employment of American officers for the Gendarmerie voted on October 21, 1943, the President of the United States of America has authorized the assignment of a mission of officers, non-commissioned officers and experts of the United States Army, the number of officers of which shall not exceed eight, with a view to reforming the affairs of the Gendarmerie, according to the following articles.

TITLE I

*Purpose and Duration*

ARTICLE 1: The purpose of this Mission is to advise and assist the Ministry of Interior of Iran in the reorganization of the Imperial Iranian Gendarmerie.

ARTICLE 2: This Mission shall be effective as of October 2, 1942 and shall continue for a minimum of two years and any extension mutually agreed upon between the interested parties unless previously terminated as hereinafter provided; and provided further that the authority granted the President of the United States for the detail of such officers remains in effect for such period. Any member of the Mission may be recalled at any time upon the request of the Government of the United States of America provided a replacement with equal qualifications is furnished.

Termination  
agreement.

of ARTICLE 3: This Agreement may be terminated before the expiration of the period prescribed in Article 2 in the following manner:

a. By either of the Governments, subject to three months' written notice to the other Government.

b. By the recall of the entire personnel of the Mission by the Government of the United States of America in the public interest of the United States of America.

Cancellation in case  
of hostilities.

ARTICLE 4: This Agreement is subject to cancellation upon the initiative of either the Government of the United States of America or the Government of Iran at any time during a period when either Government is involved in foreign hostilities. In case of cancellation, all provisions hereinafter set forth concerning termination shall apply.

TITLE II

*Composition and Personnel*

ARTICLE 5: This Mission shall consist at all times of such personnel of the United States Army as may be agreed upon by the Government

of Iran through its authorized representative in Washington and by the War Department of the United States of America.

### TITLE III

#### *Duties, Rank, and Precedence*

**ARTICLE 6:** The personnel of the Mission shall perform such duties as may be proposed by the Chief of the Mission and approved by the Minister of the Interior of Iran.

**ARTICLE 7:** The members of the Mission shall be responsible solely to the Minister of Interior of Iran through the Chief of the Mission.

**ARTICLE 8:** Each member of the Mission shall serve on the Mission with the rank he holds in the United States Army or such simulated rank as may be bestowed upon him by the Iranian Government. The members of the Mission shall wear either the uniform of the United States Army or of the Imperial Iranian Gendarmerie to which they shall be entitled, at the discretion of the Chief of the Mission, but shall have precedence over all Iranian Gendarmerie officers of the same rank.

**ARTICLE 9:** Each member of the Mission shall be entitled to all benefits and privileges which the Regulations of the Iranian Army and the Iranian Gendarmerie provide for officers of corresponding rank of the Imperial Iranian Gendarmerie.

Benefits and privileges.

**ARTICLE 10:** The personnel of the Mission shall be governed by the disciplinary regulations of the Iranian Gendarmerie except insofar as such regulations are contrary to the regulations of the United States Army.

Disciplinary regulations.

### TITLE IV

#### *Compensation and Perquisites*

**ARTICLE 11:** Members of the Mission shall receive from the Government of Iran such net annual compensation in United States currency as may be agreed upon between the Government of the United States of America and the Government of Iran for each member. This compensation shall be paid in twelve (12) equal monthly installments, each due and payable on the last day of the month. The compensation shall be net after deduction of any tax, now or hereafter in effect, of the Government of Iran or of any of its political or administrative subdivisions. Should there, however, at present or while this Agreement is in effect, be any taxes that might affect this compensation, such taxes shall be borne by the Ministry of Interior of Iran in order to comply with the provision of this Article that the compensation agreed upon shall be net.

**ARTICLE 12:** The compensation agreed upon as indicated in the preceding article shall commence upon October 2, 1942, or upon the date of departure of each Mission member if the latter date is subsequent to October 2, 1942, and except as otherwise expressly provided in this agreement shall be paid following the termination of duty with the Mission before his departure for the United States, for the period of any accumulated leave which may be due.

**ARTICLE 13:** The compensation due for the period of accumulated leave shall be paid to a detached member of the Mission before his departure from Iran.

Travel accommoda-  
tions.

**ARTICLE 14:** Each member of the Mission and his family shall be furnished by the Government of Iran, except in the case where each member is replaced under the provisions of Article 2 of this Agreement, with first class accommodations for travel, via the shortest usually traveled route, required and performed under this Agreement, between the port of embarkation in the United States of America and his official residence in Iran, both for the outward and for the return trip.

Shipment of house-  
hold effects, etc.

The Government of Iran shall also pay all expenses of shipment of household effects, baggage and automobile of each member of the Mission between the port of embarkation in the United States of America and his official residence in Iran as well as all expenses incidental to the transportation of such household effects, baggage and automobile from his official residence in Iran to the port of entry in the United States of America. Transportation of such household effects, baggage, and automobile shall be effected in one shipment, and all subsequent shipments shall be at the expense of the respective members of the Mission except as otherwise provided in this Agreement, or when such shipments are necessitated by circumstances beyond their control. Payment of expenses for the transportation of families, household effects and automobiles, in the case of personnel who may join the Mission for temporary duty at the request of the Minister of Interior of Iran, shall not be required under this Agreement, but shall be determined by negotiations between the War Department of the United States of America and the authorized representative of the Government of Iran in Washington at such time as the detail of personnel for such temporary duty may be agreed upon.

Free entry for  
articles for personal  
use.

**ARTICLE 15:** The Government of Iran shall grant, upon request of the Chief of the Mission, exemption from customs duties or other imposts on articles imported by the members of the Mission for their personal use and for the use of members of their families.

**ARTICLE 16:** Compensation for transportation and traveling expenses in Iran on official business of the Government of Iran shall be provided by the Government of Iran in accordance with the provisions of Article 9.

Provision of auto-  
mobile, etc.

**ARTICLE 17:** The Government of Iran shall provide the Chief of the Mission with a suitable automobile with chauffeur, for use on official business. Suitable motor transportation, with chauffeur on call, shall be made available by the Government of Iran for use of the members of the Mission for the conduct of the official business of the Mission.

Office space, etc.

**ARTICLE 18:** The Government of Iran shall provide suitable office space and facilities for the use of the members of the Mission.

Transportation of  
remains in case of  
death.

**ARTICLE 19:** By authority of the last paragraph of item (c) of the Law of October 21, 1943, if any member of the Mission, or any of his family, should die in Iran, the Government of Iran shall have the body transported to such place in the United States of America as the surviving members of the family may decide, but the cost to the

Government of Iran shall not exceed the cost of transporting the remains from the place of decease to New York City. Should the deceased be a member of the Mission, his services with the Mission shall be considered to have terminated fifteen (15) days after his death. Return transportation to New York City for the family of the deceased member and for their baggage, household effects and automobile shall be provided as prescribed in Article 14. All compensation due the deceased member, including salary for fifteen (15) days subsequent to his death, and reimbursement for expenses and transportation due the deceased member for travel performed on official business of Iran, shall be paid to the widow of the deceased member or to any other person who may have been designated in writing by the deceased while serving under the terms of this Agreement; but such widow or other person shall not be compensated for accrued leave due and not taken by the deceased. All compensations due the widow, or other person designated by the deceased, under the provisions of this Article, shall be paid within fifteen (15) days of the decease of the said member.

Return transportation for family.

Compensation due deceased member.

## TITLE V

### *Requisites and Conditions*

**ARTICLE 20:** The Minister of Interior of Iran will appoint the Chief of the Mission Advisor to the Ministry of Interior in charge of Gendarmerie affairs as head of the Imperial Organization of the Iranian Gendarmerie for the duration of this contract and he shall have precedence over all officers of the Imperial Iranian Gendarmerie. He will have immediate charge of the entire administration and control of the Gendarmerie and he will have the right to recommend to the Ministry of Interior and in accordance with regulations the appointment, promotion, demotion, or dismissal of any employee of the Gendarmerie and to put this into effect with the approval of the Ministry of the Interior and no other authority shall have the right to interfere, and he will have the right with the approval of the Minister of the Interior to transfer and reassign any officer, gendarme, or employee of the Gendarmerie.

Chief of Mission.  
Function and rights.

**ARTICLE 21:** The Government of Iran agrees that, while this agreement is in effect, it will not engage officers of other foreign armies or personnel from any other country to serve in the Imperial Iranian Gendarmerie or branches in which the members of the United States Military Mission are serving.

Services of personnel of other foreign governments, restriction.

**ARTICLE 22:** Each member of the Mission shall agree not to divulge or in any way disclose to any foreign government or to any person whatsoever any secret or confidential matter of which he may become cognizant in his capacity as a member of the Mission. This requirement shall continue in force after the termination of service with the Mission and after the expiration or cancellation of this Agreement.

Secrecy requirement.

**ARTICLE 23:** Throughout this agreement the term "family" is limited to mean wife and dependent children.

"Family."

Annual leave.

**ARTICLE 24:** Each member of the Mission shall be entitled to one month's annual leave with pay, or to a proportional part thereof with pay for any fractional part of a year. Unused portions of said leave shall be cumulative from year to year during service as a member of the Mission.

**ARTICLE 25:** The leave specified in the preceding Article may be spent in Iran, in the United States of America, or in other countries, but the expense of travel and transportation not otherwise provided for in this Agreement shall be borne by the member of the Mission taking such leave. All travel time shall count as leave and shall not be in addition to the time authorized as leave.

**ARTICLE 26:** The Government of Iran agrees to grant the leave specified in Article 24 upon receipt of written application, approved by the Chief of the Mission with due consideration for the interests of the Government of Iran.

Termination of services of replaced member.

**ARTICLE 27:** Members of the Mission that may be replaced shall terminate their services on the Mission only upon the arrival of their replacements except when otherwise mutually agreed upon in advance by the respective Governments.

Medical attention.

**ARTICLE 28:** The Government of Iran shall provide suitable medical attention to members of the Mission and their families. In case a member of the Mission becomes ill or suffers injury, he shall, at the discretion of the Chief of the Mission, be placed in such hospital as the Chief of the Mission deems suitable, with concurrence of the Minister of Interior of Iran, and all expenses incurred as the result of such illness or injury while the patient is a member of the Mission and remains in Iran shall be paid by the Government of Iran. If the hospitalized member is a commissioned officer he shall pay his cost of subsistence. Families shall enjoy the same privileges agreed upon in this Article for members of the Mission, except that a member of the Mission shall in all cases pay the cost of subsistence incident to hospitalization of a member of his family, except as may be provided under Article 9.

Replacement in case of disability.

**ARTICLE 29:** Any member of the Mission unable to perform his duties with the Mission by reason of long continued physical disability shall be replaced.

Political interference or law violation.

**ARTICLE 30:** The Council of Ministers will have the right to cancel such provisions of this Agreement as refer to any member of the Mission, duly and competently proved to be guilty of interference in the political affairs of the country or of violation of the laws of the land.

**IN WITNESS WHEREOF,** the undersigned, Mohamed Saed, Minister of Foreign Affairs of Iran, and Louis G. Dreyfus, Jr., Envoy Extraordinary and Minister Plenipotentiary of the United States of America, have signed this Agreement in duplicate in the English and Persian languages, at Tehran, this 27th day of November, one thousand nine hundred and forty-three.

[SEAL] M. SAED

[SEAL] LOUIS G. DREYFUS jr



تـــرارداد

میان دولت ایران و

دولت کشورهای متحد آمریکا\*



بنابر تقاضای دولت ایران از دولت کشورهای متحد و آمریکا و با استناد قانون استخدام افسران آمریکائی برای وانداری مصوب ۲۸/۷/۱۳۲۲ ارتش جمهوری کشورهای متحد و آمریکا اجازه داده است که هیئتی از افسران درجه داران و متخصصین ارتش کشورهای متحد و آمریکا که تعداد افسران آن از هشت نفر تجاوز نخواهد نمود بمنظور اصلاح امور وانداری بر طبق مواد ذیل منصوب شوند.

### فصل اول

#### مقصود و مدت

ماده اول مقصود از این هیئت رایزنی و کمک بوزارت کشور ایران است برای تجدید سازمان وانداری شاهنشاهی ایران.

ماده دوم شروع خدمت این هیئت از تاریخ دوم اکتبر ۱۹۴۲ واحد اقل مدت مأموریت این هیئت دو سال است و پس از آن برای هر مدتیکه بتراضی طرفین ذی نفع توافق حاصل شود قابل تمدید میباشد مگر آنکه چنانچه در مواد پائین مقرر است قبلا خاتمه پذیرد و همچنین مشروط بر اینکه اجازه ای که بر رئیس جمهوری کشورهای متحد و آمریکا برای مأموریت این افسران داده شده است در آن مدت باعتبار خود باقی باشد هر يك از کارکنان هیئت در هر زمان که دولت کشورهای متحد آمریکا تقاضا نماید ممکن است احضار شوند بشرط اینکه دیگری که واجد شرایط متساوی باشد قبلا بجای او انتخاب گردد.

ماده سوم این قرارداد پیش از پایان یافتن مدت تعیین در ماده دوم بترتیب ذیل قابل فسخ است  
الف - بوسیله هر يك از دولتین بشرط اینکه سه ماه پیش کتبا بدولت دیگر اخطار شود.  
ب - بوسیله فراخواندن همه کارکنان هیئت از طرف دولت کشورهای متحد و آمریکا با اقتضای مصالح عمومی کشورهای متحد آمریکا.

ماده چهارم هر زمان هر يك از دولتین دچار مخاصمات خارجی شود این قرارداد به میل هر يك از دولتین ایران و آمریکا قابل فسخ است در صورت فسخ کلیه مقرراتی که در مواد بعد راجع بفسخ پیش بینی شده است اجرا خواهد گردید.

### فصل دوم

#### تشکیل هیئت و کارکنان آن

ماده پنجم این هیئت در همه اوقات مرکب خواهد بود از کارکنان ارتش کشورهای متحد آمریکا با موافقت نمایند و مجازدولت ایران درواشنکنن ووزارت جنگ کشورهای متحد آمریکا.



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فصل سوم

## وظایف و درجات و تقدم و تاخر

ماده ششم کارکنان هیئت وظائفي را انجام خواهند داد که از طرف رئیس هیئت پیشنهاد و تصویب وزیر کشور ایران برسد .

ماده هفتم کارمندان مزبور بوسیله رئیس هیئت منحصر مسئول وزیر کشور ایران خواهند بود .  
 ماده هشتم هر يك از کارمندان هیئت با درجه ای که در ارتش کشورهای متحد آمریکا حائز است یا کالت هر درجه بالاتری که دولت ایران اعطا نماید در هیئت مزبور خدمت خواهد نمود . کارمندان هیئت لباس ارتش آمریکا یا لباس ژاندارمری شاهنشاهی ایران را که حق پوشیدن آنرا خواهد داشت به تشخیص و اختیار رئیس هیئت دربر خواهند کرد لیکن بر همه انفسران ایرانی ژاندارمری از همان درجه مقدم خواهند بود .

ماده نهم هر يك از کارمندان هیئت از کلیه منافع و مزایایی که مقررات ارتش ایران و ژاندارمری ایران برای انفسران همدرجه ژاندارمری شاهنشاهی ایران منظور میدارد بهره مند خواهد شد .  
 ماده دهم کارکنان هیئت مشمول مقررات انتظامی ژاندارمری ایران خواهند بود باستثنای مواردی که مقررات مزبور مخالف مقررات ارتش کشورهای متحد آمریکا باشد .

## فصل چهارم

## حقوق و هوائت

ماده یازدهم کارمندان هیئت حقوق خالص سالانه ای به پول رایج کشورهای متحد آمریکا و معیاری که میان دولت ایران و دولت کشورهای متحد آمریکا برای هر کارمند توافق حاصل شود دریافت خواهند نمود . این حقوق در دو واژه تسط متساوی ماهانه پرداخت خواهد شد .  
 موجد هر قسط در روز آخر ماه و در آن روز پرداخت خواهد شد . این حقوق پس از کسر هر گونه مالیات که در حال حاضر از این تاریخ به بعد از طرف دولت ایران یا هر يك از واثرا داری ویلدی آن وضع شود خالص خواهد بود . لیکن هرگاه در حال حاضر یا در مدت اجرای این قرارداد مالیاتهای بوجود آید که تاثیری در این حقوق داشته باشد اینگونه مالیاتها را وزارت کشور ایران خواهد پرداخت تا طبق مقررات این ماده حقوقیکه نسبت به آن موافقت شده است خالص باشد .

ماده دوازدهم حقوقیکه طبق ماده پیش نسبت بآن موافقت شده است در نوع پرداخت آن از تاریخ ۱۰ مهر ماه ۱۳۲۱ ( دوم اکتبر ۱۹۴۲ ) یا از تاریخ عنیمت هر کارمند هیئت خواهد بود در صورتیکه تاریخ عنیمت بعد از دوم اکتبر ۱۹۴۲ باشد و باستثنای مواردیکه مصرحاً در این قرارداد پیش بینی شده پس از خاتمه خدمت هر کارمند در هیئت پیش از حرکت بکشورهای متحد آمریکا



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- برای هر مدت مرخصی متراکم که حق داشته باشد برداخته خواهد شد .
- ماده سیزدهم - حقوقیکه برای مدت مرخصی متراکم بهرکارمندی که خدمتش خاتمه می یابد پیش از حرکت از ایران باو تادیه میشود .
- ماده چهاردهم - برای هرکارمندی هیتتو خانواد ه اش باستثنای مواردیکه کارمندی بموجب مقررات ماده دوم این قرارداد تبدیل میشود وسایل مسافرت درجه اول از اقصر طریق معمولسی برای مسافرتها ی که طبق این قرارداد لازم است وانجام میشود بین بندر حرکت در آمریکا و اتامنگاه رسمی اود رایران ایاباوند ها با از طرف دولت ایران تهیه خواهد شد . ونیز دولت ایران همه هزینه حمل اثاثیه خانه واسباب سفرو اتومبیل از اتامنگاه رسمی آنها در ایران تا بندر ورود آمریکا خواهد پرداخت حمل ونقل اثاثیه خانه واسباب سفرو اتومبیل یکجا صورت خواهد گرفت و هر مقداری که بعد ا حمل شود بهزینه کارمندان مربوط هیئت خواهد بود مگر آنکه طوری یکرد ر این قرارداد پیش بینی شده باشد و اینکه این محمولات جداگانه در نتیجه اوضاع واحوالیکه از اختیار آنها خارج است ایجاب شود . پرداخت هزینه حمل ونقل خانواد ه ها و اثاثیه خانه و اتومبیل کارکنانیکه برای خدمات موقت به تقاضای وزیر کشور ایران به هیئت مزبور ملحق شوند طبق این قرارداد لازم نخواهد بود لیکن هزینه مذکور بوسیله مذاکرات بین وزارت جنگ کشورهای متحد آمریکا نمایندند . مجاز دولت ایران در و اشننگن هنگامی که در باره اعزام کارکنان موقت موافقت حاصل شود تعیین خواهد شد
- ماده پانزدهم - دولت ایران بدرخواست رئیس هیئت در مورد اشیائی که کارمندان هیئت برای مصرف شخصی خود و برای مصرف اعضاء خانواد ه خود وارد مینمایند معافیت از حقوق گمرکی وسایر عوارض مالی آنها اعطا خواهد نمود .
- ماده شانزدهم - مصارف حمل ونقل و هزینه سفر در ایران برای کارهای رسمی دولت ایران طبق مقررات ماده نهم از طرف دولت ایران تامین خواهد شد .
- ماده هجدهم - دولت ایران بر رئیس هیئت اتومبیل مناسبی باشو فر برای کارهای رسمی خواهد داد وسیله حمل ونقل موتوری مناسب باشو فر حاضر خدمت برای استفاد ه اعضاء هیئت در اجراء کارهای رسمی هیئت از طرف دولت ایران در اختیار هیئت گذاشته خواهد شد .
- ماده هیجدهم - دولت ایران محل مناسبی برای اداره و تسهیلات برای استفاد ه کارمندان هیئت تدارک خواهد نمود .
- ماده نوزدهم - با استناد پاراگراف اخر جز ج از قانون ۲۸ مه ر ما ۱۳۲۲ هرگاه یکی از کارمندان هیئت یا هرعضوی از اعضاء خانواد ه اش در ایران فوت نماید دولت ایران ترتیب خواهد داد که جنازه او بهر نقلیه ای در آمریکا که بازماندگان متوفی تعیین نمایند انتقال داد شود لیکن هزینه



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ایشکار برای دولت ایران از مخارج حمل جنازه از محل فوت تاشهرنویوپورک تباوز نخواهد نمود . هرگاه متوفی یکی از کارمندان هیئت باشد خدمت او در هیئت مزبور اینطور منظور خواهد شد : بد که پانزده روز بعد از فوت او خاتمه یافته است . هزینه حمل و نقل برای بازگشت خانواده کارمند متوفی و حمل و نقل اسباب سفرواثاثیه خانه و اتومبیل طبق ماده ١٤ داده خواهد شد . کلیه وجوهی که دولت مدیون کارمند متوفی میباشد از جمله حقوق ١٥ روز بعد از فوت او و پرداخت مخارج حمل و نقل که عضو متوفی برای مسافرت های رسمی در ایران طلب دارد به عیال کارمند متوفی بجا هر شخص دیگری که از طرف متوفی هنگامیکه بموجب این قرارداد انجام خدمت مینموده کتبا معین شده باشد پرداخت خواهد شد . لیکن حقوق و مرخصی مترک که حق متوفی بود و مسور در استفاده او واقع نشده باشد به عیال وی یا دیگری پرداخت خواهد شد کلیه وجوهی که به عیال متوفی تعلق خواهد گرفت یا هر شخص دیگری که از طرف متوفی معین شده باشد طبق مقررات این ماده در ظرف پانزده روز از درگذشت کارمند مزبور پرداخت خواهد شد .

### فصل پنجم

#### سوازم و شرائط

ماده میستم وزیر کشور ایران رئیس هیئت رایست مستشاروزارت کشور و سید د ار امور ژاندارمری بریاست کل تشکیلات ژاندارمری دولت شاهنشاهی ایران برای مدت این قرارداد تعیین خواهد نمود رئیس هیئت بر همه افسران ژاندارمری شاهنشاهی ایران تقدم خواهد داشت . مشارالیه مستقیماعبه دار کلیه اداره و کنترل ژاندارمری خواهد بود و حق خواهد داشت طبق مقررات انتصاب یا ترفیع یا تنزل یا اخراج هر خد متکذ او ژاندارمری بوزیر کشور پیشنهاد و با تصویب ایشان بموقع اجرا بگذارد و مقام دیگری حق مداخله نخواهد داشت . و نیز حق خواهد داشت هر افسر یا ژاندارم یا خد متکذ او ژاندارمری را با تصویب وزیر کشور منتقل و د و باره تعیین نماید .

ماده بیست و یکم دولت ایران موافقت مینماید تا زمانیکه این قرارداد بقوت خود باقی است افسرانی از ارتشهای خارجی دیگر یا کارکنانی از هیچ کشور دیگری برای خدمت در ژاندارمری شاهنشاهی ایران یا شعب آن که کارمندان هیئت نظامی کشورهای متحد آمریکا در آن خدمت مینمایند استخدام ننماید .

ماده بیست و دوم هر یک از کارمندان هیئت تعهد خواهد نمود هیچ يك از اسرار و مسائل محرمانه ای که بسمت عضویت هیئت از آنها ممکن است مطلع کرد در هیچ دولت بیگانه یا هیچکس مطلقا افشا و برای تنماید این شرط بعد از خاتمه خدمت هر یک از کارمندان در هیئت مزبور پس از پایان یافتن یا نسخ این قرارداد نیز بقوت خود باقی خواهد ماند .



وزارت امورخارجہ

( ۵ )

ماده بیست و سوم لفظ خانواده در همه جای این قرارداد اطلاق میشود به زن و فرزند آنیکه تحت نکالت هرکارمند میباشد .

ماده بیست و چهارم هرکارمند هیئت مستحق یکماه مرخصی با حقوق در سال یا جزئی از آن یا حقوق متناسب با آن قسمت جزء سال میباشد . قسمتهائی که از مرخصی مزبور که مورد استفاده واقع نشود سال بسال در مدت آنکه هرکارمند بعرضیت هیئت خدمت مینماید متراکم خواهد شد .

ماده بیست و پنجم مرخصی که در ماده پیش تصریح شده است ممکن است در ایران یا در کشورهای متحد آمریکا یا در کشورهای دیگر در آنید لیکن هزینه مسافرت و حمل و نقل که در جرای دیگر این قرارداد پیش بینی نشده باشد بعهده کارمند هیئت که بمرخصی میرود خواهد بود .

در مسافرت بسر میبرد مرخصی حساب میشود و اضافه بر مدتیکه بعنوان مرخصی اجازه داده شده است نخواهد بود .

ماده بیست و ششم دولت ایران موافقت مینماید مرخصی مصرح در ماده بیست و چهارم را به وصول درخواست کتبی که بتصویب رئیس هیئت رسیده باشد با توجه لان بمصالح دولت ایران اعطانماید .

ماده بیست و هفتم کارمندان هیئت که تغیر و تبدیل می یابند بخدمت خود در هیئت فقط موقسمی خاتمه خواهند داد که جانشین آنها وارد شود مگر آنکه به نحو دیگری قبلا باین دولتین توافق حاصل شود .

ماده بیست و هشتم دولت ایران ترتیب مناسب طیبی برای کارمندان هیئت و خانواده هایشان نخواهد داد . هرگاه یکی از کارمندان هیئت مریض شود یا صدمه بیند کارمند مزبور به تشخیص رئیس هیئت با موافقت وزیر کشور ایران به بیمارستانیکه رئیس هیئت مناسب بداند فرستاده خواهد شد و کلیه مخارجی که در نتیجه ناخوشی یا صدمه پیش آید تا زمانیکه بیمار کارمند هیئت است و در ایران میباشد از طرف دولت ایران پرداخته خواهد شد . هرگاه کارمندی که به بیمارستان فرستاده میشود انفسری باشد که دارای فرمان است هزینه اعاشه ( غذا ) را خود او و سر خواهد پرداخت . خانواده ها از همین مزایائی که در این ماده برای کارمندان هیئت مورد موافقت است بهره مند خواهند شد الا اینکه کارمند هیئت در کلیه موارد هزینه غذای عضو خانواده اش را که در بیمارستان خوابیده است خواهد پرداخت مگر آنکه طبق ماده نهم این مسئله منظور شده باشد .

ماده بیست و نهم هرکارمند هیئت که بععلت طولانی شدن مدت ناتوانی جسمی قادر بر انجام وظائف خود در هیئت نباشد تبدیل خواهد شد .

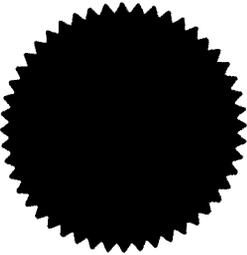
ماده سی ام نسبت به هر یک از کارمندان این هیئت که بطور صحیح و منظم و از روی صلاحیت ثابت شود که بجز مدت اخذ در کارهای سیاسی کشوری یا تخلف از قوانین ایران مقصراست هیئت وزیران



- حق خواهد داشت مقررات این قرارداد را که مربوط به چنین کارمندی باشد لغو نماید •
- امضاء کنندگان زیر محمد ساعد وزیر امور خارجه ایران •
- لوی گ • د نفوس وزیر مختار دولت کشورهای متحد • آمریکا در تهران ایران که اختیارات لازم داشتند
- این قرارداد را در دو نسخه بزبان فارسی و انگلیسی در تهران در روز بیست و هفتم نوامبر یک هزار و نه صد و
- چهل و سه مطابق با پنجم آذرماه یک هزار و سیصد و بیست و دو و امضاء نمودند •



M. Saed  
 (Signature)



Louis G. Dreyfus Jr.  
 (Signature)

April 10, 1943  
[E. A. S. 362]

*Agreement between the United States of America and Canada respecting access to Alaska Highway. Effected by exchange of notes signed at Ottawa April 10, 1943.*

*The American Chargé d'Affaires ad interim to the Canadian Under Secretary of State for External Affairs*

LEGATION OF THE  
UNITED STATES OF AMERICA

*Ottawa, Canada, April 10, 1943.*

MY DEAR MR. ROBERTSON:

The question has been raised in Washington as to whether the two phrases found in the American-Canadian exchange of notes of March 17-18, 1942, regarding the post-war use of the Alaska Highway, apply equally to the use of the existing Canadian highways which would have to be used in order to reach the southern terminus of the Alaska Highway from the United States.

56 Stat. 1458.

You will recall that the notes provide that at the conclusion of the war "that part of the highway which lies in Canada shall become in all respects an integral part of the Canadian highway system, subject to the understanding that there shall at no time be imposed any discriminatory conditions in relation to the use of the road as between Canadian and United States civilian traffic."

Elsewhere the Canadian Government agreed "to waive import duties, transit or similar charges on shipments originating in the United States and to be transported over the highway to Alaska, or originating in Alaska and to be transported over the highway to the United States."

Although it was originally intended that most of the traffic over the Alaska Highway would be routed to Dawson Creek, British Columbia, by rail, it has, as you know, been found expedient to send certain vehicles and transport certain supplies by highway from the United States to Dawson Creek en route to Alaska. My Government feels that it is a natural inference from the language quoted above that United States vehicles should be allowed to use the roads leading from the boundary to the Alaska Highway under conditions similar to those governing the use of the Highway itself.

Sincerely yours,

LEWIS CLARK  
*Chargé d'Affaires ad interim.*

NORMAN A. ROBERTSON, Esquire,  
*Under Secretary of State  
for External Affairs,  
Ottawa.*

*The Canadian Under Secretary of State for External Affairs to the  
American Chargé d'Affaires ad interim*

DEPARTMENT OF  
EXTERNAL AFFAIRS  
CANADA

OTTAWA - April 10, 1943.

MY DEAR MR. CLARK,

I have received your letter of April 10th, on the question as to whether the two phrases found in the American-Canadian exchange of notes of March 17-18, 1942, regarding the post-war use of the Alaska Highway, apply equally to the use of the existing Canadian highways which would have to be used in order to reach the southern terminus of the Alaska Highway from the United States.

56 Stat. 1458.

The notes provide that at the conclusion of the war "that part of the highway which lies in Canada shall become in all respects an integral part of the Canadian highway system, subject to the understanding that there shall at no time be imposed any discriminatory conditions in relation to the use of the road as between Canadian and United States civilian traffic."

Elsewhere in the exchange of notes the Canadian Government agrees "to waive import duties, transit or similar charges on shipments originating in the United States and to be transported over the highway to Alaska, or originating in Alaska and to be transported over the highway to the United States".

You have stated in your letter that although it was originally intended that most of the traffic over the Alaska Highway would be routed to Dawson Creek, British Columbia, by railway, it has been found expedient to send certain vehicles and transport certain supplies by highway from the United States to Dawson Creek en route to Alaska. My Government agrees that it is the natural inference from the language quoted above that United States vehicles should be allowed to use the roads leading from the boundary to the Alaska Highway under conditions and for purposes similar to those governing the use of the highway itself. (It may prove necessary, however, for administrative reasons, to designate certain specific roads to be used in this way. It would not be practicable, for example, that United States trucks should be able to enter Canada at any point and still receive bonding privileges on the assumption that they intend eventually to proceed along the Alaska Highway to United States territory).

Yours sincerely,

N A ROBERTSON  
*Under Secretary of State  
for External Affairs.*

LEWIS CLARK, Esquire,  
*Chargé d'Affaires ad interim,  
United States Legation,  
Ottawa, Canada.*

November 23 and  
December 20, 1943  
[E. A. S. 363]

*Agreement between the United States of America and Peru renewing the agreement of April 15, 1941 respecting the detail of a military adviser to Remount Service of Peruvian Army. Effected by exchange of notes signed at Washington November 23 and December 20, 1943; effective April 15, 1944.*

*The Peruvian Ambassador to the Secretary of State*

PERUVIAN EMBASSY  
WASHINGTON 6, D.C.

NOVEMBER 23, 1943.

YOUR EXCELLENCY:

I have the honour to inform Your Excellency that the Peruvian Government desires to renew the agreement signed with the Government of the United States on April 15, 1941, referring to the services of Colonel Thomas J. Johnson, U.S.A., as Advisor to the Remount Service of the Peruvian Army. According to the provision of the said agreement I will be glad to sign, on behalf of my Government, another agreement in identical conditions as the one actually in force.

I wish to avail myself of this opportunity to state that my Government has been highly satisfied with the services rendered during these last three years by Colonel Johnson whose technical work is deeply appreciated.

Please accept, Your Excellency, the renewed assurances of my highest consideration.

M. DE FREYRE Y S.

His Excellency,  
CORDELL HULL,  
*Secretary of State.*

*The Secretary of State to the Peruvian Ambassador*

DEPARTMENT OF STATE  
WASHINGTON  
December 20, 1943

EXCELLENCY:

I have the honor to acknowledge the receipt of Your Excellency's note of November 23, 1943 requesting, on behalf of your Government, the renewal of the Agreement signed April 15, 1941 between the Governments of the United States and the Republic of Peru providing for the detail of a United States army officer to serve as Advisor to the Remount Service of the Peruvian Army.

In this connection, I am pleased to inform Your Excellency that the renewal of the Agreement for a period of three years effective from April 15, 1944, is agreeable to the Government of the United States.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:

A. A. BERLE, Jr.

His Excellency

Señor Don MANUEL DE FREYRE Y SANTANDER,  
*Ambassador of Peru.*

July 10 and  
September 20, 1943  
[E. A. S. 364]

*Agreement between the United States of America and Mexico continuing in force an agreement of April 11, 1941, as supplemented by an agreement of July 14, 1942 and an agreement of March 3, 4, and 29 and April 3, 1943, respecting plantation rubber investigations. Effected by exchange of notes signed at Mexico City July 10 and September 20, 1943; effective July 1, 1943. And texts of agreements of April 11, 1941, July 14, 1942, and March 3, 4, and 29 and April 3, 1943.*

*The American Ambassador to the Mexican Minister of Foreign Affairs*

EMBASSY OF THE  
UNITED STATES OF AMERICA

No. 1,453

*Mexico, D.F., July 10, 1943*

EXCELLENCY:

I have the honor to refer to existing agreements relating to plantation rubber investigations in Mexico, as follows:

(1) Memorandum of Agreement between the Secretaría de Agricultura y Fomento of the United Mexican States and the Department of Agriculture of the United States of America, which was signed on April 11, 1941, in the English and Spanish languages, by the Secretario de Agricultura y Fomento of the United Mexican States and the Assistant Secretary of Agriculture of the United States of America;

(2) Supplementary Memorandum which was signed on July 14, 1942, in the English and Spanish languages, by the Secretary of Agriculture of the United States of America and the Secretario de Agricultura y Fomento of the United Mexican States; and

(3) Supplementary Memorandum which was signed in the English and Spanish Languages on March 3, 1943 by the Secretario de Agricultura y Fomento of the United Mexican States, on March 4, 1943 by the Secretario de Hacienda y Crédito Público of the United Mexican States, on March 3, 1943 by the Secretario de la Economía Nacional of the United Mexican States, on March 29, 1943 by the Agricultural Research Administrator in the Department of Agriculture of the United States of America, and on April 3, 1943 by the Secretary of Agriculture of the United States of America.

Paragraph 1 of the Memorandum of Agreement signed on April 11, 1941, under the heading "THE SECRETARIA DE AGRICULTURA Y FOMENTO OF THE UNITED MEXICAN STATES AND THE DEPARTMENT OF AGRICULTURE OF THE UNITED STATES OF AMERICA MUTUALLY AGREE:", provides as follows:

"1. That this agreement shall take effect immediately upon completion of the signature of the cooperating parties and shall expire on the thirtieth day of June, nineteen hundred and forty-one, but will renew itself automatically from year to year thereafter (not extending, however, beyond the thirtieth day of June, nineteen hundred and forty-three) provided there be no notifica-

*Post*, p. 1282.

*Post*, p. 1288.

*Post*, p. 1291.

tion to the contrary from either party, which notification should be expressed in writing by a duly authorized representative, at least one month before the date upon which this agreement would otherwise expire.”

It is the understanding of the Government of the United States of America that the Agreement above-mentioned has continued in force up to this time.

I have the honor to inform Your Excellency that it is the desire of the Department of Agriculture of the United States of America that the Agreement of April 11, 1941, and the above-mentioned supplementary Agreements relating thereto, should continue in force after June 30, 1943, and should remain in force thereafter until six months from the day on which either Government shall have given notice in writing to the other Government of its intention to terminate the Agreement.

Continuance in  
force; duration.

In view of the fact that it has not been practicable to give this notice to your Government “at least one month before” June 30, 1943, I have the honor to suggest pursuant to instructions from my Government that, if agreeable to the Government of the United Mexican States, this note, together with your note in acknowledgement thereof, shall be regarded as placing on record the understanding between the Government of the United States of America and the Government of the United Mexican States that the Agreement of April 11, 1941 as supplemented, shall continue in force after June 30, 1943, and shall remain in force thereafter subject to termination on a notice of six months given by either Government.

Accept, Excellency, the renewed assurances of my highest consideration.

GEORGE S. MESSERSMITH

His Excellency

Señor Licenciado EZEQUIEL PADILLA

*Minister of Foreign Relations*

*Mexico, D.F.*

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*The Mexican Minister of Foreign Affairs to the American Ambassador*

SECRETARIA DE RELACIONES EXTERIORES  
ESTADOS UNIDOS MEXICANOS  
MEXICO

57090

MÉXICO, D.F., 20 de septiembre de 1943.

SEÑOR EMBAJADOR:

Con relación a la muy atenta nota de Vuestra Excelencia número 1453, de fecha 10 de julio último, esta Secretaría se complace en comunicarle que el Gobierno mexicano está conforme en que el Convenio de 11 de abril de 1941, suscrito entre la Secretaría de Agricultura y Fomento de México y el Departamento de Agricultura de los Estados Unidos de América así como los memoranda que adicionan el mismo, continúen en vigor a partir del 30 de junio del corriente

año, permaneciendo con posterioridad a dicha fecha sujetos a terminación en virtud de aviso que se dé con seis meses de anticipación por cualquiera de los dos Gobiernos.

Sobre el particular me permito comunicar a Vuestra Excelencia que la Secretaría de Agricultura y Fomento de los Estados Unidos Mexicanos ha comunicado a esta de Relaciones Exteriores que se han seguido llevando a cabo con toda actividad los trabajos relacionados con el fomento de plantas hulfíferas.

Asímismo, me complace informar a Vuestra Excelencia que el Gobierno de México está conforme en que, tanto la atenta nota a que arriba se alude como la presente, se consideren como constancias de que el Convenio en cuestión, así como los documentos que lo complementan, continúen en vigor, en la inteligencia de que, como arriba se indica, dicho Convenio se dará por terminado previo aviso de cualquiera de los dos Gobiernos en un plazo de seis meses.

Al comunicar a Vuestra Excelencia lo anterior aprovecho la oportunidad para renovarle una vez más el testimonio de mi más alta y distinguida consideración.

E. PADILLA

Excelentísimo

Señor GEORGE S. MESSERSMITH,  
*Embajador Extraordinario y Plenipotenciario  
de los Estados Unidos de América.*  
*Presente.*

[Translation]

MINISTRY OF FOREIGN AFFAIRS  
UNITED MEXICAN STATES  
MEXICO CITY

57090

MEXICO, D.F., September 20, 1943.

MR. AMBASSADOR:

With relation to Your Excellency's kind note 1453 dated July 10, last, this Ministry takes pleasure in advising you that the Mexican Government is in accord that the Agreement of April 11, 1941, entered into between the Secretaría de Agricultura y Fomento of Mexico and the Department of Agriculture of the United States of America, as well as the memoranda supplementing it, continue in effect from June 30 of this year, thereafter being subject to termination on six months' notice by either Government.

In this respect, permit me to advise Your Excellency that the Secretaría de Agricultura y Fomento of the United Mexican States has advised this Ministry of Foreign Affairs that the works in relation with the development of rubber-bearing plants continue to be actively carried out.

At the same time, I take pleasure in informing Your Excellency that the Government of Mexico agrees to consider the kind note mentioned above, as well as this note, as evidence that the Agreement in question, together with the documents supplementing it, shall continue in

effect, with the understanding, as indicated above, that said Agreement may be terminated by either Government on a six months' previous notice.

On communicating the above to Your Excellency, I take the opportunity to renew once more the testimony of my highest and distinguished consideration.

E. PADILLA

His Excellency

GEORGE S. MESSERSMITH,

*Ambassador Extraordinary and Plenipotentiary  
of the United States of America.*

*City.*

MEMORANDUM OF AGREEMENT BETWEEN THE SECRETARIA DE  
AGRICULTURA Y FOMENTO OF THE UNITED MEXICAN STATES  
AND THE DEPARTMENT OF AGRICULTURE OF THE UNITED STATES  
OF AMERICA

Development of  
source of crude rub-  
ber.

The interest and desire of the Governments of the United Mexican States and of the United States of America in development of a source of crude rubber has already been expressed in previous correspondence and in active cooperative survey work. It is recognized by both Governments as a result of their studies and surveys that the development of a source of crude rubber must be based on the use of superior strains of *Hevea brasiliensis* if the industry is to be self-sustaining.

Use of *Hevea brasiliensis*.

Selection of areas for  
nurseries, distribution  
centers, etc.

The representatives of the Secretaría de Agricultura y Fomento of the United Mexican States and those of the Department of Agriculture of the United States of America have consulted and tentatively selected two or three areas suitable for nurseries which can also serve as demonstration plots and centers for distribution of *Hevea brasiliensis*.

In order to make available the desirable strains of *Hevea brasiliensis* and to study and encourage the best methods of cultural practices, the following Memorandum is hereby agreed upon:

Text of memoran-  
dum.

THE SECRETARIA DE AGRICULTURA Y FOMENTO OF THE UNITED  
MEXICAN STATES AGREES:

Maintenance of  
nurseries and experi-  
mental plots.

1. To maintain nurseries and experimental plots at its own expense, furnishing for this purpose fifty hectares of land for nurseries and one hundred hectares of land already planted with *Hevea brasiliensis* for experimental purposes in the region known as "El Palmar" in the State of Veracruz and in other places which may be selected in the future. To assign one or more agronomists or other trained representatives who will be responsible for the care and cultivation of said nurseries and experimental plots. With these representatives will cooperate the representatives of the Department of Agriculture of the United States of America in directing and educating the planters in all matters pertaining to the propagation, cultivation and preparation of *Hevea* rubber.

