

such easements as estimated by the Chief of Engineers shall have been obtained at prices deemed reasonable by the Chief of Engineers and not exceeding in the aggregate \$2,250,000 for said 75 per centum of said easements with respect to the floodway west of the Atchafalaya River: *Provided further*, That easements required in said West Atchafalaya Floodway in connection with roads and other public utilities owned by States or other political subdivisions shall be provided without cost to the United States upon condition that the United States shall provide suitable crossings, including surfacing of like character, over floodway guide-line levees for all improved roads in said West Atchafalaya Floodway now constituting a part of the State highway system, and shall repair all damage done to said highways within said West Atchafalaya Floodway by the actual use of such floodway for diversion: *Provided further*, That no flowage easements shall be paid for by the United States over properties subject to frequent overflow in the Atchafalaya Basin below the approximate latitude of Krotz Springs: *Provided further*, That payment for rights-of-way, easements, and flowage rights acquired under this section, or reimbursement to the States or local interests furnishing them, shall be made as soon as the Chief of Engineers is satisfied that such rights-of-way, easements, or flowage rights have been acquired in conformity with local custom or legal procedure in such matters; and, thereafter, no liability of any kind shall attach to or rest upon the United States for any further damage by reason of diversions or flood waters: *And provided further*, That if the Secretary of Agriculture shall determine to acquire any of the properties within the floodways herein referred to, for national forests, wildlife refuges, or other purposes of his Department, the Secretary of War may, upon recommendation by the Chief of Engineers, in lieu of acquiring flowage rights, advance to or reimburse the said Secretary of Agriculture sums equal to those that would otherwise be used for the purchase of easements desired by the War Department and the Secretary of Agriculture is authorized to use these sums for the purpose of acquiring properties in the floodways in question.

Easements in connection with State roads, etc.

Construction of crossings; repair of damages, etc.

Easements over properties subject to overflow in Atchafalaya Basin.
Payments.

No Federal liability for flood damages.

Use of sums for acquiring land for national forests, etc.

SEC. 13. That \$272,000,000 is hereby authorized to be appropriated for the carrying out of the modified adopted project, and all unexpended balances of appropriations heretofore made for the prosecution of said flood-control project are hereby made available for the purposes of this Act.

Appropriation authorized.
Unexpended balances available.

SEC. 14. If any provision of this Act, or the application thereof, to any person or circumstances, is held invalid, the remainder of the Act, and the application of such provisions to other persons or circumstances, shall not be affected thereby.

Separability provision.

Approved, June 15, 1936.

[CHAPTER 549.]

AN ACT

Limiting the operation of sections 109 and 113 of the Criminal Code and section 190 of the Revised Statutes of the United States with respect to counsel in certain cases.

June 15, 1936.

[S. 3781.]

[Public, No. 679.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the employment of Angus D. MacLean as an attorney or counselor specially employed, retained, or appointed by the Attorney General or under authority of the Department of Justice to assist in the prosecution of the case pending in the Supreme Court of the United States entitled "The Sugar Institute, Incorporated, and others, appellants, against The United States of America" (docket numbered 268, October term,

Criminal Code.
Vol. 35, p. 1107;
U. S. C., pp. 734, 735.
R. S., sec. 190, p. 30.
Operation of designated sections limited with respect to counsel in certain cases.

1935), or the investigation and prosecution of any case pending either in the Federal or State courts, in the western district of North Carolina, involving lands owned or claimed by the Eastern Band of Cherokee Indians, or by the United States in their behalf, or other public lands owned or involved in litigation in such western district of North Carolina shall not be construed to be employment within the meaning of sections 109 and 113 of the Criminal Code of the United States, as amended (U. S. C., title 18, secs. 198 and 203), or section 190 of the Revised Statutes of the United States (U. S. C., title 5, sec. 99).

Approved, June 15, 1936.

[CHAPTER 550.]

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 Public Health 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 Treasury may consider, ascertain, adjust, and determine any claim accruing after the approval of this Act, on account of damages occasioned by collisions or incident to the operation of vessels of the United States Coast Guard or of the United States Public Health Service, and for which damage the said vessels shall be found to be responsible, and such amount as may be ascertained and determined to be due any claimant, not exceeding \$3,000 in any one case, shall be certified 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 each claim, the amount claimed, and the amount allowed: *Provided*, That no claim shall be considered under this Act unless presented to the Secretary of the Treasury within one year from the date of the accrual of said claim: *Provided further*, That acceptance by any claimant of the amount determined to be due under the provisions of this Act shall be deemed to be in full and final settlement of such claim against the Government of the United States.

Approved, June 15, 1936.

[CHAPTER 551.]

AN ACT

To authorize the Secretary of War to set apart as a national cemetery certain lands of the United States Military Reservation of Fort Bliss, Texas.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to set aside in the United States Military Reservation of Fort Bliss, Texas, a plot of land which shall include the existing post cemetery with such boundaries as he may prescribe therefor as a national cemetery, which hereafter shall be cared for and maintained as a national cemetery under the laws relating to the same.

Approved, June 15, 1936.

June 15, 1936.

[S. 3818.]

[Public, No. 680.]

Coast Guard and Public Health Service. Damages resulting from operation of vessels of.

Adjustment and settlement of claims; limitation on amount.

Certification to Congress.

Provisos. Time limitation for presenting.

Acceptance deemed settlement in full.

June 15, 1936.

[S. 4265.]

[Public, No. 681.]

Fort Bliss, Tex. Portion of, authorized to be set aside as national cemetery.