Quarantine and  
other regulations.

2. To formulate quarantine and other regulations designed to prevent the introduction into Mexico of rubber propagating materials, including seeds, trees and budwood from other countries, excepting such shipments as are duly certified to be free from noxious insects and contagious diseases.

Imports and ex-  
ports of planting ma-  
terial, etc.

3. To permit, upon request of the United States Department of Agriculture, the importation into or exportation from Mexico of all planting material (seeds, stumps, budwood) or rubber-producing

plants which said Department may require for investigations herein contemplated or may desire to ship elsewhere, provided, however, that all such shipments, imports or exports shall be authorized by a duly qualified official of said Department.

4. To facilitate the entry into Mexico, free of all duties or other fees, of all property and materials needed in the proposed cooperative work. A like exemption from duties and fees shall be requested for the personal effects of all employees of the United States Department of Agriculture who are engaged in this cooperative work.

Exemption from duties, etc.

5. To prohibit redistribution of any selected strains of rubber trees furnished by the Department of Agriculture of the United States of America to the Secretaria de Agricultura y Fomento of the United Mexican States, to individuals, companies or other governments, except to those individuals, companies or governments who are willing to reciprocate by furnishing such similar material as they may have in their possession; this restriction shall be passed on to any other individual, company or government receiving material to prevent contravening the purpose of this restriction.

Redistribution of selected strains of rubber trees, restriction.

This restriction does not apply to extension work that is to be undertaken by the Government of Mexico to develop rubber plantations within the territory of the United Mexican States. Farmers receiving selected strains should, however, recognize the obligation of refraining from their transfer to other parties and of introducing in the plantations which they establish any other kind of rubber trees which have not previously been approved by the Secretaría de Agricultura y Fomento of the United Mexican States.

THE DEPARTMENT OF AGRICULTURE OF THE UNITED STATES OF AMERICA AGREES:

1. To furnish to the Secretaría de Agricultura y Fomento of the United Mexican States free of charge at its propagating stations or experimental fields, stocks of superior strains of the rubber tree now in its possession, as well as any additional strains collected on surveys or bred at its experiment stations, which, after test by it, are found to be superior. Such distribution will be made at as early a date and in such quantity as may be possible in accordance with the facilities available for propagation and the equitable demands or requirements of other individuals, companies or governments cooperating in this work.

Distribution of superior strains of rubber tree.

2. To supply to the Secretaría de Agricultura y Fomento of the United Mexican States such investigators and rubber specialists as may be necessary to advise and aid in the establishment of nurseries and the general development of the experimental work, including the direction and education of the planters in proper methods of propagation, planting, cultivation, thinning, tapping, preparation of rubber for market and other operations essential to the proper maintenance and productivity of their plantations. It will also conduct, in cooperation with the Secretaría de Agricultura y Fomento of the United Mexican States, field investigations on specific problems of rubber culture when necessary.

Investigators and rubber specialists.

Results of investigations.

3. To make available for the benefit of the rubber industry in Mexico the results obtained in rubber investigations conducted by its Bureau of Plant Industry.

THE SECRETARIA DE AGRICULTURA Y FOMENTO OF THE UNITED MEXICAN STATES AND THE DEPARTMENT OF AGRICULTURE OF THE UNITED STATES OF AMERICA MUTUALLY AGREE:

Effective date; expiration; renewal.

1. That this agreement shall take effect immediately upon completion of the signature of the cooperating parties and shall expire on the thirtieth day of June, nineteen hundred and forty-one, but will renew itself automatically from year to year thereafter (not extending, however, beyond the thirtieth day of June, nineteen hundred and forty-three) provided there be no notification to the contrary from either party, which notification should be expressed in writing by a duly authorized representative, at least one month before the date upon which this agreement would otherwise expire.

Agreement not assignable.

2. That this agreement shall not be assigned in whole or in part; that no member or delegate to Congress of the United States of America, or resident commissioner thereof, after his election or appointment, and either before or after he has qualified, and no officer, agent or employee of the Government of the United States of America shall be admitted to any share or part of this agreement, or to any benefits to arise therefrom. The restriction contained in this paragraph shall also apply to the public representatives, officials, and employees of the Government of the United Mexican States.

MARTE R. GOMEZ

*Secretario de Agricultura y Fomento  
de los Estados Unidos Mexicanos*

April 11, 1941.

GROVER B. HILL

*Assistant Secretary of Agriculture  
of the United States of America*

MEMORANDUM DE CONVENIO ENTRE LA SECRETARÍA DE AGRICULTURA Y FOMENTO DE LOS ESTADOS UNIDOS MEXICANOS Y EL DEPARTAMENTO DE AGRICULTURA DE LOS ESTADOS UNIDOS DE AMÉRICA

El deseo e interés de los Gobiernos de los Estados Unidos Mexicanos y de los Estados Unidos de América para desarrollar una fuente de obtención de hule crudo, se ha expresado ya en la correspondencia cruzada con anterioridad y en el activo trabajo de inspección que en forma conjunta se ha realizado. Reconocen ambos Gobiernos como resultado de sus estudios e inspecciones, que el desarrollo de dicha fuente de obtención de hule crudo debe basarse en el uso de selecciones de calidad superior del *Hevea brasiliensis*, si se desea que la industria sea capaz de sostenerse a sí misma.

Los representantes de la Secretaría de Agricultura y Fomento de México y los del Departamento de Agricultura de los Estados Unidos de América han realizado consultas y han seleccionado en forma

preliminar dos o tres regiones adecuadas para el establecimiento de viveros que también puedan servir como lotes de demostración y centros para la distribución de plantas de *Hevea brasiliensis*.

Con objeto de que puedan obtenerse las selecciones de *Hevea brasiliensis* que se desean y para estudiar y estimular los mejores métodos y prácticas de cultivo, se conviene en los puntos del Memorándum que siguen:

LA SECRETARÍA DE AGRICULTURA Y FOMENTO DE LOS ESTADOS UNIDOS MEXICANOS CONVIENE:

1. En mantener viveros y lotes experimentales por cuenta de la Secretaría de Agricultura y Fomento, proporcionando, desde luego, para este objeto, cincuenta hectáreas de terreno para campos de propagación y cien hectáreas de terreno ya plantado con árboles de *Hevea brasiliensis* para explotación experimental, en la región denominada "El Palmar" del Estado de Veracruz, y en otros que en lo futuro se elijan. Conviene además en designar uno o más agrónomos u otros representantes entrenados, como encargados responsables del cuidado y cultivo de los viveros y lotes experimentales. Con dichos representantes cooperarán los representantes del Departamento de Agricultura de los Estados Unidos de América en dirigir y educar a los plantadores en todos los asuntos relativos a la propagación, cultivo y preparación del hule de *Hevea brasiliensis*.

2. En formular cuarentenas y otras disposiciones con objeto de evitar la introducción a México de material de vivero de hule, incluyendo semillas, árboles y porta-yemas para injertar, de otros países, excepto cuando tales envíos estén debidamente amparados por certificados que los reconozcan exentos de insectos nocivos o de enfermedades contagiosas.

3. En permitir, a petición del Departamento de Agricultura de los Estados Unidos de América, la importación o exportación de México de toda clase de material de vivero, (semillas, estacas, porta-yemas, etcétera), de plantas productoras de hule que dicho Departamento necesite para las investigaciones de que aquí se trata o que desee enviar a cualquier lugar, con la condición, sin embargo, de que todos esos envíos, importaciones o exportaciones deberán ser visados por un empleado debidamente autorizado de dicho Departamento.

4. En facilitar la entrada a México, libre de todo derecho u otros gravámenes, de todos los objetos y materiales necesarios para el trabajo de cooperación propuesto. Se gestionará igual exención de derechos y gravámenes para los objetos de uso personal de los empleados del Departamento de Agricultura de los Estados Unidos de América que intervengan o participen en este trabajo de cooperación.

5. En prohibir la redistribución a personas, compañías u otros gobiernos, de cualesquiera selecciones de árboles de hule que el Departamento de Agricultura de los Estados Unidos de América haya proporcionado a la Secretaría de Agricultura y Fomento de los Estados Unidos Mexicanos, excepto a aquellas personas, compañías o gobiernos que, en reciprocidad, deseen proporcionar material similar que posean;

esta restricción deberá comunicarse a cualquier persona, compañía o gobierno que reciba material, para prevenir la contravención del propósito de la misma restricción.

Esta restricción no se refiere al trabajo de extensión que debe ser desarrollado por el Gobierno Mexicano, para fomentar plantaciones de hule en el propio Territorio de los Estados Unidos Mexicanos, debiendo quedar apercebidos los agricultores que reciban selecciones de árboles, sin embargo, de la obligación que contraen de abstenerse de suministrarlos a otras personas y de introducir en las plantaciones que hagan, cualquier otra clase de plantas de hule, que no hayan sido aprobadas previamente por la Secretaría de Agricultura y Fomento, de los Estados Unidos Mexicanos.

EL DEPARTAMENTO DE AGRICULTURA DE LOS ESTADOS UNIDOS DE AMÉRICA CONVIENE:

1. En proporcionar a la Secretaría de Agricultura y Fomento de los Estados Unidos Mexicanos, sin costo alguno, en sus estaciones de propagación o campos experimentales, lotes de selecciones de los árboles de hule de superior calidad que ahora posee, así como cualesquiera selecciones recolectadas en sus viajes de inspección o criadas en sus estaciones experimentales, que después de probadas resulten ser superiores. Dicha distribución será en la cantidad y con la oportunidad máximas que sean posibles, de acuerdo con las facilidades que se tengan para la propagación y en vista de las equitativas demandas o pedidos de las personas, compañías o gobiernos que estén cooperando en este trabajo.

2. En proporcionar a la Secretaría de Agricultura y Fomento de los Estados Unidos Mexicanos los investigadores y especialistas en hule que puedan necesitarse para aconsejar y ayudar en el establecimiento de los viveros y en el desarrollo general del trabajo de experimentación, incluyendo la dirección y educación de los plantadores en lo que se refiere a métodos adecuados de propagación, plantación, cultivo, aclareo, picado, preparación del hule para el mercado y otras actividades esenciales para el mantenimiento y productividad de sus plantaciones. Realizará también, en cooperación con la Secretaría de Agricultura y Fomento de los Estados Unidos Mexicanos, cuando sea necesario, investigaciones de campo sobre problemas específicos del cultivo del hule.

3. En hacer aprovechables para el beneficio de la industria del hule en México los resultados obtenidos en las investigaciones sobre este cultivo realizadas por su Bureau of Plant Industry.

LA SECRETARÍA DE AGRICULTURA Y FOMENTO DE LOS ESTADOS UNIDOS MEXICANOS Y EL DEPARTAMENTO DE AGRICULTURA DE LOS ESTADOS UNIDOS DE AMÉRICA MUTUAMENTE CONVIENEN:

1. Que este convenio entrará en vigor apenas se completen las firmas de las partes en cooperación y que expirará el día treinta de junio de mil novecientos cuarenta y uno, pero se renovará automáticamente de año en año a partir de dicha fecha, (sin extenderse, sin embargo, más allá del día treinta de junio de mil novecientos cuarenta y

tres), bastando para ésto que no haya aviso en contrario de alguna de las partes, aviso que deberá ser dado por escrito por un representante debidamente autorizado, por lo menos un mes antes de la fecha de expiración del presente convenio.

2. Que este convenio no será traspasado ni en todo ni en parte; que ningún miembro o delegado al Congreso de los Estados Unidos de América o comisionado residente de ellos, después de su elección o nombramiento, y antes o después de haber prestado juramento; y ningún oficial, agente ni empleado del Gobierno de los Estados Unidos de América participará en cualquier porción o parte de este convenio o en cualquier beneficio que provenga de él. La restricción a que este punto se refiere también se aplicará a los funcionarios, representantes y empleados del Gobierno de los Estados Unidos Mexicanos.

MARTE R. GOMEZ

*Secretario de Agricultura y Fomento  
de los Estados Unidos Mexicanos.*

April 11, 1941.

GROVER B. HILL

*Assistant Secretario de Agricultura  
de los Estados Unidos de América.*

SUPPLEMENTARY MEMORANDUM TO THE AGREEMENT BETWEEN THE  
SECRETARIA DE AGRICULTURA Y FOMENTO OF THE UNITED  
MEXICAN STATES AND THE DEPARTMENT OF AGRICULTURE OF  
THE UNITED STATES OF AMERICA.

Central experiment station, El Palmar, Veracruz.

*Ante*, p. 1282.

Establishment of demonstration plantations.

Acquisition and development of tracts of land.

Additional assistance and plant materials.

Appropriations.

1. Under the terms of the existing Memorandum of Agreement between the Secretaría de Agricultura y Fomento, Mexico, and the Department of Agriculture, United States of America, dated April 11, 1941, more than a million locally produced and imported seeds of *Hevea brasiliensis* and several thousand imported trees budded to high-yielding clones of *Hevea* have been planted in nurseries of the central rubber experiment station, El Palmar, Veracruz, established in 1941 for rubber plant research and practical development of a *Hevea* rubber plantation industry in Mexico. It is estimated that during the next twelve months about a quarter of a million trees budded to the improved clones of *Hevea* will be available at El Palmar. The project has been notably successful to the present date and with a rapidly expanding volume of valuable plant material it is necessary to make definite plans for the best use of the plant material and of the experience that has been gained, in order to further insure achievement of a self-sustaining commercial rubber industry.

2. The time has now arrived for taking the second essential step toward development of the industry, namely the establishing of government demonstration plantations to serve as proving grounds for the trees and plantation procedure and as augmented sources of improved budded trees for small farms and other commercial operations.

3. Accordingly, as soon as practicable the Mexican government will acquire five tracts of suitable land on which the best growth of *Hevea* may be expected, each tract containing not less than 300 hectares, for the purpose of developing demonstration plantations. The lands will be selected by a joint committee representing the Dirección General de Agricultura, Secretaría de Agricultura of Mexico and the Bureau of Plant Industry, United States Department of Agriculture. In order to prepare in advance for the reception and planting of the budded nursery trees mentioned in paragraph 1, the Mexican Government will proceed to develop the five tracts of land at the appropriate time, dictated by the stage of growth of the nursery trees, and will bear the cost of such development.

4. The United States Department of Agriculture will provide the additional technical and supervisory assistance necessary in proportion to the augmented scope of work now proposed, and will continue to supply budwood, budded stumps and other plant materials as improved strains of *Hevea* and other plants are developed by breeding and selection at the several cooperative stations in tropical America.

5. The development of this program is contingent upon appropriation of money for the purpose by the Congresses of the United

Mexican States and the United States of America for the fulfillment of the respective obligations of the signatories.

MARTE R. GOMEZ  
*Secretario de Agricultura y Fomento*  
*de los Estados Unidos Mexicanos*  
Julio 14, 1942 (date)

CLAUDE R. WICKARD  
*Secretary of Agriculture of the*  
*United States of America*  
July 14, 1942 (date)

MEMORANDUM SUPLEMENTARIO SOBRE EL CONVENIO ENTRE LA  
SECRETARIA DE AGRICULTURA Y FOMENTO DE LOS ESTADOS  
UNIDOS MEXICANOS Y EL DEPARTAMENTO DE AGRICULTURA DE  
LOS ESTADOS UNIDOS DE NORTE AMERICA

1. De acuerdo con los términos del Memorandum de Convenio entre la Secretaría de Agricultura y Fomento de México y el Departamento de Agricultura de los Estados Unidos de Norte America, firmado el 11 de abril de 1941, se han sembrado mas de un millon de semillas importadas y de producción local de *Hevea brasiliensis* así como varios miles de árboles importados injertados con clones de *Hevea brasiliensis* de alto rendimiento en los viveros de la estación central de experimentación de hule, en El Palmar, en el Estado de Veracruz, el cual fué establecido en 1941 con el fin de practicar investigaciones y conseguir el desarrollo de una industria para la producción de hule de *Hevea brasiliensis* en México. Se estima que durante los próximos doce meses estarán disponibles en El Palmar cerca de un cuarto de millon de árboles injertados con clones seleccionados de *Hevea brasiliensis*. La plantación ha tenido un éxito notable hasta la fecha y su volúmen de existencias de plantas de alto valor aumenta rapidamente haciendose necesario formular planes definidos para el mejor uso de dichas existencias así como para aprovechar la experiencia que se ha logrado con objeto de asegurar, aún más, el desarrollo de una industria comercial hulera capaz de sostenerse a sí misma.

2. Ha llegado el momento de iniciar el segundo paso esencial hácia el desarrollo de la industria; a saber, el establecimiento por el Gobierno de México, de plantaciones demostrativas que sirvan como prueba para los árboles y para los procedimientos de plantación asi como de medio para la obtención de árboles injertados seleccionados destinados a cubrir las necesidades de los pequeños propietarios y a otras operaciones comerciales.

3. Por consiguiente, tan luego como sea factible, el Gobierno Mexicano adquirirá cinco lotes de terreno idóneo en regiones en las cuales se pueda desarrollar mejor el *Hevea brasiliensis*. Cada lote debe tener una superficie no menor de 300 hectares. Esta adquisición será con el propósito de desarrollar plantaciones demostrativas. Los lotes serán escogidos por un comité mixto compuesto de representantes de la Dirección General de Agricultura de la Secretaría de Agricultura y Fomento de México y el Bureau of Plant Industry, United States

Department of Agriculture. Con el objeto de preparar anticipadamente el recibo y la plantación de los arbolitos injertados mencionados en el párrafo 1, el Gobierno Mexicano procederá, en el momento apropiado, a poner en condiciones los cinco lotes de terreno y pagará el costo que las labores de preparación y cultivo posterior demanden.

4. El Departamento de Agricultura de los Estados Unidos suministrará el auxilio técnico y de inspección adicional que sea necesario en proporción al aumento en los trabajos y continuará suministrando yemas, estacas injertadas, y otras existencias de plantas según se vayan desarrollando nuevos clones seleccionados de *Hevea brasiliensis* por medio del cruzamiento y selección en las varias estaciones cooperativas de la América tropical.

5. El desarrollo de este programa queda sujeto, por lo que se refiere a las inversiones que demanda, a la aprobación de los Congresos de los Estados Unidos Mexicanos y de los Estados Unidos de Norte América.

MARTE R. GOMEZ

*Secretario de Agricultura y Fomento  
de los Estados Unidos Mexicanos*

Julio 14 de 1942 (fecha)

CLAUDE R. WICKARD

*Secretary of Agriculture of the  
United States of America*

14 de Julio de 1942 (fecha)

SUPPLEMENTAL MEMORANDUM TO THE AGREEMENT BETWEEN THE SECRETARIA DE AGRICULTURA Y FOMENTO OF THE UNITED MEXICAN STATES AND THE DEPARTMENT OF AGRICULTURE OF THE UNITED STATES OF AMERICA

Under the terms of the existing agreement between the Secretaría de Agricultura y Fomento, Mexico and the Department of Agriculture, United States of America, dated April 11, 1941, and in accordance with agreements supplemental thereto, the Governments of the United Mexican States and of the United States of America have established a program of rubber plant research and government demonstration plantations for the development of a Hevea rubber plantation industry in Mexico, and have initiated also a cooperative experimental program on *Cryptostegia*.

*Ante*, p. 1282.

During 1942 the United States Department of Agriculture has greatly expanded its program of investigations of guayule and has undertaken an extensive program of guayule production. In cooperation with the Secretaría de Agricultura y Fomento of the United Mexican States a few indicator plantings have been established in Mexico. As a consequence of work conducted during the past year the United States Department of Agriculture now has a sufficient supply of guayule seed of high rubber-yielding strains to permit a limited expansion of its guayule program.

Production of guayule.

To implement the desire of the Governments of the United Mexican States and the United States of America to develop a source of crude rubber, it is the mutual wish of the Secretaría de Agricultura y Fomento of the United Mexican States and of the United States Department of Agriculture to cooperate in undertaking the investigations necessary to determine the suitability of areas in Mexico for the cultivation of guayule, and through assistance to private cooperators in establishing plantings of guayule for the production of rubber.

Accordingly, in recognition of the common interest of the Governments of Mexico and of the United States in the cultivation of guayule for rubber production, the following Supplementary Memorandum is hereby agreed upon:

A. THE DEPARTMENT OF AGRICULTURE OF THE UNITED STATES AGREES:

Text of memorandum.

1. To provide at its expense guayule seed or seedlings of improved strains of high rubber-bearing capacity for the investigations contemplated under this agreement.

Seed or seedlings.

2. To conduct extensive surveys for the purpose of broadly delineating the location and extent of areas within which it is believed guayule may successfully be cultivated.

Surveys.

3. To develop and maintain at its expense, on sites selected in cooperation with the Secretaría de Agricultura y Fomento of the United Mexican States, experimental plantings believed to be representative of areas where guayule may successfully be cultivated.

Experimental plantings.

4. To conduct, except as otherwise provided in this Memorandum, at its expense the research necessary to achieve the purposes for which each experimental planting is established.

Research.

Private cooperators.

5. To provide to private cooperators designated by the Secretaría de Agricultura y Fomento of the United Mexican States guayule seed or seedlings of improved strains at reasonable cost and to aid such cooperators through such technical advice and assistance as is feasible in the selection of tracts of land for guayule nurseries and field plantings and in the establishment, protection, and care of nurseries and field plantings.

**B. THE SECRETARIA DE AGRICULTURA Y FOMENTO OF THE UNITED MEXICAN STATES AGREES:**

Lands.

1. To provide at its expense the lands necessary for experimental guayule plantings

Water for irrigation.

2. To assist where possible in providing water for the irrigation of experimental plantings.

Use of government buildings.

3. To provide at its expense at Torreon and other localities, when available, the use of government buildings for headquarters offices and the storage of supplies and equipment necessary to the investigations and surveys contemplated by this agreement.

Determination of suitable tracts, etc.

4. To facilitate the efforts of the representatives of the United States Department of Agriculture in providing assistance to cooperators in the determination of tracts of land suitable for guayule cultivation and in the establishment, protection and care for nurseries and field plantings.

Assignment of scientists.

5. To assign at its option scientists to work with the scientists of the United States Department of Agriculture for the purpose of conducting cooperative investigations and to aid and facilitate contacts with local and state officials and with private cooperators.

Duty-free entry of supplies.

6. To use its good offices in securing duty-free entry of implements, materials and supplies needed for the conduct of official work under this agreement.

**C. IT IS MUTUALLY AGREED BY THE SECRETARIA DE AGRICULTURA Y FOMENTO OF THE UNITED MEXICAN STATES AND THE DEPARTMENT OF AGRICULTURE OF THE UNITED STATES THAT:**

Contracts with private cooperators.

1. As the successful cultivation of guayule is a highly specialized undertaking, contracts for the establishment of nurseries or plantings of seedlings will not be made with private cooperators by the Department of Agriculture of the United States of America except on the basis of a determination satisfactory to the parties to this Memorandum that a cooperator is qualified and willing to conduct such work in accordance with successfully established methods.

Sale of guayule rubber to Rubber Reserve Co.

2. Guayule rubber produced as a direct result of work carried out under this memorandum and not required for investigative purposes by the parties hereto will be sold to the Rubber Reserve Company, an agency of the United States Government, in accordance with the Agreement of September 4, 1942 ['] between the Government of the Republic of Mexico and the Rubber Reserve Company.

<sup>1</sup> [Not printed.]

3. Seed of new strains of guayule developed as a result of research work under this agreement will be divided equally between the parties hereto. By mutual agreement either party hereto may harvest such seed from plantings of strains of guayule furnished in accordance with paragraph A1 of this agreement as may be needed for further extension of plantings in the respective countries.

Seed of new strains of guayule.

4. Information obtained from the investigations contemplated by this Memorandum will be freely exchanged between the parties hereto.

Exchange of information.

5. Publication of the results of the investigations and surveys contemplated by this Memorandum may be made by either party providing the cooperative nature of the work is recognized and a copy of the manuscript is furnished the cooperator for review previous to publication.

Publication of results of investigations, etc.

6. Upon the termination of this agreement, immature crops of guayule or other plants growing on the experimental plantings will become the property of the Government of Mexico.

Immature crops.

7. Marketable crops of guayule or other plants that may be grown and harvested on any of the experimental planting areas during the life of or upon the termination of this agreement will be disposed of by the parties hereto through dividing and sharing the crop equally. Each party will sell or dispose of its share of the crop and make disposition of funds received by sale in accordance with the laws and regulations applicable to each country.

Disposition of marketable crops.

8. Upon termination of this agreement, the Department of Agriculture of the United States of America shall be permitted to remove, sell, or otherwise dispose of the improvements belonging to the United States, including all buildings and facilities.

Disposition of U. S. improvements.

9. The development of the work contemplated in this Memorandum is contingent upon appropriation of money for the purpose by the Congress of the United Mexican States and the United States of America for the fulfillment of the respective obligations of the signatories.

Appropriations.

MARTE R. GOMEZ

*Secretario de Agricultura y Fomento, Estados Unidos Mexicanos*

March 3, 1943 (date)

EDUARDO SUÁREZ

*Secretario de Hacienda y Crédito Público, Estados Unidos Mexicanos*

March 4, 1943 (date)

F. J. GAXIOLA, Jr.

*Secretario de la Economía Nacional, Estados Unidos Mexicanos.*

March 3, 1943 (date)

CLAUDE R. WICKARD

*Secretary of Agriculture United States of America*

April 3, 1943 (date)

E. C. AUCHTER

*Agricultural Research Administrator, United States Department of Agriculture*

Mar. 29, 1943 (date)

MEMORANDUM SUPLEMENTARIO AL CONVENIO CELEBRADO ENTRE LA SECRETARIA DE AGRICULTURA Y FOMENTO DE LOS ESTADOS UNIDOS MEXICANOS Y EL DEPARTAMENTO DE AGRICULTURA DE LOS ESTADOS UNIDOS DE NORTE-AMERICA.

Dentro de los puntos del convenio existente entre la Secretaría de Agricultura y Fomento de México, y el Departamento de Agricultura de los Estados Unidos de Norte-América, fechado el 11 de abril de 1941, y de acuerdo con pactos suplementarios al mismo, el Gobierno de los Estados Unidos Mexicanos y el de los Estados Unidos de Norte-América han establecido un programa de investigaciones de plantas de hule y plantaciones oficiales de demostración para el desarrollo de una industria de plantación de hule de Hevea en México, y han iniciado también un programa cooperativo experimental sobre *Criptostegia*.

Durante 1942 el Departamento de Agricultura de los Estados Unidos de Norte-América ha extendido intensamente su programa de investigaciones del guayule y ha emprendido un extenso programa para la producción de guayule. En cooperación con la Secretaría de Agricultura y Fomento de los Estados Unidos Mexicanos, unas cuantas plantaciones indicadoras se han establecido en México. Como consecuencia del trabajo llevado a cabo durante el año pasado, el Departamento de Agricultura de los Estados Unidos de Norte-América tiene ahora una existencia suficiente de variedades de semilla de guayule de alto rendimiento para permitir una expansión limitada a su programa de guayule.

Para cumplir el deseo de los Gobiernos de los Estados Unidos Mexicanos y de los Estados Unidos de Norte-América, de desarrollar una fuente de hule crudo, es mutuo deseo de la Secretaría de Agricultura y Fomento de los Estados Unidos Mexicanos y del Departamento de Agricultura de los Estados Unidos de Norte-América el de cooperar en emprender las investigaciones necesarias para determinar la adaptabilidad de áreas en México para el cultivo de guayule, y en ayudar a cooperadores privados en el establecimiento de plantaciones de guayule para la producción de hule.

Por lo tanto, en reconocimiento de los intereses comunes de los Gobiernos de México y de los Estados Unidos en el cultivo del guayule para la producción de hule, ha quedado acordado el siguiente Memorandum Suplementario:

A. EL DEPARTAMENTO DE AGRICULTURA DE LOS ESTADOS UNIDOS DE NORTE-AMERICA CONVIENE EN:

1.—Suministrar a sus expensas semilla de guayule o plantas provenientes de semilla de variedades mejoradas de alta capacidad productora de hule, para las investigaciones propuestas en este convenio.

2.—Llevar a cabo extensos reconocimientos con el propósito de deslindar aproximadamente la localización y extensión de áreas en las cuales se cree que el guayule pueda ser cultivado con buen éxito.

3.—Desarrollar y mantener por su cuenta, en sitios seleccionados en cooperación con la Secretaría de Agricultura y Fomento de los

Estados Unidos Mexicanos, las plantaciones experimentales que se consideren como representativas de áreas en donde el guayule pueda ser cultivado con buen éxito.

4.—Llevar a cabo, excepto caso contrario previsto en este Memorandum, a sus expensas, las investigaciones necesarias para lograr los propósitos para los cuales cada plantación experimental haya sido establecida.

5.—Proveer a los cooperadores privados designados por la Secretaría de Agricultura y Fomento de los Estados Unidos Mexicanos, de semilla de guayule o plantas provenientes de semilla de variedades mejoradas, a un precio razonable, y ayudar a dichos cooperadores con los consejos técnicos y la ayuda que sea posible darles para la selección de lotes de tierra destinados a viveros de guayule y a campos para las plantaciones, así como en el establecimiento, protección y cuidado de los viveros y de las plantaciones.

**B. LA SECRETARIA DE AGRICULTURA Y FOMENTO DE LOS ESTADOS UNIDOS MEXICANOS CONVIENE EN:**

1.—Suministrar a sus expensas las tierras necesarias para las plantaciones experimentales de guayule.

2.—Ayudar, donde sea posible, suministrando agua para la irrigación de las plantaciones experimentales.

3.—Proveer a sus expensas, en Torreón o en otras localidades, cuando sea posible, el uso de edificios del Gobierno para Oficinas centrales y para el almacenaje de los implementos y del equipo necesarios para las investigaciones y experimentos propuestos por este convenio.

4.—Cooperar con los representantes del Departamento de Agricultura de los Estados Unidos de Norte-América ayudando a los cooperadores en la determinación de los lotes de tierra adecuados para el cultivo del guayule y en la protección y cuidado de los viveros y plantaciones.

5.—Designar, según su criterio, técnicos para trabajar con el personal técnico del Departamento de Agricultura de los Estados Unidos de Norte-América, con el propósito de efectuar investigaciones en cooperación y de ayudar y facilitar las relaciones con las autoridades locales y del Estado, y con los cooperadores privados.

6.—Gestionar la entrada libre de derechos para los implementos, materiales y útiles necesarios para llevar a cabo los trabajos oficiales abarcados en este convenio.

**C. DE MUTUO ACUERDO, LA SECRETARIA DE AGRICULTURA Y FOMENTO DE LOS ESTADOS UNIDOS MEXICANOS Y EL DEPARTAMENTO DE AGRICULTURA DE LOS ESTADOS UNIDOS DE NORTE-AMERICA CONVIENEN EN:**

1.—Como el buen éxito del cultivo del guayule es una empresa altamente especializada, no podrán hacerse por el Departamento de Agricultura de los Estados Unidos de Norte-América contratos para el establecimiento de viveros o plantaciones de plantitas de variedades seleccionadas, excepto cuando se determine, a satisfacción de

ambas partes contratantes de este Memorándum, que un cooperador está capacitado y deseoso de efectuar esos trabajos de acuerdo con los métodos ya reconocidos como satisfactorios.

2.—El hule de guayule producido como resultado directo del trabajo efectuado en los términos de este memorándum y que no se necesite para fines de investigación por las partes contratantes, será vendido a la "Rubber Reserve Company" (Compañía de Reservas de Hule), agencia del Gobierno de los Estados Unidos de Norte-América, de acuerdo con el Convenio del 4 de septiembre de 1942 entre el Gobierno de la República de México y la Compañía de Reservas de Hule.

3.—Las semillas de variedades nuevas de guayule obtenidas como resultado del trabajo de investigación estipulado en este convenio, se dividirán por partes iguales entre las partes contratantes. Por mutuo acuerdo, cualquiera de las dos partes contratantes puede cosechar la semilla de las plantaciones de las variedades de guayule proporcionadas de acuerdo con el inciso A1 de este convenio, en la medida que pueda necesitarlas para una futura ampliación de las plantaciones en su respectivo país.

4.—Las informaciones que se obtengan como resultado de las investigaciones que se lleven a cabo de acuerdo con este Memorándum, se darán a conocer mutuamente entre ambas partes contratantes.

5.—La publicación de los resultados de las investigaciones y de los reconocimientos estipulados en este Memorándum, podrá hacerse por cualquiera de las partes, siempre que se reconozca que el trabajo se hace en cooperación y que una copia del manuscrito le sea proporcionada al cooperador para su revisión antes de la publicación.

6.—Al terminar este convenio, las cosechas de guayule que no estén maduras, u otras plantas en crecimiento en las plantaciones experimentales, pasarán a ser propiedad del Gobierno de México.

7.—Las cosechas comerciales de guayule u otras plantas que puedan cultivarse y cosecharse en cualquiera de las áreas de las plantaciones experimentales, durante la vigencia o al término de este convenio, quedarán a beneficio de las partes contratantes, dividiéndose y compartiéndose por partes iguales la cosecha. Cada contratante podrá vender o disponer de su participación de la cosecha y hacer uso de los fondos recibidos por la venta, de acuerdo con las leyes y reglamentos aplicables en cada país.

8.—Al terminar este convenio, se le permitirá al Departamento de Agricultura de Los Estados Unidos de Norte-América retirar, vender o disponer en cualquiera otra forma de las mejoras que pertenezcan a los Estados Unidos, incluyendo todos los edificios e instalaciones.

9.—El desarrollo del trabajo proyectado en este Memorándum está sujeto a la asignación del dinero necesario para ese fin, por el Congreso de los Estados Unidos Mexicanos y por el de los Estados Unidos de

Norte-América, para dar cumplimiento a las respectivas obligaciones de los signatarios.

MARTE R. GOMEZ

*Secretario de Agricultura y Fomento, de los Estados Unidos Mexicanos.*

March 3, 1943 (fecha)

EDUARDO SUÁREZ

*Secretario de Hacienda y Crédito Público de los Estados Unidos Mexicanos.*

March 4, 1943 (fecha)

F. J. GAXIOLA, JR.

*Secretario de la Economía Nacional de los Estados Unidos Mexicanos.*

March 3, 1943 (fecha)

CLAUDE R. WICKARD

*Secretario de Agricultura de los Estados Unidos de Norte-América.*

April 3, 1943 (fecha)

E. C. AUCHTER

*Administrador de las Investigaciones Agrícolas del Departamento de Agricultura de los Estados Unidos de Norte-América.*

Mar. 29--1943 (fecha)

May 15 and  
June 7, 1943  
[E. A. S. 365]

*Agreement between the United States of America and Panama respecting the Inter-American Highway. Effected by exchange of notes signed at Panamá May 15 and June 7, 1943.*

*The Panamanian Minister of Foreign Relations to the American Ambassador*

SECRETARIA DE RELACIONES EXTERIORES  
DEPARTAMENTO DIPLOMATICO

D.P. N° 5198

PANAMÁ, mayo 15 de 1943.

SEÑOR EMBAJADOR:

Tengo el agrado de referirme al Aide Memoire de este Ministerio, de 3 de marzo de 1942, en que se informó a esa Embajada que el Gobierno de Panamá deseaba participar del beneficio de la Ley N° 375 del Congreso de los Estados Unidos, sobre la construcción de la carretera Interamericana, y que aceptaba asumir la tercera parte del costo total de dicha obra, en lo correspondiente a Panamá.

Por este medio vengo ahora a reiterar formalmente a Vuestra Excelencia que el Gobierno de Panamá asumirá la tercera parte de los gastos en que incurran los Estados Unidos en la medición y construcción del tramo de la Carretera Interamericana que vaya a construirse dentro de los límites de la República de Panamá de acuerdo con lo establecido en la ya mencionada Ley N° 375. Este porcentaje ascendería a la suma de \$2,200,000.00 aproximadamente de conformidad con lo que me ha expresado Vuestra Excelencia por medio del Memorandum Informal de esa Embajada, de 1° del presente mes de mayo.

Como en dicho Memorandum Informal se solicita indicación acerca de la fuente específica de la cual han de provenir los fondos para el pago de esa tercera parte correspondiente a Panamá, informo a Vuestra Excelencia que es el propósito de mi Gobierno obtener un empréstito interno con ese objeto.

En esta forma está presto el Gobierno de la República de Panamá a aportar su concurso a la realización de esta obra de tanta trascendencia para la defensa y el futuro del Hemisferio.

Acepte Vuestra Excelencia las reiteradas seguridades de mi más alta y distinguida consideración,

OCTAVIO FÁBREGA  
*Ministro de Relaciones Exteriores*

A su Excelencia el señor

Don EDWIN C. WILSON,

*Embajador Extraordinario y Plenipotenciario  
de los Estados Unidos de América  
Ciudad.*

[Translation]

DEPARTMENT OF FOREIGN RELATIONS  
DIPLOMATIC DIVISION

D.P. No. 5198

PANAMÁ, *May 15, 1943.*

MR. AMBASSADOR:

It gives me pleasure to refer to this Ministry's *aide-mémoire* of March 3, 1942 [<sup>1</sup>] informing the Embassy that the Government of Panama desired to avail itself of the benefits of law 375 of the Congress of the United States on the construction of the Inter-American Highway and that it agreed to assume one third of the total cost of said work in the Panamanian section.

55 Stat. 860.

By this means I now reiterate formally to Your Excellency that the Government of Panama will assume one third of the expenses incurred by the United States in the survey and construction of the section of the Inter-American Highway to be constructed within the limits of the Republic of Panama in accordance with the provisions of the above-mentioned law 375. This percentage will amount to the sum of \$2,200,000.00 approximately in accordance with what Your Excellency told me in the Embassy's informal memorandum of May 1.<sup>[1]</sup>

Since in that informal memorandum an indication is requested regarding the specific source from which the funds will come for the payment of this one-third part corresponding to Panama, I inform Your Excellency that it is the plan of my Government to obtain an internal loan with this object in view.

In this form, the Government of the Republic of Panama is ready to contribute its share to the realization of this work of such importance to the defense and the future of the hemisphere.

Accept, Excellency, the reiterated assurances of my highest and most distinguished consideration.

OCTAVIO FÁBREGA  
*Minister of Foreign Relations*

His Excellency  
EDWIN C. WILSON,  
*Ambassador Extraordinary and Plenipotentiary  
of the United States of America  
City.*

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*The American Ambassador to the Panamanian Acting Minister of  
Foreign Relations*

EMBASSY OF THE  
UNITED STATES OF AMERICA

No. 626

*Panamá, June 7, 1943*

EXCELLENCY:

I have the honor to acknowledge the receipt of Note D.P. No. 5198 of May 15, 1943, in which His Excellency Señor Doctor Octavio

<sup>1</sup> [Not printed.]

Fábrega, Minister of Foreign Affairs, informed me that the Government of Panamá desired to avail itself of the cooperation of the Government of the United States in construction of the Inter-American Highway in Panamá, and offered the assurances required by Public Law 375 of December 26, 1941 in connection with such cooperation.

55 Stat. 860.

I take pleasure in informing Your Excellency that the assurances offered in the kind note referred to are satisfactory to my Government. It is consequently the intention of my Government, as soon as Your Excellency's Government has completed the financial arrangements mentioned and subject to the appropriation of the necessary funds by the Congress of the United States, to extend to Your Excellency's Government the cooperation envisaged by the above-mentioned law. Your Excellency will recall that Public Law 375 provides that the surveying and construction work authorized by that act shall be under the administration of the Public Roads Administration. It is understood, therefore, that the pertinent Panamanian officials and the Public Roads Administration will seek to reach a subsidiary agreement regarding the administration of the contemplated work.

My Government is gratified that through this cooperative undertaking it will be possible to complete the Inter-American Highway to Panamá City. Transportation facilities will be improved, new lands and new natural resources developed, additional markets opened, and local economic conditions benefitted through the useful expenditure of money which this project envisages. Both of our countries should happily profit therefrom. I sincerely trust that the highway will serve not only as a link to increase material intercourse between our nations but also as another bond in the close friendship which unites us.

Accept, Excellency, the renewed assurances of my highest consideration.

EDWIN C. WILSON

His Excellency

Señor Doctor Don VÍCTOR F. GOYTÍA,  
*Acting Minister for Foreign Affairs.*

*Agreement between the United States of America and Canada concerning application of the agreement of May 25 and 26, 1943 respecting waiver of claims arising as a result of collisions between vessels of war. Effected by exchange of notes signed at Washington September 3 and November 11, 1943.*

September 3 and  
November 11, 1943  
[E. A. S. 366]

*The Secretary of State to the Canadian Chargé d'Affaires ad interim*

DEPARTMENT OF STATE  
WASHINGTON  
September 3, 1943

SIR:

I refer to my note dated May 25, 1943 to the Minister and to the Minister's note dated May 26, 1943, effecting an agreement between the United States and Canada for the waiver of claims arising as a result of collisions between United States warships and ships of the Royal Canadian Navy.

*Ante*, p. 1021.

I have received from the Secretary of War a letter in which inquiry is made whether "ships of the United States and Royal Canadian Armies, such as Army transports" are within the agreement.

I should appreciate receiving an indication of the attitude of the Canadian Government in respect of this matter.

Article I of the agreement effected by my note of May 25, 1943 and the Minister's reply note of May 26, 1943 reads as follows:

"The Government of the United States of America and the Government of Canada agree that when a vessel of war of either Government shall collide with a vessel of war of the other Government, resulting in damage to either or both of such vessels, each Government shall bear all the expenses which arise directly or indirectly from the damage to its own vessel, and neither Government shall make any claim against the other Government on account of such damage or expenses."

Accept, Sir, the renewed assurances of my high consideration.

CORDELL HULL

The Honorable

L. B. PEARSON, O.B.E.,

*Minister Counselor,*

*Chargé d'Affaires ad interim of Canada.*

*The Canadian Minister to the Secretary of State*

CANADIAN LEGATION

WASHINGTON

November 11, 1943.

No. 589

SIR,

I have the honour to refer to your note of September 3, 1943, regarding the agreement between Canada and the United States for the waiver of claims arising as a result of collisions between Canadian and United States vessels of war.

You stated in your note that the Secretary of War has enquired whether "ships of the United States and Royal Canadian Armies, such as Army transports" are within the agreement. This question has been carefully considered by the appropriate authorities of the Canadian Government, who are of the opinion that such ships are not within the agreement.

In connection with this opinion, reference is made to the opening sentence of your note of May 25, 1943, in which it was stated that the purpose of the proposed agreement was to provide for the question of damages "arising from collisions between United States warships and ships of the Royal Canadian Navy".

Accept, Sir, the renewed assurances of my highest consideration.

M. M. MAHONEY

For the Minister.

The Honourable CORDELL HULL,  
*Secretary of State of the United States,*  
*Washington, D. C.*

*Agreement between the United States of America and El Salvador respecting a health and sanitation program. Effected by exchange of notes signed at San Salvador May 4 and 5, 1942.*

May 4, 5, 1942  
[E. A. S. 367]

*The American Minister to the Salvadoran Minister of Foreign Relations*

LEGATION OF THE  
UNITED STATES OF AMERICA  
*San Salvador, May 4, 1942.*

No. 1049

EXCELLENCY:

I have the honor to inform Your Excellency that, in accordance with Resolution XXX of the Third Meeting of Ministers of Foreign Affairs of the American Republics at Rio de Janeiro, relating to health and sanitary conditions, the Government of the United States is prepared to contribute a sum in the amount of \$500,000 to be expended in ways which will assist the Government of El Salvador in attaining its objectives in the matters of health and sanitation.

My Government notes that projects such as the improvement of water supply, the development of facilities for adequate sewage disposal, and the control of endemic or epidemic diseases have been among the chief objectives of the Salvadoran Government in health and sanitation matters. My Government considers that the further development of projects of this character will contribute to the realization of the general objectives set forth in the above-mentioned resolution to which our respective Governments are committed.

In this connection, the Government of the United States acting through the agency of the Office of the Coordinator of Inter-American Affairs will send, if it is agreeable to Your Excellency, a small group of experts to El Salvador in order to develop a specific program in agreement with Your Excellency's Government, acting through officials designated by it.

This group will be under the immediate direction of the Chief Medical Officer of the Office of the Coordinator of Inter-American Affairs, and will work in the closest cooperation with the appropriate Salvadoran officials. The salaries and expenses of the group of experts will not be debited against project funds. Approval for the actual execution of the specific projects agreed upon will be given by the respective Governments to their duly appointed agents. Expenditures for such projects shall be made upon certification of the Chief Medical Officer and the appropriate Salvadoran official designated for the areas where projects will be executed.

These projects upon completion will of course become the sole property of El Salvador. The United States Government will be prepared to facilitate such training of personnel as the two Governments deem advisable.

My Government anticipates that the Salvadoran Government will be willing to provide, in accordance with its ability, such raw materials, services and funds as may be deemed necessary for the proper execution of the program.

I avail myself of the opportunity to renew to Your Excellency the assurances of my highest and most distinguished consideration.

ROBERT FRAZER  
*American Minister*

His Excellency

Dr. MIGUEL ANGEL ARAUJO,  
*Minister of Foreign Affairs,*  
*San Salvador.*

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*The Salvadoran Minister of Foreign Relations to the American Minister*

MINISTERIO DE RELACIONES EXTERIORES  
REPUBLICA DE EL SALVADOR, C.A.  
SECCION DIPLOMATICA

PALACIO NACIONAL:  
*San Salvador, 5 de mayo de 1942.*

A-500-D-1068

SEÑOR MINISTRO:

He recibido la estimable nota de Vuestra Excelencia, No. 1049, de fecha 4 del corriente, en que se sirve informarme que de conformidad con la Resolución XXX de la Tercera Reunión de Ministros de Relaciones Exteriores de las Repúblicas Americanas en Río de Janeiro, relativa a condiciones sanitarias y de salubridad, el Gobierno de los Estados Unidos está dispuesto a contribuir con una suma que ascienda a \$500,000 que deberá gastarse en medios que ayuden al Gobierno de El Salvador a lograr sus objetivos en asuntos de salubridad y saneamiento; que su Gobierno observa que los proyectos tales como el mejoramiento del suministro de agua, el desenvolvimiento de facilidades para la disposición adecuada de alcantarillados, y el control de enfermedades endémicas y epidémicas han figurado entre los principales objetivos del Gobierno Salvadoreño en materias de salubridad y saneamiento; que su Gobierno considera que los proyectos de desenvolvimiento más amplios de este carácter contribuirán a la realización de los objetivos generales indicados en la Resolución antes mencionada; que, a tal fin, el Gobierno de los Estados Unidos, actuando por medio de la Agencia de la Oficina del Coordinador de Relaciones Interamericanas, enviará, si fuere del agrado de mi Gobierno, un pequeño grupo de expertos a El Salvador con objeto de desarrollar un programa específico de acuerdo con el Gobierno Salvadoreño, actuando por medio de funcionarios designados por él; que este grupo estará bajo la inmediata dirección del Jefe Médico oficial de la Oficina del Coordinador de Relaciones Interamericanas, y trabajará en estrecha cooperación con los funcionarios salvadoreños correspondientes; que los sueldos y gastos del grupo de expertos no serán cargados contra los fondos del proyecto; que la aprobación para la actual ejecución de los proyectos específicos convenidos será

dada por los respectivos Gobiernos a sus agentes debidamente nombrados; que los gastos para tales proyectos se harán mediante certificación del Jefe Médico Oficial y el Funcionario Salvadoreño correspondiente designado para las áreas en donde los proyectos serán ejecutados; que estos proyectos, al ser terminados, se convertirán, naturalmente, en exclusiva propiedad de El Salvador; que el Gobierno de los Estados Unidos estará dispuesto a facilitar tal instrucción de personal según los dos Gobiernos lo juzguen conveniente, y que su Gobierno anticipa que el Gobierno de El Salvador estará deseoso de suministrar, de acuerdo con sus capacidades, las materias primas, servicios y fondos que se juzgue necesario para la ejecución adecuada del programa.

Tengo la honra de manifestar a Vuestra Excelencia que me fué satisfactorio poner en conocimiento tanto del Señor Presidente de la República como de los Miembros de su Gabinete, los generosos conceptos de su citada nota, y todos me encargan hacerle presente que el Gobierno de El Salvador acepta y agradece sinceramente la valiosa ayuda que le ofrece el Gobierno de los Estados Unidos para mejorar los servicios indicados.

Ha sido comisionado el Señor Subsecretario de Relaciones Exteriores y de Justicia, Doctor Arturo Ramón Avila para poner la presente respuesta en manos de Vuestra Excelencia y reiterarle de palabras nuestra aceptación y nuestro agradecimiento por el motivo antes relacionado.

Renuevo a Vuestra Excelencia las seguridades de mi más elevada y distinguida consideración.

MIGUEL ANGEL ARAUJO

Excelentísimo Señor don ROBERT FRAZER,  
*Enviado Extraordinario y Ministro Plenipotenciario  
de los Estados Unidos de América,  
Presente.*

[Translation]

MINISTRY OF FOREIGN RELATIONS  
REPUBLIC OF EL SALVADOR, C.A.  
DIPLOMATIC SECTION

A-500-D-1068

NATIONAL PALACE  
*San Salvador, May 5, 1942.*

MR. MINISTER:

I have received Your Excellency's esteemed note 1049 of the 4th instant, in which you are good enough to inform me that, in conformity with resolution XXX of the Third Meeting of Ministers of Foreign Affairs of the American Republics at Rio de Janeiro, relative to conditions of health and sanitation, the United States Government is disposed to contribute a sum amounting to \$500,000 which must be spent in means which will aid the Government of El Salvador to attain its objectives in matters of health and sanitation; that your Government observes that projects such as improvement of the water

supply, the development of facilities for the adequate disposition of sewage, and the control of endemic and epidemic diseases have figured among the principal objectives of the Salvadoran Government in matters of health and sanitation; that your Government considers that larger development projects of this character will contribute to the realization of the general objectives indicated in the resolution above mentioned; that, for such purpose, the United States Government, acting through the agency of the Office of the Coordinator of Inter-American Affairs, will send, if it is agreeable to my Government, a small group of experts to El Salvador for the purpose of carrying out a specific program in accord with the Salvadoran Government acting through officials appointed by it; that this group will be under the immediate direction of the chief medical officer of the Office of the Coordinator of Inter-American Affairs, and will work in close cooperation with the corresponding Salvadoran officials; that the salaries and expenses of the group of experts will not be charged against the funds of the project; that the approval for the actual execution of the specific projects agreed upon will be given by the respective Governments to their duly appointed agents; that the expenditures for such projects will be made upon certification by the chief medical officer and the corresponding Salvadoran official appointed for the areas in which the projects will be executed; that these projects when finished will, naturally, become the exclusive property of El Salvador; that the United States Government will be disposed to facilitate such instruction of personnel as the two Governments deem fit, and that your Government anticipates that the Government of El Salvador will be desirous of furnishing, in accordance with its capacities, the raw materials, services, and funds which are deemed necessary for the adequate execution of the program.

I have the honor to inform Your Excellency that it was a source of satisfaction to me to lay before the President of the Republic as well as the Members of his Cabinet, the generous terms of your above-mentioned note, and they all charge me to advise you that the Government of El Salvador accepts and is sincerely grateful for the valued assistance which is offered to it by the United States Government to improve the services indicated.

Dr. Arturo Ramón Avila, Assistant Secretary of Foreign Affairs and Justice, has been commissioned to place this reply in Your Excellency's hands and to repeat to you verbally our acceptance and our gratitude for the reason above given.

I renew to Your Excellency the assurances of my highest and most distinguished consideration.

MIGUEL ANGEL ARAUJO

His Excellency

ROBERT FRAZER,

*Envoy Extraordinary and Minister Plenipotentiary  
of the United States of America,  
City.*

*Agreement between the United States of America and Nicaragua respecting a health and sanitation program. Effected by exchange of notes signed at Managua May 18 and 22, 1942.*

May 18, 22, 1942  
[E. A. S. 368]

*The American Chargé d'Affaires ad interim to the Nicaraguan Acting Minister of Foreign Affairs*

LEGATION OF THE  
UNITED STATES OF AMERICA

No. 124

*Managua, D.N., Nicaragua, May 18, 1942*

EXCELLENCY:

I have the honor to inform you that, in accordance with Resolution XXX of the Third Meeting of Ministers of Foreign Affairs of the American Republics at Rio de Janeiro, relating to health and sanitary conditions, the Government of the United States is prepared to contribute a sum in the amount of \$500,000 to be expended in ways which will assist the Government of Nicaragua in attaining its objectives in matters of health and sanitation.

My Government notes that projects such as the improvement of water supply, the development of facilities for adequate sewage disposal, and the control of endemic or epidemic diseases have been among the chief objectives of the Nicaraguan Government in health and sanitation matters. My Government considers that the further development of projects of this character will contribute to the realization of the general objectives set forth in the above-mentioned resolution to which our respective Governments are committed.

In this connection, the Government of the United States acting through the agency of the Office of the Coordinator of Inter-American Affairs will send, if it is agreeable to you, a small group of experts to Nicaragua in order to develop a specific program in agreement with your Government, acting through officials designated by it. This group will be under the immediate direction of the Chief Medical Officer of the Office of the Coordinator of Inter-American Affairs, and will work in the closest cooperation with the appropriate Nicaraguan officials. The salaries and expenses of the group of experts will not be debited against project funds. Approval for the actual execution of the specific projects agreed upon will be given by the respective Governments or their duly appointed agents. Expenditures for such projects shall be made upon certification of the Chief Medical Officer and the appropriate Nicaraguan official designated for the areas where projects will be executed.

These projects upon completion will of course become the sole property of Nicaragua. The United States Government will be prepared to facilitate such training of personnel as the two Governments deem advisable.

My Government anticipates that the Nicaraguan Government will be willing to provide, in accordance with its ability, such raw materials, services and funds as may be deemed necessary for the proper execution of the program.

I avail myself of the opportunity to renew to Your Excellency the assurances of my highest and most distinguished consideration.

WILLIAM P. COCHRAN, JR.

His Excellency

Dr. ANTONIO BARQUERO,  
*Acting Minister for Foreign Affairs,*  
*Managua, D.N., Nicaragua.*

*The Nicaraguan Acting Minister of Foreign Affairs to the American  
Chargé d'Affaires ad interim*

MINISTERIO  
DE RELACIONES EXTERIORES

Departamento Diplomático  
L/No. 141.

MANAGUA, D.N., *Mayo 22 de 1942*

SEÑOR ENCARGADO:

Tengo el honor de acusar recibo a Su Señoría, de su atenta nota #124, de fecha 18 del corriente mes, por la cual se digna manifestar, que de conformidad con la Resolución XXX, de la Tercera Reunión de Consulta de los Ministros de Relaciones Exteriores de las Repúblicas Americanas, y que se refiere a la solución de los problemas de Salubridad Pública, el Ilustrado Gobierno de los Estados Unidos, ha dispuesto contribuir con la suma de Quinientos mil dólares, para que el Gobierno de Nicaragua logre el mejoramiento de sus sistemas sanitarios, y de manera especial los que se refieren a mejoramiento del agua potable, el adecuado dispositivo de cloacas y control de las enfermedades endémicas o epidémicas.

Anuncia Su Señoría, el envío de un grupo de expertos, que obrando por medio de la Agencia de la Oficina del Coordinador de los Asuntos Interamericanos y de acuerdo con este Gobierno desarrolle un programa y formule proyectos que deben realizarse de acuerdo y en cooperación con designados por el Gobierno de Nicaragua, para entrenar a los cuales, el Gobierno de Su Señoría, ofrece facilidades.

En nombre de mi Gobierno acepto y agradezco profundamente, por el digno medio de Su Señoría, al Ilustrado Gobierno de los Estados Unidos, el generoso ofrecimiento de que lo hace objeto, poniendo por otra parte a entera disposición de la Comisión de Expertos, de conformidad con sus recursos, las materias primas, servicios y fondos necesarios para la realización de los proyectos que se aprueben, y pres-tándole todas las facilidades que la realización de su valiosa obra requiera.

En esta fecha he puesto en conocimiento del Excelentísimo Señor Presidente de la República y del Señor Director General de Sanidad, el valioso ofrecimiento del Gobierno de Su Señoría.

Aprovecho esta oportunidad para reiterar a Su Señoría, mi distinguida consideración.

ANTONIO BARQUERO

Honorable Señor

WILLIAM P. COCHRAN Jr.

*Encargado de Negocios a.i. de los*

*Estados Unidos de América.*

*Managua, D.N.—*

*Translation by the Department of State of the Foregoing Note*

MINISTRY  
OF FOREIGN AFFAIRS

Diplomatic Department

L/No. 141

MANAGUA, D.N., *May 22, 1942*

MR. CHARGÉ D'AFFAIRES:

I have the honor to acknowledge the receipt of your courteous note 124, dated the 18th of the current month, in which you were kind enough to inform me that, in conformity with resolution XXX of the Third Consultative Meeting of the Ministers of Foreign Affairs of the American Republics, which refers to the solution of problems of public health, the illustrious Government of the United States is disposed to contribute the sum of \$500,000 in order that the Government of Nicaragua may be able to effect improvement of its sanitary systems and especially those referring to the improvement of water supply, sewage disposal, and control of endemic or epidemic diseases.

You announce the sending of a group of experts who, working through the agency of the Office of the Coordinator of Inter-American Affairs and in cooperation with this Government, will prepare a program and draw up projects which should be realized in agreement and in cooperation with those designated by the Government of Nicaragua, for the training of whom your Government offers facilities.

In the name of my Government I accept and, through you, I profoundly thank the illustrious Government of the United States for its generous offer, furthermore placing at the entire disposal of the committee of experts, in conformity with our resources, the raw materials, services, and funds necessary for the realization of the projects which may be approved, and extending to them every facility required for the realization of such an important labor.

I have today placed the important offer of your Government before His Excellency the President of the Republic and the Director General of Public Health.

I avail myself of this opportunity to reiterate to you my distinguished consideration.

ANTONIO BARQUERO

The Honorable

WILLIAM P. COCHRAN, Jr.,

*Chargé d'Affaires a.i.*

*of the United States of America,*

*Managua, D.N.*

October 23, 1942  
[E. A. S. 369]

*Agreement between the United States of America and Colombia respecting a health and sanitation program. Effected by exchange of notes signed at Bogotá October 23, 1942.*

*The American Ambassador to the Colombian Minister of Foreign Relations*

EMBASSY OF THE  
UNITED STATES OF AMERICA

*Bogotá, October 23, 1942.*

No. 115

EXCELLENCY:

I have the honor to refer to the request of Your Excellency's Government, through the Colombian Ambassador in Washington, for assistance in the execution of a cooperative program of public health and sanitation in Colombia and to the conversations of September 24 had between me, the Coordinator of Inter-American Affairs, and the Minister of Trabajo, Higiene y Previsión Social, concerning such a program.

Reference is also made to the notes exchanged between the Government of Colombia and the Government of the United States on rubber development in Colombia, with particular reference to a program of health and sanitation in connection with rubber production in Colombia.

My Government, through the Office of the Coordinator of Inter-American Affairs, is prepared to send at once to Colombia, at the request of Your Excellency's Government, to cooperate with the corresponding officials of Your Excellency's Government and the Ministry of Trabajo, Higiene y Previsión Social, such experts as Your Excellency's Government desires in order to collaborate in developing a specific program for the improvement of health and sanitation conditions in Colombia. This program will be designed to improve health and sanitation conditions in Colombia in accordance with the memorandum prepared by the Minister of Trabajo, Higiene y Previsión Social and presented to me and to the Coordinator of Inter-American Affairs in Bogotá on September 24, 1942.

For the purposes of this program, the Government of the United States, through the agency of the Coordinator of Inter-American Affairs, will provide an amount not to exceed one million dollars (United States Currency) to be expended for the execution of the program. The expenditure of these funds may be applied not only to the health and sanitation program, but also, in the discretion of Your Excellency's Government, for such medical, scientific, and technical training as the Government of Colombia may wish undertaken by Colombian specialists.

It is understood that Your Excellency's Government will furnish such expert personnel, services, and funds for local expenditures as it may consider necessary for the efficient development of the program. The group of United States doctors and sanitary engineers which will be sent to Colombia by the Office of the Coordinator of Inter-American Affairs shall be under the direction of the Chief Medical Officer of that Office, who in turn will be under the supervision of the appropriate officials of the Colombian Government. It is understood that a special service of public health and sanitation will be established within the Ministry of Trabajo, Higiene y Previsión Social under the direction of the Chief Medical Officer of the Coordinator's Office, and that detailed arrangements for the establishment of such a special service will be carried out between Brigadier General George C. Dunham, Director of the Health and Sanitation Division of the Coordinator's Office, and the Minister of Trabajo, Higiene y Previsión Social.

The expenditure of United States funds for the purposes of this program will be handled through the Institute of Inter-American Affairs, of which the Coordinator of Inter-American Affairs is President and of which General George C. Dunham is Director of the Health and Sanitation Division. Detailed arrangements for the execution of each project will be discussed and agreed to between the Chief Medical Officer and the appropriate officer of Your Excellency's Government in the area of the proposed project.

It is understood that the Government of Colombia is particularly interested in including in the program projects aimed at continuing and extending measures and services which the public health and sanitation agencies of the Colombian Government have been carrying out with efficiency and success. The measures and services embodied in the health and sanitation program are included under the following headings:

1. The improvement of nutrition in a general program for the improvement of the public health of Colombia, utilizing the services already established by the Ministerio de Trabajo, Higiene y Previsión Social;
2. Assistance in the control of malaria, with particular reference to the eradication of malaria in the ports of Barranquilla, Cartagena, Santa Marta, Buenaventura, Tumaco, and Bahía Solano;
3. Assistance in the control and eradication of Rickettsiasis;
4. Assistance in the control and eradication of Bartonellosis;
5. Assistance in the sanitation of ports, particularly the ports of Barranquilla, Cartagena, Santa Marta, Buenaventura, Tumaco, and Bahía Solano, and such other areas as may be agreed upon;
6. The establishment, in so far as practicable, of public health centers for the effective execution of this program;

7. The training of Colombian personnel in the fields of medicine, public health, sanitary engineering, nursing, and hospital administration.

It is agreed that all projects completed in accordance with the present agreement will be the property of the Government of Colombia.

With reference to the foregoing, I am instructed to state that this agreement can in no way commit my Government to make available supplies and equipment which may be deemed necessary to implement the agreement. While my Government sympathizes with the objectives which Your Excellency's Government aims at in the health and sanitation program, Your Excellency's Government recognizes, I am sure, that the allocation of essential or critical equipment and materials to the program must be held in abeyance due to the very real shortages of many essential materials and the necessity for preserving them for important and essential war undertakings.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest and most distinguished consideration.

ARTHUR BLISS LANE

His Excellency

Señor Doctor don DARÍO ECHANDÍA,  
*Minister of Foreign Relations of Colombia.*

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*The Colombian Minister of Foreign Relations to the American  
Ambassador*

MINISTERIO DE  
RELACIONES EXTERIORES  
*Bogotá, octubre 23 de 1942*

Nº. S-1110-

SEÑOR EMBAJADOR:

Tengo el honor de avisar recibo de la atenta nota de Vuestra Excelencia número 115 y de esta misma fecha por medio de la cual Vuestra Excelencia se ha servido expresar la forma como el Gobierno de los Estados Unidos de América, por medio de la Oficina del Coordinador de Asuntos Interamericanos, está dispuesto a cooperar en el programa de salubridad y saneamiento en Colombia expuesto en el memorandum presentado el 24 de septiembre pasado a Vuestra Excelencia y al Coordinador de Asuntos Interamericanos por el Ministro de Trabajo, Higiene y Previsión Social.

Me es grato expresar a Vuestra Excelencia que mi Gobierno acepta en su integridad las bases expuestas en dicha comunicación y que, en consecuencia, el Ministro de Trabajo, Higiene y Previsión Social está listo a concertar todos los arreglos necesarios con el Brigadier General George C. Dunham, Director de la División de Salubridad y Saneamiento de la Oficina del Coordinador de Asuntos Interamericanos.

Ruego a Vuestra Excelencia aceptar y transmitir a su Gobierno el agradecimiento del Gobierno colombiano por la importante cola-

boración ofrecida al desarrollo del programa de salubridad y saneamiento en el país.

Me valgo de esta oportunidad para reiterar a Vuestra Excelencia las seguridades de mi más alta y distinguida consideración.

DARÍO ECHANDÍA

A Su Excelencia

el señor ARTHUR BLISS LANE,

*Embajaador Extraordinario y Plenipotenciario*

*de los Estados Unidos de América*

*Ciudad*

*Translation by the Department of State of the Foregoing Note*

MINISTRY OF  
FOREIGN RELATIONS

*Bogotá, October 23, 1942*

No. S-1110-

MR. AMBASSADOR:

I have the honor to acknowledge the receipt of Your Excellency's kind note 115, of this same date, in which you were good enough to express the manner in which the Government of the United States of America, through the Office of the Coordinator of Inter-American Affairs, is disposed to cooperate in the program of health and sanitation in Colombia explained in the memorandum submitted September 24 last to Your Excellency and to the Coordinator of Inter-American Affairs by the Ministry of Labor, Health, and Social Welfare.

It is a pleasure for me to inform you that my Government accepts in their entirety the bases set forth in the said communication and that, consequently, the Minister of Labor, Health, and Social Welfare is prepared to conclude all the arrangements necessary with Brigadier General George C. Dunham, Director of the Health and Sanitation Division of the Office of the Coordinator of Inter-American Affairs.

I beg Your Excellency to accept and transmit to your Government the gratitude of the Colombian Government for the important collaboration offered in the development of the program of health and sanitation in the country.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest and most distinguished consideration.

DARÍO ECHANDÍA

His Excellency

ARTHUR BLISS LANE,

*Ambassador Extraordinary and Plenipotentiary*

*of the United States of America,*

*City.*

March 3, 1942  
[E. A. S. 370]

*Agreement between the United States of America and Brazil respecting mobilization of the productive resources of Brazil. Effected by exchange of notes signed at Washington March 3, 1942.*

*The Brazilian Minister of Finance to the Acting Secretary of State*

EMBAIXADA DOS ESTADOS UNIDOS DO BRASIL

*Washington, em 3 de março de 1942.*

SENHOR SECRETARIO DE ESTADO INTERINO,

Na Resolução IIa da 3a. Reunião de Ministros das Relações Exteriores das Republicas Americanas, no Rio de Janeiro, o Governo brasileiro se comprometeu a cooperar no mais alto grau com as demais Republicas Americanas na mobilização de seus recursos economicos com o especial objetivo de aumentar a produção de materiais estrategicos, essenciais à defesa do Hemisfério e à manutenção das economias do Brasil e das outras Republicas Americanas.

O Governo do Brasil, por intermédio da Missão Economica que tenho a honra de chefiar, propõe desde já tomar medidas para levar avante eficazmente êsse empreendimento e promover o programa de desenvolvimento da produção de tais materiais, que já vêm sendo explorados.

O Governo do Brasil julga que a maneira mais eficaz de realizar seus altos propositos será constituir uma nova organização oficial para investigar e promover o desenvolvimento de materiais estrategicos e outros recursos naturais do Brasil. A nova organização, que poderia ser um novo departamento do Governo brasileiro ou uma associação sob controle governamental examinaria todos os projetos susceptíveis de fomentar tal desenvolvimento e tornaria possível a realização dos projetos recomendados, quer por meio de empresas já existentes no Brasil ou, na falta de entidades adequadas, por meio de novos departamentos, organizações independentes ou empresas particulares a serem creadas para êsse fim.

Em qualquer caso, porém, a nova organização funcionaria como uma dependência do Governo brasileiro, interessada não em fins lucrativos, mas, principalmente, em fomentar na medida do possível, o desenvolvimento dos recursos naturais do Brasil, afim de melhor atender os interesses do país e das outras Republicas Americanas.

A nova organização brasileira teria o seu trabalho grandemente facilitado si pudesse contar, de um modo positivo, com a assistência técnica dos Estados Unidos. Ademais, para realizar o seu programa, o Governo brasileiro necessitaria, além de fundos para despesas locais, por êle fornecidos, de creditos em dolares, no valor total aproximado de \$100.000.000, a ser sacado a medida que fôsse necessário para cubrir as despesas em dolares feitas com os projetos adotados.

Tais créditos seriam utilizados em projetos empreendidos diretamente pelo Governo brasileiro ou por particulares aprovados por êle.

Em nome do Governo brasileiro e de acôrdo com os entendimentos da Missão Económica Brasileira, que tenho a honra de chefiar, com os representantes do Governo dos Estados Unidos, muito agradeceria que o Governo de Vossa Excelência estudasse com simpatia o presente programa de cooperação técnica e financeira.

Tenho a firme convicção de que um programa de colaboração, como o que acima ficou delineado, poderá ser do maior valor para os nossos dois países, na objetivação dos propositos da Resolução da Reunião do Rio de Janeiro, de mobilizar todas as possibilidades economicas do Hemisfério na nossa defeza comúm.

Aproveito o ensêjo para renovar a Vossa Excelência os protestos da minha mais alta consideração.

A. DE SZ<sup>A</sup> COSTA

A Sua Excelência o Senhor SUMNER WELLES,  
*Secretario de Estado Interino*  
*dos Estados Unidos da América.*

*Translation by the Department of State of the Foregoing Note*

EMBASSY OF THE UNITED STATES OF BRAZIL  
*Washington, March 3, 1942.*

MR. ACTING SECRETARY OF STATE:

In resolution II of the Third Meeting of the Ministers of Foreign Affairs of the American Republics at Rio de Janeiro, the Brazilian Government undertook to cooperate to the utmost possible degree with the other American republics in the mobilization of its economic resources with the special objective of increasing the production of strategic materials essential to the defense of the hemisphere and to the maintenance of the economies of Brazil and the other American republics.

The Government of Brazil, through the Economic Mission which I have the honor to head, proposes at once to take measures to carry out that undertaking effectively and to further the program of developing the production of such materials, which are already being produced.

The Government of Brazil believes that the most effective way of carrying out its high purposes will be to create a new official organization to investigate and promote the development of strategic materials and other natural resources of Brazil. The new organization, which might be a new department of the Brazilian Government or a government-controlled corporation, would examine all feasible projects for promoting such a development and would make possible the realization of the projects recommended, either by means of existing enterprises in Brazil or, where suitable entities do not exist, by means of new departments, independent organizations, or private enterprises to be established for that purpose.

In any case, however, the new organization would function as an agency of the Brazilian Government, not for profit, but primarily to promote to the fullest degree possible the development of Brazil's natural resources, in order best to serve the interests of the country and of the other American republics.

The work of the new Brazilian organization would be greatly facilitated if it could have positive assurance of technical assistance from the United States. Moreover, in order to carry out its program, the Brazilian Government, in addition to the funds for local expenditures, which it would provide, would require dollar credits in the approximate total amount of \$100,000,000, to be drawn against as needed for dollar expenditures in connection with the projects adopted.

Such credits would be utilized in projects undertaken directly by the Brazilian Government or by private individuals approved by it.

On behalf of the Government of Brazil, and in accordance with understandings between the Brazilian Economic Mission, which I have the honor to head, and the representatives of the Government of the United States, I should greatly appreciate it if Your Excellency's Government would study sympathetically the present program of technical and financial cooperation.

I am firmly convinced that a program of collaboration, such as that outlined above, can be of the greatest value for both of our countries in carrying out the aims of the resolution of the Rio de Janeiro Meeting to mobilize all the economic resources of the hemisphere in our common defense.

I avail myself of the opportunity to renew to Your Excellency the assurances of my highest consideration.

A. DE SZ<sup>^</sup> COSTA

His Excellency SUMNER WELLES,  
*Acting Secretary of State*  
*of the United States of America.*

*The Acting Secretary of State to the Brazilian Minister of Finance*

DEPARTMENT OF STATE

WASHINGTON

March 3, 1942

EXCELLENCY:

I acknowledge the receipt of your note of March 3, 1942, outlining a program for further economic cooperation between the United States and Brazil in furtherance of Resolution II of the Third Meeting of the Ministers of Foreign Affairs of the American Republics at Rio de Janeiro, calling for the mobilization of the productive resources of the American republics.

I have the honor to inform you that the appropriate agencies of the Government of the United States have considered carefully this program and are prepared to extend the financial and expert cooperation essential to its success. I have been informed by the Secretary of

Commerce that he is agreeable to the opening of a line of credit of up to \$100,000,000 for the purpose of financing dollar expenditures in connection with specific projects to be undertaken by the Brazilian Government through the agency of the proposed new organization. It is contemplated that such projects shall be undertaken after agreement between the Brazilian Government, acting through the new organization, and the Government of the United States, acting through the Department of Commerce, and that appropriate United States technical and expert assistance shall be made available as necessary and desirable. The Secretary of Commerce will consider and act upon such projects within the period in which the Export-Import Bank of Washington is in a position to provide these credits, and to the extent that its funds may be available for this purpose. Details of the arrangements may be worked out between representatives of the Government of Brazil and the Secretary of Commerce.

It is of course understood that although the United States is desirous of cooperating to the fullest extent in the general development of the Brazilian economy, the carrying out of specific projects which require important amounts of machinery, equipment or other materials produced in the United States must be conditioned upon careful investigation and determination that the particular project will contribute in an important manner to the progress of our war effort and to the security of the Hemisphere, and has accordingly been granted the appropriate priority ratings.

I believe that the cooperative program which the Governments of Brazil and the United States of America are undertaking will constitute a further great step forward in mutually beneficial economic relationships between our two countries and in the mobilization of the economic resources of the Western Hemisphere.

Accept, Excellency, the assurances of my most distinguished consideration.

SUMNER WELLES  
*Acting Secretary of State.*

His Excellency

DR. ARTHUR DE SOUZA COSTA,  
*Minister of Finance of Brazil.*

March 3, 1942  
[E. A. S. 371]

*Agreement between the United States of America and Brazil respecting a project to increase the production of rubber in Brazil. Effected by exchange of notes signed at Washington March 3, 1942.*

*The Brazilian Minister of Finance to the Acting Secretary of State*

EMBAIXADA DOS ESTADOS UNIDOS DO BRASIL

*Washington, em 3 de Março de 1942.*

SENHOR SECRETÁRIO DE ESTADO INTERINO,

Tive a honra de trocar hoje com Vossa Excelência notas referentes á criação de uma organização brasileira de expansão á qual será concedido um crédito de 100 milhões de dólares pelo Banco de Exportação e Importação. Esta organização brasileira foi estabelecida em consoante á Resolução II da Terceira Reunião Consultiva de Ministros das Relações Exteriores das Repúblicas Americanas realizada no Rio de Janeiro, em virtude da qual o Govêrno brasileiro resolveu colaborar com as mesmas Repúblicas no mais alto gráu possível para a mobilização dos seus recursos econômicos visando especialmente o aumento da produção dos materiais estratégicos essenciais á defesa do Hemisfério contra a agressão armada e á manutenção da economia do Brasil e de outras Repúblicas americanas.

Um dos projetos concretos a respeito do desenvolvimento dos recursos do Brasil que tem sido discutido entre o Govêrno de Vossa Excelência e a Missão Econômica Brasileira, que tenho a honra de chefiar, é o que se refere á expansão da produção de borracha no Vale do Amazonas e regiões adjacentes. Nossas discussões sôbre tal assunto alcançaram agora o ponto em que acredito ser possível sugerir os seguintes itens para o citado projeto:

1º—A Rubber Reserve Company, afim de cooperar com o Govêrno brasileiro no desenvolvimento da borracha do Vale do Amazonas e regiões adjacentes, estabelecerá um fundo de cinco milhões de dólares destinado a aumentar a produção de borracha no citado Vale e regiões. É de se esperar que o dispêndio dessa soma resulte no aumento da exportação de borracha brasileira para os Estados Unidos da América, em volume anual não inferior a vinte e cinco mil toneladas.

2º—O Banco do Brasil ou outro departamento ou agência do Govêrno brasileiro tornar-se-á o único e final comprador de borracha, tanto para a exportação quanto para o consumo doméstico, excepção feita da Rubber Reserve Company que, de acôrdo com o Banco do Brasil, poderá adquirir borracha por sua própria conta. O Govêrno brasileiro depois de reservar quantidades adequadas para suas necessidades internas estabelecerá quotas de exportação visando fornecer aos Estados Unidos da América a maior quantidade de borracha.

3º—A Rubber Reserve Company fará um acôrdo de cinco anos com o Banco do Brasil ou outro departamento ou agência do Govêrno brasileiro para a aquisição da borracha produzida no Brasil.

4º—A Rubber Reserve Company colaborará com o Instituto Agrônômico do Norte na solução dos problemas científicos do desenvolvimento da produção de borracha no Vale do Amazonas e regiões adjacentes.

5º—O Govêrno brasileiro cooperará integralmente com o Govêrno dos Estados Unidos da América para o aumento da produção de borracha crua e manufaturada do Brasil.

6º—Em cumprimento á Resolução XXX aprovada na Reunião Consultiva de Ministros das Relações Exteriores das Repúblicas Americanas, realizada no Rio de Janeiro, o Govêrno dos Estados Unidos da América proporcionará os serviços da Divisão de Saude e Saneamento estabelecida pela repartição do Coordenador dos Negócios Interamericanos para os trabalhos de expansão do Vale do Amazonas e regiões adjacentes, com o objetivo de alí realizar um programa de melhoramento das condições sanitárias em colaboração com entidades oficiais de outras Repúblicas Americanas.

Em nome do Govêrno brasileiro e de conformidade com os entendimentos que a Missão Econômica brasileira realizou com representantes do Govêrno dos Estados Unidos da América, tenho a honra de solicitar de Vossa Excelência se digne considerar as propostas acima mencionadas.

Aproveito a oportunidade para apresentar a Vossa Excelência os protestos da minha mais alta consideração.

A. DE SZ<sup>A</sup> COSTA

A Sua Excelência o Senhor SUMNER WELLES,  
*Secretário de Estado interino*  
*dos Estados Unidos da América.*

*Translation by the Department of State of the Foregoing Note*

EMBASSY OF THE UNITED STATES OF BRAZIL  
*Washington, March 3, 1942.*

MR. ACTING SECRETARY OF STATE:

I have had the honor to exchange notes with Your Excellency today referring to the creation of a Brazilian development organization to which a credit of 100 million dollars will be extended by the Export-Import Bank. This Brazilian organization has been established in consonance with resolution II of the Third Consultative Meeting of Ministers of Foreign Affairs of the American Republics at Rio de Janeiro, in virtue of which the Brazilian Government resolved to collaborate with the said republics in the greatest possible degree for the mobilization of their economic resources with a view especially to increasing the production of strategic materials essential

*Ante. p. 1314.*

to the defense of the hemisphere against armed aggression and to the maintenance of the economy of Brazil and of other American republics.

One of the concrete projects with respect to the development of the resources of Brazil which has been discussed between Your Excellency's Government and the Brazilian Economic Mission, which I have the honor to head, is the one relating to the increase of the production of rubber in the Amazon Valley and adjacent regions. Our discussions on this subject have now reached the stage where I believe it is possible to suggest the following points for the said project:

1. The Rubber Reserve Company, in order to cooperate with the Brazilian Government in the development of rubber in the Amazon Valley and adjacent regions, will establish a fund of five million dollars to be used to increase the production of rubber in the said valley and regions. It is to be hoped that the expenditure of this sum will result in the increase of exportation of Brazilian rubber to the United States of America, in an annual volume of not less than 25,000 tons.

2. The Bank of Brazil or other department or agency of the Brazilian Government will become the sole and final purchaser of rubber, both for exportation and for domestic consumption, with the exception of the Rubber Reserve Company which, in accord with the Bank of Brazil, will be able to purchase rubber for its own account. The Brazilian Government after reserving quantities adequate for its domestic needs will establish export quotas with a view to furnishing to the United States of America the greatest quantity of rubber.

3. The Rubber Reserve Company will make a five-year agreement with the Bank of Brazil or other department or agency of the Brazilian Government for the acquisition of rubber produced in Brazil.

4. The Rubber Reserve Company will cooperate with the Instituto Agronômico do Norte in the solution of the scientific problems of the development of rubber production in the Amazon Valley and adjacent regions.

5. The Brazilian Government will cooperate fully with the Government of the United States of America to increase the production of crude and manufactured rubber in Brazil.

6. In compliance with resolution XXX approved in the Consultative Meeting of Ministers of Foreign Affairs of the American Republics held at Rio de Janeiro, the Government of the United States of America will furnish the services of the Division of Health and Sanitation established by the Office of the Coordinator of Inter-American Affairs for the development works of the Amazon Valley and adjacent regions, with the objective of carrying out there a program of improvement of sanitary conditions in collaboration with official agencies of other American republics.

In the name of the Brazilian Government and in accordance with the understandings which the Brazilian Economic Mission reached

with representatives of the Government of the United States of America, I have the honor to request Your Excellency to be good enough to give consideration to the above-mentioned proposals.

I avail myself of the opportunity to present to Your Excellency the assurances of my highest consideration.

A. DE SZ<sup>A</sup> COSTA

His Excellency SUMNER WELLES,  
*Acting Secretary of State*  
*of the United States of America.*

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*The Acting Secretary of State to the Brazilian Minister of Finance*

DEPARTMENT OF STATE  
WASHINGTON  
March 3, 1942

EXCELLENCY:

I acknowledge the receipt of your note of March 3, 1942 outlining a program for the development of the rubber of the Amazon Valley and adjacent regions as a project for further economic cooperation between the United States and Brazil in furtherance of Resolution II of the Third Meeting of the Ministers of Foreign Affairs of the American Republics at Rio de Janeiro.

I am pleased to inform you that the appropriate agencies of the Government of the United States have considered this proposal and are prepared to undertake this development in accordance with the specific proposals with respect thereto mentioned in your note.

I believe that this program will be a substantial step forward in developing mutually advantageous economic relations between our two countries as contemplated by the Resolution adopted at the conference at Rio de Janeiro.

Accept, Excellency, the assurances of my most distinguished consideration.

SUMNER WELLES  
*Acting Secretary of State*  
*of the United States of America.*

His Excellency  
DR. ARTHUR DE SOUZA COSTA,  
*Minister for Finance of Brazil.*

March 14, 1942  
[E. A. S. 372]

*Agreement between the United States of America and Brazil respecting a health and sanitation program. Effected by exchange of notes signed at Washington March 14, 1942.*

*The Acting Secretary of State to the Brazilian Minister for Finance*

DEPARTMENT OF STATE  
WASHINGTON  
March 14, 1942

MY DEAR MR. MINISTER:

*Ante, p. 1318.*

I refer to the notes which we exchanged on March 3, 1942 on rubber development in the Amazon Valley, and specifically to Point 6 of your note concerning the readiness of this Government to lend its good offices through the Health and Sanitation Division of the Office of the Coordinator of Inter-American Affairs in matters pertaining to health and sanitation conditions in the Amazon Valley. I refer also to the agreements reached on that day with respect to other economic projects.

The Coordinator of Inter-American Affairs is prepared to send at once to Brazil, on your request, to cooperate with corresponding officials of the Brazilian Government and its health services, such experts as your Government desires in order to collaborate in developing a specific health and sanitation program. The program would be initially designed for the Amazon Basin area for the special purpose of aiding in the stimulation of rubber production, but at the desire of the Government of Brazil could be extended to other areas.

For these purposes this Government, through the agency of the Coordinator of Inter-American Affairs, will provide an amount not to exceed \$5,000,000 to be expended toward the development of this health and sanitation program. The expenditure of these funds may be applied not only to health and sanitation projects but also, in the discretion of the Government of Brazil, for such medical or sanitation engineering training as the Government of Brazil may wish undertaken by Brazilian specialists.

It is understood that the Government of Brazil will furnish such expert personnel, materials, services and funds for local expenditures as it may consider necessary for the efficient development of the program.

The group of United States medical and sanitation specialists which the Brazilian Government indicates should be sent by the Office of the Coordinator of Inter-American Affairs shall be under the direction of the chief medical officer of that Office who in turn will be under the supervision of the appropriate officials of the Brazilian Government.

Detailed arrangements for the execution of each project shall be discussed and agreed to between the chief medical officer and the officer of the Brazilian Government in the area of the proposed project. The technical advice and expert assistance of United States medical and sanitation specialists will be made available to the appropriate Brazilian authorities at any time that the need for consultation arises.

I understand that the Government of Brazil would be particularly interested in including in the program projects aimed at continuing and expanding the measures and services which the health and sanitation agencies of the Government of Brazil have been carrying out with efficiency and success in the areas in question. These measures and services may be included under the following general headings:

1. Malaria control.
2. Yellow fever control.
3. General disease control by hospitals, clinics and public education.
4. Water supply systems.
5. Sewage systems.
6. Garbage and rubbish disposal.

All projects completed in accordance with the present arrangement would of course be the property of the Government of Brazil.

I am, my dear Dr. Souza Costa,  
Sincerely yours,

SUMNER WELLES

His Excellency

DR. ARTHUR DE SOUZA COSTA,  
*Minister for Finance of Brazil.*

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*The Brazilian Minister for Finance to the Acting Secretary of State*

MARCH 14, 1942

MY DEAR MR. SECRETARY:

I refer to your letter of today's date in which you propose, on behalf of the Government of the United States, cooperation with the Government of Brazil to carry out the measures of health and sanitation considered desirable in connection with the program for rubber development agreed to in our exchange of notes of March 3, 1942, and in connection with the other economic projects agreed upon on that day.

I am happy to confirm that my Government has for many years been actively pursuing a health and sanitation program as outlined in your letter and that it is pleased to accept this offer of collaboration in order to stimulate the progress of the program which has so important a bearing on the economic possibilities of the areas in question. My Government will be ready to furnish expert personnel, materials,

services and funds for local expenditures as it may consider necessary for the efficient carrying out of the projects to be agreed upon.

You may be assured, furthermore, that when the projects undertaken on a joint cooperative basis have been completed they will, as the sole property of Brazil, be considered and maintained as a permanent part of the national program for health and sanitation.

I avail myself of the opportunity to present to Your Excellency the assurance of my highest consideration.

A. DE SZ<sup>A</sup> COSTA

The Honorable

SUMNER WELLES,

*Acting Secretary of State*

*of the United States of America.*

*Agreement between the United States of America and Brazil respecting a health and sanitation program. Signed at Rio de Janeiro July 17, 1942.*

July 17, 1942  
[E. A. S. 373]

The Government of the United States of Brazil and the Government of the United States of America, through the agency of the Institute of Inter-American Affairs, of the Office of the Coordinator of Inter-American Affairs, with the view of carrying out the Agreement on Health and Sanitation, celebrated between the two Governments at Washington, by exchange of notes, dated March 14, 1942, have decided to sign the following Contract:

Contract relating to health and sanitation program.

*Ante*, p. 1322.

CLAUSE FIRST:

The Institute of Inter-American Affairs shall maintain a service entitled Special Service of Public Health which will be subordinated directly under the Minister of Education and Health and will include among its duties:

Special Service of Public Health.

- 1) sanitation of the Amazon Valley, especially the prophylaxis and studies of malaria in the Amazon Valley and medical-sanitary assistance to the workers connected with the economic development of the referred region;
- 2) the training of professionals for the work of public health including physicians and sanitary engineers, public health nurses and other technicians;
- 3) collaboration with the National Leprosy Service and, through same with the State sanitary departments in the fighting against leprosy.

Other problems of public health shall be included in the activities of the Service, according to new understandings and contracts between the two parties.

CLAUSE SECOND:

The Service shall be subordinated to the Minister of Education and Health.

CLAUSE THIRD:

The Service shall be superintended by a physician from the Institute of Inter-American Affairs approved by the Minister of Education and Health and shall have as administrative assistant a physician from the Federal public service indicated by the same Minister and accepted by the superintendent of the same Service.

Superintendent and administrative assistant.

## CLAUSE FOURTH:

Among the duties of the superintendent of the Service are included the hiring and dismissal, decisions regarding remuneration and all other working conditions of the personnel that the Service may need.

Status and remuneration of federal officials in Service.

The effective federal officials utilized in the Service will incur no loss of their public service status but they shall be remunerated from the Service's funds.

## CLAUSE FIFTH:

Monthly reports.

Besides the information that may be requested by the Minister of Education and Health, monthly reports on the progress of the work of the Service must be sent to said authority and to the Director of the National Health Department.

## CLAUSE SIXTH:

Institute of Inter-American Affairs. Salaries and expenses of personnel.

The salaries and all other expenses, including travel, of the personnel of the Institute of Inter-American Affairs shall be paid exclusively from the latter's funds.

## CLAUSE SEVENTH:

Rights and privileges.

The physicians and other officials of the Service shall have postal and telegraphic franking privileges, passes on railroads administered by the Federal Government and the right to rebates allowed to departments of the Federal Government by the domestic companies of maritime and river navigation, air travel companies, and the Service may request all such concessions in favor of officials in charge of posts where resident physicians are maintained.

The referred to physicians and other authorized officials may also request from the railroads administered by the Federal Government, passages for subordinate personnel on duty, transportation of necessary material and telegraphic franking privileges on their private lines.

The passages, transportation and telegraphic communications furnished according to requisitions, shall be considered, on the railroads administered by the Federal Government as of public interest, and will not constitute expenditure.

Expenses on railroads other than federal, accounting.

The expenses arising out of requisitions for passages, transportation and telegraphic communications on railroads other than federal shall be for the account of the funds allocated to the Service by the Federal Government.

## CLAUSE EIGHTH:

Exemption of material from duties.

The material imported for the work of the Service shall enter in the country free from the payment of any duties, custom-house and others, according to decree-law No. 300, of February 24, 1938, chapter V, article 21, paragraph "C".

## CLAUSE NINTH:

Conditions for work on Amazon Valley.

For the immediate work on the Amazon Valley the following conditions are established:

a) the Service undertakes from the date this contract becomes effective up to December 31, 1943, the duties referred to in number 1 of the first clause of this contract;

b) for the execution of the work established in this clause, the Federal Government shall contribute, in 1942, the amount of 5.000:000\$000 (five thousand contos of reis), and in 1943, the amount that may be fixed by the budget for that fiscal year, and the Institute of Inter-American Affairs, during the length of this contract, the amount of \$2,000,000 (two million dollars).

Contributions.

For the execution of this item the following conditions are established:

Conditions.

I) the contribution of the Institute of Inter-American Affairs shall include the amount of the material which it may furnish.

II) The fixing of the allocation of the Institute of Inter-American Affairs shall be made in accordance with the exchange rates that will be in effect as payment for the expenses are made by the Service.

III) The Federal Government shall deposit in the Bank of Brazil after registration of this contract by the Tribunal de Contas, credited to the superintendent of the Service, the amount of five thousand contos (5,000:000\$000), corresponding to its contribution for the current year and, in January of the year 1943, it shall take identical measures relative to the allocation for that year.

IV) The interest on the amounts deposited in the Bank of Brazil shall revert in favor of the National Treasury.

V) The expenses that will be effected shall be paid out of the contributions of the Federal Government and of the Institute of Inter-American Affairs, adhering to the proportion of ten per cent for the former and ninety per cent for the latter.

VI) The Service shall render an account of the expenses made, so that it can be ascertained whether the proportion established in paragraph V of this clause is being maintained on disbursements made.

VII) The taxes that during the length of this contract may affect the budget of the Service shall be for the account of the quota of the Federal Government.

#### CLAUSE TENTH:

The Institute of Inter-American Affairs shall apply during the length of this contract, up to the amount of \$500,000 (five hundred thousand dollars) to the execution of the works referred to in numbers 2 and 3 of the first clause of this contract.

*Ante*, p. 1325.

The application of the resources referred to in this clause shall be made at the discretion of the superintendent of the Service.

#### CLAUSE ELEVENTH:

The present contract shall remain in force up to December 31, 1943, beginning on the date of its registration by the Tribunal de

Duration of contract.  
*Post*, p. 1334.

Contas and the Federal Government shall not become liable for any indemnity should said Tribunal deny registration.

CLAUSE TWELFTH:

Contribution by  
Federal Government,  
accounting.

The contribution by the Federal Government, determined by this contract shall be for the account of the special credit opened especially for that purpose.

IN WITNESS WHEREOF, the undersigned, duly authorized thereto, sign and seal the present Contract in duplicate in the Portuguese and English languages, at Rio de Janeiro, this seventeenth day of July nineteen Hundred and forty two.

FOR THE GOVERNMENT OF THE UNITED STATES OF BRASIL:

OSWALDO ARANHA

*Minister of State of Foreign Affairs*

GUSTAVO CAPANEMA

*Minister of State of Education and Health*

FOR THE GOVERNMENT OF THE UNITED STATES OF AMERICA:

JEFFERSON CAFFERY

*Ambassador Extraordinary and Plenipotenciary at Rio de Janeiro*

GEORGE M. SAUNDERS

*Representative of the Institute of Inter-American Affairs*

O Governo dos Estados Unidos do Brasil e o Governo dos Estados Unidos da América, por intermédio do Institute of Inter-American Affairs of the Office of the Coordinator of Inter-American Affairs, com o fim de dar cumprimento ao Acôrdo sôbre Saúde e Saneamento, celebrado entre os dois Governos, em Washington, por troca de notas, datadas de 14 de Março de 1942, resolveram concluir o seguinte Contrato:

#### CLÁUSULA PRIMEIRA

O Institute of Inter-American Affairs manterá um serviço denominado Serviço Especial de Saúde Pública que ficará subordinado diretamente ao Ministro de Educação e Saúde e incluirá entre as suas atribuições:

1) o saneamento do Vale do Amazonas, especialmente a profilaxia e os estudos da malária no Vale do Amazonas e a assistência médico-sanitária aos trabalhadores ligados ao desenvolvimento econômico da referida região;

2) o preparo de profissionais para trabalhos de saúde pública, compreendendo o aperfeiçoamento de médicos e engenheiros sanitaristas, a formação de enfermeiras de saúde pública e o treinamento de outros técnicos;

3) a colaboração com o Serviço Nacional de Lepra e, por intermédio deste, com as repartições sanitárias estaduais, para o combate da lepra.

Deverão incluir-se na atividade do Serviço outros problemas de saúde pública, mediante novos e prévios entendimentos e contratos entre as duas partes.

#### CLÁUSULA SEGUNDA

O Serviço estará subordinado ao Ministro da Educação e Saúde.

#### CLÁUSULA TERCEIRA

O Serviço será superintendido por um médico do Institute of Inter-American Affairs aceito pelo Ministro da Educação e Saúde, e terá como assistente administrativo um médico do serviço público federal, indicado pelo referido Ministro e aceito pelo superintendente do mesmo Serviço.

#### CLÁUSULA QUARTA

Compreendem-se nas atribuições do superintendente do Serviço a admissão e a dispensa, a fixação da remuneração e demais condições de trabalho do pessoal de que necessitar o Serviço. Os funcionários federais efetivos aproveitados no Serviço nenhum prejuízo sofrerão na sua vida funcional, sendo, porém, remunerados pelas dotações do Serviço.

## CLÁUSULA QUINTA

Além das informações que forem pedidas pelo Ministro da Educação e Saúde, serão remetidos à referida autoridade e ao diretor do Departamento Nacional de Saúde relatórios mensais sobre o andamento dos trabalhos do Serviço.

## CLÁUSULA SEXTA

Os salários e todas as demais despesas, inclusive as de viagens, de pessoal do Institute of Inter-American Affairs, serão custeadas exclusivamente com as verbas do mesmo.

## CLÁUSULA SÉTIMA

Os médicos e demais servidores do Serviço terão franquia postal e telegráfica, passes livres nas ferrovias administradas pela União e direito aos abatimentos concedidos às repartições públicas da União pelas companhias nacionais de navegação marítima e fluvial, companhias de navegação aérea, podendo o Serviço requisitar todas essas concessões em favor dos servidores encarregados de postos onde se mantiverem médicos residentes. Os referidos médicos e demais servidores autorizados poderão, outrossim, requisitar às estradas de ferro administradas pela União passagens para o pessoal subalterno em serviço, transporte de material necessário e franquia telegráfica nas suas redes particulares. As passagens, transportes e comunicações telegráficas, concedidas de acôrdo com as requisições, serão consideradas, nas estradas de ferro administradas pela União, de interesse público, não constituindo despesa. As despesas decorrentes das requisições de passagens, transportes e comunicações telegráficas nas estradas de ferro não federais correrão por conta dos recursos atribuídos ao Serviço pelo Govêrno Federal.

## CLÁUSULA OITAVA

O material importado para os trabalhos do Serviço terá entrada no país, livre do pagamento de quaisquer direitos alfandegários ou outros, de acôrdo com o Decreto-lei n. 300, de 24 de Fevereiro de 1938, capítulo V, art. 21, alínea "C".

## CLÁUSULA NONA

Para os trabalhos imediatos no Vale do Amazonas ficam estabelecidas as seguintes condições:

a) O Serviço assume, desde a data em que entrar em vigor o presente contrato, até 31 de Dezembro de 1943, o encargo referido do número 1 cláusula primeira deste contrato;

b) Para a execução dos trabalhos estabelecidos na presente cláusula, o Govêrno Federal concorrerá, em 1942, com a importância de 5.000:000\$000 (cinco mil contos de réis), e, em 1943, com a importância que fixar o orçamento desse exercício, aplicando o Institute of Inter-

American Affairs, durante a vigência deste contrato, a importância de \$2,000,000 (dois milhões de dólares).

Para a execução deste item ficam estabelecidas as seguintes condições:

I) Na contribuição do Institute of Inter-American Affairs incluir-se-á a importância do material que o mesmo fornecer.

II) A fixação da quota do Institute of Inter-American Affairs será feita de acôrdo com as taxas cambiais que vigorarem na época em que o pagamento das despesas for sendo efetuado pelo Serviço

III) O Governo Federal depositará no Banco do Brasil, após o registro deste contrato pelo Tribunal de Contas, creditado ao superintendente do Serviço, a importância de 5.000:000\$000 (cinco mil contos de réis), correspondente à sua contribuição para o ano corrente, e, em Janeiro do ano de 1943, tomará igual providência quanto à quota relativa ao mesmo ano.

IV) Os juros das importâncias depositadas no Banco do Brasil reverterão em favor do Tesouro Nacional.

V) As despesas que forem sendo efetuadas serão pagas pelas contribuições do Governo Federal e do Institute of Inter-American Affairs, observada a proporção de dez por cento para aquele e de noventa por cento para este.

VI) O Serviço prestará conta das despesas efetuadas, de modo que se possa verificar se está sendo observada, no custeio, a proporção estabelecida no item anterior.

VII) Os impostos que, durante a vigência do presente contrato, afetarem o orçamento do Serviço correrão por conta da quota do Governo Federal.

#### CLÁUSULA DECIMA

O Institute of Inter-American Affairs aplicará, durante a vigência deste contrato, até a importância de \$500.000 (quinhentos mil dólares), para execução dos trabalhos referidos nos números 2 e 3 da cláusula primeira deste contrato. A aplicação dos recursos referidos na presente cláusula far-se-á a critério do superintendente do Serviço.

#### CLÁUSULA DÉCIMA PRIMEIRA

O presente contrato vigorará até 31 de Dezembro de 1943, e a partir da data em que for registado pelo Tribunal de Contas, não se responsabilizando o Governo Federal por qualquer indenização se o referido Tribunal lhe denegar registro.

#### CLÁUSULA DÉCIMA SEGUNDA

A contribuição do Governo Federal determinada pelo presente contrato correrá por conta de crédito aberto especialmente para este fim.

EM FÉ DO QUE, os abaixo assinados, devidamente autorizados, firmam e selem o presente Contrato, em dois exemplares, nas línguas

portuguesa e inglesa, na cidade do Rio de Janeiro, aos dezessete dias do mês de Julho de mil novecentos e quarenta e dois.

PELO GOVÊRNO DOS ESTADOS UNIDOS DO BRASIL:

OSWALDO ARANHA

*Ministro de Estado das Relações Exteriores*

GUSTAVO CAPANEMA

*Ministro de Estado da Educação e Saúde*

PELO GOVÊRNO DOS ESTADOS UNIDOS DA AMÉRICA:

JEFFERSON CAFFERY

*Embaixador Extraordinário e Plenipotenciário no Rio de Janeiro*

GEORGE M. SAUNDERS

*Representante do Institute of Inter-American Affairs*

*Agreement between the United States of America and Brazil respecting a health and sanitation program. Signed at Rio de Janeiro February 10, 1943.*

February 10, 1943

[E. A. S. 374]

## CONTRACT OF HEALTH AND SANITATION CONCERNING THE RIO DOCE VALLEY.

The Government of the United States of America and the Government of the United States of Brazil, through the agency of the Institute of Inter-American Affairs, have decided to sign the following Contract, for execution of health and sanitation measures in the Rio Doce Valley:

### CLAUSE FIRST

The present Contract concerning health and sanitation measures in the Rio Doce Valley is drawn up according to the provisions of the similar contract signed on July, 17, 1942 by the Governments of the United States of America and Brazil, and registered by the Tribunal de Contas on September 8, Clause I, Item 3 of which says: "Other problems of public health shall be included in the activities of the Service, according to new and previous understandings and contracts between the two parties".

*Ante*, p. 1325.

### CLAUSE SECOND

Health and Sanitation measures, included in Clause Third of the present contract, to be undertaken in the Rio Doce Valley, will be executed by the Serviço Especial de Saúde Pública and shall be subjected to the provisions of the previous contract. The present contract shall remain in force until December 31, 1943, as the one previously signed, and if the first be extended, the present contract shall be automatically so extended. Payments already made for the execution of health and sanitation measures in the Rio Doce Valley by the Serviço Especial de Saúde Pública, whether from funds of the Institute of Inter-American Affairs or from funds of the Brazilian Government, shall be considered legal for the purposes of this contract, since they have been made with authorization of the Minister of Education and Health, and by exchange of letters between said authority and the representative of the Institute of Inter-American Affairs, which establish the principal basis for the participation of the Serviço Especial de Saúde Pública in the sanitation work of the Rio Doce Valley, having been decided by the Minister himself that steps would be taken to have issued by His Excellency, the President of the Republic, a Decree-law regulating this case and other connected with the previous contract.

Execution of health and sanitation measures.

Duration of contract; extension.

Legality of payments already made.

### CLAUSE THIRD

The Serviço Especial de Saúde Pública shall concern itself with general health and sanitation measures in the Valley of the Rio Doce, more especially malaria control and studies, installation of water and sewage systems in some of the principal cities of the Valley and the establishment of a model health center in one of those localities.

Duties of Serviço Especial de Saúde Pública.

Malaria control measures.

a) There will be established in the principal cities and towns of the region and in the camps of laborers working on reconstruction

## CONTRATO RELATIVO AO SANEAMENTO DO VALE DO RIO DOCE.

O Governo dos Estados Unidos da América e o Governo dos Estados Unidos do Brasil, por intermédio do Institute of Inter-American Affairs, resolveram concluir o seguinte Contrato, para execução de medidas de saúde e saneamento no Vale do Rio Doce:

### CLAUSULA PRIMEIRA

O presente Contrato, relativo às medidas de saúde e saneamento a serem tomadas no Vale do Rio Doce, é consequente ao que ficou assentado no contrato similar, firmado a 17 de Julho de 1942, pelos Governos dos Estados Unidos da América e do Brasil e registado pelo Tribunal de Contas a 8 de Setembro; cuja cláusula primeira, em seu Item 3 dispõe: “Deverão incluir-se na atividade do Serviço outros problemas de saúde pública, mediante novos e prévios entendimentos e contratos entre as duas partes”.

### CLAUSULA SEGUNDA

As medidas de saúde e saneamento, incluídas na Cláusula Terceira, deste Contrato, a serem levadas a efeito no Vale do Rio Doce, serão executadas pelo Serviço Especial de Saúde Pública e obedecerão às disposições do citado contrato anterior. O presente Contrato vigorará, como o anteriormente firmado, até 31 de Dezembro de 1943 e, se o primeiro for prorrogado, o atual sê-lo-á automaticamente. Os pagamentos já feitos com a execução das medidas de saúde e saneamento no Vale do Rio Doce, pelo Serviço Especial de Saúde Pública, quer pelas verbas do Institute of Inter-American Affairs quer pelas do Governo do Brasil, serão considerados legais para os fins do presente Contrato, feitos como foram com a autorização do Excelentíssimo Senhor Ministro da Educação e Saúde, e por troca de cartas entre a referida autoridade e o representante do Institute of Inter-American Affairs, correspondência que estabelece os princípios básicos para a participação do Serviço Especial de Saúde Pública nos trabalhos de Saneamento do Vale do Rio Doce, decidindo mesmo o Senhor Ministro que providenciaria para ser baixado pelo Excelentíssimo Senhor Presidente da República um Decreto-lei para regularização deste caso e de outros relativos ao contrato anterior.

### CLAUSULA TERCEIRA

O Serviço Especial de Saúde Pública tomará a seu cargo no Vale do Rio Doce medidas gerais de saúde e saneamento e, mais especialmente, a profilaxia e estudos de malária, a instalação de serviços de água e esgotos em algumas das principais cidades do Vale e o estabelecimento de um Centro de Saúde modelo em uma dessas localidades.

a.) Deverão ser estabelecidas nas cidades e vilas principais da região e nos acampamentos dos trabalhadores encarregados da recons-

of the Vitória-Minas railroad line, malaria control measures, not only of temporary character but also of a permanent character.

Sanitary require-  
ments for laborers.

b) The Serviço Especial de Saúde Pública will be granted the privilege of insisting on adequate conditions for the construction of camps for labours employed in the reconstruction of the rail line and the supervision of living conditions of these laborers. Authority shall be vested in the Serviço Especial de Saúde Pública by the Companhia do Vale do Rio Doce to insist upon the enforcement of measures for this purpose. These sanitary requirements should include housing standards, malaria control in the camps and around the camps, provision of adequate and safe water supply, sanitary measures for excreta disposal and disposal of garbage. The Serviço Especial de Saúde Pública will undertake installation of water and sewage systems in Governador Valadares, Aimorés and Colatina, and possibly one or two other cities if so indicated. The Serviço Especial de Saúde Pública shall be authorized to reach agreements with the respective municipalities in exchange for water and sewage installations for the construction and equipment of hospitals of at least one-hundred beds.

Water and sewage  
installations.

Agreements with  
municipalities for con-  
struction, etc., of hos-  
pitals.

Health Center in  
Governador Vala-  
dares.

c) A health center shall be installed and equipped in Governador Valadares in accordance with the best standards of such installations.

#### CLAUSE FOURTH

Funds for execution  
of contract.

To execute this Contract the Serviço Especial de Saúde Pública will set aside the amount of One Million Dollars (US\$ 1.000.000,00) or approximately Twenty Million Cruzeiros (CR\$ 20.000.000,00). Of this amount the Institute of Inter-American Affairs will provide Eight Hundred Thousand Dollars (US\$ 800.000,00); the rest will be provided by the Brazilian Government. Expenditures of the funds allocated to this Contract shall be made in the proportion of Four Cruzeiros (CR\$ 4,00) of Institute funds to One Cruzeiro of Brazilian Government funds or the equivalent in dollars.

Proportional ex-  
penditures.

IN WITNESS WHEREOF, the undersigned, duly authorized thereto, sign and seal the present Contract in duplicate in the English and Portuguese languages, at Rio de Janeiro, this tenth day of February nineteen hundred and forty three.

FOR THE GOVERNMENT OF THE UNITED STATES OF  
AMERICA:

[SEAL] JEFFERSON CAFFERY

*Ambassador Extraordinary and Plenipotenciary at Rio  
de Janeiro*

G. M. SAUNDERS

*Representative of the Institute of Inter-American Affairs*

FOR THE GOVERNMENT OF THE UNITED STATES OF  
BRAZIL:

[SEAL] OSWALDO ARANHA

*Minister of State of Foreign Affairs*

GUSTAVO CAPANEMA

*Minister of State of Education and Health*

trução da linha da estrada de ferro Vitória-Minas, medidas contra a malária, não só de caráter temporário, mas também de caráter definitivo.

b) Será dada ao Serviço Especial de Saúde Pública a faculdade de exigir condições adequadas para a construção dos acampamentos destinados aos trabalhadores empregados na reconstrução da linha de estrada de ferro e a supervisão da verificação das condições de vida de tais trabalhadores. O Serviço Especial de Saúde Pública deve ser investido pela Companhia do Vale do Rio Doce de autoridade para exigir que sejam cumpridas as medidas que indicar para esse fim. Essas exigências sanitárias compreenderão padrão de habitação, profilaxia da malária nos acampamentos e em torno deles, abastecimento de água potável, medidas sanitárias para tratamento de excreta e remoção de lixo. O Serviço Especial de Saúde Pública se encarregará da instalação de água e esgotos em Governador Valadares, Aimorés e Colatina, e possivelmente em mais uma ou duas outras cidades, si indicado. O Serviço Especial de Saúde Pública ficará autorizado a contratar com as respectivas municipalidades em troca da instalação de água e esgotos, a construção e equipamento de hospitais, de cem leitos no mínimo.

c) Será instalado e equipado em Governador Valadares um Centro de Saúde de acôrdo com o melhor tipo de tais instituições.

#### CLAUSULA QUARTA

Para a execução dêste Contrato, o Serviço Especial de Saúde Pública propõe a importância de Um Milhão de Dolares (US\$ 1.000.000,00) ou aproximadamente Vinte Milhões de Cruzeiros (CR\$ 20.000.000,00). Dessa quantia o Institute of Inter-American Affairs concorrerá com Oitocentos Mil Dolares (US\$800.000,00); o resto competirá ao Govêrno brasileiro. Os pagamentos feitos pelos fundos destinados ao presente Contrato, obedecerão à proporção de Quatro Cruzeiros (CR\$ 4,00) da quota do Institute para Um Cruzeiro da quota do Govêrno brasileiro, ou o equivalente em dolares.

EM FÉ DO QUE, os abaixo assinados, devidamente autorizados, firmam e selam o presente Contrato, em dois exemplares, nas línguas inglesa e portuguesa, na cidade do Rio de Janeiro, aos dez dias do mês de Fevereiro de mil novecentos e quarenta e três.

PELO GOVERNO DOS ESTADOS UNIDOS DA AMÉRICA:

[SELO]

JEFFERSON CAFFERY

*Embaixador Extraordinário e Plenipotenciário no Rio de Janeiro*

G. M. SAUNDERS

*Representante do Institute of Inter-American Affairs*

PELO GOVERNO DOS ESTADOS UNIDOS DO BRASIL:

[SELO]

OSWALDO ARANHA

*Ministro de Estado das Relações Exteriores*

GUSTAVO CAPANEMA

*Ministro de Estado da Educação e Saúde*

November 25, 1943  
[E. A. S. 375]

*Agreement between the United States of America and Brazil respecting a health and sanitation program. Signed at Rio de Janeiro November 25, 1943; effective January 1, 1944. And exchange of notes signed November 9 and 25, 1943.*

MINISTERIO DAS RELAÇÕES EXTERIORES,  
RIO DE JANEIRO.

Contract for prosecution of cooperative health and sanitation program in Brazil.

The Government of the United States of Brazil and the Government of the United States of America, through the Institute of Inter-American Affairs, an agency of the Office of the Coordinator of Inter-American Affairs, have decided to celebrate the following Contract for the prosecution of the cooperative public health and sanitation program in Brazil, provided for by Resolution XXX approved at the Third Meeting of Ministers of Foreign Affairs held in Rio de Janeiro in January 1942:

CLAUSE I

SESP.

The Ministry of Education and Health and The Institute of Inter-American Affairs shall continue to maintain the special technical service known as the Serviço Especial de Saúde Pública (hereinafter called "SESP") which shall function as a separate entity within and subordinated to the Ministry of Education and Health. The SESP shall continue to be responsible for and shall have the power to formulate and execute the health and sanitation program.

CLAUSE II

Field party of technicians.

Chief of Field Party.

The Institute of Inter-American Affairs (hereinafter referred to as the "Institute") may continue to maintain in Brazil a field party of technicians, to consummate the cooperative program hereinafter described. The party of technicians shall be of such size as the Institute considers appropriate and shall be under the direction of an official who shall have the title of Chief of Field Party, Health and Sanitation Division, The Institute of Inter-American Affairs, which Chief of Field Party shall be acceptable to the Minister of Education and Health. This official shall be the representative of the Health and Sanitation Division of the Institute in connection with the program to be undertaken in accordance with this agreement.

CLAUSE III

Superintendent of SESP and administrative assistant.

The Government of Brazil shall appoint as Superintendent of SESP the Chief of Field Party, Health and Sanitation Division, The Institute of Inter-American Affairs. The Superintendent shall have as an administrative assistant a qualified expert duly appointed by the Minister of Education and Health and acceptable to the said Superintendent.

With the approval of the Minister the Superintendent of SESP may delegate his authority to persons employed by SESP or members of the field party of the Institute.

Delegation of authority.

#### CLAUSE IV

The health and sanitation program in Brazil shall continue to consist of individual projects. The kind of work and the specific projects to be undertaken in the execution of this agreement and the allocation of funds therefor shall be agreed upon by the Minister of Education and Health and the Chief of Field Party in his capacity as representative of the Health and Sanitation Division of the Institute and shall be carried out by the Superintendent of the SESP in conformity with policies prescribed jointly by the Minister and the Chief of Field Party for the Institute.

Individual projects program, continuance.

#### CLAUSE V

For the purpose of effectuating the objectives of this agreement, the Institute agrees to deposit in the Banco do Brasil to the account of SESP the sum of \$3,000,000 U.S. on the following basis:

Deposits.

During January 1944	\$1, 250, 000
During January 1945	500, 000
During January 1946	500, 000
During January 1947	500, 000
During January 1948	250, 000

and the Government of Brazil agrees to deposit in the Banco do Brasil to the account of SESP the sum of Cr.\$100.000.000,00 on the following basis:

During January 1944	Cr.\$10. 000. 000, 00
During January 1945	Cr.\$20. 000. 000, 00
During January 1946	Cr.\$20. 000. 000, 00
During January 1947	Cr.\$20. 000. 000, 00
During January 1948	Cr.\$30. 000. 000, 00

#### CLAUSE VI

In accordance with the commitments made by the Government of the United States of Brazil and the Government of the United States of America the Institute hereby acknowledges that the previous obligation of the United States of America for health and sanitation work in Brazil was \$5,000,000. In view of the fact that there remains an unexpended balance of these funds the Institute agrees that it will spend the balance thereof in accordance with project agreements approved by the Minister of Education and Health and the Chief of Field Party and the balance not so spent by December 31, 1944 shall be deposited in the Banco do Brasil to the account of SESP. This obligation is in addition to the commitments herein agreed.

Acknowledgment of previous U. S. obligation.

Expenditures; deposit of balance.

The Government of Brazil herewith acknowledges its obligations under the agreement for the health and sanitation program in the Amazon Valley of July 17, 1942 and the agreement for the health

Acknowledgment by Brazil of certain obligations.

*Ante*, pp. 1325, 1333.

Deposit of balance to account of SESP.

and sanitation program in the Rio Doce Valley of February 10, 1943, of nine million cruzeiros and agrees that on January 1st. 1944 it will deposit in the Banco do Brasil to the account of SESP the unexpended balance of said nine million cruzeiros.

#### CLAUSE VII

Restriction on withdrawal of funds.

The funds deposited by the Government of Brazil for any particular year or the funds deposited by the Institute for any particular year to the credit of SESP in the Banco do Brasil as herein provided are not to be withdrawn by the Superintendent of SESP until the funds for that year are deposited by both parties as agreed to herein.

#### CLAUSE VIII

Availability of unexpended funds.

The funds deposited by the parties to this agreement to the credit of SESP in the Banco do Brasil which are not spent during the calendar year in which deposited shall continue to be available for the purpose of this program during the existence of this agreement and shall not revert to the Governments of the United States of America or the United States of Brazil. The parties hereto shall determine by mutual agreement the disposition of any unobligated funds remaining to the credit of SESP on December 31, 1948.

Disposition of unobligated funds.

#### CLAUSE IX

Interest on balances.

All interest on any balances in the Banco do Brasil whether these balances are composed of funds from the Institute or from the Government of Brazil shall be credited to and for the use of SESP.

#### CLAUSE X

Selection, etc., of SESP employees.

The Superintendent of SESP shall have the sole power to select, appoint and discharge the employees of SESP and shall determine the salaries, transfers and conditions of employment within the SESP. The employees of SESP shall be remunerated from SESP funds. The Brazilian public officials employed in the SESP shall incur no loss of their civil service status as employees of the Government of Brazil.

Status of Brazilian public officials employed in SESP.

Execution of projects previously agreed upon.

#### CLAUSE XI

Contracts and agreements relating to the execution of projects previously agreed upon between the Minister or his representative and the representative of the Institute shall be executed in the name of SESP by the Superintendent of SESP.

#### CLAUSE XII

Payment of salaries, etc., of personnel of Institute.

The salaries, living allowances, travelling expenses and any other amounts directly payable to personnel of the Institute, including the Superintendent of SESP, shall be paid exclusively from the funds of the Institute and not by SESP and shall not be credited against the funds herein described.

#### CLAUSE XIII

Rights, privileges, and immunities.

All rights and privileges which are enjoyed by governmental and similar official divisions of the Government of Brazil and by the per-

sonnel and employees of the same shall accrue to SESP and to all its personnel and employees. Such rights and privileges shall include, for example and not exclusively, free postal, telegraph and telephone service whenever possible, passes on railroads administered by the Government of Brazil and the right to rebates or preferential tariffs allowed to departments of the Government of Brazil, by domestic companies of maritime and river navigation, air travel, telegraph, telephone, etc., and also freedom and immunity from excise, stamp, consular charges, property, and any or all other taxes. The SESP shall be exempted from all imposts, taxes and emoluments in accordance with Decree-Law n° 5.586 of June 10, 1943.

The Institute will enjoy the same rights, privileges and immunities as described above with respect to its operations which are related to, or property which is to be used for, the program herein agreed upon. If necessary or advisable to effect these rights the Superintendent of SESP may appoint to SESP employees of the Institute provided that for the purposes of the clause XII hereof they shall always be considered as employees of the Institute.

#### CLAUSE XIV

The Superintendent of SESP shall furnish the Minister of Education and Health any information which is desired concerning the SESP or its activities. Reports shall be provided to the Minister regarding the progress of the work of SESP and its specific projects at such time or times as agreed to by the Minister and the Superintendent.

Information and reports.

#### CLAUSE XV

All employees of the Institute engaged in carrying out the objectives of the health and sanitation program shall be exempt from all income taxes and social security taxes with respect to income on which they are obliged to pay income or social security taxes to the Government of the United States of America and from property taxes on personal property intended for their own use. Said employees shall also be exempt from the payment of customs and import duties on their personal effects and equipment and supplies imported for their own use.

Exemption of Institute employees from certain taxes, etc.

#### CLAUSE XVI

In view of the fact that many purchases of materials and supplies must necessarily be made in the United States of America and paid for in dollars, the Minister of Education and Health and the Chief of Field Party may agree to withhold from the deposits to be made by the Institute as herein above provided an amount estimated to be necessary to pay for the purchases of materials and supplies in the United States of America. Any funds so withheld by the Institute for such purchases and not expended or obligated for materials and supplies for SESP at the end of any calendar year shall be deposited to the SESP account.

Withholding of funds for purchases in U. S.

#### CLAUSE XVII

The Institute does not engage to make available any equipment, supplies or materials which are deemed necessary and essential by the

Supplies deemed essential to war effort.

Government of the United States of America to any phase of the war effort.

#### CLAUSE XVIII

Accounts of SESP.

The expenditure, audit and accounting of funds in the SESP account as well as the purchase and sale of all real and personal property for the account of SESP shall be regulated and controlled under such rules, regulations and procedures as shall be mutually agreed upon by the Minister of Education and Health and the Superintendent of SESP. The accounts of SESP shall be available for audit whenever it is considered necessary by the appropriate agency of the Government of Brazil and by the Chief of Field Party in his capacity as representative in Brazil of the Division of Health and Sanitation of the Institute, or his delegate.

#### CLAUSE XIX

Retention of SESP property by Brazil.

At the termination of this agreement all real and personal property of SESP shall remain the property of the Government of Brazil.

#### CLAUSE XX

Delegation of rights, duties, etc.

All rights, powers, privileges or duties conferred by this agreement to the Minister of Education and Health, and to the Chief of Field Party may be delegated to any representatives appointed by one of them, provided that such representatives be satisfactory to the other.

#### CLAUSE XXI

Legislation, etc., to be obtained by Brazil.

The Government of Brazil will obtain or endeavor to obtain the legislation, decrees, orders or resolutions necessary to carry out the terms of this agreement.

Effective date; duration.

This contract, effective as of January 1st, 1944, shall remain in force up to December 31, 1948.

IN WITNESS WHEREOF, the undersigned, duly authorized thereto, sign the present contract in duplicate in the English and Portuguese languages, at Rio de Janeiro, this twenty-fifth day of November nineteen hundred and forty-three.

FOR THE GOVERNMENT OF THE UNITED STATES OF AMERICA:

JEFFERSON CAFFERY

*Ambassador Extraordinary and Plenipotenciary in Rio de Janeiro, Brazil.*

G C DUNHAM

*Executive Vice-President, The Institute of Inter-American Affairs.*

FOR THE GOVERNMENT OF THE UNITED STATES OF BRAZIL:

OSWALDO ARANHA

*Minister of State of Foreign Affairs of Brazil.*

GUSTAVO CAPANEMA

*Minister of State of Education and Health of Brazil.*

MINISTERIO DAS RELAÇÕES EXTERIORES,  
RIO DE JANEIRO.

O Governo dos Estados Unidos do Brasil e o Governo dos Estados Unidos da América, por intermédio do Instituto dos Assuntos Interamericanos, dependência do Bureau do Coordenador dos Assuntos Interamericanos, decidiram concluir o presente contrato, relativo ao prosseguimento do programa de cooperação em matéria de saneamento e saúde pública no Brasil, previsto na resolução XXX da Terceira Reunião de Ministros das Relações Exteriores, realizada nesta cidade, no mês de Janeiro de 1942:

CLÁUSULA I

O Ministério da Educação e Saúde e o Instituto dos Assuntos Interamericanos continuarão a manter o serviço técnico especial conhecido por serviço Especial de Saúde Pública (daqui por diante chamado "SESP"), que funcionará como entidade distinta, subordinada e parte do Ministério da Educação e Saúde. O SESP terá poderes para elaborar e executar o programa de saúde e saneamento, pelo qual continuará sendo o responsável.

CLÁUSULA II

O Instituto de Assuntos Interamericanos (daquí por diante denominado "Instituto") continuará a manter no Brasil uma Missão Técnica, para realizar o programa de cooperação adiante descrito. Essa Missão terá a composição que o Instituto considerar conveniente e ficará sob a direção de um funcionário intitulado Chefe da Missão, da Divisão de Saúde e Saneamento do Instituto de Assuntos Interamericanos, Chefe da Missão este que deverá ser aceito pelo Ministro da Educação e Saúde. Esse funcionário será o representante da Divisão de Saúde e Saneamento do Instituto no que se refere ao programa a ser realizado em conformidade com este acôrdo.

CLÁUSULA III

O Governo Brasileiro designará como Superintendente do SESP o Chefe da Missão Técnica da Divisão de Saúde e Saneamento, do Instituto de Assuntos Interamericanos. O Superintendente terá como assistente administrativo um especialista qualificado, nomeado pelo Ministro da Educação e Saúde e aceito pelo mencionado Superintendente.

Com a aprovação do Ministro, o Superintendente do SESP poderá delegar seus poderes a pessoas empregadas pelo SESP ou pelos membros da Missão Técnica do Instituto.

## CLÁUSULA IV

O programa de saúde e saneamento para o Brasil continuará a consistir em projetos separados. A espécie de trabalho, os projetos específicos que devam ser realizados em execução deste acôrdo e a consequente consignação de fundos, serão assentados entre o Ministro da Educação e Saúde e o Chefe da Missão, na sua qualidade de representante da Divisão de Saúde e Saneamento do Instituto, competindo a execução ao Superintendente do SESP segundo os princípios assentados em comum acôrdo pelo Ministro e pelo Chefe da Missão da parte do Instituto.

## CLÁUSULA V

No propósito de alcançar as finalidades deste acôrdo, o Instituto concorda em depositar no Banco do Brasil em conta do SESP a quantia de U.S.\$ 3.000.000 na seguinte base:

No correr de Janeiro de 1944	\$ 1. 250. 000
No correr de Janeiro de 1945	\$ 500. 000
No correr de Janeiro de 1946	\$ 500. 000
No correr de Janeiro de 1947	\$ 500. 000
No correr de Janeiro de 1948	\$ 250. 000

e o Govêrno Brasileiro concorda em depositar no Banco do Brasil em conta do SESP a quantia de Cr\$ 100.000.000,00 na seguinte base:

No correr de Janeiro de 1944	Cr\$ 10. 000. 000, 00
No correr de Janeiro de 1945	Cr\$ 20. 000. 000, 00
No correr de Janeiro de 1946	Cr\$ 20. 000. 000, 00
No correr de Janeiro de 1947	Cr\$ 20. 000. 000, 00
No correr de Janeiro de 1948	Cr\$ 30. 000. 000, 00

## CLÁUSULA VI

De acôrdo com os compromissos assumidos pelo Govêrno dos Estados Unidos do Brasil e pelo Govêrno dos Estados Unidos da América, o Instituto por meio do presente ato reconhece que a obrigação anterior dos Estados Unidos da América no que se refere aos trabalhos de saúde e saneamento era de \$ 5.000.000. Tendo em vista que resta um saldo não empregado desses fundos, o Instituto concorda em despendê-lo atendendo aos projetos assentados e aprovados pelo Ministro da Educação e Saúde e pelo Chefe da Missão, devendo o saldo não empregado até 31 de Dezembro de 1944 ser depositado no Banco do Brasil em conta do SESP. Esta obrigação fica acrescida aos compromissos aquí assumidos. O Govêrno Brasileiro concomitantemente reconhece suas obrigações decorrentes do acôrdo relativo ao programa de saúde e saneamento do Vale do Amazonas de 17 de Julho de 1942 e, igualmente, do acôrdo relativo ao programa de saúde e saneamento do Vale do Rio Doce de 10 de Fevereiro de 1943, na importância de nove milhões de cruzeiros, e concorda em depositar a 1º de Janeiro de 1944, no Banco do Brasil, o saldo não empregado dos mesmos nove milhões de cruzeiros.

## CLÁUSULA VII

Os fundos depositados pelo Govêrno Brasileiro relativos a qualquer ano ou os fundos depositados pelo Instituto, também relativos a um ano qualquer, a crédito do SESP no Banco do Brasil, segundo foi acima previsto, não devem ser retirados pelo Superintendente do SESP antes que os fundos do ano hajam sido depositados por ambas as partes conforme está assentado.

## CLÁUSULA VIII

Os fundos depositados pelas Partes Contratantes a crédito do SESP no Banco do Brasil, não empregados durante o ano civil do depósito, poderão ser utilizados para os fins do presente programa enquanto durar êste acôrdo e não reverterão aos Governos dos Estados Unidos da América ou dos Estados Unidos do Brasil. As Partes Contratantes determinarão por acôrdo mútuo a aplicação a ser dada a quaisquer fundos livres que sobrem a crédito do SESP em 31 de Dezembro de 1948.

## CLÁUSULA IX

Todos os juros sôbre quaisquer saldos no Banco do Brasil serão creditados a favor e para o uso do SESP, sejam os saldos constituídos de fundos do Instituto ou do Govêrno Brasileiro.

## CLÁUSULA X

O Superintendente do SESP terá a autoridade exclusiva de escolher, nomear e demitir os funcionários do SESP e estabelecerá os salários, transferências e condições de emprêgo dentro do SESP. Os funcionários do SESP serão remunerados com os fundos do SESP. Os funcionários públicos brasileiros, quando a serviço do SESP, não perderão os direitos que naquele caráter lhes correspondam.

## CLÁUSULA XI

Os contratos e os acordos relativos à realização de projetos previamente adotados pelo Ministro ou seu representante e o representante do Instituto serão cumpridos em nome do SESP pelo respectivo Superintendente.

## CLÁUSULA XII

Os salários, vencimentos, despesas de viagem e quaisquer outras quantias correspondentes ao pessoal do Instituto, inclusive o Superintendente do SESP, correrão unicamente pelos fundos do Instituto e não pelo SESP, não devendo pois pesar sôbre os créditos acima referidos.

## CLÁUSULA XIII

Todos os direitos e privilégios de que gozam as repartições públicas e congêneres do Govêrno Brasileiro, bem como o pessoal ou funcionários das mesmas serão concedidos ao SESP e a todo o seu pessoal ou funcionários. Tais direitos e privilégios compreenderão, por exemplo e não exclusivamente, a franquia postal, telegráfica e telefônica sempre

que possível, passes em estradas de ferro administradas pelo Governo Brasileiro e o direito a abatimentos ou a tarifas preferenciais concedidas a repartições do Governo brasileiro por companhias nacionais de navegação marítima, fluvial e aérea, de telégrafo e de telefone etc., e, igualmente, isenção de imposto de consumo, selo, emolumentos consulares, direitos sobre a propriedade e toda e qualquer outra taxa. O SESP estará isento de todos os impostos, taxas e emolumentos em conformidade com o Decreto-lei nº 5.586 de 10 de Junho de 1943.

O Instituto gozará dos mesmos direitos, privilégios acima referidos no que se refere a seus atos ou bens relacionados com o programa aqui assentado. Se for necessário ou aconselhável que se ponham em prática tais direitos o Superintendente do SESP poderá designar para o SESP funcionários do Instituto, desde que para os fins da cláusula XII eles sejam sempre considerados funcionários do Instituto.

#### CLÁUSULA XIV

O Superintendente do SESP fornecerá ao Ministro da Educação e Saúde todas as informações desejadas a respeito do SESP ou de suas atividades. Serão apresentados ao Ministro relatórios sobre o andamento do trabalho do SESP e de seus projetos nas ocasiões combinadas pelo Ministro e o Superintendente.

#### CLÁUSULA XV

Todos os funcionários do Instituto encarregados da execução do programa de saúde e saneamento estarão isentos de todo imposto de renda e taxas de previdência social no que diz respeito aos rendimentos sobre os quais eles devam pagar imposto de renda ou taxas de previdência social ao Governo dos Estados Unidos da América e, igualmente isentos, de impostos sobre bens destinados ao seu uso pessoal. Tais funcionários ficarão também isentos do pagamento de direitos aduaneiros e de importação sobre objetos, equipamento e provisões importados para o seu próprio uso.

#### CLÁUSULA XVI

Tendo em vista que muitas aquisições de material e aprovisionamento devem ser feitas nos Estados Unidos da América e pagas em dólares, o Ministro da Educação e Saúde e o Chefe da Missão podem concordar em reservar dos depósitos a serem feitos pelo Instituto, na forma acima prevista, a importância que se estime necessária para pagar a compra do material e das provisões nos Estados Unidos da América. Todos os fundos assim reservados pelo Instituto para tais compras que não sejam despendidos ou comprometidos para material ou provisões destinados ao SESP, serão depositados em conta do SESP no fim do ano civil.

#### CLÁUSULA XVII

O Instituto não garante o fornecimento do equipamento, provisões ou material que sejam considerados necessários e essenciais em qualquer fase do esforço de guerra pelo Governo dos Estados Unidos da América.

## CLÁUSULA XVIII

O despêndio, o exame de contas e a contabilidade relativos aos fundos em conta do SESP, do mesmo modo que a compra e venda de todos os bens de raiz e pessoais por conta do SESP serão regulados e controlados pelas normas, regulamentos e processos que sejam assentados de comum acôrdo pelo Ministro da Educação e Saúde e pelo Superintendente do SESP. As contas do SESP poderão ser examinadas sempre que se estime necessário por quem de direito do Govêrno Brasileiro e pelo Chefe da Missão na sua qualidade de representante no Brasil da Divisão de Saúde e Saneamento do Instituto ou um delegado do mesmo Chefe.

## CLÁUSULA XIX

No têrmo dêste acôrdo todos os bens pessoais ou de raiz do SESP ficarão incorporados ao patrimônio nacional brasileiro.

## CLÁUSULA XX

Todos os direitos, poderes, privilégios e deveres atribuídos, pelo presente acôrdo, ao Ministro da Educação e Saúde e ao Chefe da Missão poderão ser delegados a representantes por êles designados, desde que tais representantes sejam pelo outro aceitos.

## CLÁUSULA XXI

O Govêrno Brasileiro obterá ou procurará obter a legislação, decretos, ordens ou resoluções necessários à execução dos termos dêste acôrdo.

## CLÁUSULA XXII

O presente contrato, que entrará em vigor a 1<sup>o</sup> de Janeiro de 1944, será válido até 31 de Dezembro de 1948.

EM FÉ DO QUE os abaixo assinados, devidamente autorizados, firmam o presente contrato, em dois exemplares, nas línguas portuguesa e inglesa, na cidade do Rio de Janeiro aos 25 dias de Novembro de 1943.

PELO GOVÊRNO DOS ESTADOS UNIDOS DO BRASIL

OSWALDO ARANHA

*Ministro de Estado das Relações Exteriores*

GUSTAVO CAPANEMA

*Ministro de Estado da Educação e Saúde*

PELO GOVÊRNO DOS ESTADOS UNIDOS DA AMÉRICA

JEFFERSON CAFFERY

*Embaixador Extraordinário e Plenipotenciário no Rio de Janeiro.*

G C DUNHAM

*Vice-Presidente Executivo do Instituto dos Assuntos Inter-americanos.*

## EXCHANGE OF NOTES

*The American Ambassador to the Brazilian Minister of Foreign Affairs*

EMBASSY OF THE  
UNITED STATES OF AMERICA  
*Rio de Janeiro, November 9, 1943.*

No. 1947

## EXCELLENCY:

Cooperative program of health and sanitation.

*Ante*, p. 1322.

I have the honor to refer to the notes exchanged between the Minister for Finance of Brazil and the Acting Secretary of State of the United States of America, dated March 14, 1942, and to our conversations relative to the cooperative program of health and sanitation in the United States of Brazil provided for by Resolution XXX approved at the Third Meeting of Ministers of Foreign Affairs of the American Republics held in Rio de Janeiro in January 1942. In accordance with the notes under reference, the United States of America has contributed the sum of US\$5,000,000 for the cooperative health and sanitation program which is now being carried out in Brazil.

Additional contribution by U. S. for expansion of program.

If desired by the Government of Brazil, the Government of the United States of America, through the Institute of Inter-American Affairs, an agency of the Office of the Coordinator of Inter-American Affairs, is prepared to contribute an additional sum of US\$3,000,000 for the purpose of cooperating with the Government of Brazil in expanding the cooperative program of public health and sanitation and providing for the termination of the program within a five year period beginning January 1, 1944 in so far as the funds contributed by the United States of America are concerned.

Termination.

Contributions by Brazil.

It is understood that the Government of Brazil, which has already contributed the sum of CR\$9.000.000,00 to the cooperative program, will contribute the additional sum of CR\$100.000.000,00 to be combined with the funds contributed by the United States of America and expended over the same five year period for the cooperative program of health and sanitation in Brazil.

Agreement by officials on work, projects, and costs.

The kind of work and specific projects to be undertaken, and the costs thereof, are to be mutually agreed to by the appropriate official of the Government of Brazil, who we understand is the Minister of Education and Health, and an appropriate official of the Institute of Inter-American Affairs, for the Government of the United States of America.

Expenditure of funds through SFSP.

It is understood that the funds contributed by both governments will be spent through the special agency created within the Ministry of Education and Health by your Government, which special agency

is known as the Serviço Especial de Saúde Pública. Detailed arrangements for the continuation of the special service and the fulfillment of the program will be effected by agreement between the appropriate official of the Government of Brazil and an appropriate official of the Institute of Inter-American Affairs for the United States of America.

Agreement for continuation of special service, etc.

It is understood that the Government of the United States of America will continue to furnish such experts as are considered necessary in order to collaborate with your agency in executing the health and sanitation program.

Experts to be furnished by U. S.

All projects completed and property acquired in connection with the health and sanitation program shall be the property of the Government of Brazil.

Projects, etc., to be property of Brazil.

No project will be undertaken that will require supplies or materials the procurement of which would handicap any phase of the war effort.

Restriction on procurement of supplies.

I should appreciate it if Your Excellency would be so kind as to confirm to me your approval of this general proposal, with the understanding that the details of the program will be the subject of further discussion and agreement as provided for herein.

Accept, Excellency, the renewed assurance of my highest consideration.

JEFFERSON CAFFERY

His Excellency

DR. OSWALDO ARANHA,  
*Minister for Foreign Affairs,*  
*Rio de Janeiro.*

*The Brazilian Minister of Foreign Affairs to the American Ambassador*

MINISTERIO DAS RELAÇÕES EXTERIORES,  
RIO DE JANEIRO.

DAI/DPD/442/512.6(22)

*Em 25 de Novembro de 1943.*

SENHOR EMBAIXADOR,

Tenho a honra de acusar o recebimento da nota nº 1947, de 9 do corrente mês, na qual Vossa Excelência se refere às notas trocadas pelo Ministro da Fazenda do Brasil e o Secretário de Estado, em exercício, dos Estados Unidos da América a 14 de Março de 1942, assim como às nossas conversas sobre o programa de cooperação em matéria de saúde e saneamento no Brasil, previsto pela Resolução XXX da Terceira Reunião de Ministros das Relações Exteriores das Repúblicas americanas, realizada nesta cidade, em Janeiro de 1942. Salienta Vossa Excelência que de acôrdo com as referidas notas, os Estados Unidos da América já contribuíram com a quantia de U.S. \$ 5.000.000 para realização daquele programa de saúde e saneamento, que se executa atualmente no Brasil.

2. Participa-me Vossa Excelência que, caso o desejo o Govêrno Brasileiro, o Govêrno dos Estados Unidos da América, por intermédio do

Instituto dos Assuntos Interamericanos, dependência do Bureau do Coordenador dos Assuntos Interamericanos, contribuirá com uma quantia adicional de U.S.\$ 3.000.000 para cooperar com o Governo Brasileiro na expansão do programa de saúde pública e saneamento, concorrendo, assim, com os fundos necessários para a execução do programa no período de cinco anos, a contar de 1º de Janeiro de 1944.

3. Propõe, em seguida, Vossa Excelência que o Governo Brasileiro, o qual já concorreu com a importância de Cr\$ 9.000.000,00 para o programa de cooperação, contribua com uma quantia adicional de Cr\$ 100.000.000,00 a ser despendida no mesmo período de cinco anos, em combinação com os fundos fornecidos pelos Estados Unidos da América para o mesmo fim.

4. Acrescenta Vossa Excelência que a natureza do trabalho e os projetos a executar, bem como os gastos daí decorrentes, poderiam ser assentados de comum acôrdo pela autoridade competente do Governo Brasileiro, a qual seria o Ministro da Educação e Saúde, e um membro autorizado do Instituto dos Assuntos Interamericanos, de parte do Governo dos Estados Unidos da América.

5. Propõe ainda Vossa Excelência que os fundos fornecidos por ambos os Governos sejam gastos através da entidade criada dentro do Ministério da Educação e Saúde, conhecida por Serviço Especial de Saúde Pública, e que os entendimentos complementares para a continuação do serviço e execução do programa tenham lugar entre a autoridade brasileira competente e um membro autorizado do Instituto dos Assuntos Interamericanos, pelos Estados Unidos da América.

6. Esclarece, depois, que o Governo dos Estados Unidos da América continuará a fornecer os técnicos necessários para colaborar na execução do programa de saúde e saneamento.

7. Propõe, finalmente, que todos os projetos executados e tôda propriedade adquirida dentro do programa de saúde e saneamento façam parte do patrimônio nacional brasileiro, e que nenhum projeto que exija suprimento ou material, seja executado com prejuízo, em qualquer momento, do esforço de guerra.

8. Em resposta, cabe-me declarar a Vossa Excelência que o Governo Brasileiro dá sua inteira aprovação a essa proposta geral, cujos detalhes, conforme foi acima previsto, serão considerados e assentados à parte, pelo Ministério da Educação e Saúde e o Instituto dos Assuntos Interamericanos.

Aproveito o ensêjo para reiterar os protestos da minha mais alta consideração.

OSWALDO ARANHA

A Sua Excelência o Senhor JEFFERSON CAFFERY,  
*Embaixador dos Estados Unidos da América.*

*Translation by the Department of State of the Foregoing Note*

## MINISTRY OF FOREIGN RELATIONS

RIO DE JANEIRO

November 25, 1948.

DAI/DPD/442/512.6(22)

MR. AMBASSADOR,

I have the honor to acknowledge the receipt of note 1947 of the 9th of this month, in which Your Excellency refers to the notes exchanged between the Minister of Finance of Brazil and the Acting Secretary of State of the United States of America dated March 14, 1942, and to our conversations about the cooperative program of health and sanitation in Brazil, which was provided for by resolution XXX of the Third Meeting of the Ministers of Foreign Affairs of the American Republics, which was held in this city in January 1942. Your Excellency makes known that in accordance with the aforesaid notes, the United States of America had already contributed the amount of \$5,000,000 in U.S. currency toward the realization of that health and sanitation program, which is at present being carried out in Brazil.

2. Your Excellency communicates to me that, in case the Brazilian Government so desires, the Government of the United States of America, through the intermediary of the Institute of Inter-American Affairs, an agency of the Office of Coordinator of Inter-American Affairs, will contribute an additional amount of \$3,000,000 in U.S. currency for the purpose of cooperating with the Brazilian Government in expanding the program of public health and sanitation, thus contributing the funds necessary for the execution of the program within a five-year period beginning January 1, 1944.

3. Next Your Excellency proposes that the Brazilian Government, which has already contributed the amount of CR \$9,000,000,00 toward the cooperative program, shall contribute an additional amount of CR \$100,000,000,00 to be expended in the said five-year period together with the funds furnished by the United States of America for the same purpose.

4. Your Excellency adds that the nature of the work and the projects to be carried out, as well as the expenses arising therefrom, could be settled by common agreement of the competent authority of the Brazilian Government, who would be the Minister of Education and Health, and an authorized member of the Institute of Inter-American Affairs acting for the Government of the United States of America.

5. Your Excellency proposes, further, that the funds furnished by the two Governments shall be spent through the agency created within the Ministry of Education and Health, which agency is known as the Special Service of Public Health, and that the additional arrangements for the continuation of the service and execution of the program shall be effected between the competent Brazilian authority and an authorized member of the Institute of Inter-American Affairs acting for the United States of America.

6. You also state that the Government of the United States of America will continue to furnish the technical personnel necessary for collaborating in the execution of the health and sanitation program.

7. You propose, in conclusion, that all the projects carried out and all property acquired in connection with the health and sanitation program shall be part of the Brazilian national property and that no plan shall be carried out which necessitates supplies or materials the procurement of which would prejudice the war effort at any time.

8. In reply, it is my duty to declare to Your Excellency that the Brazilian Government gives its full approval to that general proposal, the details of which, in accordance with what is provided above, will be considered and agreed upon separately by the Ministry of Education and Health and the Institute of Inter-American Affairs.

I avail myself of the opportunity to repeat the assurances of my highest consideration.

OSWALDO ARANHA

His Excellency

JEFFERSON CAFFERY,

*Ambassador of the United States of America.*

*Agreement between the United States of America and Mexico respecting the recruiting of Mexican non-agricultural workers. Effected by exchange of notes signed at Mexico City April 29, 1943; effective April 29, 1943.*

April 29, 1943  
[E. A. S. 376]

*The American Ambassador to the Mexican Minister of Foreign Affairs*

EMBASSY OF THE  
UNITED STATES OF AMERICA

No. 1218

*México, D.F., April 29, 1943.*

EXCELLENCY:

I have the honor to refer to my note No. 990 of January 29, 1943,<sup>[1]</sup> inquiring whether Your Excellency's Government would be disposed to conclude an arrangement whereby unskilled non-agricultural workers would be recruited in Mexico for non-agricultural work in the United States as well as to Your Excellency's acknowledgment of February 3, 1943.<sup>[1]</sup>

The possibility of the recruiting of other than farm labor was likewise foreseen at the time when the agricultural labor agreement was signed on August 4, 1942 and the following language is a part of that Agreement:

56 Stat. 1759.

"It is understood that, with reference to the departure from Mexico of Mexican workers, who are not farm laborers, there shall govern in understandings reached by agencies of the respective Governments the same fundamental principles which have been applied here to the departure of farm labor."

The duly authorized representatives of the United States Government together with authorized representatives of the Mexican Government have reached an agreement covering non-agricultural workers as follows:

"In order that Mexican workers may be made available for non-agricultural employment in the United States and, at the same time, to ensure that such workers will be adequately protected while out of Mexico, the following provisions are suggested for approval by representatives of the Governments of both countries.

Text of agreement.

"These provisions include the same fundamental principles which were applied to the departure of farm labor, in accordance with the agreement between the Republic of Mexico and the United States of America dated August 4, 1942.

56 Stat. 1759.

"I. GENERAL PRINCIPLES

- "1. Mexican nationals who enter the United States under contract with an appropriate Government department or

<sup>1</sup> [Not printed.]

agency shall not be subject to military service for the United States.

"2. In accordance with the principles enunciated in Executive Order No. 8802, issued at the White House on June 25, 1941, Mexican nationals who enter the United States as a result of any understanding between the two Governments shall not suffer discriminatory acts of any kind.

"3. Mexican nationals entering the United States for employment in the United States under this agreement shall enjoy the guarantees of transportation, living expenses and repatriation established in Article 29 of the Mexican Federal Labor Law which reads as follows:

'Article 29.—All contracts entered into by Mexican workers, for lending their services outside of their country, shall be made in writing, legalized by the municipal authorities of the locality where entered into and visaed by the Consul of the country where their services are being used. Furthermore, such contract shall contain, as a requisite of validity of same, the following stipulations, without which the contract is invalid:

'I. Transportation and subsistence expenses for the worker, and his family if such is the case, and all other expenses which originate from point of origin to border points and compliance of immigration requirements, or for any other similar concept, shall be paid exclusively by the employer or the contractual parties.

'II. The worker shall be paid in full the salary agreed upon, from which no deductions shall be made in any amount for any of the concepts mentioned in the above sub-paragraph.

'III. The employer or contractor shall issue a bond or constitute a deposit in cash in the Bank of Workers, or in the absence of same, in the Bank of Mexico, to the entire satisfaction of the respective labor authorities, for a sum equal to repatriation costs of the worker and his family, and those originated by transportation to point of origin.

'Once the employer establishes proof of having covered such expenses or the refusal of the worker to return to his country, and that he does not owe the worker any sum covering salary or indemnization to which he might have a right, the labor authorities shall authorize the return of the deposit or the cancellation of the bond issued.'

"It is specifically understood that the provisions of Section 3 of Article 29 above-mentioned shall not apply as between the Governments of the United States and of Mexico notwithstanding the inclusion of this section in this agreement in view of the obligations assumed by the United States Government under Section III, paragraph A, Item 1, of this same agreement.

3 CFR, Cum. Supp.,  
957.

Article 29 of Mexi-  
can Federal Labor  
Law.

- “4. Mexican nationals entering the United States under this agreement shall not be employed to displace other workers, or for the purpose of reducing rates of pay or other standards previously established.

## “II. PROCEDURES

### “A. *Contracts*

- “1. Contracts shall be made between the Government of the United States of America, acting through the Chairman of the War Manpower Commission or his authorized representative, and each worker, under the supervision of the Mexican Government. Such contracts shall be written in the Spanish and English languages and shall be in such form as may be approved by the Mexican Government.

- “2. The Government of the United States of America, acting through the Chairman of the War Manpower Commission or his authorized representative, shall enter into contracts with employers in the United States by whom workers will be employed, which shall be in accordance with the principles agreed upon by the two Governments.

- “3. When the word ‘employer’ is used hereinafter it shall be understood to mean the owner or operator of a non-agricultural enterprise in the United States by which the Mexican will be employed; and the word ‘worker’ shall mean a Mexican worker entering the United States under this agreement.

“Employer.”

“Worker.”

### “B. *Admission of Workers into the United States*

- “1. The United States Public Health Service, in collaboration with the Mexican Public Health authorities, shall provide physical examination at the place of selection to determine whether each worker meets the physical requirements of the immigration authorities and the prospective employer.

### “C. *Numbers*

- “1. The Government of the United States shall determine in each case the number of workers needed for non-agricultural labor and shall advise the Mexican Government from time to time.
- “2. The Government of Mexico shall determine in each case the number and types of workers who may leave the country without detriment to its national economy.

## “III. CONDITIONS UNDER WHICH MEXICAN WORKERS SHALL BE CONTRACTED

### “A. *Transportation*

- “1. All costs of transportation (including subsistence) from the place where contracted to the place of employment and return to the place of contract, including expenses occasioned by the immigration regulations of the United States of America shall be met by the United States Government acting through the Chairman of the War Manpower Commission.
- “2. Personal effects of each person transported up to a maximum of 35 kilos per person (77 pounds), or such additional amount

as may be found to be appropriate in the event household effects are transported, shall be transported at the expense of the United States of America acting through the Chairman of the War Manpower Commission.

*Ante*, p. 1264.

- “3. In accord with the intent of article 29 of the Mexican Federal Labor Law, it is expected that the United States Government may, at its election, arrange with the employer for such employer to pay all or part of the cost accruing under 1 and 2 above. This does not diminish the scope of the obligations which the United States Government assumes under 1 and 2 above.

“B. *Wages and Employment*

- “1. Wages paid to Mexican workers under this agreement shall be the same as those paid for similar work to domestic workers at the place of employment. (If wages are to be paid on a piece-rate basis, the rate shall be so set as to enable a worker of average ability to earn the prevailing wage.) In no case shall the wages be less than 46 cents per hour.
- “2. Each worker shall be exclusively employed as a non-agricultural laborer for which contracted; and any change to another type of work within this classification shall be made only with the express approval of the worker and with the consent of the Mexican Government.
- “3. Wages shall be paid in full with no deductions except those required by law of domestic workers engaged in similar employment.
- “4. Work for minors under 16 years shall be strictly prohibited and minors shall have the same schooling opportunities as those enjoyed by children of other workers in the same locality.
- “5. Workers domiciled at any place of employment under this agreement shall be free to obtain articles for their personal consumption or that of their families wherever it is most convenient for them.
- “6. The Mexican workers will receive hygienic lodgings adequate to the physical condition of the region, of the type furnished domestic workers engaged in similar employment; sanitary and medical services, and restaurant facilities enjoyed by workers admitted under this understanding shall be not less favorable to them than those enjoyed by other workers engaged in similar employment at the same place of employment.
- “7. Workers admitted under this agreement shall enjoy as regards occupational diseases and accidents the same guarantees enjoyed by domestic workers engaged in similar work under Federal or State legislation in the United States.
- “8. Groups of workers admitted under this understanding shall elect their own spokesmen to deal with the employer, with the duly authorized representative of the craft or class of employees, or with other interested parties, concerning

matters arising out of the interpretation or application of this agreement; but it is understood that all such spokesmen shall be working members of the groups.

“The Mexican Consuls, assisted by the Mexican field inspectors, recognized as such by the War Manpower Commission, within their corresponding jurisdictions, will seek to ensure that all measures of protection are taken in the interests of the Mexican workers in all questions affecting them. Complaints of the Mexican officials involved should be taken up in the first instance with that office of the War Manpower Commission nearest to the place where the complaint arises. They will have free access to the places of work of the Mexican workers. The War Manpower Commission will see that the Employers grant all facilities to the Mexican Consuls and the assistant field inspectors of the Mexican Government for the compliance of all the clauses of this contract.

- “9. Mexican workers shall be afforded opportunity to work the same number of working hours per week as other workers engaged in similar employment at the place of employment. In view of the fact that in accordance with custom in the United States no subsistence allowances are furnished to non-agricultural workers, Mexican workers are guaranteed under this agreement a minimum of 75% of full time employment in each pay period and at least 90% of full time employment during period for which contracted. However, if the worker is afforded an opportunity to work but is unwilling or unable to work the guarantee in the previous sentence shall not apply.
- “10. The term of the contract shall be agreed upon by the representatives of the two Governments with privilege of extension with the consent of the worker and approval of the Mexican Government.
- “11. At the expiration of the contract and if the same is not renewed, the authorities of the United States shall consider the continued stay of the worker in the territory of the United States to be illegal from an immigration point of view, with the exception of cases of physical impossibility of the worker to return to Mexico.

“C. *Savings Fund*

“The War Manpower Commission assumes responsibility for the safekeeping of amounts contributed by Mexican workers for the formation of the Savings Fund until such amounts are credited to the Bank of Mexico in such agency or agencies of said bank in the United States and which agencies will be determined by means of an exchange of notes. The Bank of Mexico for its part will transfer the sums in question to the Banco del Ahorro Nacional, S.A.

"Whenever the War Manpower Commission shall have made the deposits referred to in the previous paragraph it shall send directly to the Banco del Ahorro Nacional, S.A. a list containing the names of the beneficiaries and the amount corresponding to each of them for the above-mentioned fund.

"GENERAL PROVISIONS

"It is understood that the War Manpower Commission will cooperate with such other agencies of the Government of the United States in carrying this understanding into effect whose authority under the laws of the United States are such as to contribute to the effectuation of the understanding. Either Government shall have the right to renounce this understanding giving appropriate notification to the other Government ninety days in advance. This understanding may be formalized by an exchange of notes between the Ministry for Foreign Affairs of the Republic of Mexico and the Embassy of the United States of America in Mexico."

I, therefore, take this opportunity to inform Your Excellency that the text of the above agreement has received the approval of the United States Government. It is the desire of the United States Government that the arrangement should come into effect today.

I desire to express my gratitude to Your Excellency for the manner in which the negotiations leading up to this agreement were conducted. The Mexican representatives have at all times had a real comprehension of the urgency and necessity for these workers in the United States. On the other hand, the United States representatives recognize the full value of this contribution of Mexico to the joint war effort.

I would appreciate it, therefore, if Your Excellency would indicate that the proposed agreement is acceptable to the Mexican Government.

Accept, Excellency, the renewed assurances of my highest and most distinguished consideration.

G. S. MESSERSMITH

His Excellency

Señor Licenciado EZEQUIEL PADILLA,  
*Minister for Foreign Affairs,*  
*México, D.F.*

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*The Mexican Minister of Foreign Affairs to the American Ambassador*

SECRETARIA DE RELACIONES EXTERIORES  
ESTADOS UNIDOS MEXICANOS  
MEXICO

318

MÉXICO, 29 de abril de 1943.

SEÑOR EMBAJADOR:

En su muy atenta nota número 1218, del 29 del actual, que para mayor precisión a continuación inserto, Vuestra Excelencia me dice lo siguiente:

“Tengo la honra de referirme a mi nota número 990, del 29 de enero de 1943, en la cual pregunté a Vuestra Excelencia si su Gobierno estaría dispuesto a concluir un arreglo mediante el cual trabajadores no especializados podrían ser contratados en México para trabajos no agrícolas en los Estados Unidos, así como a la contestación de Vuestra Excelencia del 3 de febrero de 1943.—La posibilidad de contratar trabajadores no agrícolas fué también prevista cuando se celebró el acuerdo para los trabajadores agrícolas del 4 de agosto de 1942 y el siguiente párrafo constituye parte de dicho arreglo: “Queda sobreentendido que al tratarse de la salida de otros trabajadores mexicanos, no agrícolas, prevalecen en los arreglos que lleven a cabo las dependencias de los respectivos Gobiernos, los mismos principios fundamentales que se han aplicado aquí a la salida de trabajadores del campo” ”.—Los representantes debidamente autorizados del Gobierno de los Estados Unidos, junto con los representantes autorizados del Gobierno de México, han llegado al siguiente acuerdo respecto a los trabajadores no agrícolas:

“A fin de que pueda disponerse de trabajadores mexicanos para su empleo en trabajos no agrícolas en los Estados Unidos y, al propio tiempo, para asegurar que tales trabajadores sean protegidos convenientemente mientras permanezcan fuera de México, se sugieren las disposiciones siguientes para su aprobación por los representantes de los Gobiernos de ambos países.

Estas disposiciones incluyen los mismos principios fundamentales que fueron aplicados a la partida de los trabajadores de campo, conforme al convenio celebrado entre la República Mexicana y los Estados Unidos de América, de fecha 4 de agosto de 1942.

#### I. PRINCIPIOS GENERALES

1. Los nacionales de México que entren a los Estados Unidos con contrato de un departamento o dependencia apropiada del Gobierno no estarán sujetos al servicio militar en los Estados Unidos.
2. De acuerdo con los principios enunciados en el Decreto del Ejecutivo No. 8802, expedido en la Casa Blanca el 25 de junio de 1941, los nacionales de México que penetren a los Estados Unidos como resultado de cualquier entendimiento entre los dos Gobiernos, no sufrirán actos discriminatorios de ninguna naturaleza.
3. Los nacionales mexicanos que entren a los Estados Unidos para ser empleados en ese país, conforme al presente convenio, disfrutarán de las garantías de transporte, gastos de subsistencia y de repatriación que establece el artículo 29 de la Ley Federal del Trabajo de México, que es del tenor siguiente:

“Artículo 29.—Todo contrato de trabajo celebrado por trabajadores mexicanos, para la prestación de servicios fuera del país, deberá extenderse por escrito, ser legalizado por la autoridad municipal del lugar donde se celebre y visado por el Cónsul de la Nación donde deberán prestarse los servicios. Contendrá, además, como necesarios para su validez, las siguientes estipulaciones sin las cuales no podrá ser legalizado:

I.—Los gastos de transporte y alimentación del trabajador y de sus familiares, en su caso, y todos los que se originasen por el paso de las fronteras y cumplimiento de las disposiciones sobre migración o cualquier otro concepto semejante, serán por cuenta exclusiva del patrón o contratista;

II.—El trabajador percibirá íntegro el salario convenido, sin que pueda descontársele cantidad alguna por cualesquiera de los conceptos a que se refiere el inciso anterior, y

III.—El empresario o contratista otorgará fianza y constituirá depósito en efectivo en el Banco del Trabajo, y, en su defecto, en el Banco de México, a entera satisfacción de la autoridad de trabajo respectiva, por una cantidad igual a al que importen todos los gastos de repatriación del trabajador y su familia, y los de su traslado hasta el lugar de origen. Una vez que el empresario compruebe haber cubierto dichos gastos o la negativa del trabajador para volver al país, y que no adeuda al trabajador cantidad alguna por concepto de salario o indemnización a que tuviere derecho, la autoridad de trabajo ordenará la devolución del depósito o cancelará la fianza otorgada”.

Queda específicamente entendido que las disposiciones del inciso III, del artículo 29 arriba citado, no se aplicarán, por lo que hace a los Gobiernos de los Estados Unidos y México, a pesar de la inclusión del aludido inciso en el presente convenio, en vista de la obligación asumida por el Gobierno de los Estados Unidos de acuerdo con la sección III, párrafo A, parte 1 de este mismo convenio.

4. Los mexicanos que entren a los Estados Unidos conforme a este convenio no serán empleados para desplazar a otros trabajadores ni con el objeto de abatir salarios ni otras normas previamente establecidos.

## II. PROCEDIMIENTOS.

### A. *Contratos.*

1. Se celebrará un contrato entre el Gobierno de los Estados Unidos de América, que actuará por conducto del Presidente de la Comisión de Mano de Obra para la Guerra (War Manpower Commission), o su representante autorizado, y cada trabajador, bajo la vigilancia del Gobierno de México. Estos contratos se extenderán en castellano e inglés y su forma será la que apruebe el Gobierno de México.

2. El Gobierno de los Estados Unidos de América, por conducto del Presidente de la Comisión de Mano de Obra para la Guerra (War Manpower Commission) o de su representante autorizado, celebrará contratos con los empleadores en los Estados Unidos encargados de emplear a los trabajadores; los contratos estarán en armonía con los principios en que hubieren convenido los dos Gobiernos.

3. En adelante, cuando se use en el presente texto el término empleador se entenderá que significa el propietario o patrón de una empresa no agrícola en los Estados Unidos, por quien será

empleado el trabajador mexicano; y el término "trabajador" significará un trabajador mexicano que emigre a los Estados Unidos de acuerdo con el presente convenio.

*B. Admisión de Braceros en los Estados Unidos.*

1. El Servicio de Sanidad Pública de los Estados Unidos, en colaboración con las autoridades de Salubridad Pública de México, realizará exámenes físicos en el lugar de selección para cerciorarse de que cada trabajador llena los requisitos físicos exigidos por las autoridades de inmigración y por el presunto empleador.

*C. Números.*

1. El Gobierno de los Estados Unidos determinará en cada caso el número de trabajadores que se necesiten para labores no agrícolas, y periódicamente lo comunicará al Gobierno Mexicano.

2. El Gobierno de México determinará, en cada caso, el número y clase de trabajadores que puedan salir del país sin perjuicio de su economía nacional.

III. CONDICIONES BAJO LAS CUALES LOS TRABAJADORES MEXICANOS SERÁN CONTRATADOS.

*A. Transporte.*

1. Los costos íntegros del transporte (incluso la subsistencia) desde el lugar de contratación hasta el lugar de trabajo, y regreso hasta el lugar de contratación, incluso las erogaciones ocasionadas por los reglamentos de inmigración de los Estados Unidos de América, serán sufragados por el Gobierno de los Estados Unidos por conducto del Presidente de la Comisión de Mano de Obra para la Guerra (War Manpower Commission).

2. Se transportarán, a expensas de los Estados Unidos de América y por conducto del Presidente de la Comisión de Mano de Obra para la Guerra (War Manpower Commission), los efectos personales pertenecientes a cada persona transportada hasta un máximo de 35 kilos (77 libras) por persona, o el peso adicional que pudiera considerarse conveniente, en caso de que se transporte menaje de casa.

3. De acuerdo con el espíritu del artículo 29 de la Ley Federal del Trabajo de México, se entiende que el Gobierno de los Estados Unidos puede, a su elección, hacer arreglos con el empleador para que éste cubra, total o parcialmente, los costos que se originen de acuerdo con los párrafos 1 y 2 anteriores. Esto no disminuye el alcance de las obligaciones asumidas por el Gobierno de los Estados Unidos conforme a los párrafos 1 y 2 anteriores.

*B. Salarios y Trabajo.*

1. Los salarios que se pagarán a los trabajadores mexicanos, conforme al presente convenio, serán los mismos que se paguen, por trabajo análogo, a los trabajadores nacionales en el lugar de trabajo. (Si los salarios fueren cubiertos por trabajo a destajo, los tabuladores serán fijados de tal suerte que permitan al bracero de habilidad media ganar el salario standard de la región). En ningún caso los salarios serán inferiores a 46 centavos de dólar por hora.

2. Cada trabajador será empleado exclusivamente en las labores no agrícolas para las que fué contratado; y cualquier cambio a otro tipo de trabajo, dentro de esta clasificación, sólo se realizará con la aprobación expresa del trabajador y con el consentimiento del Gobierno Mexicano.
3. Los salarios serán cubiertos íntegramente, sin deducciones, excepto aquéllas que la ley exige a los trabajadores nacionales que desempeñen labores similares.
4. Queda estrictamente prohibido el trabajo a los menores de 16 años, y los menores de edad tendrán las mismas oportunidades educativas que las que disfrutaban los hijos de otros trabajadores en la misma localidad.
5. Los trabajadores domiciliados en cualquier lugar de trabajo, conforme al presente convenio, tendrán libertad para adquirir artículos para su consumo personal en donde les resulte más conveniente.
6. Los trabajadores mexicanos recibirán habitaciones higiénicas, adecuadas a las condiciones físicas de la región, del tipo de las suministradas a los trabajadores nacionales ocupados en labores análogas; los servicios sanitarios y médicos, y las facilidades de alimentación de que disfrutaban los trabajadores a que se refiere este convenio, no serán menos favorables para ellos, que las que disfrutaban otros trabajadores ocupados en labores similares en el mismo lugar de trabajo.
7. Los trabajadores que fueren admitidos conforme al presente convenio gozarán, en lo que se refiere a enfermedades y a accidentes profesionales, de las mismas garantías que se otorgan conforme a la legislación federal o estatal de los Estados Unidos a los trabajadores nacionales que desempeñan labores similares.
8. Los grupos de trabajadores, que fueren admitidos de acuerdo con el presente convenio, elegirán sus propios representantes para tratar con el empleador, con el representante debidamente autorizado del gremio o sindicato de trabajadores, o con otras personas interesadas, todo lo relativo a los asuntos originados por la interpretación o aplicación de este convenio, quedando entendido que dichos representantes deben ser trabajadores integrantes del grupo. Los Cónsules de México, auxiliados por los Inspectores de Trabajo mexicanos, que hayan sido reconocidos como tales por la Comisión de Mano de Obra para la Guerra (War Manpower Commission) procurarán, dentro de su jurisdicción correspondiente, que se tomen todas las medidas de protección en interés de los trabajadores mexicanos en todas las cuestiones que los afecten. De las quejas de los funcionarios mexicanos respectivos deberá conocer, en primera instancia, la oficina de la Comisión de Mano de Obra para la Guerra (War Manpower Commission) más cercana al lugar donde se suscite la queja. Tendrán libre acceso a los lugares de trabajo de los trabajadores mexicanos. La Comisión de Mano de Obra para

la Guerra (War Manpower Commission) cuidará que los empleadores otorguen toda clase de facilidades a los Cónsules Mexicanos y a los Inspectores de Trabajo del Gobierno Mexicano, para el cumplimiento de todas las cláusulas de este contrato.

9. A los trabajadores mexicanos se les proporcionará la oportunidad de trabajar, cada semana, el mismo número de horas laborables que a los demás trabajadores ocupados en labores análogas en el lugar de empleo. En vista de que, de acuerdo con la costumbre en los Estados Unidos, a los trabajadores no agrícolas no se les proporcionan gastos de subsistencia, por el presente Convenio se les garantiza un mínimo del 75% del tiempo completo de trabajo en cada período de pago, y cuando menos el 90% del tiempo completo durante el período total por el cual fueron contratados. La garantía a que se refiere el párrafo anterior no se aplicará en los casos en que el trabajador, teniendo oportunidad para trabajar, no quiera realizarlo o no sea competente para ello.

10. El término del contrato—que será convenido por los representantes de los dos Gobiernos—podrá prorrogarse con consentimiento del trabajador y con la aprobación del Gobierno de México.

11. A la expiración del contrato, y si el mismo no ha sido renovado, las autoridades de los Estados Unidos considerarán ilegal, desde el punto de vista migratorio, la permanencia del trabajador en los Estados Unidos, salvo los casos en que físicamente sea imposible al trabajador regresar a México.

### C. Fondo de Ahorro.

1. La Comisión de Mano de Obra para la Guerra (War Manpower Commission) tendrá la responsabilidad de la custodia de las cantidades con que contribuyan los trabajadores mexicanos para la formación de su Fondo de Ahorro, hasta que sean acreditadas al Banco de México, S.A. en alguna de las agencias que dicho Banco tiene en los Estados Unidos de América y que posteriormente será determinada por medio de un canje de notas. El Banco de México, S.A., a su vez, traspasará las sumas en cuestión al Banco del Ahorro Nacional, S.A.

2. Cada vez que la Comisión de Mano de Obra para la Guerra (War Manpower Commission) haga algunos de los depósitos a que se refiere el párrafo anterior, enviará directamente al Banco del Ahorro Nacional, S.A., un aviso que contenga los nombres de los beneficiarios y la cantidad que le corresponda a cada uno de ellos por concepto del mencionado ahorro.

### DISPOSICIONES GENERALES.

Queda entendido que la Comisión de Mano de Obra para la Guerra (War Manpower Commission) cooperará para llevar a cabo el presente Convenio con las demás dependencias del Gobierno de los Estados Unidos cuyas facultades, conforme a las leyes de los Estados Unidos, sean tales que contribuyan a su mejor ejecución. Cada

Gobierno tendrá el derecho de denunciar el presente convenio, notificando debidamente al otro, con noventa días de anticipación. Este convenio podrá ser formalizado por medio de canje de notas entre la Secretaría de Relaciones Exteriores de la República Mexicana y la Embajada de los Estados Unidos de América."

"En consecuencia me valgo de esta oportunidad para informar a Vuestra Excelencia que el texto del arreglo anterior ha recibido la aprobación del Gobierno de los Estados Unidos. El Gobierno de los Estados Unidos desea que el arreglo entre en vigor el día de hoy.— Deseo expresar mi agradecimiento a Vuestra Excelencia por la forma en que las negociaciones que han conducido a este arreglo se llevaron a cabo. Los representantes mexicanos en todo tiempo demostraron una verdadera comprensión de la urgencia y de la necesidad que hay de estos trabajadores en los Estados Unidos. Por otra parte, los representantes de los Estados Unidos reconocen el gran valor de esta contribución de México al esfuerzo bélico conjunto. Agradecería por tanto que Vuestra Excelencia tuviese a bien indicarme si el arreglo propuesto resulta aceptable para el Gobierno de México."

Al dar a Vuestra Excelencia las más cumplidas gracias por los conceptos mediante los cuales se sirve comentar la cooperación de México en este asunto, le ruego tomar nota de que mi Gobierno, teniendo en cuenta que el arreglo preinserto representa el resultado de las conclusiones a que llegaron los representantes de nuestros dos países, le da su completa aprobación y está de acuerdo en que entre en vigor a partir de esta fecha.

Renuevo a Vuestra Excelencia el testimonio de mi más alta y distinguida consideración.

E. PADILLA

Excelentísimo señor GEORGE S. MESSERSMITH,  
*Embajador Extraordinario y Plenipotenciario*  
*de los Estados Unidos de América.*

*Presente.*

*Translation by the Department of State of the Foregoing Note*

MINISTRY OF FOREIGN AFFAIRS  
UNITED MEXICAN STATES  
MEXICO CITY

318

MEXICO CITY, *April 29, 1943.*

MR. AMBASSADOR:

In your very kind note 1218, of the 29th instant, which for the sake of greater precision I insert below, Your Excellency said as follows:

[Here follows the text of note 1218 of April 29, 1943 from the American Ambassador to the Mexican Minister of Foreign Affairs.]

While thanking Your Excellency most sincerely for the terms in which you are pleased to comment on the cooperation of Mexico in this matter, I beg you to take note that my Government, bearing in

mind that the above-inserted agreement represents the result of the conclusions reached by the representatives of our two countries, gives it its complete approval and is agreeable to its coming into force from this date.

I renew to Your Excellency the assurances of my highest and most distinguished consideration.

E. PADILLA

His Excellency

GEORGE S. MESSERSMITH,

*Ambassador Extraordinary and Plenipotentiary*

*of the United States of America,*

*City.*

October 5 and 9, 1943  
[E. A. S. 377]

*Agreement between the United States of America and Canada respecting the temporary raising of the levels of Lake St. Francis during low-water periods, continuing in effect the agreement of November 10, 1941 as continued by the agreement of October 5 and 9, 1942. Effected by exchange of notes signed at Washington October 5 and 9, 1943.*

*The Canadian Minister to the Secretary of State*

CANADIAN LEGATION

WASHINGTON

OCTOBER 5TH, 1943

No. 516

SIR,

56 Stat. 1833.

I have the honour, on the instructions of my Government, to refer to the exchange of notes of November 10th, 1941, whereby the Government of the United States of America agreed to a temporary raising of the levels of Lake St. Francis during low water periods for the reasons and subject to the conditions and limitations set forth in the Notes. By an exchange of notes of October 5th and 9th, 1942, the arrangements made on November 10th, 1941 were continued until October 1st, 1943.

56 Stat. 1832.

The circumstances which led the Government of the United States to agree to the temporary raising of the levels of Lake St. Francis have continued and, in view of the importance to both Canada and the United States of America of the conservation of the power supply in this area, the Canadian Government proposes that the arrangements set forth in the exchange of Notes should be continued until October 1st, 1944. The arrangements as continued would, of course, be subject to all of the conditions and limitations as contained in the exchange of Notes of November 10th, 1941.

Accept, Sir, the renewed assurance of my highest consideration.

L. B. PEARSON

For the Minister.

The Honourable CORDELL HULL,  
*Secretary of State of the United States,*  
*Washington, D.C.*

*The Secretary of State to the Canadian Minister*

DEPARTMENT OF STATE

WASHINGTON

October 9, 1943

SIR:

I have the honor to acknowledge the receipt of your note of October 5, 1943 concerning the arrangements effected through an exchange of

notes on November 10, 1941 with respect to a temporary raising of the levels of Lake St. Francis during low water periods and to inform you that this Government is agreeable to your Government's proposal that these arrangements should be continued until October 1, 1944 subject, of course, to all of the conditions and limitations contained in the Notes exchanged on November 10, 1941.

Accept, Sir, the renewed assurances of my highest consideration.

For the Secretary of State:

A. A. BERLE, Jr.

The Honorable

LEIGHTON McCARTHY, K.C.,

*Minister of Canada.*

August 28, 1943  
[E. A. S. 378]

*Supplementary agreement between the United States of America and Haiti respecting Haitian finances. Signed at Port-au-Prince August 28, 1943.*

**SUPPLEMENTARY EXECUTIVE ACCORD EXECUTIF ADDITIONNEL  
AGREEMENT BETWEEN THE ENTRE LES ETATS UNIS  
UNITED STATES OF AMERICA D'AMERIQUE ET LA REPUBLI-  
AND THE REPUBLIC OF HAITI QUE D'HAITI**

56 Stat. 1862.

The provisions of Articles I and II of the Executive Agreement of September 30, 1942, shall continue in effect from and after October 1st 1943 to and including September 30, 1944, except that

Les dispositions des Articles I et II de l'Accord Exécutif du 30 Septembre 1942 resteront en vigueur du 1er Octobre 1943 au 30 Septembre 1944 inclusivement, excepté que

(1) All the receipts of the Haitian Government shall be deposited without deduction at the Banque Nationale de la République d'Haiti, which bank shall make the payments provided for by the loan contracts of 1922 and 1923, in accordance with the procedure outlined in Article VI of the Executive Agreement of September 13, 1941;

(1) Toutes les recettes du Gouvernement Haitien seront déposées sans déduction à la Banque Nationale de la République d'Haiti qui fera les paiements prévus par les contrats d'emprunt de 1922 et 1923, conformément à la procédure indiquée à l'Article VI de l'Accord Exécutif du 13 Septembre 1941;

55 Stat. 1353.

(2) The Government of the Republic of Haiti agrees to pay \$25,000 United States Currency during the period October 1, 1943 to September 30, 1944, inclusive, on account of the amounts required to be paid under the loan contracts of October 6, 1922 and May 26, 1925, for the amortization of the loans of 1922 and 1923, the provisions of the paragraph designated (2) of Article VI of the Executive Agreement of September 13, 1941 and those of the subsequent paragraphs of the said article notwithstanding.

(2) Le Gouvernement de la République d'Haiti accepte de payer \$25,000 dollars durant la période du 1er. Octobre 1943 au 30 Septembre 1944 inclusivement, sur les montants dont le paiement est requis par les contrats d'emprunt des 6 Octobre 1922 et 26 Mai 1925 pour l'amortissement des emprunts de 1922 et 1923, nonobstant les dispositions du paragraphe (2) de l'Article VI de l'Accord Exécutif du 13 Septembre 1941 et celles des paragraphes subséquents du même article.

Signed at Port-au-Prince, in duplicate, in the English and French languages, this 28th day of August nineteen hundred and forty-three.

Fait de bonne foi, en double en Français et en Anglais, à Port-au-Prince, le 28 Aout mil neuf cent quarante trois.

J. C. WHITE.

*Ambassador Extraordinary and  
Plenipotentiary of the United  
States of America.*

[SEAL]

GERARD LESCOT

*Secrétaire d'Etat des Relations  
Extérieures.*

[SCEAU]

February 24, 1942  
[E. A. S. 379]

*Agreement between the United States of America and Ecuador respecting a health and sanitation program. Effected by exchange of notes signed at Washington February 24, 1942.*

*The Acting Secretary of State to the Ecuadoran Minister Counselor*

DEPARTMENT OF STATE  
WASHINGTON  
February 24, 1942.

MY DEAR DR. SALAZAR:

I refer to point 4 of the memorandum of January 29, 1942 [1] which was delivered to the Government of Ecuador by the Government of the United States at Rio de Janeiro, committing my Government to assist the Government of Ecuador in an amount not to exceed \$2,000,000 to be expended in ways which will contribute to the attainment of the objectives of that Government in matters of health and sanitation.

In fulfilment of this commitment and in accordance with Resolution XXX of the Third Meeting of the Ministers of Foreign Affairs of the American Republics at Rio de Janeiro, the Government of the United States, acting through the agency of the Coordinator of Inter-American Affairs, is sending, upon your request, a small group of experts to Ecuador in the immediate future in order to develop a specific program in agreement with the Government of Ecuador, acting through the agency of the Municipality of Quito and the Junta de Beneficencia of Guayaquil. This group will be under the immediate direction of the Chief Medical Officer of the Office of the Coordinator of Inter-American Affairs and will work in the closest cooperation with the appropriate Ecuadoran officials. Approval for the actual execution of the specific projects agreed upon will be made by the respective Governments or their duly appointed agents upon recommendation of the Chief Medical Officer, acting in cooperation with the appropriate officials of the Municipality of Quito or the Junta de Beneficencia of Guayaquil, or with appropriate officials designated by the Ecuadoran Government for such projects as might be undertaken outside of the municipal areas of Quito and Guayaquil. Expenditures for such projects shall be made upon certification of the Chief Medical Officer and the appropriate Ecuadoran official designated for the areas where projects will be executed.

The specific projects of interest to the Ecuadoran Government include:

1. *For Quito:*

1. Improvement of the sewage system.

<sup>1</sup> [Not printed.]

2. Improvement of the waste disposal system for garbage and rubbish.
  3. Expansion of a malaria control system near Quito.
  4. Improvement of disease control by means of hospitals, clinics and educational measures.
  5. General cooperation with the Ecuadoran Health Department.
2. *For Guayaquil:*
1. Improvement of the sewage system.
  2. Improvement of the waste disposal system for garbage and rubbish.
  3. Expansion of the malaria control system, including such extension of the Malecon river wall as may contribute to that objective.
  4. Extension of the plague control system by means of rodent control along the Guayaquil and Quito Railroad.
  5. Improvement of disease control by means of hospitals, clinics and educational measures.
3. In addition, in cooperation with the appropriate officials of the Ecuadoran Government, recommendations will be made by the Chief Medical Officer for such health and sanitation programs as might be executed outside the municipal areas of Quito and Guayaquil.

These projects upon completion will of course become the sole property of the Ecuadoran Government. The United States Government will be prepared to facilitate such training of Ecuadoran personnel as the two Governments may deem advisable.

The Ecuadoran Government will, it is understood, be willing to provide, in accordance with its ability, such raw materials, services and funds as may be deemed necessary for the proper carrying out of the program.

Sincerely yours,

SUMNER WELLES  
*Acting Secretary.*

The Honorable  
Señor Dr. EDUARDO SALAZAR,  
*Minister Counselor of the  
Ecuadoran Embassy.*

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*The Ecuadoran Minister Counselor to the Acting Secretary of State*

EMBAJADA DEL ECUADOR  
WASHINGTON

FEBRUARY 24, 1942.

MY DEAR MR. WELLES:

I acknowledge the receipt of your letter of February 24, 1942, in which you set forth the specific measures by which the Government of

the United States proposes to fulfill in the immediate future its commitment under point 4 of the memorandum of January 29, 1942 to contribute an amount not to exceed \$2,000,000 for expending in ways which will assist in the attainment of the objectives of my Government in matters of health and sanitation.

Under the authority granted to me by His Excellency the President of Ecuador, and His Excellency the Minister of Foreign Affairs in a telegram of February 11, 1942, [1] it is my pleasure to inform you that the projects outlined in your letter, and the terms relating thereto, are entirely satisfactory to the Government of Ecuador. I wish to assure you at this time that, once the projects have been completed and thereby become the sole property and responsibility of the Government of Ecuador, adequate measures of maintenance for the projects will be taken in order that the resulting benefits may be preserved.

The Government of Ecuador further agrees, in accordance with Article 1 of Resolution XXX of the Third Meeting of the Ministers of Foreign Affairs of the American Republics at Rio de Janeiro, to provide, in accordance with its ability, raw materials, services, and funds for the projects agreed upon.

It is my further understanding that the salaries and expenses of the small group of experts mentioned in your letter will be paid for by the Office of the Coordinator of Inter-American Affairs and will not be debited against project funds in the amount of \$2,000,000 as agreed upon.

Sincerely yours,

E. SALAZAR.

The Honorable

SUMNER WELLES,

*Acting Secretary of State*

*of the United States of America,*

*Washington, D.C.*

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<sup>1</sup> [Not printed.]

*Agreement between the United States of America and Canada respecting the southern terminus of Alaska Highway. Effected by exchange of notes signed at Ottawa May 4 and 9, 1942.*

May 4 and 9, 1942  
[E. A. S. 380]

*The American Minister to the Canadian Secretary of State for External Affairs*

LEGATION OF THE  
UNITED STATES OF AMERICA

No. 668

*Ottawa, Canada, May 4, 1942.*

SIR:

During the course of a conversation on April 24, 1942, Mr. Keenleyside, Assistant Under Secretary of State for External Affairs, raised the question of the southern terminus of the Alaska Highway now under construction, and inquired in particular if my Government felt that the stretch of road between railhead at Dawson Creek and Fort St. John fell within the terms of the American offer as contained in my note of March 17, 1942.

56 Stat. 1458.

The wording of the pertinent recommendation of the Permanent Joint Board on Defense, which was incorporated in my note of March 17th, dealt with "the construction of a highway along the route that follows the general line of airports, Fort St. John—Fort Nelson—Watson Lake—Whitehorse—Boundary—Big Delta, the respective termini connecting with existing roads in Canada and Alaska".

As there seemed from Mr. Keenleyside's query to be some ambiguity as to whether the word "termini" limited the length of the road to be constructed, or merely described where existing roads, irrespective of their size or carrying capacity, ended, the appropriate minutes of the Permanent Joint Board on Defense were consulted. These contain the following sentence:

"The proposed highway would have its southern terminus on the Edmonton, Dunvegan, British Columbian Railway, which has available carrying capacity substantially in excess of the possible carrying capacity of the road. Its northern terminus would be at a point about sixty miles south of Fairbanks on the Richardson Highway, which connects Fairbanks with Valdes."

In view of the foregoing, which clarifies the intent of the Permanent Joint Board on Defense, my Government believes that its offer to undertake the building and wartime maintenance of the highway does in fact include the stretch of road from Dawson Creek to Fort St. John.

As a matter of record, it would welcome a confirmation of its belief from the Canadian Government.

Accept, Sir, the renewed assurances of my highest consideration.

PIERREPONT MOFFAT.

The Right Honorable

The SECRETARY OF STATE  
FOR EXTERNAL AFFAIRS,

*Ottawa.*

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*The Canadian Secretary of State for External Affairs to the  
American Minister*

DEPARTMENT OF  
EXTERNAL AFFAIRS  
CANADA

No. 66

OTTAWA, CANADA, *May 9, 1942.*

SIR:

With reference to your note of May 4, 1942, No. 668, regarding the southern terminus of the Alaska Highway, and to our previous exchange of notes regarding the construction of a highway to Alaska, I have the honour to inform you that the Canadian Government is prepared to agree that the stretch of highway between Dawson Creek, British Columbia, and Fort St. John, British Columbia, be included in the proposed road, and that the railhead at Dawson Creek be accepted as the southern terminus of the highway.

Accept, Sir, the renewed assurances of my highest consideration.

N. A. ROBERTSON

for Secretary of State for External Affairs

HON. J. PIERREPONT MOFFAT,

*United States Minister to Canada,*

*United States Legation,*

*Ottawa.*

*Agreement between the United States of America and Canada respecting flight strips along Alaska Highway. Effected by exchange of notes signed at Ottawa August 26 and September 10, 1942.*

August 26 and Sep-  
tember 10, 1942  
[E. A. S. 381]

*The American Minister to the Canadian Secretary of State for External Affairs*

LEGATION OF THE  
UNITED STATES OF AMERICA  
*Ottawa, Canada, August 26, 1942.*

No. 744

SIR:

With a view to increasing the value of the Alaska Highway, the American authorities are anxious to undertake the construction of eight flight strips to be located along the road. The tentative sites for these strips are as follows:

- No. 1 At Dawson Creek.
- No. 2 About 50 miles south of Ft. Nelson.
- No. 3 About 75 miles west of Ft. Nelson.
- No. 4 Approximately 40 miles east of Lower Post.
- No. 5 Approximately 55 miles west of Lower Post.
- No. 6 Approximately 60 miles southeast of Whitehorse.
- No. 7 Approximately 30 miles northwest of Whitehorse.
- No. 8 About midway between Burwash Landing and Snag.

Although the flight strips will in all cases be located along the highway, they will be so placed in direction as to benefit by the prevailing wind.

My Government believes that the construction of these eight flight strips along the highway, which will result in its greater usefulness, falls within the scope and under the terms of the project as agreed to in our exchange of notes of March 17-18, 1942, but inasmuch as mention thereof was not specifically made in the text, it would welcome a confirmation from you of its belief.

56 Stat. 1458.

Accept, Sir, the renewed assurances of my highest consideration.

PIERREPONT MOFFAT.

The Right Honorable

The SECRETARY OF STATE  
FOR EXTERNAL AFFAIRS,

*Ottawa.*

*The Canadian Secretary of State for External Affairs to the  
American Minister*

DEPARTMENT OF  
EXTERNAL AFFAIRS  
CANADA

No. 134

OTTAWA, *September 10, 1942.*

SIR,

In reply to your Note of August 26, 1942, No. 744, I have the honour to inform you that the Canadian Government agrees to the construction of eight flight strips to be located along the route of the Alaska highway at approximately the points mentioned in your Note.

Accept, Sir, the renewed assurances of my highest consideration.

H H WRONG

for Secretary of State for External Affairs.

The UNITED STATES MINISTER TO CANADA,  
*Ottawa.*

*Agreement between the United States of America and Canada respecting the Haines-Champagne section of Alaska Highway. Effected by exchange of notes signed at Ottawa November 28 and December 7, 1942.*

November 28 and  
December 7, 1942  
[E. A. S. 382]

*The American Minister to the Canadian Secretary of State for External Affairs*

LEGATION OF THE  
UNITED STATES OF AMERICA

No. 798

*Ottawa, November 28, 1942.*

SIR:

I have the honor to refer to my conversation with Mr. Keenleyside of November 11, 1942, in which, on behalf of the Government of the United States of America, I requested the approval of the Canadian Government for the construction by appropriate American agencies of the Canadian section of a road from Haines Point, Alaska, to Champagne, Yukon Territory, where it would join the Alaska (Alcan) Highway which is now being constructed according to agreement between our two Governments.

As I pointed out, the construction of this cut-off road would give the United States Army additional facilities for distributing supplies in Yukon and Alaska by truck, and would materially supplement the quantity of freight that can now be moved into the Whitehorse area over the narrow gauge White Pass and Yukon Railway.

The Canadian Government was good enough to inform me orally on November 19, 1942, that it authorized the construction of that part of the Haines-Champagne road which lies in Canada and I have been directed to express the appreciation of the United States Government for this new mark of Canadian cooperation.

My Government has now instructed me to propose to the Canadian Government that the Haines-Champagne cut-off road shall henceforth be considered an integral part of the Alcan Highway, subject in all applicable respects to the terms of the agreement reached in our exchange of notes of March 17-18, 1942.

56 Stat. 1458.

Accept, Sir, the renewed assurances of my highest consideration.

PIERREPONT MOFFAT

The Right Honorable  
The SECRETARY OF STATE  
FOR EXTERNAL AFFAIRS,  
*Ottawa.*

*The Canadian Secretary of State for External Affairs to the  
American Minister*

DEPARTMENT OF  
EXTERNAL AFFAIRS  
CANADA

No. 171

OTTAWA, *December 7, 1942.*

SIR,

I have the honour to refer to your note No. 798 of November 28, 1942, in which you propose, on behalf of your Government, that the Haines-Champagne cut-off road shall henceforth be considered an integral part of the Alcan Highway, subject in all applicable respects to the terms of the agreement reached in our exchange of notes of March 17-18, 1942. This proposal appears to be covered by the decision of the War Committee on November 18, 1942, that permission be given to the United States to construct the Highway on the understanding that terms would be worked out between the two countries similar to those in effect for the Alaska Highway.

Accept, Sir, the renewed assurances of my highest consideration.

N A ROBERTSON

(for) Secretary of State for External Affairs.

The UNITED STATES MINISTER TO CANADA,  
*Ottawa, Canada.*

*Agreement between the United States of America and Canada respecting importation privileges for government officials and employees. Effected by exchanges of notes signed at Ottawa July 21, October 29, and November 9, 1942.*

July 21, October 29,  
and November 9,  
1942  
[E. A. S. 383]

*The Canadian Secretary of State for External Affairs to the  
American Minister*

DEPARTMENT OF  
EXTERNAL AFFAIRS  
CANADA

No. 113

OTTAWA, July 21, 1942.

SIR,—

I have the honour to refer to the suggestions made by the Legation some years ago, and renewed in the Legation's Memorandum of December 4, 1941,<sup>[1]</sup> regarding the granting of the privilege of free import after first arrival to several categories of United States officials in Canada who do not at present receive it.

2. After careful consideration, the Canadian Government has decided that it would be willing to grant this privilege to Consuls and Vice Consuls of career but not to any other United States officials in Canada who do not at present receive it. The Canadian Government's proposal is, of course, conditional on reciprocity. In view of the fact that Canada does not have any Consuls or Vice Consuls in the United States, and is not likely to have a large number of them for many years, it is desired that the privilege of free import after first arrival be given to Canadian Trade Commissioners and Assistant Trade Commissioners in the United States, as well as to Canadian Consuls and Vice Consuls of career, if and when any should be appointed.

3. The Canadian Government has also had under consideration another aspect of the Customs Regulations, namely, the right of free entry on first arrival for United States Government employees who are not expressly given that privilege by the Regulations under Tariff Item 706 e. g. clerks of the United States Legation and of Consulates, officers and employees of the United States Customs offices, etc. In practice such persons are given free entry on first arrival by entering them as "Settlers". I understand that in the United States a similar procedure is used to grant free entry on first arrival to non-diplomatic employees of the Canadian Government.

4. We propose that the privilege of free entry on first arrival should be expressly extended to all employees (of United States nationality)

<sup>1</sup> [Not printed.]

of the United States Government sent to posts in Canada and to all employees (of Canadian nationality) of the Canadian Government sent to posts in the United States. This free entry on first arrival should cover private automobiles, but not spirituous liquors.

5. I should be glad to learn whether the proposals set forth above are acceptable to the United States Government. If they are, I should like to know whether your Government desires to have a formal exchange of notes suitable for publication, or whether this Note and your reply will be sufficient.

Accept, Sir, the renewed assurances of my highest consideration.

N A ROBERTSON

for Secretary of State for External Affairs.

The UNITED STATES MINISTER TO CANADA,  
*United States Legation,  
Ottawa, Canada.*

*The American Minister to the Canadian Secretary of State for  
External Affairs*

LEGATION OF THE  
UNITED STATES OF AMERICA

*Ottawa, October 29, 1942.*

No. 783

SIR:

U. S. consuls and  
vice consuls.

I have the honor to refer to your note No. 113 of July 21, 1942, regarding the extension of the free importation privilege to American consuls and vice consuls of career on a basis of reciprocity, which would include on the part of Canadians in the United States, trade commissioners and assistant trade commissioners, since the Canadian Government does not now have consuls or vice consuls in the United States.

Free entry on first  
arrival to certain U. S.  
employees.

It has been noted that the Canadian Government is also willing, on a basis of reciprocity, to affirm its previous practice of granting free entry on first arrival to United States Government employees, other than diplomatic and consular officers, which would include clerks of the United States Legation and Consulates and officers and employees of the United States Customs offices. It has also been noted that the Canadian Government is unwilling to have free entry on first arrival for these employees include spirituous liquors.

Reciprocal privileges  
to designated officials,  
etc., of Canadian Gov-  
ernment.

I have now been instructed to inform you that my Government is prepared to accord, reciprocally, to Canadian consuls and vice consuls, should such officers be assigned to the United States, and to Canadian trade commissioners and assistant trade commissioners who are Canadian nationals and not engaged in any private occupation for gain, the privilege of importing articles, the importation of which is not prohibited, for their personal use free of duty upon their first arrival, upon their return from leave of absence spent abroad and during the time they are stationed in the United States. Furthermore, my Government is prepared to admit free of duty, on a reciprocal basis, all articles, except spirituous liquors and articles the importation

of which is prohibited, imported on first arrival for their personal use by Government employees of Canada other than diplomatic and consular officers, trade commissioners and assistant trade commissioners who are Canadian nationals and not engaged in any private occupation for gain.

I shall appreciate receiving confirmation that the Canadian Government is prepared, reciprocally, to grant the same privileges to like American officers and employees, and, if this be the case, I suggest that this note and your reply thereto be considered as concluding the agreement on this subject between our two Governments, which shall remain in effect until terminated by either Government.

Accept, Sir, the renewed assurances of my highest consideration.

PIERREPONT MOFFAT

The Right Honorable

The SECRETARY OF STATE

FOR EXTERNAL AFFAIRS,

*Ottawa.*

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*The Canadian Secretary of State for External Affairs to the  
American Minister*

DEPARTMENT OF  
EXTERNAL AFFAIRS  
CANADA

No. 155

OTTAWA, *November 9, 1942.*

SIR,

I have the honour to refer to your note No. 783 of October 29, 1942, regarding importation privileges for government officials and employees.

The Canadian Government agrees with the understandings set forth in your note which, with this note, shall be considered as concluding an agreement between our two Governments, which shall remain in effect until terminated by either Government.

Accept, Sir, the renewed assurances of my highest consideration.

LAURENT BEAUDRY

for Secretary of State for External Affairs.

The UNITED STATES MINISTER TO CANADA,

*Legation of the United States of America,*

*Ottawa.*

April 22, 1942  
[E. A. S. 384]

*Memorandum of agreement between the United States of America, Argentina, Australia, Canada, and the United Kingdom respecting wheat. Initialed at Washington April 22, 1942; effective June 27, 1942. And related papers.*

### MEMORANDUM OF AGREEMENT

Washington Wheat Meeting.

1. Officials of Argentina, Australia, Canada and the United States, wheat exporting countries, and of the United Kingdom, a wheat importing country, met in Washington on July 10, 1941 to resume the wheat discussions which were interrupted in London by the outbreak of war in September 1939 and to consider what steps might be taken toward a solution of the international wheat problem.

Draft Convention.  
Post, p. 1384.

2. The discussions at Washington, which extended over a period of many months, have made it clear that a satisfactory solution of the problem requires an international wheat agreement and that such an agreement requires a conference of the nations willing to participate which have a substantial interest in international trade in wheat. It was also recognized that pending the holding of such a conference the situation should not be allowed to deteriorate. The Washington Wheat Meeting has recorded the results of its deliberations in the attached Draft Convention in order to facilitate further international consideration of the subject at such time as may be possible and to provide a basis for such interim measures as may be found necessary.

Submission of Draft Convention to proposed conference.

3. The Washington Wheat Meeting has recognized that it is impracticable to convene at the present time the international wheat conference referred to above. Accordingly, the five countries present at that Meeting have agreed that the United States, so soon as after consultation with other countries it deems the time propitious, should convene a wheat conference of the nations having a substantial interest in international trade in wheat which are willing to participate, and that the Draft Convention above mentioned should be submitted to that conference for consideration.

Wheat for relief in war-stricken, etc., areas.

4. In the meantime there should be no delay in the provision of wheat for relief in war-stricken and other necessitous areas so soon as in the view of the five countries circumstances permit. Likewise it is imperative that the absence of control measures over the accumulation of stocks in the four countries now producing large quantities of wheat for markets no longer available should not create insoluble problems for a future conference. Accordingly, the five countries have agreed to regard as in effect among themselves, pending the conclusions of the conference referred to above, those arrangements described in the attached Draft Convention which are necessary to the administration and distribution of the relief pool of wheat and to the control of production of wheat other than those involving the control of exports.

Arrangements in effect.

5. If the conference contemplated above shall have met and concluded an agreement prior to the cessation of hostilities, no further action will be needed by the countries represented at the Washington Meeting. However, if this is not the case, it will be necessary, in order to prevent disorganization and confusion in international trade in wheat, to institute temporary controls pending the conclusions of the conference. Accordingly the five countries agree that in the period following the cessation of hostilities and pending the conclusion of a wheat agreement at the conference referred to the arrangements described in the attached Draft Convention which relate to the control of production, stocks and exports of wheat and to the administration thereof will be brought into effect among themselves. Those arrangements will come into effect on such date as may be unanimously agreed. Announcement of that date will be made within six months after the cessation of hostilities.

If agreement concluded prior to cessation of hostilities.

Temporary controls.

6. Pending the conclusions of the conference contemplated above, the five countries, on the cessation of hostilities or such earlier date as they may agree, will regard as in effect among themselves the arrangements described in the attached Draft Convention for the control of the prices of wheat. The determination of prices required to be made in accordance with those arrangements will be made by unanimous consent. If no determination of prices has been made on the cessation of hostilities, the five countries will, pending such determination but for a period not exceeding six months, maintain as the export price of wheat the last price negotiated by the United Kingdom for a bulk purchase of wheat from the principal country of supply: equivalent f.o.b. prices will be calculated for wheats of the other exporting countries and will be adjusted from time to time to meet substantial changes in freight and exchange rates.

Prices of wheat.

7. In taking any decisions under this Memorandum and the arrangements of the Draft Convention which it brings into operation each of the five countries will have one vote and a two-thirds majority will be required for decision except as otherwise provided herein.

Decisions taken under Memorandum and Draft Convention.

8. The provisions of this Memorandum will be superseded by any agreement reached at the proposed wheat conference or by any arrangements which the five countries and other interested countries may make to deal with the period pending such a conference. In any event they are to terminate two years from the cessation of hostilities.

Termination of provisions.

A M V.

For Argentina

E. McC

For Australia

C. F. W.

For Canada

H. F. C.

For the United Kingdom

L A W

For the United States

WASHINGTON,  
April 22, 1942.

## DRAFT CONVENTION

## PREAMBLE

Accumulation of  
wheat surpluses.

1. The prospects with regard to the production and marketing of wheat are such that accumulation of wheat surpluses threatens to result in grave post-war difficulties for the economies of the producing countries and hence, because of the interdependence of nations, for the economies of all countries. It is also to be expected that, unless appropriate action is taken, such accumulation will recur.

2. A solution of the problem thus presented must be regarded as an essential part of any program of world economic reconstruction and will call for cooperative action by all countries concerned in international trade in wheat. It will involve national and international measures for the regulation of wheat production in both exporting and importing countries, for the orderly distribution of wheat and flour in domestic and international trade at such prices as are fair to consumers and provide a reasonable remuneration to producers and for the maintenance of world supplies which shall be at all times ample for the needs of consumers without being so excessive as to create a world burden of unwanted surpluses.

Relief in war-strick-  
en areas.

3. Cooperative action is also necessary to meet the need for relief in the war-stricken areas of the world by the supply and distribution of gifts of wheat.

Measures necessary  
to assure benefits of  
abundant supplies.

4. The benefits of abundant world supplies of wheat cannot be assured to consumers unless there is a substantial decrease in uneconomic incentives to high-cost production, a lowering of barriers to world trade and the charging of prices to consumers not substantially higher than the price of wheat in international trade.

5. In many countries the standard of living would be improved by increasing the consumption of wheat through a lowering of prices. In all countries the standard of living would be improved by stimulating the consumption of foods rich in vitamins, proteins and minerals. The increased production of such foods would offer a more valuable use for land which has at times been used uneconomically for high-cost production of wheat.

6. Producers of an international commodity such as wheat are directly affected by standards of living throughout the world, by international purchasing power and by prevailing policies and practices affecting international trade generally. There can be no basic solution of the problem of export surpluses without a general reduction of import barriers and no measure should be taken or maintained which has the effect of retarding such reduction or of preventing in any way the fullest possible development of international trade.

Agreement.

Accordingly the contracting Governments have agreed as follows:

## ARTICLE I (EXPANSION OF TRADE)

1. The contracting Governments agree that an essential element of a solution of the world wheat problem is that consumers should

have the opportunity and means of increasing their purchases of wheat from areas which are equipped to produce it economically. They agree that such opportunity and means depend not only on the lowering of barriers to the importation of wheat but also on making available to wheat importing countries increased outlets for the exportation of goods which they in turn are equipped to produce economically. They agree that this requires the adoption and pursuit of national and international policies aimed at a fuller and more efficient use among nations of human and natural resources and thereby a world-wide expansion of purchasing power.

2. Recognizing therefore that much that is called for transcends the scope of a wheat agreement and requires action on a broad international basis, but that much also can be accomplished by national measures and by agreements with each other and with other countries, the contracting Governments undertake to further in every way possible the attainment of the foregoing objectives.

3. The Council shall from time to time submit to the contracting Governments a review of international trade in wheat and invite them to consider, in the light of the foregoing, what measures may be adopted for the expansion of such trade.

Review of international trade in wheat.

#### ARTICLE II (PRODUCTION CONTROL)\*

1. The Governments of Argentina, Australia, Canada and the United States of America shall adopt suitable measures to ensure that the production of wheat in their territories does not exceed the quantity needed for domestic requirements and the basic export quotas and maximum reserve stocks for which provision is hereinafter made.

2. Should nevertheless production in any country be found to have exceeded in any crop-year the quantity above prescribed, the Government of that country shall before the end of that crop-year take such action as will result in the disappearance of the excess production within its territories before the end of the following crop-year or shall otherwise deal with such excess production as the Council may direct, except that if any part of the excess production is shown to the satisfaction of the Council to be due to a yield above the average of the preceding 20 years the Government of the country concerned may carry that part as provided in paragraph 3 (a) of Article III or deal with it in such other manner as may be agreed with the Council.

Disposition of excess production.

3. Pending the coming into force of paragraphs 1 and 2 of this Article, the Governments of Argentina, Australia, Canada and the United States of America shall adopt or maintain positive measures to control production with the object of minimizing the accumulation of excessive stocks.

Interim measures.

\* NOTE: This Article to be expanded, when further international consideration of the subject is possible, to include provisions for production control in other exporting countries and in importing countries.

## ARTICLE III (STOCKS)

Minimum and maximum stocks of old wheat.

1. The Governments of Argentina, Australia, Canada and the United States of America shall, subject to the provisions of paragraphs 2, 3, 4 and 5 of this Article, ensure that stocks of old wheat held at the end of their respective crop years are not less than 35, 25, 80 and 150 million bushels respectively, and not more than 130, 80, 275 and 400 million bushels respectively. Any stocks not in excess of the specified maximum are hereinafter called "reserve stocks".

"Reserve stocks."

Stocks below minimum.

2. Stocks of old wheat in any country may be permitted to fall below the specified minimum (a) if the new crop together with the carry-over from the previous crop-year is insufficient to meet domestic requirements and leave at the end of that crop-year the minimum reserve stocks specified, in which case those stocks may be reduced by the amount necessary fully to meet domestic requirements, and (b) in so far as the Council decides that exports from the minimum reserve stocks of that country are required fully to meet the world demand for imported wheat.

Stocks above maximum.

3. Stocks of old wheat may exceed the maximum by (a) the quantity of permitted excess stocks ascertained under paragraph 4 of this Article and (b) the quantity of permitted surplus stocks ascertained under paragraph 5 of this Article.

Permitted excess stocks.

4. Such part of excess production in the first crop-year in which it occurs following the crop-year in which Article IV comes into force as may be shown under paragraph 2 of Article II to be due to above average yields shall be permitted excess stocks at the end of that crop-year. The permitted excess stocks at the end of each succeeding crop-year shall be ascertained by the Council by deducting from the permitted excess stocks, if any, at the end of the preceding crop-year any quantity by which production in the crop-year then ending was less than the maximum prescribed in paragraph 1 of Article II or by adding thereto such part of any excess production in that crop-year as may be shown under paragraph 2 of Article II to be due to above average yields.

Permitted surplus stocks.

5. Stocks in excess of the maximum, as ascertained by the Council, at the end of the crop-year in which announcement is made of the date on which the provisions of Articles II, III and IV will come into effect shall be permitted surplus stocks, unless that announcement is made less than 45 days prior to the beginning of the seeding period for the next harvest in which case stocks in excess of the maximum at the end of the succeeding crop-year shall be permitted surplus stocks. Permitted surplus stocks at the end of each succeeding crop-year shall be ascertained by the Council by deducting from the permitted surplus stocks at the end of the preceding crop-year (a) any secondary or supplementary export quotas allocated in the crop-year then ending and (b) any quantity by which production in that crop-year plus the permitted excess stocks at the end of the preceding crop-year was less than the maximum production prescribed in paragraph 1 of Article II.

6. Should it be shown to the satisfaction of the Council that, owing to insufficient or defective storage facilities, any part of the permitted surplus stocks in any country has been destroyed or has been disposed of by governmental measures in a manner clearly constituting extraordinary use such part shall nevertheless be counted as permitted surplus stocks for the purposes of paragraphs 3 and 4 of Article IV so long as any other permitted surplus stocks remain in that country.

7. The Council shall

Ascertainments and estimates.

(a) at its regular August meeting ascertain the permitted surplus stocks in Canada and the United States of America at the end of their preceding crop-years and estimate such stocks in Argentina and Australia at the end of their current crop-years

and

(b) at its regular January meeting ascertain the permitted surplus stocks in Argentina and Australia at the end of their preceding crop-years and estimate such stocks in Canada and the United States of America at the end of their current crop-years.

#### ARTICLE IV (EXPORT CONTROL)

1. The contracting Government of each exporting country shall adopt the measures necessary to ensure that net exports of wheat, including flour expressed in terms of its wheat equivalent, from its territories in each quota-year shall not, subject to the provisions of paragraph 11 of this Article, exceed the basic, secondary and supplementary export quotas for which provision is hereinafter made. It is recognized in principle that, within the framework of this Agreement, wheat from each exporting country should continue to find its way into its normal markets.

2. The basic export quotas for Argentina, Australia, Canada and the United States of America shall, subject to the provisions of paragraph 3 of this Article, be 25, 19, 40 and 16 percent respectively of the Council's latest published estimate of the total volume of international trade in wheat and flour in each quota-year less (a) such basic export quotas for other exporting countries as may be agreed under Article XIV and (b) reasonable allowances, having due regard to exports in past years, for net exports from the territories of Governments not parties to the Agreement.

Basic export quotas.

3. Should the residual quantity ascertained under paragraph 2 of this Article exceed 500 million bushels in any quota-year, the excess shall be allocated to Argentina, Australia, Canada and the United States of America as secondary export quotas. Allocations made in the first half of the quota-year shall be in proportion to permitted surplus stocks as determined under paragraph 7 (a) of Article III and allocations made in the second half of the quota-year shall be in proportion to permitted surplus stocks as determined under paragraph 7 (b) of Article III. Should there be no permitted surplus stocks in any of those four countries the excess shall be allocated to those

Secondary export quotas.

countries as secondary export quotas in proportion to their basic export quotas.

Supplementary export quotas.

4. If the Council is satisfied that any part of any country's export quota or of the allowance made for its exports for any quota-year will not be exported by that country in that quota-year, it shall, subject to the provisions of paragraph 6 of this Article, re-allocate that part as supplementary export quotas to the other exporting countries in accordance with the procedure prescribed in paragraph 3 of this Article for the allocation of secondary export quotas. Should there be no permitted surplus stocks in any of those countries that part shall, unless the Council otherwise decides, be re-allocated as supplementary export quotas to those of the other exporting countries which have percentage export quotas in proportion to those quotas.

Right to export full export quota.

5. No decisions taken by the Council pursuant to paragraph 4 of this Article shall prejudice the right of any country to export its full export quota within the quota-year to which it relates.

Failure to export owing to shortage of shipping.

6. Should it be shown to the satisfaction of the Council that the failure of any country to ship any part of its export quota during the first quota-year is due to shortage of shipping, the amount of the supplementary export quotas allocated to other countries in respect of such part shall be deducted from the basic export quotas of those countries for the second quota-year and added to the aforementioned country's basic export quota for the second quota-year.

Shipment of export quota during quota-year.

7. No export quota or part thereof shall be exported in any quota-year other than that to which it relates, except as otherwise provided in this Article. Should it nevertheless be shown to the satisfaction of the Council that, owing to unavoidable delay in the arrival or departure of ships, part of an export quota had not been shipped at the end of the quota-year that part may be shipped in the following quota-year but shall be deemed to have been shipped in the quota-year to which it relates.

Transfers, etc., of export quotas.

8. No export quota or part thereof shall be ceded, transferred or loaned by any country except as provided in this Article or with the unanimous approval of the contracting Governments of exporting countries.

When limit of export quota is approached.

9. When it appears that any country is approaching the limit of its export quota, the Chairman of the Council on the recommendation of the Executive Committee shall request the Government of that country to control loadings for export during the remainder of the quota-year and to telegraph each week to the Council the gross exports and gross imports of wheat and of wheat flour from and into its territories during the preceding week.

Declaration of quota-year exportation.

10. When the Chairman of the Council after consultation with the Executive Committee finds that any country has exported its export quota for any quota-year he shall immediately make a declaration to that effect. The contracting Government of the exporting country concerned shall thereupon announce that the exportation of wheat or flour from its territories will not be permitted after seven days from the date of the Chairman's declaration and the contracting Government

of each importing country shall not permit the importation into its territories of wheat or flour shipped from that exporting country during the current quota-year more than seven days after the date of the Chairman's declaration.

11. Should it be found that, owing to practical difficulties of closely controlling shipments, exports from any country have exceeded its export quota, that country shall not be deemed to have infringed the provisions of paragraph 1 of this Article so long as the excess is not more than 5 percent of the quota, but the amount of that excess up to 3 percent of the quota and three times the amount of that excess above 3 percent of the quota shall be deducted from that country's export quota for the following quota-year.

Deductions from export quota for following quota-year.

12. The contracting Governments recognize that international trade in wheat should be distributed on a fair and equitable basis among all countries which export wheat and they agree that the effective operation of the Agreement should not be impaired by abnormal exports from countries that have not acceded to it. Accordingly the contracting Governments shall cooperate in taking, on the advice of the Council, such practicable measures as may be necessary to attain this end.

Abnormal exports from nonacceding countries.

#### ARTICLE V (PRICE CONTROL)

1. The Council shall fix and publish prior to the coming into force of Article IV and thereafter at each regular August meeting a basic minimum price and a basic maximum price of wheat, c.i.f. United Kingdom ports, and schedules of prices, c.i.f. and/or f.o.b., equivalent thereto for the various wheats sold in world markets. These prices shall take effect on such date as may be determined by the Council and shall remain in force until the effective date of the prices fixed by the Council at its next regular August meeting but shall be subject to such adjustments as the Council may find necessary to meet substantial changes in freight or exchange rates or as may be made in accordance with the provisions of paragraph 3 of this Article.

Publication of fixed basic prices.

2. The prices fixed under paragraph 1 of this Article shall be such as will in the opinion of the Council (a) return reasonably remunerative prices to producers in exporting countries, (b) be fair to consumers in importing countries, (c) be in reasonable relationship to prices of other commodities and (d) make appropriate allowance for exchange rates and transportation costs.

3. Should the Council so decide the basic minimum and maximum prices of wheat and the schedules of prices equivalent thereto shall be adjusted at monthly or other intervals to allow for carrying charges.

Adjustments for carrying charges.

4. The Governments of Argentina, Australia, Canada and the United States of America shall not, after the coming into force of paragraph 1 of this Article, sell or permit the sale of wheat for export, or to millers for producing flour for export, at prices below the minimum equivalents fixed by the Council under paragraph 1 or 3 of this Article.

Sales at prices below minimum equivalents.

Sales at f. o. b. prices  
within maximum  
equivalents.

5. The Governments of Argentina, Australia, Canada and the United States of America shall ensure that wheat for export is at all times on sale at f.o.b. prices not in excess of the maximum equivalents fixed by the Council under paragraph 1 or 3 of this Article.

#### ARTICLE VI (RELIEF POOL)

Intergovernmental  
relief in war-stricken,  
etc., areas.

1. The Governments of Argentina, Australia, Canada, the United Kingdom and the United States of America shall establish a pool of wheat which will be available for intergovernmental relief in war-stricken countries and other necessitous areas of the world, where circumstances in the view of those Governments make such relief practicable.

Contributions.

2. The Governments of Canada, the United Kingdom and the United States of America shall give to the pool, as and when required by the Council, 25, 25 and 50 million bushels respectively of wheat, or its equivalent in whole or part in flour, f.o.b. seaboard port in the country of origin.

3. The Governments of Argentina, Australia, Canada and the United States of America shall, as and when required by the Council, give to the pool in addition to the contributions prescribed in paragraph 2 of this Article a quantity of wheat or its equivalent in whole or part in flour, f.o.b. seaboard port, to be determined by them in consultation with the Council and on such basis as may be agreed among them.

Administration of  
relief pool.

4. The Council shall be responsible for the administration of the relief pool and shall, wherever possible, arrange for the distribution of relief wheat through such intergovernmental relief body as may be set up and given general responsibility for the distribution of relief. Should the Council decide to make relief wheat or flour available to any necessitous area in which the intergovernmental relief body has not the organization necessary for the distribution of such wheat or flour the Council shall arrange with the appropriate authorities to distribute such wheat or flour in that area. Any arrangements for the distribution of relief wheat shall be such as to minimize, so far as the provision of sufficient relief permits, the reduction of the effective demand for wheat on sale.

Transportation in  
lieu of wheat or flour.

5. The United Kingdom Government may, if so agreed by the Council after consultation with the intergovernmental relief body, contribute transportation of relief wheat or flour in lieu of part or all of its contribution under paragraph 2 of this Article.

Advances for im-  
mediate relief.

6. Any contributing Government shall, if the Council after consultation with the intergovernmental relief body so requests and upon such terms of replacement as may be agreed with the Council, make, pending the arrival of contributions by other Governments, advances of such wheat or flour as that Government may consider practicable to release for immediate relief.

Additional contri-  
butions.

7. Should the Council consider or be advised by the intergovernmental relief body that the quantity of relief wheat contributed under paragraphs 2, 3 and 5 of this Article appears likely to prove insuf-

ficient, the Council shall make recommendations to the contracting Governments regarding additional contributions.

8. The Council shall instruct the Executive Committee (a) to facilitate the transfer of relief wheat and flour from the national wheat-handling organizations of the contributing Governments to the inter-governmental relief body, (b) to maintain effective liaison between the national wheat-handling and shipping organizations of the contributing Governments and international shipping and transport controls and (c) generally to consult with the intergovernmental relief body regarding all transactions relating to the relief pool.

Duties of Executive Committee.

9. Should the Council receive, at any time after the completion of the relief to which the provisions of paragraphs 1 to 8 of this Article relate, an appeal for relief wheat or flour from any Government to relieve famine in any area within the jurisdiction of that Government, the Council shall investigate the possibilities of meeting such an appeal and report to the contracting Governments its findings together with its recommendations.

Appeal to relieve famine.

#### ARTICLE VII (THE COUNCIL)\*

1. This Agreement shall be administered by an International Wheat Council consisting of one or more delegates of each contracting Government.

International Wheat Council.

2. The Council shall have the powers specifically assigned to it under the Agreement and such other powers as are necessary for the effective operation of the Agreement and for the carrying out of its provisions.

Powers.

3. The Council may, by unanimity of the votes cast, delegate the exercise of any of its powers or functions to such persons or bodies as it thinks fit.

Delegation of powers.

4. The Council shall elect, for such periods and upon such conditions as it may determine, a Chairman and a Vice Chairman, who need not be delegates of contracting Governments.

Election of Chairman and Vice Chairman.

5. The Council shall appoint a Secretary and such other employees as it considers necessary and determine their powers, duties, compensation and duration of employment.

Appointment of Secretary, etc.

6. The seat of the Council shall be in London unless the Council should otherwise determine.

Seat of Council.

7. The Council shall meet in January and August of each year and at such other times as it may determine. The Chairman shall convene a meeting of the Council if so requested (a) by the Executive Committee or (b) by the delegates of five contracting Governments or (c) by the delegates of contracting Governments with a total of not less than \_\_\_\_\_ votes.

Meetings.

8. Notices of all meetings shall be dispatched so as to ensure receipt by delegations of contracting Governments at least fourteen days in advance of the date fixed for the meeting.

\*NOTE: This Article to be expanded, when further international consideration of the subject is possible, to include provisions for voting.

Delegation of representation and vote.

9. Any contracting Government may designate the delegation of any other contracting Government to represent it and to vote on its behalf at any meeting of the Council or on any particular question. The terms of any such delegation of authority shall be communicated in writing by the delegating Government to the Chairman of the Council.

Decisions.

10. The Council may take decisions, without holding a meeting, by correspondence between the Chairman and the delegations of the contracting Governments, unless any delegation objects. Any decisions so taken shall be communicated forthwith to all the delegations and shall be recorded in the Minutes of the next meeting of the Council.

Arrangements to facilitate exports.

11. The Council shall make at the earliest practicable date all possible arrangements with international shipping controls to facilitate the exportation of wheat.

Duties of Executive Committee.

12. The Council shall instruct the Executive Committee (a) to cooperate with bodies engaged in the task of improving human nutrition, (b) to investigate the possibilities of increasing wheat consumption and (c) to examine and report upon any proposals made to the Council by any contracting Government designed to facilitate the attainment of the objectives of the Agreement.

Ascertainment of carry-over.

13. The Council shall ascertain and make public the carry-over of wheat in Argentina, Australia, Canada and the United States of America at the end of each of their respective crop-years.

Investigation of wheat storage facilities.

14. The Council shall, upon the request of any contracting Government of an exporting country, investigate the possibility of meeting the needs of that country for wheat storage facilities to maintain in a good state of preservation such stocks of wheat as may accumulate prior to the coming into force of Article IV. The Council shall report to the contracting Governments its findings together with its recommendations.

Estimates of international trade.

15. The Council shall at its regular August meeting make and publish, with such detail as it considers desirable, an estimate of the total volume of international trade in wheat and flour in the current quota-year and shall from time to time review that estimate and publish such revised estimates as it may make.

Annual report.

16. The Council shall publish an annual report on the operation of the Agreement which shall include a summary of relevant statistics and such other material as the Council may determine. The Council may authorize the publication of such other reports as it considers appropriate. Reports shall be published in English and in any other languages that the Council may determine.

Performance by Council of functions of Executive Committee.

17. Pending the establishment of the Executive Committee under Article VIII, the Council shall itself perform the functions assigned by the Agreement to that Committee.

Assets, etc., of Wheat Advisory Committee.

18. The Council may arrange to take over the assets and liabilities of the Wheat Advisory Committee upon the dissolution of that body on such terms as may be agreed with it.

### ARTICLE VIII (THE EXECUTIVE COMMITTEE)

1. The Council shall, when it considers it desirable to do so, establish an Executive Committee which shall work under its general direction.

2. The Chairman of the Executive Committee shall be appointed by the Council for such period and upon such conditions as it may determine. He need not be a delegate of a contracting Government to the Council or a member of the Committee.

3. The Secretary of the Council shall be the Secretary of the Executive Committee.

4. In addition to the specific duties for which provision is made in this Agreement, the Executive Committee shall be charged with the general duty of keeping under review the working of the Agreement and of reporting to the Council from time to time on the manner in which the provisions of the Agreement are being carried out.

Additional duties.

5. The Executive Committee may be convened at any time by its Chairman.

6. The decisions of the Executive Committee shall be taken by a simple majority of the total votes held by its members.

### ARTICLE IX (REPORTS TO THE COUNCIL)

1. Each contracting Government shall make to the Council such reports as the Council may from time to time request on the action which that Government has taken to carry out the provisions of this Agreement.

2. Each contracting Government shall upon request telegraph each month to the Council the gross exports and gross imports of wheat and of wheat flour from and into its territories in the preceding month, and shall supply such other information as the Council may from time to time request for the purposes of the Agreement.

### ARTICLE X (FINANCE)

1. The contracting Governments shall share proportionally to the votes which they hold in the Council any expenses incurred by the Council in administering this Agreement.

Expenses.

2. The Council shall at its first meeting approve its budget for the period prior to the first day of the month of August after its first regular January meeting and assess the contribution to be paid by each contracting Government for that period.

Approval of budget.

3. The Council shall at each regular January meeting approve its budget for the following August–July period and assess the contribution to be paid by each contracting Government for that period.

4. The initial contribution of any Government acceding to the Agreement after the first meeting of the Council shall be assessed proportionally to the number of its votes in the Council and to the number of full months between its accession and the beginning of

Assessments.

the first August–July period for which it is assessed under the provisions of paragraph 3 of this Article, but the assessments already made upon other Governments shall remain unaltered.

Publication of audited statements.

5. The Council shall publish an audited statement of all moneys received and paid out during the period referred to in paragraph 2 of this Article and during each August–July period thereafter.

Taxation and foreign-exchange control.

6. Consideration shall be given by each contracting Government to the possibility of according to the funds of the Council and to the salaries paid by the Council to its employees who are nationals of other countries treatment in respect of taxation and of foreign exchange control no less favourable than that accorded by such Government to the funds of any other Government and to salaries paid by any other Government to any of its accredited representatives who are its nationals.

Disposal of remaining funds.

7. The Council shall determine the disposal, on the termination of the Agreement, of any funds which remain after meeting its obligations.

#### ARTICLE XI (DATE UPON WHICH THE AGREEMENT COMES INTO FORCE)\*

#### ARTICLE XII (DURATION OF THE AGREEMENT)

This Agreement shall remain in force for four years after the last day of the month of July following the date upon which it comes into force. The Council shall inquire of the contracting Governments at least six months before the Agreement is due to expire whether they desire to continue it and shall report to the contracting Governments the results of such inquiry together with its recommendations.

#### ARTICLE XIII (RELATION TO OTHER AGREEMENTS)

1. So long as this Agreement remains in force it shall prevail over any provisions inconsistent therewith which may be contained in any other agreement previously concluded between any of the contracting Governments.

2. Should any contracting Government be party to an agreement with a non-contracting Government containing any provision inconsistent with this Agreement, that contracting Government shall take all reasonable steps to procure the necessary amendment of such agreement at the earliest date which it deems practicable.

#### ARTICLE XIV (ACCESSIONS)

This Agreement shall at any time be open to accession by the Government of any country on the terms contained therein so far as they are applicable to that Government and on such other terms not inconsistent therewith as may be agreed with the Council. It shall accede as the Government either of an exporting country or of an importing

\*NOTE: The text of this Article to be determined when further international consideration of the subject is possible.

country as may be agreed with the Council and if it accedes as the Government of an exporting country it shall have such basic export quota as may be agreed with the Council.

#### ARTICLE XV (WITHDRAWALS)

1. The contracting Government of any country which considers its national security endangered as a result of hostilities may apply to the Council for the suspension of any of its obligations under Articles II, III, IV and V of this Agreement. If the application is not granted within 30 days after the date thereof, such Government may within 15 days after the end of that period withdraw from the Agreement on written notice to the Council.

2. If it is shown to the satisfaction of the Council that the Government of Argentina, of Australia, of Canada or of the United States of America has failed to carry out its obligations under paragraph 1 of Article IV or paragraph 4 of Article V, the contracting Government of any exporting country may within 90 days withdraw from the Agreement on 30 days' written notice to the Council.

3. If the Government of Argentina, of Australia, of Canada or of the United States of America withdraws from the Agreement, the Agreement shall thereupon terminate, unless the Council, by three-fourths of the total votes held in the Council, decides to maintain the Agreement with whatever modifications it may deem necessary.

Termination or modification of Agreement.

#### ARTICLE XVI (TERRITORIES)

1. The rights and obligations under this Agreement of the Government of Argentina apply to the Customs territory thereof; those of the Government of Australia to Australia and her territories; those of the Government of Canada to the Customs territory thereof; those of the Government of the United Kingdom of Great Britain and Northern Ireland to Great Britain and Northern Ireland; and those of the Government of the United States of America to the Customs territory thereof.

Rights and obligations of designated Governments.

2. In the event of the Government of any other country acceding to the Agreement under Article XIV, the Council shall agree with the said acceding Government as to the territories to which the rights and obligations of the said acceding Government under the Agreement shall apply.

Other acceding Government.

#### ARTICLE XVII (DEFINITIONS)

For the purposes of this Agreement:

1. "Bushel" means sixty pounds avoirdupois.
2. "Carrying charges" means the costs incurred for storage, interest and insurance in holding wheat.
3. "Carry-over" means the aggregate of the stocks in any country, as ascertained by the Council under paragraph 13 of Article VII, of old wheat at the end of the crop-year held (a) in all elevators, warehouses and mills, (b) in transit or at railroad sidings and (c)

Ante, p. 1392.

on farms, except that in the case of Canada "carry-over" means in addition the stocks of wheat of Canadian origin held in bond in the United States of America.

*Ante*, p. 1391. 4. "Council" means the International Wheat Council for which provision is made in Article VII.

5. "Crop-year" means in respect of Argentina and Australia, the period from December 1 to November 30; in respect of Canada, the period from August 1 to July 31; and in respect of the United States of America, the period July 1 to June 30.

6. "Domestic requirements" means all use of wheat and flour during any crop-year within the territories of each contracting Government for human and animal consumption, for industrial purposes, and for seed, and waste.

7. "Equivalent", with reference to the measurement of flour in terms of wheat, means a quantity calculated in the ratio of such number of pounds of flour to 100 pounds of wheat as the Council shall determine.

*Ante*, p. 1393. 8. "Executive Committee" means the Executive Committee established by the International Wheat Council under Article VIII.

*Ante*, p. 1394. 9. "Exporting country" means Argentina, Australia, Canada, the United States of America or any country that may accede as such to the Agreement under Article XIV.

*Ante*, p. 1387. 10. "Export quota" means basic export quota together with any secondary or supplementary export quota allocated under Article IV.

*Ante*, p. 1387. 11. "Extraordinary use" means use which the Council is satisfied would not have taken place but for the governmental measures referred to in paragraph 6 of Article III.

12. "Gross exports" means the total quantity of wheat, including flour expressed in terms of its wheat equivalent, shipped from the territories of any Government, except that in the case of Canada "gross exports" means the overseas clearances of Canadian wheat from sea-board ports in Canada and the United States of America, plus imports of wheat from Canada into the United States of America for consumption and for milling in bond, plus flour expressed in terms of its wheat equivalent shipped from Canadian territories.

13. "Gross imports" means the total quantity of wheat, including flour expressed in terms of its wheat equivalent, imported into the territories of any Government.

*Ante*, p. 1394. 14. "Importing country" means the United Kingdom or any country that may accede as such to the Agreement under Article XIV.

15. "Net exports" means gross exports minus gross imports.

16. "Net imports" means gross imports minus gross exports.

17. "New crop" means wheat harvested not more than two months prior to the beginning of the current crop-year.

18. "Old wheat" means wheat harvested more than two months prior to the beginning of the current crop-year.

19. "Quota-year" means the period ending July 31 following the date upon which the Agreement comes into force and thereafter the period from August 1 to July 31.

20. "Seaboard port" means any sea or river port at which a sea-going ship of 6000 tons gross can load.

21. "Shipped" means transported in any manner.

22. "Territories" means territory, or group of territories, to which the rights and obligations of the Agreement apply in accordance with the provisions of Article XVI.

*Ante*, p. 1395

23. "The beginning of the seeding period for the next harvest" means in respect of Argentina, May 1; in respect of Australia and Canada, April 1; and in respect of the United States of America, September 1.

24. "Total volume of international trade in wheat and flour" means the aggregate of the net export from each country of the world.

25. "Wheat Advisory Committee" means the Committee established under the Final Act of the Conference of Wheat Exporting and Importing Countries held in London at the Offices of the High Commissioner for Canada, from August 21 to 25, 1933.

26. "Yield" means quantity of production per unit of sown area.

## MINUTES OF THE FINAL SESSION OF THE WASHINGTON WHEAT MEETING

The officials of the five countries participating in the Washington Wheat Meeting record as follows their understanding regarding certain provisions of the Memorandum of Agreement entered into pursuant to that Meeting:

*Ante*, p. 1382.

1. The arrangements referred to in paragraph 4 of the Memorandum, relating to the relief pool of wheat and to the control of production, mean the following provisions of the Draft Convention attached thereto: paragraph 3 of Article II (Production Control), Articles VI (Relief Pool), VII (The Council) except paragraph 6, X (Finance), XVII (Definitions) and, should the Council at any time so decide, Article VIII (The Executive Committee).

*Ante*, pp. 1385, 1390, 1391, 1393, 1395, 1393.

2. The arrangements referred to in paragraph 5 of the Memorandum, relating to the control of production, stocks and exports and to the administration thereof, mean the following provisions of the Draft Convention, in addition to Articles VII (except paragraph 6), VIII, X and XVII referred to above: paragraphs 1 and 2 of Article II (Production Control), Article III (Stocks), Article IV (Export Control) except the provisions of paragraphs 10 and 12 relating to the obligations of importing countries since those provisions are not regarded as essential to the interim measures contemplated in the Memorandum, Article IX (Reports To The Council) and Article XVI (Territories).

*Ante*, pp. 1391, 1393, 1395, 1385, 1386, 1387.

3. The words "cessation of hostilities" in the Memorandum mean the earliest date at which none of the five countries is engaged in substantial belligerent operations.

*Ante*, pp. 1382, 1393, 1395.

4. The words "arrangements described in the attached Draft Convention" in paragraph 6 of the Memorandum mean the provisions of Article V of the Draft Convention.

*Ante*, pp. 1383, 1389.

5. The words "equivalent f.o.b. prices" which will be calculated for wheats of the other exporting countries under paragraph 6 of the Memorandum mean the prices of Argentine, Australian and United States wheats which will be ascertained by the unanimous vote of the Council as equivalent to the last price negotiated by the United Kingdom for a bulk purchase of wheat from Canada.

*Ante*, p. 1383.

Seat of Council.

6. The seat of the Council will be in Washington during the period in which the Memorandum of Agreement is in force, unless the Council should otherwise determine.

Availability of Minutes and Reports.

7. The Minutes of the Washington Wheat Meeting, together with the Reports of its Committees, will be available for the

information of the Council during the period in which the Memorandum of Agreement is in force.

8. The English texts of the Memorandum of Agreement and of the present Minutes have been initialled by Anselmo M. Vaccava, Edwin McCarthy, Charles F. Wilson, Harold F. Carlill, and Leslie A. Wheeler, officials of Argentina, Australia, Canada, the United Kingdom and the United States respectively, as competent experts in a position to reflect the views of their respective Governments. The Memorandum, the Draft Convention and the present Minutes will be transmitted in English and Spanish by the Government of the United States to the other four Governments for their approval. So soon as the approval of the five Governments has been notified to each of them the provisions of the Memorandum of Agreement will be deemed to come into effect and the Memorandum of Agreement together with the Draft Convention attached thereto and the present Minutes will be made public.

Effective date.  
Post, pp. 1403, 1404.

A M V.  
For Argentina  
E. McC  
For Australia  
C. F. W.  
For Canada  
H. F. C.  
For the United Kingdom  
L A W  
For the United States

WASHINGTON,  
*April 22, 1942.*

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*The Secretary of State to the Argentine Ambassador*<sup>1</sup>

DEPARTMENT OF STATE  
WASHINGTON  
*April 24, 1942*

EXCELLENCY:

Pursuant to the conclusion of the wheat discussions which have been carried on at Washington by officials of the Governments of Argentina, Australia, Canada, the United Kingdom, and the United States, I have the honor to enclose herewith copies in English and Spanish of the Memorandum of Agreement, including the Draft Convention attached thereto, and of the Minutes of the Final Session of the Washington Wheat Meeting relating to the Memorandum,

<sup>1</sup> [*Mutatis mutandis* to the Australian Minister of State for External Affairs, the Canadian Minister, and the British Ambassador.]

which have been initialled by officials of those governments as competent experts in a position to reflect the views of their respective governments.

Your Government is invited to signify its approval of the Memorandum of Agreement and the interpretation thereof according to the Minutes of the Final Session of the Washington Wheat Meeting, it being understood that upon notification by this Government to the Governments of Argentina, Australia, Canada, and the United Kingdom that each of the five governments has signified its approval, the provisions of the Memorandum of Agreement will be deemed to come into effect.

Accept, Excellency, the renewed assurances of my highest consideration.

CORDELL HULL

Enclosures :

- Copies of Memorandum of Agreement, Draft Convention, and Minutes  
 1) In English  
 2) In Spanish<sup>[1]</sup>

His Excellency  
 Señor Don FELIPE A. ESPIL,  
*Ambassador of Argentina.*

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*The Argentine Ambassador to the Secretary of State*

EMBAJADA  
 DE LA  
 REPÚBLICA ARGENTINA

D.E. N° 170.-

WASHINGTON, *Junio 24 de 1942.-*

EXCELENCIA :

Tengo el honor de acusar recibo de su nota de Abril 24 de 1942, que se refiere a la terminación de las deliberaciones sobre el trigo que tuvieron lugar en Washington, y de expresar la aprobación de mi Gobierno a las disposiciones del Memorandum de Convenio, al que se adjunta un Proyecto de Convención, y a la interpretación de ciertas disposiciones del mismo de acuerdo al Acta de la Sesión Final de las reuniones del Trigo en Washington.

Mi Gobierno considerará las disposiciones del Memorandum de Convenio como entrando en vigor al ser notificado de que los otros cuatro Gobiernos han expresado su aprobación.-

Sírvase aceptar S. E. las seguridades de mi más alta consideración.

FELIPE A. ESPIL  
*Argentine Ambassador*

A S. E. el Señor CORDELL HULL  
*Secretario de Estado*  
*Washington, D.C.-*

<sup>1</sup> [Not printed.]

*Translation by the Department of State of the Foregoing Note*EMBASSY OF THE ARGENTINE  
REPUBLIC

D.E. No. 170

WASHINGTON, June 24, 1942

EXCELLENCY:

I have the honor to acknowledge the receipt of your note of April 24, 1942, which refers to the termination of the deliberations on wheat which took place at Washington, and to express the approval of my Government to the provisions of the Memorandum of Agreement, to which there is added a Draft Convention and to the interpretation of certain provisions of the same in accordance with the minutes of the final session of the wheat meetings at Washington.

My Government will consider the provisions of the Memorandum of Agreement as entering into force upon being notified that the other four Governments have expressed their approval.

Please accept, Excellency, the assurances of my high consideration.

FELIPE A. ESPIL

*Argentine Ambassador*

His Excellency

CORDELL HULL,

*Secretary of State,**Washington, D.C.*


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*The Australian Minister of State for External Affairs to the  
Secretary of State*

AUSTRALIAN LEGATION,

WASHINGTON, D.C.

*April 24th, 1942*

No. 99/42

SIR,

I have the honour to acknowledge the receipt of your note of April 24th, 1942, referring to the conclusion of the wheat discussions at Washington, and to signify my Government's approval of the provisions of the Memorandum of Agreement, to which is attached a Draft Convention, and the interpretation of those provisions according to the Minutes of the Final Session of the Washington Wheat Meeting.

My Government will regard the provisions of the Memorandum of Agreement as coming into effect upon notification that the other four governments have signified their approval.

I have the honour to be,

With the highest consideration, Sir,

Your obedient servant,

H. V. EVATT

The Honourable

CORDELL HULL,

*Secretary of State of the United States,**Washington, D.C.*

*The Canadian Minister to the Secretary of State*

CANADIAN LEGATION

WASHINGTON

May 20, 1942

No. 331

SIR,

I have the honour to acknowledge the receipt of your Note of April 24, 1942, referring to the conclusion of the wheat discussions at Washington, and to signify my Government's approval of the provisions of the Memorandum of Agreement, to which is attached a Draft Convention, and the interpretation of those provisions according to the Minutes of the Final Session of the Washington Wheat Meeting.

My Government will regard the provisions of the Memorandum of Agreement as coming into effect upon notification that the other four governments have signified their approval.

Accept, Sir, the renewed assurance of my highest consideration.

LEIGHTON MCCARTHY

The Honourable CORDELL HULL,  
*Secretary of State of the United States,*  
*Washington, D.C.*

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*The British Ambassador to the Secretary of State*

BRITISH EMBASSY,

WASHINGTON, D.C.,

18th May, 1942.

W. T. 706/103/42

SIR,

I have the honour to acknowledge the receipt of your note of April 24th, 1942, referring to the conclusion of the wheat discussions at Washington, and to signify my Government's approval of the provisions of the Memorandum of Agreement, to which is attached a Draft Convention, and the interpretation of those provisions according to the Minutes of the Final Session of the Washington Wheat Meeting.

My Government will regard the provisions of the Memorandum of Agreement as coming into effect upon notification that the other four governments have signified their approval.

I have the honour to be, with the highest consideration, Sir,  
your most obedient, humble servant,

HALIFAX

The Honourable CORDELL HULL,  
*Secretary of State of the United States,*  
*Washington, D. C.*

*The Secretary of State to the Argentine Ambassador*

DEPARTMENT OF STATE  
WASHINGTON  
*June 27, 1942*

EXCELLENCY:

I have the honor to notify your Government that the Memorandum of Agreement, to which is attached the Draft Convention, and the Minutes of the Final Session of the Washington Wheat Meeting, referred to in my note of April 24, 1942, and your acknowledgment of June 24, 1942, have been approved by the Governments of Argentina, Australia, Canada, the United Kingdom, and the United States and that the provisions of the Memorandum of Agreement are deemed to come into effect as of the date of this notification.

Accept, Excellency, the renewed assurances of my highest consideration.

CORDELL HULL

The Honorable  
Senor DON FELIPE A. ESPIL,  
*Ambassador of Argentina.*

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*The Secretary of State to the Australian Minister*

DEPARTMENT OF STATE  
WASHINGTON  
*June 27, 1942*

SIR:

I have the honor to notify your Government that the Memorandum of Agreement, to which is attached the Draft Convention, and the Minutes of the Final Session of the Washington Wheat Meeting, referred to in my note of April 24, 1942, and Mr. Evatt's acknowledgment of the same date, have been approved by the Governments of Argentina, Australia, Canada, the United Kingdom, and the United States and that the provisions of the Memorandum of Agreement are deemed to come into effect as of the date of this notification.

Accept, Sir, the renewed assurances of my highest consideration.

CORDELL HULL

The Honorable  
Sir OWEN DIXON, K.C.M.G.,  
*Minister of Australia.*

*The Secretary of State to the Canadian Minister*

DEPARTMENT OF STATE

WASHINGTON

*June 27, 1942*

SIR:

I have the honor to notify your Government that the Memorandum of Agreement, to which is attached the Draft Convention, and the Minutes of the Final Session of the Washington Wheat Meeting, referred to in my note of April 24, 1942, and your acknowledgment of May 20, 1942, have been approved by the Governments of Argentina, Australia, Canada, the United Kingdom, and the United States and that the provisions of the Memorandum of Agreement are deemed to come into effect as of the date of this notification.

Accept, Sir, the renewed assurances of my highest consideration.

CORDELL HULL

The Honorable

LEIGHTON MCCARTHY, K. C.,

*Minister of Canada.**The Secretary of State to the British Ambassador*

DEPARTMENT OF STATE

WASHINGTON

*June 27, 1942*

EXCELLENCY:

I have the honor to notify your Government that the Memorandum of Agreement, to which is attached the Draft Convention, and the Minutes of the Final Session of the Washington Wheat Meeting, referred to in my note of April 24, 1942, and your acknowledgment of May 18, 1942, have been approved by the Governments of Argentina, Australia, Canada, the United Kingdom, and the United States and that the provisions of the Memorandum of Agreement are deemed to come into effect as of the date of this notification.

Accept, Excellency, the renewed assurances of my highest consideration.

CORDELL HULL

His Excellency

The Right Honorable the Viscount HALIFAX, K.G.,

*British Ambassador.*

*Agreement between the United States of America and Peru respecting the establishment of the Inter-American Cooperative Food Production Service in Peru. Effected by exchange of notes signed at Lima May 19 and 20, 1943.*

May 19, 20, 1943  
[E. A. S. 385]

*The American Ambassador to the Peruvian Minister of Agriculture*

EMBASSY OF THE  
UNITED STATES OF AMERICA

*Lima, May 19, 1943*

EXCELLENCY:

I have the honor to refer to Your Excellency's Note No. 402 of May 14, 1943 [<sup>1</sup>] transmitting for my consideration the revised draft of the Spanish text of the agreement for the establishment of the Inter-American Cooperative Food Production Service, and to inform Your Excellency that except for two minor changes in wording I concur in Your Excellency's opinion that this Spanish text is satisfactory.

These two minor changes, which have been informally discussed with Mr. Moravsky, the Director of Agriculture, are:

1. Page 3, Clause Six, line 11 of the Spanish draft, to be altered to read in English as follows: "but, without prejudice to the immediately preceding provisions of this sentence, the necessary steps will so far as possible be taken to obtain those"

2. Page 3, Clause Nine, next to last line, the insertion after the words "labores oficiales", of the following new sentence which in English reads: "The members of the Food Production Mission of the Institute of Inter-American Affairs will not pay to Peru any direct tax on salaries when they are subject to such a tax by the United States of America".

In view of Mr. Moravsky's verbal statement that the above two minor changes are acceptable, I have pleasure in transmitting as an enclosure to this Note an original and one copy of the English text of this *Memorandum of Agreement*. Providing you perceive no objection, I shall also, immediately on receipt from Your Excellency of the agreed-upon Spanish text, forward that document to my Government with the statement that this exchange of notes constitutes the agreement for the establishment of the Inter-American Cooperative Food Production Service in Peru.

With respect to your Government's desire, expressed in Your Excellency's Note under reference, that the Service assist, by means of its specialized technical personnel, in the problems of transportation and distribution of food products which, while connected with the gen-

Post, p. 1406.

Technical assistance  
in transportation, etc.,  
of food products.

<sup>1</sup> [Not printed.]

eral program outlined in Clause Three of the *Memorandum of Agreement*, have not been clearly explained therein, permit me to say that there would appear to be no objection to the United States technical personnel, if so mutually agreed upon, also lending their services toward these ends. Such technical assistance, it may be observed, would seem to be provided for under the terms of the final paragraph of the *Memorandum of Agreement*.

Please accept, Excellency, the assurance of my high consideration.

R. HENRY NORWEB

Enclosure:

Memorandum of Agreement

His Excellency

GODOFREDO A. LABARTHE,

*Minister of Agriculture,*

*Lima.*

#### MEMORANDUM OF AGREEMENT

SCIPA.

*First*—The Government of the Republic of Peru will create, as a separate entity, a special technical service within the Ministry of Agriculture, which shall be known as the Servicio Cooperativo Inter-Americano de Producción de Alimentos (Inter-American Cooperative Food Production Service), hereafter to be called the SCIPA. The SCIPA shall function in the formulation and execution of the food production program hereinafter set forth. It shall be a dependency of the Ministry of Agriculture.

Food Production  
Mission.

*Second*—The Government of the United States of America, represented by The Institute of Inter-American Affairs, a corporation organized and existing under the laws of the State of Delaware, an instrumentality of the United States of America, will name a food production mission to assist in the consummation of the program in Peru. The person in charge of this mission will be an expert who shall have the title of Chief, Food Production Mission, in Peru. This official shall be the representative of the Food Production Division of The Institute of Inter-American Affairs in Peru. Subject to the approval of the Minister of Agriculture, the Chief of the Food Production Mission in Peru shall be the Director of the SCIPA. The appointment of the Director is for the term of one year.

Program.

*Third*—The SCIPA will submit and develop a program to increase the production of foodstuffs of vegetable and animal origin, of primary necessity, covering at least the following items:

- (a) technical assistance for the increase and improvement of production of food products of animal and vegetable origin;
- (b) development of plans for crop adjustment;
- (c) development of new acreage, including agricultural colonization, and plans for soil conservation works; dry farming; and soil survey for new irrigation areas.

(d) supply of means, tools, equipment, insecticides, seeds, live-stock, and other materials, for the increased production of food products of animal and vegetable origin;

(e) assistance in the further development of extension work to promote the production of food products;

(f) provision of loans or other assistance to small producers;

(g) studies and related work in the fields of nutrition and diet.

*Fourth*—The funds for servicing the SCIPA shall be supplied by contributions up to three hundred thousand American dollars (\$300,000) on the part of The Institute of Inter-American Affairs, and provided the Government of Peru makes similar contributions to the program in cash, property, or services.

The funds supplied by The Institute of Inter-American Affairs shall be transferred to the SCIPA as required by the progress of the work performed by said SCIPA.

The total funds, property or services supplied by the Government of Peru shall be transferred to the SCIPA in proportion to the amounts provided by The Institute of Inter-American Affairs.

The amount of three hundred thousand dollars supplied by The Institute of Inter-American Affairs shall constitute the sum total of its contribution and shall include the cost of the materials and equipment supplied by the Institute to the SCIPA. The funds supplied by The Institute of Inter-American Affairs shall be spent exclusively on the realization of the plan indicated in Clause *Three*.

The funds of the SCIPA shall be deposited in a special account in the name of the SCIPA and shall be disbursed by the Director of the SCIPA only upon projects having the mutual consent of the Minister or his representative and the Director of the SCIPA.

*Fifth*—The salaries and travelling expenses of the members of the Food Production Mission of The Institute of Inter-American Affairs for work in Peru shall be paid by The Institute of Inter-American Affairs from funds not assigned to the SCIPA.

*Sixth*—All construction undertaken according to this agreement shall become the property of the Government of Peru. No work shall be undertaken which will require materials or personnel indispensable to the prosecution of any phase of the war effort, but without prejudice to the immediately preceding provisions of this sentence the necessary steps will so far as possible be taken to obtain those which are necessary to the realization of the proposed plan.

*Seventh*—The kind of work to be undertaken by the SCIPA in accordance with the program established in Clause *Three* shall be determined through mutual agreement between the Minister or his appointed representative and the Director of the SCIPA, and shall be carried out by the Director of the SCIPA, always in conformity with policies prescribed jointly by the Minister or his representative and the Director of the SCIPA.

*Eighth*—All contracts and agreements relating to projects agreed upon between the Minister of Agriculture or his representative and the Director of the SCIPA may be drawn up, signed and executed by

Funds.

Transfer of funds, etc., to SCIPA.

Total contribution of Institute.

Expenditure of funds.

Deposit and disbursement.

Salaries, etc., of members of Food Production Mission.

Construction.

Determination of work to be undertaken.

Contracts and agreements.

the Director of the SCIPA with any other legal entity or individual, or any combination of legal entities or individuals. All such contracts shall conform to general regulations previously approved by the Minister or his representative and the Director of the SCIPA.

Rights and privileges.

*Ninth*—All rights and privileges which are enjoyed by similar official divisions of Government in Peru and by the personnel and employees of the same, shall accrue to the SCIPA, and to all its personnel and employees while performing their official duties. The members of the Food Production Mission of the Institute of Inter-American Affairs will not pay to Peru any direct tax on salaries when they are subject to such a tax by the United States of America. The customs duties paid by the SCIPA on imports of equipment, supplies and material destined for the use of the food production program will be reimbursed by the Ministry of Finance as shown by respective customs house documents and receipts.

Reimbursement of certain duties.

Appointment, etc., of personnel.

*Tenth*—The Director of the SCIPA, with the agreement and consent of the Minister of Agriculture or his representative, shall select, appoint and dismiss the personnel of the SCIPA and shall determine the salaries, transfers and conditions of employment. The personnel shall enjoy the rights and privileges accorded to Government employees.

Information.

*Eleventh*—The Director of the SCIPA shall furnish the Minister of Agriculture or his representative all information necessary concerning the SCIPA.

Accounts and records.

*Twelfth*—The SCIPA shall present to the Minister of Agriculture or his appointed representative, at intervals agreed upon by the Minister or his appointed representative and the Director of the SCIPA, a complete account of all its indebtedness, financial transactions, and expenditures. The accounts and records of the SCIPA shall be open at any time for the inspection of the Minister or his appointed representative, and The Institute of Inter-American Affairs and its designated representatives.

Duration of agreement; extension.

*Thirteenth*—The present agreement will be for the duration of one year, continuing from the date of signature of the Note of Transmittal, and may be extended in the judgment of the contracting parties.

Additional programs.

In addition to the plan to promote food production through the SCIPA, it is understood that the Government of Peru and the Government of the United States of America, through the Institute of Inter-American Affairs, may undertake such other activities and programs as are deemed advisable by the Minister of Agriculture and the Chief of the Food Production Mission to promote the production of food products in the Republic of Peru. If such additional programs are undertaken, the facilities of the SCIPA may be used if deemed advisable by the representatives of the two governments.

FOR THE INSTITUTE OF INTER-AMERICAN AFFAIRS

R. HENRY NORWEB

*Ambassador of the United States of America.*

FOR THE REPUBLIC OF PERU

GODOFREDO A LABARTHE

*Minister of Agriculture.*

*The Peruvian Minister of Agriculture to the American Ambassador*

MINISTERIO DE AGRICULTURA

LIMA, 20 de Mayo de 1943.

Oficio N°. 107 DA.

SEÑOR EMBAJADOR DE LOS ESTADOS UNIDOS DE NORTE AMÉRICA.

Tengo el agrado de acusar recibo de su comunicación, de 19 del corriente, a la que adjuntó Ud. el proyecto definitivo, en inglés, sobre la creación del Servicio de Coordinación Interamericana de Producción de Alimentos, considerando en él, las pequeñas modificaciones que aclaraban mas el texto del anterior.

He revisado el proyecto y considerándolo conforme, hago las gestiones del caso para que mi Gobierno apruebe el contrato por medio de la Resolución Suprema respectiva.

Adjunto a Ud. una copia, en castellano, del memorandum en que nuestros Países convienen en la creación del Servicio.

Aprovecho la oportunidad para repetirle el sentimiento de mi consideración.

Dios guarde a Ud.

GODOFREDO A. LABARTHE

*Ministro de Agricultura.*

*Translation by the Department of State of the Foregoing Note*

MINISTRY OF AGRICULTURE

LIMA, May 20, 1943.

Note 107 DA.

THE AMBASSADOR OF THE UNITED STATES OF AMERICA.

I take pleasure in acknowledging the receipt of your communication of the 19th instant, to which you attached the final plan, in English, regarding the creation of the Inter-American Cooperative Food Production Service, considering in it the small modifications clarifying the previous text.

I have gone over the plan and, finding it satisfactory, am taking the necessary steps in order that my Government approve the contract by means of the respective *Resolución Suprema*.<sup>[1]</sup>

I am enclosing for you a copy, in Spanish, of the memorandum in which our countries agree upon the creation of the Service.

I avail myself of the opportunity to repeat to you the assurance of my consideration.

May God watch over you.

GODOFREDO A. LABARTHE.

*Minister of Agriculture.*

Ministerio de Agricultura  
Dirección de Agricultura y Ganadería

PROYECTO

*Primero.*—El Gobierno de la República del Perú creará en el Ministerio de Agricultura, como entidad separada, un servicio técnico

<sup>1</sup>[*Resolución Suprema* 286, May 20, 1943.]

especial que se llamará Servicio Cooperativo Inter-Americano de Producción de Alimentos (Inter-American Cooperative Food Production Service), al que en adelante se denominará SCIPA.

SCIPA constituirá una dependencia del Ministerio de Agricultura y asumirá la función de formular y ejecutar el programa de producción de alimentos que a continuación se expone.

*Segundo.*—El Gobierno de los Estados Unidos de Norte América, representado por el Instituto de Asuntos Inter-Americanos (The Institute of Inter-American Affairs), corporación organizada y existente de acuerdo con las leyes del Estado de Delaware como entidad oficial de los Estados Unidos de Norte América, nombrará una misión para ayudar en la realización del programa de producción de alimentos en el Perú. La persona a cargo de esta misión será un experto, quién tendrá el título de Jefe de la Misión de Producción de Alimentos (Chief, Food Production Mission) en el Perú. Este funcionario será representante de la División de Producción de Alimentos del Instituto de Asuntos Inter-Americanos en el Perú. Si el Ministro de Agricultura prestara su aprobación, el Jefe de la Misión de Producción de Alimentos actuará como Director de SCIPA. El desempeño del cargo de Director será por el periodo de un año.

*Tercero.*—SCIPA someterá y desarrollará un programa para incrementar la producción de productos alimenticios de origen vegetal y animal, de primera necesidad, incluyendo por lo menos las siguientes facilidades:

- a).—Ayuda técnica para el aumento y mejora de la producción de artículos alimenticios de origen animal y vegetal;
- b).—Desarrollo de planes para el ajuste de las cosechas;
- c).—Desarrollo de nuevas áreas, incluyendo colonización agrícola y planes para los trabajos de conservación del suelo; Dry-farming; y, agrología de nuevas irrigaciones;
- d).—Suministro de elementos, herramientas, equipo, insecticidas, semillas, ganado, y otros materiales para el aumento de la producción de artículos alimenticios de origen animal y vegetal;
- e).—Ayuda en desarrollar más ampliamente los trabajos de extensión agrícola para fomentar la producción de artículos alimenticios;
- f).—Suministro de préstamos u otra ayuda a pequeños agricultores;
- g).—Estudios y labores conexas en cuestiones de nutrición y dietas alimenticias.

*Cuarto.*—Los fondos para atender a los servicios de SCIPA serán aportados en partidas hasta un monto de Trescientos Mil Dólares americanos (\$ 300.000.00) por el Instituto de Asuntos Inter-Americanos, con tal que el Gobierno del Perú contribuya en forma similar en favor del programa mediante aportes en efectivo, bienes o servicios.

Los fondos proporcionados por el Instituto de Asuntos Inter-Americanos serán puestos a disposición de SCIPA a medida que lo requiera el progreso de los trabajos que realice SCIPA.

El total de los fondos, bienes o servicios suministrados por el Gobierno del Perú serán puestos a disposición de SCIPA en proporción al monto de lo aportado por el Instituto de Asuntos Inter-Americanos.

La suma de Trescientos Mil Dólares suministrados por el Instituto de Asuntos Inter-Americanos constituirá su aporte total e incluirá el costo de los materiales y equipo proporcionado por el Instituto a SCIPA. Los fondos aportados por el Instituto de Asuntos Inter-Americanos se dedicarán exclusivamente a la realización del plan indicado en la cláusula 3a.

Los fondos de SCIPA se depositarán en cuenta especial a su nombre y el Director de SCIPA girará contra ellos, sólo para ejecutar proyectos que hayan sido mutuamente aprobados por el Ministro de Agricultura o su representante y el Director de SCIPA.

*Quinto.*—Los sueldos y gastos de viaje de los miembros de la Misión de Producción de Alimentos del Instituto de Asuntos Inter-Americanos para el desempeño de labores en el Perú serán abonados por el Instituto de Asuntos Inter-Americanos con fondos distintos de los asignados a SCIPA.

*Sexto.*—Toda construcción que se efectúe de acuerdo con este convenio quedará de propiedad del Gobierno del Perú. No se emprenderá ningún trabajo que exija el empleo de material o personal indispensable para la prosecución de cualquier fase del esfuerzo de guerra, pero sin perjuicio de observar lo que antecede se harán hasta donde sea posible las gestiones necesarias para obtención de aquellos que sean indispensables para la realización del plan propuesto.

*Sétimo.*—La naturaleza de los trabajos que deba emprender SCIPA, de acuerdo con el programa establecido en la cláusula 3a., será determinada de mútuo acuerdo entre el Ministro o su representante y el Director de SCIPA, y se llevará a cabo por el Director de SCIPA, siempre de conformidad con las pautas prescritas conjuntamente por el Ministro o su representante y el Director de SCIPA.

*Octavo.*—Todo contrato y convenio relacionado con los proyectos acordados entre el Ministro de Agricultura o su representante y el Director de SCIPA podrán ser preparados, firmados y ejecutados por el Director de SCIPA, con cualquiera otra entidad legal o individual, o combinación de entidades legales o individuales. Todos esos contratos se conformarán a los reglamentos previamente aprobados por el Ministro o su representante y el Director de SCIPA.

*Noveno.*—Todos los derechos y privilegios de que gocen las reparticiones oficiales similares del Gobierno del Perú, el personal y los empleados de las mismas, se harán igualmente extensivos a SCIPA y a todo su personal y empleados durante el tiempo que desempeñen labores oficiales. Los miembros de la Misión de Producción de Alimentos del Instituto de Asuntos Inter-Americanos no pagarán al Perú ningún

impuesto directo sobre los sueldos cuando estos estén sujetos a dicho impuesto por los Estados Unidos de Norte América. Los derechos aduaneros pagados por SCIPA sobre sus importaciones de equipo, accesorios y material destinado al uso del programa de producción de artículos alimenticios, serán reembolsados por el Ministerio de Hacienda en vista de los documentos de aduana y recibos respectivos.

*Décimo.*—El Director de SCIPA, con acuerdo y consentimiento del Ministro de Agricultura o su representante, seleccionará, nombrará y separará al personal de SCIPA y fijará los sueldos, transferencias y condiciones de empleo. El personal gozará de los derechos y privilegios otorgados a los empleados de Gobierno.

*Undécimo.*—El Director de SCIPA suministrará al Ministro de Agricultura o a su representante todos los informes que necesite sobre SCIPA.

*Duodécimo.*—SCIPA presentará al Ministro de Agricultura o a su representante, a intervalos acordados por el Ministro o su representante y el Director de SCIPA, una cuenta completa de todos sus débitos, operaciones financieras, y gastos. Las cuentas y archivos de SCIPA estarán en todo momento listos para ser inspeccionados por el Ministro o su representante, y por el Instituto de Asuntos Inter-Americanos y los representantes que éste designe.

*Décimotercero.*—El presente convenio permanecerá en vigencia por el plazo de un año a partir de la fecha de la nota de su remisión y podrá ser renovado a juicio de las partes contratantes.

Además del plan para fomentar la producción de alimentos por intermedio de SCIPA, queda entendido que el Gobierno del Perú y el Gobierno de los Estados Unidos de Norte América, por medio del Instituto de Asuntos Inter-Americanos, podrán emprender otras actividades y programas que el Ministro de Agricultura y el Jefe de la Misión de Producción de Alimentos consideren convenientes para el fomento de la producción de artículos alimenticios en la República del Perú. En caso de emprenderse dicho programa adicional, podrán utilizarse las facilidades de SCIPA si los representantes de los dos gobiernos lo consideraran conveniente.

POR LA REPUBLICA DEL PERU

GODOFREDO A LABARTHE

*Ministro de Agricultura.*

POR EL INSTITUTO DE ASUNTOS INTER-AMERICANOS.

R. HENRY NORWEB,

*Embajador de los Estados Unidos de América.*

*Agreement between the United States of America and Canada respecting the Canol Project. Effected by exchange of notes signed at Ottawa June 27 and 29, 1942; effective June 29, 1942.*

June 27, 29, 1942  
[E. A. S. 386]

*The American Minister to the Canadian Secretary of State for External Affairs*

LEGATION OF THE  
UNITED STATES OF AMERICA  
*Ottawa, Canada, June 27, 1942.*

No. 710

SIR:

1. I have the honor to refer to recent conversations which have taken place with officials of the Department of External Affairs regarding the desire of the United States Government to take steps for extending the fuel supply for the United States Army in Canada and Alaska.

Extension of fuel supply for U. S. Army.

2. My Government, faced with the necessity of obtaining an increased fuel supply without delay, desires to propose the following project, to wit: that it:

Functions of U. S. Government.

(a) Make surveys and construct a pipeline either by United States Army Engineers or by contract, of a size sufficient to deliver three thousand barrels of oil daily from Norman Wells, Northwest Territories, Canada, to Whitehorse, Yukon Territory, Canada;

Surveys and construction of pipeline.

(b) Sign a contract with a Canadian company to drill additional wells, upon its leases obtained under the Petroleum and Natural Gas Regulations applicable to Dominion Lands or upon permits obtained by it under the Oil and Gas Regulations covering land in the vicinity of Norman Wells. Under this contract the United States War Department would provide the necessary equipment and would purchase the total flow of the additional wells during the war at an agreed price. The wells would remain part of the leasehold or permit property of the Canadian company and would be regarded as having been drilled under the provisions of the Dominion Regulations noted in this clause;

Contract to drill additional wells.

(c) Arrange for the establishment at Whitehorse of facilities for refining crude oil with a capacity of three thousand barrels per day under a contract awarded with a view to insuring the execution of the work in the shortest possible time without regard to whether the contractors are Canadian or American;

Facilities for refining crude oil.

(d) Contract with a company or companies to store for the future use of the United States Army, all of the gasoline which

Storage of gasoline.

may be produced by the refinery at Norman Wells during the operating season of 1942 in excess of what is required for the maintenance of services and enterprises in the Mackenzie District, to operate the pipeline to Whitehorse and to operate the refinery there unless it is operated by the United States Government.

Ownership, etc., of pipeline and refinery.

3. My Government further proposes that the pipeline and the refinery shall remain its property, and shall be operated under contracts with it or by its agents or representatives during the war. It further proposes that at the termination of hostilities the pipeline and refinery shall be valued by two valuers, of whom one shall be named by the United States and one by Canada, with power, if they disagree, to appoint an umpire. The valuation shall be based upon the then commercial value of the pipeline and the refinery, and the Canadian Government shall be given the first option to purchase at the amount of the valuation. If the option is not exercised within three months, they may be offered for sale by public tender, with the amount of the valuation as the reserve price. In the event that neither the Canadian Government nor any private company desires to purchase the pipeline and refinery at the agreed price, the disposition of both facilities shall be referred to the Permanent Joint Board on Defense for consideration and recommendation. Additionally, it is proposed that both Governments agree that they will not themselves order or allow the dismantling of either the pipeline or the refinery, nor will they allow any company which purchases them so to do, unless and until approval for dismantlement is recommended by the Permanent Joint Board on Defense. It is understood that if the pipeline and refinery are at any time used for commercial purposes they will be subject to such regulations and conditions as the Canadian Government may consider it necessary to impose in order to safeguard the public interest.

Restriction on dismantling of pipeline and refinery.

Use for commercial purposes.

Functions of Canadian Government.

Acquisition of land and rights of way.

Waiver of duties, taxes, and fees.

Remission of royalties and income tax.

Admission into Canada of U. S. citizens.

4. For its part, my Government asks the Canadian Government to agree:

- (a) to acquire any essential land and necessary rights of way that may be involved in the projects (including the settlement of all local claims in this connection), title to remain in the Crown in the right of Canada;
- (b) to waive during the war import duties, sales taxes, territorial taxes, license fees or other similar charges on all equipment and supplies to be used in the execution or maintenance of the project by the United States and all personal effects of the construction personnel;
- (c) to remit during the war royalties on oil production, and income tax on the income of persons (including corporations) resident in the United States who are employed on the construction or maintenance of the project;
- (d) to take the necessary steps to facilitate the admission into Canada of such United States citizens as may be employed on the construction or maintenance of the project during

Repatriation.

the war, it being understood that the United States will undertake to repatriate at its expense any such persons if the contractors fail to do so.

5. If the Government of Canada agrees to the foregoing proposal for this project, it is suggested that any supplementary details involved in its execution be arranged directly between the appropriate governmental agencies subject, when desirable, to confirmation by subsequent exchange of notes.

Accept, Sir, the renewed assurances of my highest consideration.

PIERREPONT MOFFAT.

The Right Honorable

The SECRETARY OF STATE

FOR EXTERNAL AFFAIRS,

*Ottawa.*

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*The Canadian Secretary of State for External Affairs to the  
American Minister*

DEPARTMENT OF  
EXTERNAL AFFAIRS  
CANADA

No. 98

OTTAWA, *June 29, 1942.*

SIR,

I have the honour to acknowledge the receipt of your Note of June 27, 1942, No. 710, which made certain proposals in regard to the steps to be taken for the purpose of extending the fuel supply for the United States Army in Canada and Alaska.

The proposals made in your Note under reference have been examined by the appropriate authorities of the Canadian Government and it gives me pleasure to inform you that those proposals are accepted. So far as Canada is concerned the agreement which is effected by this exchange of notes will be considered to have come into effect on this date.

Accept, Sir, the renewed assurances of my highest consideration.

N. A. ROBERTSON

for Secretary of State for External Affairs.

The UNITED STATES MINISTER TO CANADA,

*Ottawa.*

August 14, 15, 1942  
[E. A. S. 387]

*Agreement between the United States of America and Canada respecting the Canol Project pipeline. Effected by exchange of notes signed at Ottawa August 14 and 15, 1942.*

*The American Minister to the Canadian Secretary of State for External Affairs*

LEGATION OF THE  
UNITED STATES OF AMERICA  
*Ottawa, Canada, August 14, 1942.*

No. 738

SIR:

I have the honor to refer to my conversation with Mr. Keenleyside on June 26 last, in which on behalf of the Government of the United States I requested the approval of the Canadian Government for the establishment of an oil supply line which would be supplementary to that known as the Canol project which was dealt with in my note of June 27 and your reply of June 29, 1942.

*Ante*, pp. 1413, 1415.

As I pointed out, this supplementary project would involve the transportation in tank cars of gasoline destined for the use of the United States Army in Alaska to Prince Rupert, where authority was requested for the American Government to build by contract suitable storage and loading facilities, and thence by barge to Skagway, Alaska. From Skagway to Whitehorse a four-inch pipeline would be laid under contracts let by the American Government, and the authority of the Canadian Government was requested to lay that section of the pipeline within Canadian territory. At Whitehorse the gasoline would be stored in the facilities being built under the Canol project.

The Canadian Government was good enough to inform me orally on June 27 that it approved the establishment of the new supply line as outlined in the preceding paragraph.

My Government has instructed me to propose to the Canadian Government that the terms of the agreement reached in the exchange of notes of June 27-June 29, 1942, on the Canol project shall apply also, *mutatis mutandis*, to the supplementary project outlined above in respect of any construction within Canadian territory except as hereafter set forth. My Government proposes that the pipeline from Skagway to Whitehorse and the storage and loading facilities at Prince Rupert shall remain its property and shall be operated under contracts with it or by its agents or representatives during the war. It further proposes that at the termination of the hostilities the two governments agree that at the request of either government discussions between them shall be undertaken with a view to reaching an agreement in regard to the disposition of this pipeline and of the

*Ante*, pp. 1413, 1415.

storage and loading facilities at Prince Rupert. Additionally, it is proposed that both governments agree that they will not themselves order or allow the dismantlement of this pipeline or of the facilities mentioned, nor will they allow their dismantlement by any company which may purchase them unless and until approval for dismantlement is recommended by the Permanent Joint Board on Defence.

Accept, Sir, the renewed assurances of my highest consideration.  
 PIERREPONT MOFFAT.

The Right Honorable  
 The SECRETARY OF STATE  
 FOR EXTERNAL AFFAIRS,  
*Ottawa.*

*The Canadian Secretary of State for External Affairs to the  
 American Minister*

DEPARTMENT OF  
 EXTERNAL AFFAIRS  
 CANADA

No. 125

OTTAWA, August 15, 1942.

SIR,

I have the honour to acknowledge receipt of your note of August 14, 1942, No. 738, in which you present certain proposals for the establishment of an oil supply line for the use of the United States Army in Alaska. It is understood that the proposed supply line will be supplementary to the scheme known as the Canol Project which was the subject of an exchange of notes dated June 27, 1942 and June 29, 1942.

After careful consideration the Canadian Government agrees to the proposals outlined in your note under reference subject to the conditions therein set forth.

Accept, Sir, the renewed assurances of my highest consideration.

N. A. ROBERTSON  
 for Secretary of State for External Affairs.

The UNITED STATES MINISTER TO CANADA,  
*Ottawa.*

December 28, 1942  
and January 13, 1943  
[E. A. S. 388]

*Agreement between the United States of America and Canada respecting the Canol Project exploratory wells. Effected by exchange of notes signed at Ottawa December 28, 1942 and January 13, 1943.*

*The American Minister to the Canadian Secretary of State for External Affairs*

LEGATION OF THE  
UNITED STATES OF AMERICA

*Ottawa, Canada, December 28, 1942.*

No. 818

SIR:

*Ante*, pp. 1413, 1415.

I have the honor to refer to our exchange of notes of June 27 and June 29, 1942, regarding the desire of the United States Government to take steps for extending the fuel supply for the U. S. Army in Canada and Alaska. At that time the United States Government proposed, and the Canadian Government approved, the so-called Canol Project which included, *inter alia*, the drilling of wells in the vicinity of Norman Wells, and the laying of a pipeline from Norman Wells to Whitehorse, capable of delivering 3,000 barrels of oil daily.

The developments of our joint war effort have in the opinion of my Government made it vitally necessary to discover additional sources of petroleum in northwestern Canada and Alaska, capable of producing from 15,000 to 20,000 barrels per day, to supplement the supply which will be obtained from Norman Wells. This will require the drilling of exploratory, or in oil parlance "wildcat" wells in this northern region. As such operations should be conducted in a number of widely separated locations in the Northwest Territories, where oil is believed to exist, it is suggested that the area in Canada within which such operations are authorized be bounded on the north by the Arctic Ocean, on the east by the 112th meridian, on the south by the 60th parallel, on the west by the Continental Divide and the Alaska-Canadian Border.

The operations under immediate contemplation,—as a result of which, however, it may prove desirable to enlarge or expand the Canol Project—are for the sole purpose of discovering oil fields capable of producing the required 20,000 barrels per day. No plans have as yet been worked out covering the refineries, storage or distribution systems beyond those already authorized and approved by the Canadian Government.

In view of all the circumstances involved, and the increasingly urgent need of additional fuel for military purposes in the far north, the Government of the United States of America hopes that the Canadian Government will approve these exploratory operations with the understanding that the United States Army authorities be allowed

during the war to drill through contract with one or more companies either Canadian or American, to develop through contract with one or more Canadian companies, and to make use of any petroleum sources that may be discovered, subject to Canadian regulations governing such operations and to the further understanding that operations would be subject to the provisions of our exchange of notes of June 27 and June 29 above referred to, insofar as such provisions are not inconsistent with the provisions of this note and are capable, with necessary adaptations and modifications, of being applied to such operations. My Government will of course keep the Canadian Government fully informed of any future plans for carrying out these operations.

Accept, Sir, the renewed assurances of my highest consideration.

For the Minister:

LEWIS CLARK

*Second Secretary of Legation.*

The Right Honorable

The SECRETARY OF STATE

FOR EXTERNAL AFFAIRS,

*Ottawa.*

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*The Canadian Secretary of State for External Affairs to the  
American Minister*

DEPARTMENT OF  
EXTERNAL AFFAIRS  
CANADA

No. 2

OTTAWA, *January 13, 1943.*

SIR,

I have the honour to inform you that the Canadian Government accepts the proposals set forth in your note of December 28, 1942, No. 818, concerning the drilling of exploratory oil wells in the Northwest Territories.

Accept, Sir, the renewed assurances of my highest consideration.

N A ROBERTSON

for Secretary of State for External Affairs.

The UNITED STATES MINISTER TO CANADA,

*The Legation of the United States of America,*

*OTTAWA, Canada.*

January 18, February  
17, and March 13, 1943  
[E. A. S. 389]

*Agreement between the United States of America and Canada respecting Canol Project areas. Effected by exchanges of notes signed at Ottawa January 18, February 17, and March 13, 1943.*

*The Canadian Assistant Under Secretary of State for External Affairs to the American Minister*

DEPARTMENT OF  
EXTERNAL AFFAIRS  
CANADA

Ottawa, January 18, 1943.

DEAR MR. MOFFAT:

*Ante*, p. 1418.

I wish to refer again to your note of December 28, 1942, No. 818 on the proposals for drilling exploratory oil wells in the Northwest Territories. The question has arisen as to the best means of avoiding the possibility of the intervention of any one whose interest is not identical with that of the Canadian Government or of the United States Government, and who might make application for oil and gas rights in that part of the Northwest Territories under discussion.

It would facilitate the drafting of regulations if the United States authorities would indicate more definitely the particular districts, within the very large area described in your note No. 818, paragraph 2, which seem to be the most promising. These districts could then be reserved for exploration by nominees of the United States Government.

Yours sincerely,

H. L. KEENLEYSIDE.

*Assistant Under Secretary of State  
for External Affairs.*

The Honourable PIERREPONT MOFFAT,  
*United States Minister to Canada,  
Ottawa.*

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*The American Chargé d'Affaires ad interim to the Canadian  
Assistant Under Secretary of State for External Affairs*

LEGATION OF THE  
UNITED STATES OF AMERICA

*Ottawa, February 17, 1943.*

DEAR MR. KEENLEYSIDE:

I sent to the State Department for its comments the text of your letter to Mr. Moffat of January 18, 1943, regarding a more strict delimitation of the districts in which wildcatting would be done in the Northwest Territories in order that such districts might be reserved for exploration by nominees of the United States Government.

I have now received a reply to the effect that, while we are wholly in accord with your suggestion, it is nevertheless believed to be desirable that in any regulations which may be adopted there be nothing which would forbid operations anywhere within the broad general area mentioned in our note of December 28, 1942. I quote below, for your information, the pertinent parts of a letter of February 6, 1943, to the Secretary of State from the Secretary of War on this subject:

“This office is wholly in accord with the suggestion contained in Dr. Keenleyside’s letter of January 18, 1943 that certain areas should be reserved for exploration by nominees of the United States in order to prevent the possible intervention of any one whose interest is not identical with that of the Canadian Government or of the United States Government.

“At the present time it is expected that the greater part of the wild-catting will be carried on in the district contiguous to the Mackenzie River, approximately 25 miles each side thereof, and extending from Fort Wrigley on the south to Good Hope on the north. It is hoped that sufficient sources of oil to fulfill our requirements will be discovered within this area. However, there are under consideration and surveys are being made of two major districts which, on the basis of presently available geological data, are considered to be the most promising for oil exploration. These areas are defined as follows:

- a. *District of Mackenzie*—An area contiguous to the Mackenzie River, approximately 75 miles each side thereof, and extending from Great Slave Lake on the south to the Arctic Ocean on the north.
- b. *Yukon Territory*—All that portion of the Yukon Territory lying north of the 66th parallel.

“It is believed that, in accordance with the suggestion of the Canadian authorities, it would be advantageous to both governments to have the two major areas as described above reserved for oil exploration by the United States in connection with the Canol Project, to the exclusion of other interests.

“Although it is expected that our activities will be confined within these two areas it would be considered inadvisable to have them strictly limited thereto. It is therefore the desire of this department that any regulations which may be adopted be of such a nature as to permit operations anywhere within the broad general area described in our letter of November 18, 1942.”<sup>[1]</sup>

Sincerely yours,

LEWIS CLARK

*Charge d’Affaires ad interim*

H. L. KEENLEYSIDE, Esquire,  
*Assistant Under Secretary of State  
for External Affairs,  
Ottawa.*

<sup>1</sup> [Not printed.]

*The Canadian Assistant Under Secretary of State for External Affairs to the American Chargé d'Affaires ad interim*

DEPARTMENT OF  
EXTERNAL AFFAIRS  
CANADA

OTTAWA, *March 13, 1943.*

DEAR MR. CLARK,

With reference to your letter of February 17th, on the matter of a more strict delimitation of the districts in the Northwest Territories in which wildcatting rights might be reserved for nominees of the United States Government, I have now received a reply from the Department of Mines and Resources on the subject.

The two areas mentioned in your letter are contiguous, namely:

1. *District of Mackenzie* – An area contiguous to the Mackenzie River, approximately 75 miles each side thereof, and extending from Fort Providence on the south to the Arctic Ocean on the north. Within the delta of the Mackenzie River, the line of reference shall be the East Channel.
2. *Yukon Territory* – All that portion of the Yukon Territory lying north of the 66th parallel.

It is proposed to apply the same regulations in these two areas as were worked out for the three areas already reserved by Orders-in-Council P.C. 1138 dated 12th February 1943, and P. C. 4140 of May 18th, 1942, as a result of consultation between Mr. Sidney Paige, Consulting Geologist attached to the office of Colonel Wyman, and Dr. Camsell. These regulations were published in the Canada Gazette on February 20th, 1943, and provide:

- First, (clause 1) that no one can prospect without first obtaining permission;
- Second, (clause 14) that the Minister should have the right to refuse to issue a permit when, in his opinion it might retard the search for and the development of the oil resources or interfere with the production of petroleum for the use of His Majesty or of any country associated or allied with His Majesty in the conduct of the present war.

This should afford ample protection against nuisance staking and ensure that any exploratory and development work that may be carried on by bona fide companies other than those nominated by the United States Government will be made available for our war needs.

I trust that this arrangement will be satisfactory to all parties.

Yours sincerely,

H. L. KEENLEYSIDE

*Assistant Under Secretary of State  
for External Affairs.*

LEWIS CLARK, Esquire,  
*Chargé d'Affaires,  
United States Legation,  
Ottawa.*

*Agreement between the United States of America and Canada respecting the lease of White Pass and Yukon railway. Effected by exchange of notes signed at Ottawa February 22 and 23, 1943.*

February 22, 23, 1943  
[E. A. S. 390]

*The Canadian Secretary of State for External Affairs to the American  
Chargé d'Affaires ad interim*

DEPARTMENT OF  
EXTERNAL AFFAIRS  
CANADA

No. 17

OTTAWA, February 22, 1943.

SIR,

I have the honour to refer to the correspondence and negotiations with regard to the White Pass and Yukon Route. I am enclosing for your information a copy of an Order in Council P. C. 10067, dated the 6th of November, 1942. This Order in Council is in terms which have already met with your approval, and which establish the legal foundation for the operation and maintenance by the Government of the United States of America for the duration of the war of the Railway owned by the British Yukon Railway Company and the British Columbia - Yukon Railway, which form parts of the White Pass and Yukon Route.

Post, p. 1425.

2. The arrangements which have been agreed upon contemplate that there may be agreements concluded between the Government of the United States of America and the Government of Canada, or the Government of the Province of British Columbia, in respect of matters within the jurisdiction of such governments. It is my understanding that the authorities of your Government who are interested in this matter considered that such agreements should be of a flexible character, and should be entered into by recording, from time to time, by Exchange of Notes, arrangements which concern the two Governments. It is likely that in the course of the operation of the White Pass and Yukon Route further matters will arise requiring modifications and changes, and that your Government and mine will co-operate in bringing these about. There are, however, certain understandings which have already met with the approval of the interested departments of the two Governments during the negotiations at the meeting which was held on October 16, 1942.

3. Accordingly, it is desirable to place on record the following understandings:

- (1) The monthly rental is to be paid by the United States Government in United States Dollars, and insofar as United States taxation is concerned is to be net to the companies.
- (2) The Canadian Government will continue to charge against the Canadian companies, namely the British Columbia - Yu-

kon Railway Company and the British Yukon Railway Company in the usual manner all taxes other than taxation of operating income. For the term of the lease, corporation income taxes will be based upon income from rental only, and there will be no taxation of operating profits as such. Similarly, it is open to the Province of British Columbia to continue to charge against the British Columbia - Yukon Railway Company such taxes as it has heretofore imposed upon the company, without regard to the operation of the White Pass and Yukon Route by the United States Government.

- (3) Civilian personnel resident in Canada will pay taxes to the Canadian Government, even though they are actually employed by the United States Government. Civilian employees resident in United States territory and United States Army personnel will not, by reason of their employment on the White Pass and Yukon Route, be subject to Canadian taxation.
- (4) Civilian personnel will be subject to local Workmen's Compensation and Unemployment Insurance laws and regulations in the same manner as if they were directly employed by the Canadian companies. This will apply only to civilian personnel residing in Canadian territory, and will have no application to United States Army personnel or civilian personnel resident in United States territory. United States authorities will supply the necessary information to the Workmen's Compensation and Unemployment Insurance authorities, but will not be required to make deductions at the source.
- (5) The United States Government will furnish by February 15 of each year full information with respect to remuneration paid to civilian personnel resident in Canada, but will not be required to make deductions at the source for taxation purposes.
- (6) The annual operating report to the Board of Transport will be made in the joint names of the two Canadian companies. This report will show substantially the same information as it has heretofore, with the exceptions that operating statistics will be omitted, and that the only income shown in the reports will be the annual rental received from the United States Government. If required by the Board, operating statistics will be furnished by the United States Military Railway Service.

Accept, Sir, the renewed assurances of my highest consideration.

N A ROBERTSON

(For) Secretary of State for External Affairs

The CHARGÉ D'AFFAIRES AD INTERIM,

*Legation of the United States of America,*

*Ottawa, Canada.*

P. C. 10067  
PRIVY COUNCIL  
Canada

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 6th day of NOVEMBER, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

WHEREAS the Secretary of State for External Affairs reports that,—

(1) The Government of the United States of America wishes to lease from its present owners, for the purpose of the operation and maintenance thereof for the duration of the state of war now existing subject to prior termination, the railway known as the White Pass and Yukon Route, which runs from Skagway, Alaska, across British Columbia to Whitehorse, Yukon Territory.

(2) The Secretary of State for External Affairs is of opinion that, by reason of the state of war now existing, it is advisable for the security and defence of Canada and in particular of the west coast of Canada, that the owners of the said railway be authorized and empowered to enter into a lease of the railway for such purpose and that the Government of the United States of America be authorized to lease and maintain and operate the said railway for the duration of the state of war now existing.

(3) (a) The Alaska part of the railway is owned by the Pacific and Arctic Railway and Navigation Company, a West Virginia corporation.

(b) The Yukon part of the railway is owned by the British Yukon Railway Company (hereinafter called the Dominion Company), which was incorporated by Chapter 89 of the Statutes of Canada 60–61 Victoria, subsequently amended by 63–64 Victoria, Chapter 53; 1 Edward VII, Chapter 50; and 7–8 Edward VII, Chapter 88.

(c) The British Columbia part of the railway is owned by the British Columbia – Yukon Railway Company (hereinafter called the B. C. Company), which was incorporated by Chapter 49 of the Statutes of British Columbia, 1897.

(4) The Government of the United States of America has informed the Secretary of State for External Affairs that it intends to operate and maintain in so far as it is practicable, the part of the said railway in Canada during the term of the said lease in accordance with all laws in force in Canada, and all regulations, orders and tariffs made or established pursuant thereto, relating to or applicable in respect of the operation and maintenance of the said part of the railway in Canada in the same manner, unless inconsistent with the maximum war effort, as if such part of the said railway were being operated during such term by the Dominion and B. C. companies and in particular that it intends that:

(a) any lawful order of the Board of Transport Commissioners for Canada or of the Government of the Province of British Columbia

addressed to or binding on the Dominion company or B. C. company during the term of the lease will be complied with;

(b) arrangements will be made to provide for the payment during the term of the lease of all taxes and of all assessments, contributions and other levies in respect of workmens' compensation or unemployment insurance in the same manner and to the same extent as if the said part of the railway were operated during the term of the lease by the Dominion and B. C. companies and for all such purposes the operation and maintenance of the part of the said railway in Canada shall be deemed to be carried on during the term of the said lease on behalf of the said companies subject to any special arrangement made between the Government of the United States and the Government of Canada or of the Government of the Province of British Columbia;

(c) any claim of any person in respect of loss or damage in any way arising out of the operation or maintenance of the said railway in Canada during the term of the lease will be dealt with as a claim against the company which is the owner of the part of the railway with respect to the operation or maintenance of which the claim is made and for such purpose and for the purpose of any legal proceedings in respect thereof the said part of the railway will be deemed to be operated and maintained by the said company during the term of the lease and all persons engaged in such operation or maintenance by the Government of the United States will be deemed to be agents or officers, servants or employees, as the case may be, of the said company;

(d) the railway will be operated and maintained during the term of the lease as a common carrier under the law in force in Canada applicable thereto and will carry all normal traffic and render all normal services and the interests of Canadian users of the railway will not be prejudiced by reason of the lease;

(e) if provision is made for the carrying into effect of the said lease in the foregoing manner, the Government of the United States will indemnify and keep whole the said companies in respect of any liability incurred by such companies by reason thereof.

**THEREFORE, His Excellency the Governor General in Council, on the recommendation of the Secretary of State for External Affairs, concurred in by the Minister of Transport, and under and by virtue of the powers conferred on the Governor in Council by the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order and doth hereby order as follows,-**

1. Notwithstanding any provisions to the contrary in the laws incorporating the British Yukon Railway Company and British Columbia - Yukon Railway Company or in the Railway Act of Canada or in any other law in force in Canada;

(a) the British Yukon Railway Company and the British Columbia - Yukon Railway Company are, subject to the provisions of paragraph 2 of this Order, empowered and authorized to lease the railways owned by such companies respectively, to the United States of America for the duration of the state of war now existing;

(b) the United States of America is authorized to operate and maintain for the duration of the state of war now existing, the said railways owned by the British Yukon Railway Company and the British Columbia - Yukon Railway Company.

2. Notwithstanding anything contained in the terms of any lease entered into under the authority of this order, the part of the railway known as the White Pass and Yukon Route in Canada so leased, shall be deemed, for the purpose of all laws in force in Canada and all regulations, orders, or tariffs made or established pursuant thereto, to be constructed, operated and maintained during the term of such lease by the British Yukon Railway Company and the British Columbia - Yukon Railway Company in respect of the part thereof owned by each such company, and each such company shall, in respect of the construction, operation and maintenance during the term of the lease of the part of the said railway owned by it, be liable under such laws, regulations, orders or tariffs in all respects as if it were constructing, operating and maintaining such part of the railway and without restricting the generality of the foregoing, each such company shall, in respect of the construction, operation and maintenance during the term of the lease of the part of the said railway owned by it, be liable:

(a) for any failure or omission to comply with or any contravention of any lawful order of the Board of Transport Commissioners for Canada or by the Government of the Province of British Columbia addressed to or binding on the said company during the term of the lease;

(b) to pay taxes and to pay any assessments, contributions or other levies in respect of workmen's compensation or unemployment insurance to the same extent as if the construction, operation and maintenance of the railway during the term of the lease was carried on by the company, and for such purpose the construction, operation and maintenance of the railway during the term of such lease shall be deemed to be carried on on behalf of the company, unless such liability is expressly limited or altered in accordance with any agreement between the United States of America and the Government of Canada or of the Government of the Province of British Columbia in respect of matters within the jurisdiction of such governments respectively;

(c) in respect of any act or omission of any person engaged in the construction, operation or maintenance of such railway during the term of the lease by the Government of the United States in the same manner and to the same extent as if such person was an agent or an officer, servant or employee of the company, as the case may be, employed in the construction, operation and maintenance of the railway by the company.

3. The word "railway" as used in this Order includes all branches, extension, sidings, stations, depots, wharves, rolling stock, equipment, stores, bridges, tunnels and other structures, property real and personal and works connected therewith.

A. D. P. HEENEY  
*Clerk of the Privy Council.*

*The American Chargé d'Affaires ad interim to the Canadian Secretary  
of State for External Affairs*

LEGATION OF THE  
UNITED STATES OF AMERICA

*Ottawa, February 23, 1943.*

No. 842

SIR:

I have the honor to acknowledge the receipt of your Note No. 17 of February 22, 1943, regarding the operation and maintenance by the Government of the United States of America for the duration of the war of the railway owned by the British Yukon Railway Company and the British Columbia - Yukon Railway, which form parts of the White Pass and Yukon Route.

I wish to confirm that the understandings of the Canadian Government, as outlined in your note, conform with those of my Government.

Accept, Sir, the renewed assurances of my highest consideration.

LEWIS CLARK

*Chargé d'Affaires ad interim*

The Right Honorable

The SECRETARY OF STATE

FOR EXTERNAL AFFAIRS,

*Ottawa.*

*Agreement between the United States of America and Canada respecting the post-war disposition of defense installations and facilities. Effected by exchange of notes signed at Ottawa January 27, 1943.*

January 27, 1943  
[E. A. S. 391]

*The American Chargé d'Affaires ad interim to the Canadian Secretary of State for External Affairs*

LEGATION OF THE  
UNITED STATES OF AMERICA

*Ottawa, January 27, 1943.*

No. 827

SIR:

Under instructions from my Government, I have the honor to refer to conversations relating to the post-war disposition of various facilities being or to be constructed in Canada by the Government of the United States.

Although in many instances the Governments of the United States of America and of Canada have reached specific agreements covering the post-war disposition of defense projects and installations which, in order more effectively to prosecute the war, the Government of the United States, with the consent and approval of the Canadian Government, has built or is building in Canada, nevertheless there seemed advantage in defining certain general principles which in the absence of special circumstances should serve as a guide to the two Governments in formulating any future agreements covering the post-war disposition of such projects or installations in Canada. The same general principles would of course apply reciprocally in the event of any project or installation being built by the Canadian Government in the United States territory.

The matter was referred to the Permanent Joint Board on Defense which after careful study adopted the following Recommendation on January 13, 1943.

Recommendation  
adopted by Perma-  
nent Joint Board on  
Defense.

"The Board considered the question of the post-war disposition of the defense projects and installations which the Government of the United States has built or may build in Canada. The Board noted that the two Governments have already reached specific agreements for the post-war disposition of most of the projects and installations thus far undertaken. It considers that such agreements are desirable and should be made whenever possible.

"The Board recommends the approval of the following formula as a generally fair and equitable basis to be used by reference whenever appropriate in the making of agreements in the future and to cover such defense projects, if any, the post-war disposition of which has not previously been specifically provided for:

"A: All immovable defense installations built or provided in Canada by the Government of the United States shall within one year after the cessation of hostilities, unless otherwise agreed by the two Governments, be relinquished to the Crown either in the right of Canada or in the right of the province in which the same or any part thereof lies, as may be appropriate under Canadian law.

"B: All movable facilities built or provided in Canada by the Government of the United States shall within one year after the cessation of hostilities, unless otherwise agreed by the two Governments, at the option of the United States Government:

(1) be removed from Canada;

or

(2) be offered for sale to the Government of Canada, or with the approval of the Government of Canada, to the Government of the appropriate Province at a price to be fixed by a Board of two appraisers, one to be chosen by each country and with power to select a third in the case of disagreement.

"C: In the event that the United States Government has foregone its option as described in B (1), and the Canadian Government or the Provincial Government decides to forego its option as described in B (2), the facility under consideration shall be offered for sale in the open market, any sale to be subject to the approval of both Governments.

"D: In the event of no sale being concluded the disposition of such facility shall be referred for recommendation to the Permanent Joint Board on Defense or to such other agency as the two Governments may designate.

"The principles outlined above shall reciprocally apply to any defense projects and installations which may be built in the United States by the Government of Canada.

"All of the foregoing provisions relate to the physical disposition and ownership of projects, installations, and facilities and are without prejudice to any agreement or agreements which may be reached between the Governments of the United States and Canada in regard to the post-war use of any of these projects, installations, and facilities."

I have today been directed to inform you that this Recommendation has been approved by the Government of the United States of America, which would welcome confirmation from you that it has likewise been approved by the Government of Canada.

Accept, Sir, the renewed assurances of my highest consideration.

LEWIS CLARK

*Charge d'Affaires ad interim*

The Right Honorable  
The SECRETARY OF STATE  
FOR EXTERNAL AFFAIRS

*Ottawa.*

*The Canadian Secretary of State for External Affairs to the  
American Chargé d'Affaires ad interim*

DEPARTMENT OF  
EXTERNAL AFFAIRS  
CANADA

No. 7

OTTAWA, *January 27, 1943.*

SIR:

I have the honour to acknowledge receipt of your note of January 27, 1943, No. 827, in which you referred to recent discussions relating to the post-war disposition of various defence projects, installations and facilities being or to be constructed in Canada by the Government of the United States with the consent and approval of the Government of Canada.

It is noted with satisfaction that the Government of the United States has approved the Twenty-Eighth Recommendation of the Permanent Joint Board on Defence which dealt with this matter and which read as follows:

“The Board considered the question of the post-war disposition of the defense projects and installations which the Government of the United States has built or may build in Canada. The Board noted that the two Governments have already reached specific agreements for the post-war disposition of most of the projects and installations thus far undertaken. It considers that such agreements are desirable and should be made whenever possible.

“The Board recommends the approval of the following formula as a generally fair and equitable basis to be used by reference whenever appropriate in the making of agreements in the future and to cover such defense projects, if any, the post-war disposition of which has not previously been specifically provided for:

“A: All immovable defense installations built or provided in Canada by the Government of the United States shall within one year after the cessation of hostilities, unless otherwise agreed by the two Governments, be relinquished to the Crown either in the right of Canada or in the right of the province in which the same or any part thereof lies, as may be appropriate under Canadian law.

“B: All movable facilities built or provided in Canada by the Government of the United States shall within one year after the cessation of hostilities, unless otherwise agreed by the two Governments, at the option of the United States Government:

(1) be removed from Canada;

or

(2) be offered for sale to the Government of Canada, or with the approval of the Government of Canada, to the Government of the appropriate Province at a price

to be fixed by a Board of two appraisers, one to be chosen by each country and with power to select a third in the case of disagreement.

“C: In the event that the United States Government has foregone its option as described in B (1), and the Canadian Government or the Provincial Government decides to forego its option as described in B (2), the facility under consideration shall be offered for sale in the open market, any sale to be subject to the approval of both Governments.

“D: In the event of no sale being concluded the disposition of such facility shall be referred for recommendation to the Permanent Joint Board on Defense or to such other agency as the two Governments may designate.

“The principles outlined above shall reciprocally apply to any defense projects and installations which may be built in the United States by the Government of Canada.

“All of the foregoing provisions relate to the physical disposition and ownership of projects, installations, and facilities and are without prejudice to any agreement or agreements which may be reached between the Governments of the United States and Canada in regard to the post-war use of any of these projects, installations, and facilities.”

It gives me pleasure to inform you that the Canadian Government has also approved this Recommendation and has so informed the Permanent Joint Board on Defence.

Accept, Sir, the renewed assurances of my highest consideration.

MACKENZIE KING

*Secretary of State  
for External Affairs.*

The CHARGÉ D'AFFAIRES AD INTERIM,  
*United States Legation,  
Ottawa, Canada.*

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